

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

To: City Of Calgary
PO Box 2100; Postal Station Main
Calgary, Alberta T2P 2M5

Calgary Outdoor Swimming Pool Association
426, 918 16 Avenue NW
Calgary, Alberta T2M 0K3

Benchmark Projects Ltd.
84 Elizabeth Street
Okotoks, Alberta T1S 1B2
and
Box 1117
Okotoks, Alberta, T1S 1B2

Re: The Swimming Pool located in Calgary, Alberta and municipally described as:
Variety Spray Park, 8603 24 Street S.W., Calgary, Alberta T2S 1R4

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. Two consecutive bacteriological water samples taken on July 6, 2011 and on July 8, 2011 had Total Coliforms present in the 100 millilitre sample.

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. Two consecutive bacteriological water samples taken on July 6, 2011 and July 8, 2011 had Total Coliforms present in the 100 millilitre sample. This is in contravention to Section 16 (c) of the Swimming Pool, Wading Pool and Water Spray Park Pool Regulation.

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. Submit a water sample for microbial analysis to the Provincial Laboratory of Public Health (Microbiology) for testing. A satisfactory water result must be received by AHS prior re-opening.
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, the above noted swimming pool shall remain closed and secured from unauthorized entry.

Dated at Calgary, Alberta, this 12 day of July, 2011, confirming a verbal order issued on July 11, 2011.

Katarina Arendas
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, 24th 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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