

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Tacada Deveraux Sherwood Park LP
"the Owner"

RE: The "pool" located in Sherwood Park, Alberta and municipally described as:
The Arc at Emerald hills 130 Ebony Drive, T8H 2Y2.

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have conducted an inspection and received a report about the above noted premises pursuant to the provisions of the Public Health Act, RSA 2000, c. P-37, as amended;

AND WHEREAS such inspection and report 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 water sample collected July 10, 2025, tested positive for a Heterotrophic Plate count of 390 CFU/mL.
- b. The water sample collected July 15, 2025, tested positive for a Heterotrophic Plate count of 190 CFU/mL.
- c. The water sample collected July 22, 2025, tested positive for a Heterotrophic Plate count of 320 CFU/mL.
- d. The deck cleansing shower was not functional as of the inspection conducted on May 29, 2025.

AND WHEREAS such inspection and report 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 water sample collected July 10, 2025, tested positive for a Heterotrophic Plate count of 390 CFU/mL. This is in contravention of Section 19(2) of the Public Swimming Pools Regulation, which states that "if microbiological testing indicates that the requirements of this Regulation or the Pool Standards are not met, the owner, the owner's agent, if any, or the pool operator must immediately take steps to ensure that the requirements are met." As well as Section 6(1) of the Pool Standards, which states that "the quality of water in a public swimming pool must be maintained so that the water does not: a) have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 millilitre sample."
- b. The water sample collected July 15, 2025, tested positive for a Heterotrophic Plate count of 190 CFU/mL. This is in contravention of Section 19(2) of the Public Swimming Pools Regulation, which states that "if microbiological testing indicates that the requirements of this Regulation or the Pool Standards are not met, the owner, the owner's agent, if any, or the pool operator must immediately take steps to ensure that the requirements are met." As

- well as Section 6(1) of the Pool Standards, which states that “the quality of water in a public swimming pool must be maintained so that the water does not: a) have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 millilitre sample.”
- c. The water sample collected July 22, 2025, tested positive for a Heterotrophic Plate count of 320 CFU/mL. This is in contravention of Section 19(2) of the Public Swimming Pools Regulation, which states that “if microbiological testing indicates that the requirements of this Regulation or the Pool Standards are not met, the owner, the owner’s agent, if any, or the pool operator must immediately take steps to ensure that the requirements are met.” As well as Section 6(1) of the Pool Standards, which states that “the quality of water in a public swimming pool must be maintained so that the water does not: a) have a heterotrophic plate count greater than 100 colony forming units per milliliter in a 100 millilitre sample.”
 - d. The deck cleansing shower was not functional as of the inspection conducted on May 29, 2025. This is in contravention of Section 11.2.1 of the Pool Standards, which state that “bathers must take a shower using soap prior to entering the public swimming pool.”

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. Implement the steps required in the Water Quality Incident Response plan to reduce the Heterotrophic Plate count to acceptable limits.
 - b. Repair pool deck shower so that it is functional.
 - c. Submit a bacteriological water sample. Satisfactory microbiological results must be confirmed.
3. That until such time as the work referred to above is completed to the satisfaction of an Executive Officer of Alberta Health Services; the above noted premises shall remain closed.

The above conditions were noted at the time of the inspection and receipt of the report 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 Strathcona County, Alberta, July 24, 2025.

Confirmation of a verbal order issued to Mehran Saadat on July 24, 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:

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
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>

Sherwood Park • Strathcona Community Health Centre • Environmental Public Health

2 Brower Drive, Sherwood Park, AB T8H 1V4

www.ahs.ca/eph