

**IN THE MATTER OF THE PUBLIC HEALTH ACT - ALBERTA**  
**ORDER OF AN EXECUTIVE OFFICER**

**To:** VRRRI  
3304 33 Street N.W.  
Calgary, Alberta T2L 2A6  
(the “**Owner**”)

**Re:** The Swimming Pool located in Calgary, Alberta and municipally described as:  
  
3304 33 Street N.W.  
Calgary, Alberta

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted swimming pool pursuant to the provisions of the **Public Health Act**, RSA 2000, c. P-37, as amended;

AND WHEREAS such inspection disclosed that the following conditions exist in and about the above noted swimming pool which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. The presence of *Pseudomonas aeruginosa* in a microbiological sample collected on November 17, 2009 and two subsequent invalid samples collected on November 21 and 24, 2009.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Swimming Pool, Wading Pool and Water Spray Park Regulation, Alberta Regulation 293/2006 exist in and about the above noted swimming pool, namely:

- a. The presence of *Pseudomonas aeruginosa* in a microbiological sample collected on November 17, 2009 and two subsequent invalid samples collected on November 21 and 24, 2009. This is in contravention of Section 16(b), which states that “the quality of water in a pool must be maintained so that samples of the water do not show the presence of *Pseudomonas aeruginosa*”.

AND WHEREAS by virtue of the foregoing, the above noted premises are hereby declared to be **closed**;

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the Owner **immediately close** the above noted swimming pool and secure it from unauthorized entry.

2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted swimming pool, namely:
  - a. Treat the swimming pool water to eliminate any possible source of contamination and then chemically balance the swimming pool.
  - b. Submit to the Provincial Laboratory of Public Health (Microbiology) within 24 hours of collection, a properly labelled sample of the water in the pool
3. That until such time as the work referred to in paragraph 2 is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, and until such time as a water sample from paragraph 2b is confirmed to be satisfactory, the above noted swimming pool shall remain closed and secured from unauthorized entry.

Dated at Calgary, Alberta, this 25<sup>th</sup> day of November, 2009.

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Vicki Wearmouth, CPHI(C)  
Executive Officer  
Alberta Health Services

***Section 5(2) of the Public Health Act provides that a person who is directly affected by this Order and considers himself or herself aggrieved hereby may appeal the same to the Public Health Appeal Board, 24<sup>th</sup> Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 2N3, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.***

***The Owner is advised that the Public Health Act empowers Alberta Health Services to carry out the terms of this Order on the Owner's behalf and at the Owner's expense should the Owner fail to comply with the terms hereof.***

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**Airdrie**

Airdrie Public Health Centre  
604 Main Street South  
Airdrie, AB T4B 3K7  
Phone: 403-912-8400  
Fax: 403-912-8410

**Banff**

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303 Lynx Street  
PO Box 1266  
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**Calgary/Mountain View/Rocky View**

Alberta Health Services, *Southport*  
10101 Southport Rd SW  
Calgary, AB T2W 3N2  
Phone: 403-943-2288  
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**Canmore**

Canmore Public Health  
#104, 800 Railway Avenue  
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**Claresholm**

Claresholm Public Health  
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**Didsbury**

Didsbury Health Unit  
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**Okotoks**

Okotoks Public Health Centre  
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**Strathmore**

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