

CITY OF BEAUMONT
Bylaw Number 984-20

TEMPORARY FACE COVERINGS BYLAW

A BYLAW OF THE CITY OF BEAUMONT, IN THE PROVINCE OF ALBERTA, TO ESTABLISH THE REQUIREMENT OF WEARING FACE COVERINGS INSIDE CITY FACILITIES, PUBLIC PREMISES, AND PUBLIC VEHICLES.

WHEREAS on March 11, 2020 the World Health Organization declared a global pandemic related to the spread of the COVID-19 virus;

AND WHEREAS the World Health Organization, Chief Public Health Officer for Canada and the Chief Medical Officer of Health for Alberta, have identified face coverings as a way to reduce the risk of spreading COVID-19 in circumstances where physical distancing may not be possible;

AND WHEREAS pursuant to section 7 of the *Municipal Government Act*, R.S.A. 2000, c. M-16 a council of a municipality may pass bylaws respecting: the safety, health and welfare of people and the protection of people and property;

AND WHEREAS Council considers it expedient and desirable for the health, safety, and welfare of the employees, residents, and visitors of the City of Beaumont to require the wearing of face coverings inside all City Facilities, Public Premises, and in Public Vehicles;

NOW THEREFORE, pursuant to the provisions of the *Municipal Government Act*, the Council of the City of Beaumont, duly assembled, enacts as follows:

1. TITLE

This bylaw shall be cited as the "Temporary Face Coverings Bylaw."

2. DEFINITIONS

In this bylaw:

- A. "Face Covering" means a mask or other face covering that covers the mouth, nose and chin ensuring a barrier that limits the transmission of infectious respiratory droplets;
- B. "City Facility" means:
 - a. City Hall;
 - b. Library;
 - c. Ken Nichol Regional Recreation Centre (KNRRC);
 - d. Chantal Berube Youth Centre (CBYC);
 - e. Fire Hall;
 - f. RCMP Detachment;
 - g. Collaborative Business Innovation Centre (COBIC);
 - h. Beaumont Sport and Recreation Centre (BSRC);
 - i. Centre Communautaire Beaumont Community Centre (CCBCC);

- j. Family and Community Support Services (FCSS); and
 - k. Operations Facility.
- C. "Peace Officer" means a member of a police service as per the Police Act, R.S.A. 2000, c. P-17, a Community Peace Officer appointed by the City as per the Peace Officer Act, S.A. 2006, c. P-3.5, and a Bylaw Officer, appointed by the City, pursuant to the Municipal Government Act, R.S.A. 2000, c. M-26;
- D. "Public premises" means all or any part of a building, structure or other enclosed area to which members of the public have access as of right or by express or implied invitation but excludes any premises for which there is an enrollment or membership requirement in order to access it;
- E. "Public vehicle" means a bus, taxi or other vehicle that is used to transport members of the public for a fee;
- F. "Violation Ticket" means any ticket which is authorized under the Provincial Offences Procedures Act, and any other enactment, and which is issued for any bylaw offence.

3. INTERPRETATION

- A. All schedules attached to this Bylaw form part of this Bylaw.
- B. Headings or sub-headings are inserted for ease of reference and guidance purposes only and do not form part of this Bylaw.
- C. Where this Bylaw cites or refers to any act, regulation, code or other bylaw, the citation or reference is to the act, regulation, code or other bylaw as amended, whether amended before or after the commencement of this Bylaw, and includes reference to any act, regulation, code or other bylaw that may be substituted in place.
- D. Each provision of this Bylaw is independent of all other provisions, and if any provision is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this Bylaw remain valid and enforceable.
- E. Nothing in this Bylaw relieves a person from complying with any provision of any federal, provincial or municipal law or regulation or any requirement of any lawful permit, order or license.

4. PROHIBITION

- A. A person must wear a face covering in a city facility.
- B. A person must wear a face covering in a public vehicle.
- C. A person must wear a face covering in a public premises.

5. EXCEPTIONS

Section 4 does not apply to:

- A. Persons under two (2) years of age or a person who is under five (5) years of age, chronologically or developmentally, and who refuses to wear a face covering and cannot be persuaded to do so by their caregiver;
- B. Persons with an underlying medical condition or disability which inhibits their ability to wear a face covering;
- C. Persons who are unable to place, use, or remove a face covering safely without assistance;
- D. Persons who are caregiving for or accompanying a person with a disability where wearing a face covering would hinder the accommodation of the person's disability;
- E. Persons engaging in an athletic or fitness activity;
- F. Persons who are seated at a table or bar at a public premises that offers food or beverage services;
- G. Employees of the City of Beaumont that are not in direct contact with the public;
- H. Employees, children, and parents or guardians in child care facilities; and
- I. Volunteers Firefighters while acting in an official capacity for the City of Beaumont and are not in direct contact with the public.

6. PENALTIES AND ENFORCEMENT

- A. A person who contravenes any provision of this Bylaw is guilty of an offence and shall be liable to the specified penalty set out in Schedule A.
- B. A Peace Officer may issue a Violation Ticket with a specified penalty pursuant to the Provincial Offences Procedure Act, R.S.A. 2000.
- C. Where a Provincial Violation Ticket is issued, a voluntary payment equal to the specified fine amount may be made as directed.
- D. Nothing in this Bylaw shall preclude a Peace Officer from issuing a Violation Ticket for a mandatory court appearance to any person who contravenes any provision of this Bylaw.
- E. In the case of an offence that is of an continuing nature, a contravention of a provision of this Bylaw constitutes a separate offence with respect to each day, or part of a day, during which the contravention continues, and a person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such separate offence.

7. FORCE AND EFFECT

- A. This Bylaw shall come into force and effect August 14, 2020.
- B. This Bylaw will no longer be in effect and revoked at 12:01 a.m. on October 31st, 2020, unless extended by Council through resolution.

READ A FIRST TIME IN COUNCIL THIS 30th DAY OF JULY, 2020.

READ A SECOND TIME IN COUNCIL THIS 10th DAY OF AUGUST, 2020.

READ A THIRD TIME IN COUNCIL THIS 10th DAY OF AUGUST, 2020.



Mayor



City Clerk

Schedule A
Offences and Penalties

Section	Offence	Fine
4 A	Failure to wear a Face Covering in a City Facility	\$50.00
4 B	Failure to wear a Face Covering on Public Vehicle	\$50.00
4 C	Failure to wear a Face Covering in Public Premises	\$50.00