

## **ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE**

**To:** **City of Calgary Parks & Recreation**  
“the Owner”

**RE:** The “pool” located in Calgary, Alberta and municipally described as:  
Variety Park Spray Park, 90 Ave and 24 St SW

**WHEREAS** I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted premises 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 premises which are or may become injurious or dangerous to the public health or which might hinder in any manner the prevention or suppression of disease, namely:

- a. The bacteriological water sample taken on July 8, 2025 had a heterotrophic plate count of 2030 colony forming units per milliliter in a 100 milliliter sample.
- b. The bacteriological water sample taken on July 14, 2025 had a heterotrophic plate count of 2230 colony forming units per milliliter in a 100 milliliter sample.
- c. The bacteriological water sample taken on July 15, 2025 had a heterotrophic plate count of 250 colony forming units per milliliter in a 100 milliliter sample.
- d. The bacteriological water sample taken on July 18, 2025 had a heterotrophic plate count of 970 colony forming units per milliliter in a 100 milliliter sample.

**AND WHEREAS** such inspection disclosed that the following breaches of the Public Health Act and the Public Swimming Pools Regulation, Alberta Regulation 204/2014 and the Pool Standards there under exist in and about the above noted premises, namely:

- a. The bacteriological water sample taken on July 8, 2025 had a heterotrophic plate count of 2030 colony forming units per milliliter in a 100 milliliter sample. This is in contravention of Section 6.1(a) of the Alberta Swimming Pool Standards July 2014 (Amended January 2018), which states that “The quality of water in a public swimming pool must be maintained so that the water does not have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 milliliter sample.”
- b. The bacteriological water sample taken on July 14, 2025 had a heterotrophic plate count of 2230 colony forming units per milliliter in a 100 milliliter sample. This is in contravention of Section 6.1(a) of the Alberta Swimming Pool Standards July 2014 (Amended January 2018), which states that “The quality of water in a public swimming pool must be maintained so that the water does not have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 milliliter sample.”
- c. The bacteriological water sample taken on July 15, 2025 had a heterotrophic plate count of 250 colony forming units per milliliter in a 100 milliliter sample. This is in contravention of Section 6.1(a) of the Alberta Swimming Pool Standards July 2014 (Amended January 2018), which states that “The quality of water in a public swimming pool must be

maintained so that the water does not have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 milliliter sample.”

- d. The bacteriological water sample taken on July 18, 2025 had a heterotrophic plate count of 970 colony forming units per milliliter in a 100 milliliter sample. This is in contravention of Section 6.1(a) of the Alberta Swimming Pool Standards July 2014 (Amended January 2018), which states that “The quality of water in a public swimming pool must be maintained so that the water does not have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 milliliter sample.”

**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 premises.
2. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
  - a. Treat the spray park water to eliminate any source of contamination.
  - b. Submit a bacteriological water sample from the spray park to the Provincial Laboratory.
3. That until such time as the work referred to above is completed to the satisfaction of an Executive Officer of Alberta Health Services; and the water sample in paragraph 2(b) is satisfactory, the above noted premises shall remain closed.

The above conditions were noted at the time of inspection and may not necessarily reflect all deficiencies. You are advised that further work may be required to ensure full compliance with the Public Health Act and regulations, or to prevent a public health nuisance.

DATED at Calgary, Alberta, July 22, 2025.

Confirmation of a verbal order issued to Madison Hierath on July 21, 2025.

Executive Officer  
Alberta Health Services

You have the right to appeal

A person who      a) is directly affected by a decision of a Regional Health Authority, and  
                             b) feels himself aggrieved by the decision

may appeal the decision by submitting a Notice of Appeal form within ten (10) days after receiving the order to:

**Order of an Executive Officer – Notice of Closure**

**RE: The Spray Park located in Calgary, Alberta and municipally described as: Variety Park Spray Park, 90 Ave and 24 St SW  
Calgary**

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Public Health Appeal Board  
c/o Central Reception  
Main Floor, ATB Place North Tower  
10025 Jasper Avenue NW  
Edmonton, Alberta, T5J 1S6  
Phone: 780-222-5186  
Fax: 780-422-0914  
Email: [HealthAppealBoard@gov.ab.ca](mailto:HealthAppealBoard@gov.ab.ca)  
Website: <https://www.alberta.ca/public-health-appeal-board.aspx>

A Notice of Appeal form may be obtained by contacting the Public Health Appeal Board or visiting their website.

**Health Legislation, Regulations and Standards**

Electronic versions of the Public Health Act and Regulations are available at the Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Health Legislation and regulations are available for purchase. Please contact Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

**Copies of standards are available by visiting:** <https://www.alberta.ca/health-standards-and-guidelines.aspx>

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**Calgary • Southport • Environmental Public Health**

**10101 Southport Road SW, Calgary, Alberta, Canada T2W 3N2**

**<https://www.ahs.ca/eph>**