



OF THE MUNICIPAL DISTRICT OF OPPORTUNITY NO. 17 In the Province of Alberta

A bylaw for the COVID-19 Pandemic Response in MD of Opportunity

WHEREAS Council has declared State of Local Emergency that an Emergency exists in the MD of Opportunity as a result of the pandemic spread of COVID-19;

WHEREAS Council is authorized to exercise all powers necessary to deal effectively with the emergency.

NOW, THEREFORE, the Council of the Municipal District of Opportunity No. 17, duly assembled, enacts as follows:

1. The purpose of this bylaw is to temporarily mandate the wearing of face coverings in indoor public places and public vehicles for Wabasca, Calling Lake, Sandy Lake, Chipewyan Lake, Red Earth Creek, Trout Lake and Peerless Lake.
2. In this By-law,
 - a. "face mask" means a medical or non-medical mask or other face covering that fully covers all of the nose, mouth, and chin;
 - b. "public place" means any property, whether publicly or privately owned, to which members of the public have access as of right or by express or implied invitation, whether on payment of any fee or not;
 - c. "violation ticket" has the same meaning as defined in the *Provincial Offences Procedure Act*, RSA 2000, c P-34.
3. The marginal notes and headings in this bylaw are for ease of reference only.
4. Section 4 does not apply to the following persons:
 - (a) persons under the age of 2;
 - (b) persons who are unable to place, use or remove a face mask without assistance
 - (c) persons unable to wear a face mask due to a mental or physical concern or limitation, or protected ground under the Alberta Human Rights Act;
 - (d) persons consuming food or drink in designated seating areas or as part of religious or spiritual ceremony;
 - (e) persons engaged in water activities or physical exercise;
 - (f) persons providing care or assistance to a person with a disability where a face mask would hinder that caregiving or assistance;
 - (g) persons engaging in service that require the temporary removal of face mask
5. Section 4 does not apply to the following places:
 - (a) Schools and other education facilities
 - (b) Hospitals and health-care facilities;
 - (c) Childcare facilities and areas exclusively accessed or used by the public place's employees or a public vehicle operator, provided that physical barriers or physical distancing practices are implemented between any person not required to wear a face mask by operation and any other person.
6. Offences
 - 6.1 A person who contravenes this bylaw is guilty of an offence.
 - 6.2 A person found guilty of an offence under this bylaw is liable to a fine an amount not less that \$100.
 - 6.3 If a Violation Ticket / and or Municipal Tag is issued in respect of an offence, the Violation Ticket may:
 - 6.3.1 specify the fine amount established by this Bylaw for the offence; or
 - 6.3.2 require a person to appear in Court without the alternative of making a voluntary payment.
 - 6.4 A person who commits an offence may:
 - 6.4.1 If a Violation Ticket / and or Municipal Tag is issued in respect of the offence; and
 - 6.4.2 If the Violation Ticket/ and or specifies the fine amount established by this Bylaw for the offence, make a voluntary payment equal to the specified fine by delivering the Violation Ticket / and or Municipal Tag and the specified fine to the Provincial Court.


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6.5 A person who commits an offence may, if a violation ticket is issued specifying the fine amount established by this bylaw for the offence, make a voluntary payment equal to the specified fine amount.

7. A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this Bylaw, and is not to affect the balance of this Bylaw. Enhanced officer to enforce and here are the fines in addition to Public Health Orders.

Read a first time this 1st day of September 1, A.D., 2020.

Read a second time this 1st day of September 1, A.D., 2020.

Moved and passed unanimously that the "Public Mask Bylaw", be presented for third and final reading.

Read a third time and finally passed this 1st day of September A.D., 2020



Reeve, Marshall D. Auger



Chief Administrative Officer, Chad Tullis



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