

**STRATHCONA COUNTY
BYLAW 53-2021
TEMPORARY MANDATORY FACE COVERINGS BYLAW**

Council enacts:

PART I – PURPOSE, DEFINITIONS, AND INTERPRETATION

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| Purpose | 1 The purpose of this bylaw is to temporarily mandate the wearing of face coverings in indoor public places and public vehicles. |
| Definitions | 2 In this bylaw: <ul style="list-style-type: none">(a) "face covering" means a medical or non-medical mask or other face covering that fully covers the nose, mouth, and chin;(b) "public place" means any property or portion of a 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) "public vehicle" means a motor vehicle used or offered for the transportation of at least one passenger in return for a fee, and includes but is not limited to motor vehicles typically referred to as buses, taxis, shuttles, transportation network vehicles, and limousines; and(d) "violation ticket" has the same meaning as defined in the <i>Provincial Offences Procedures Act</i>, RSA 2000, c P-34. |
| Interpretation | 3 The headings, titles, and margin notes in this bylaw are for ease of reference only. |

PART II – FACE COVERINGS

- Face Coverings
Mandatory
- 4 A person must wear a face covering at all times while in an indoor, enclosed, or substantially enclosed public place or in a public vehicle.
- Exceptions
- 5 Section 4 does not apply to the following persons:
- (a) persons under two years of age;
 - (b) persons who are unable to place, use, or remove a face covering without assistance;
 - (c) persons unable to wear a face covering due to a mental or physical concern or limitation, or a protected ground under the *Alberta Human Rights Act*, RSA 2000, c A-25.5, as may be amended;
 - (d) persons consuming food or drink in designated seating areas or as part of a religious or spiritual ceremony;
 - (e) persons engaged in physical activities, water activities or the paid supervision of water activities, or attending within a sauna or steam room;
 - (f) persons providing care or assistance to a person with a disability where a face covering would hinder that caregiving or assistance;
 - (g) persons engaging in services that require the temporary removal of a face covering;
 - (h) persons participating in a dance, theatrical or musical public performance, if participants in the performance do not enter the areas where the public is viewing the performance;
 - (i) persons attending a social gathering where attendees are able to maintain at least two metres of physical distance from each other (unless they are members of the same household);
 - (j) persons actively participating in a marriage ceremony (including marrying couple, officiant, witnesses and attendants);
 - (k) persons providing or receiving a service that requires

personal consultation if that activity occurs in a closed office or meeting room and all participants in the personal consultation are able to maintain physical separation of at least two metres from each other; and

(l) persons separated from others by physical barriers or shields such as plexiglass.

6 Section 4 does not apply to the following places:

(a) schools and other educational facilities;

(b) hospitals and health-care facilities;

(c) child care facilities; and

(d) areas exclusively accessed or used by the public place's employees or a public vehicle operator, or platform and stage areas in places of worship during worship services, provided that a physical barrier or physical distance of two metres is maintained between any person not required to wear a face covering by operation of this exception and any other person.

PART III – ENFORCEMENT

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| Offence | 7 A person who contravenes this bylaw is guilty of an offence. |
| Fines | 8 A person found guilty of an offence under this bylaw is liable for a fine in an amount not less than \$100. |
| Violation Ticket | 9 (1) If a violation ticket is issued for an offence under this bylaw, the violation ticket may:

(a) specify the fine amount for the offence; or

(b) require a person to appear in court without the alternative of making a voluntary payment.

10 (2) A person who commits an offence may make a voluntary payment equal to the specified fine amount, if the violation ticket was issued with a specified amount. |

PART III – GENERAL

Effective Date 11 This bylaw comes into effect on September 3, 2021, or upon being given third reading and signed, whichever is later.

Repeal Date 12 This bylaw is repealed on December 31, 2021.

FIRST READING: September 1, 2021

SECOND READING: September 1, 2021

THIRD READING: September 1, 2021

SIGNED THIS 7 day of September 2021.

Rod Frank

MAYOR

Mavis Nathoo

DIRECTOR, LEGISLATIVE AND LEGAL SERVICES