

**MODIFICATION TO
Order of Control Measures on Property**
Issued on August 18, 2017

Date: September 28, 2017

To: [REDACTED]

Property: [REDACTED]

Purpose: To minimize the probability of additional cases of infection with Legionella Bacteria

Pursuant to Texas Health & Safety Code § 81.084, I, the Local Health Authority for the Waco-McLennan County Public Health District (WMCPHD) hereby issues this MODIFIED order, imposing the control measures listed in Exhibit "A" on the Property.

Based on information and belief, you are the owner of the [REDACTED]
[REDACTED]

This order is being issued based on reasonable cause to believe that the property is or may be infected or contaminated by a communicable disease that could constitute a threat to the public health.

You are hereby ordered to authorize entry to and submit the property to investigation by the Department of State Health Services and/or the Local Health Authority. The property at issue may not be moved, caused to move, or allowed to move from its current location until authorization is received from the Department of State Health Services or Local Health Authority.

Additional information regarding any technically feasible control measures to be implemented will be provided to you in a timely manner.

If you have any questions, information, or concerns or if you are not the owner, person in control, or registered agent for the property, please contact WMCPHD at WacoEpi@wacotx.gov.

Failure to abide by this order and further instructions from the WMCPHD and/or the Local Health Authority may result in criminal penalties and/or further legal action.

This MODIFIED order is issued under my authority as the Local Health Authority for the Waco-McLennan County Public Health District on this the 28 day of September, 2017.



Farley E. Verner, M.D.

Local Health Authority, Waco-McLennan County Public Health District

City of Bellmead
City of Beverly Hills
City of Bruceville-Eddy
City of Crawford
City of Gholson
City of Golinda
City of Hallsburg
City of Hewitt
City of Lacy-Lakeview
City of Leroy
City of Lorena
City of Mart
City of McGregor
City of Moody
City of Riesel
City of Robinson
City of Ross
City of Waco
City of West
City of Woodway
McLennan County

EXHIBIT "A"

To minimize the likelihood of 1) additional infection of residents, employees, or visitors to [REDACTED] the infectious agent that causes Legionnaire's Disease (*Legionella pneumophila*), and 2) the building's water system becoming contaminated with *Legionella pneumophila*, the following control measures shall be instituted:

I. Administrative Control Measures

- A. Immediately notify the Epidemiology Program at WMCPHD via email (WacoEpi@wacotx.gov) if [REDACTED] is unable to comply with any component of the Control Order(s)

II. Disease Surveillance Control Measures

- A. Immediately notify the WMCPHD via the 24/7 Diseases Reporting Line 254-750-5411 of any suspected or confirmed cases of Legionellosis and any known guests, staff, volunteers, and regular visitors exhibiting any symptoms compatible with *Legionella* infection.

III. Environmental Health Control Measures

A. Inspection of Water Supply Systems Within Facility

1. The hotel's water system shall be tested for *Legionella pneumophila* according to the Water Management Plan devised by N [REDACTED] to verify the effectiveness of treatment on the hotel's water system. Said water management program shall require routine testing for *Legionella pneumophila* using culture methods, said routine testing shall be performed at least quarterly, and said Program shall remain in place through the termination date of this Order.
 - If the hotel's contract with Nalco Water terminates early for any reason, then immediately implement and maintain an ASHRAE 188-compliant water management program with another environmental consultant who is capable of *Legionella* environmental testing at an ELITE-certified lab (or who is able to subcontract with such a lab.) Said water management program shall require routine testing for *Legionella pneumophila* (using culture methods), said routine testing shall be performed at least quarterly, and said Program shall remain in place through the termination date of this Order.
2. At a minimum, each routine set of tests shall include a representative sample of the building's water system including but not limited to the following locations:
 - Distal, mesial, and proximal locations from the hot water heaters
 - Hot water heaters
 - Hot tub
3. Provide results of all water testing to the WMCPHD (via email to the Epidemiology Program (WacoEpi@wacotx.gov)) within one business day of the hotel's receipt of said results.
4. Inform WMCPHD within one business day of all remediation measures via email to the Epidemiology Program (WacoEpi@wacotx.gov).

IV. Notification:

- A. As of Thursday, September 28, 2017 at 11:30 am, [REDACTED] does not need to provide a Public Health Information Bulletin to employees or guests
- B. If water samples collected from the hotel's water system test positive for *Legionella pneumophila* at any time, appropriate remediation measures should be put in place and this Order may be further modified.

V. Completion of Control Order

When all components of this Order have been satisfied and in the absence of any additional lab confirmed cases of Legionellosis, this Control Order will terminate, effective August 31, 2020. A new or amended control order may be issued if a new report of a lab-confirmed case that is epidemiologically linked to [REDACTED] is received by WMCPHD.