

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO AMEND BY-LAW 2020-46 BEING A BY-LAW  
TO REQUIRE MANDATORY FACE COVERINGS IN  
ENCLOSED PUBLIC PLACES DURING  
THE COVID-19 PANDEMIC

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WHEREAS the declaration of emergency made jointly on April 3, 2020, by The Regional Municipality of Niagara and Niagara's 12 local area municipalities under s 7.0.1 (1) of the Emergency Management and Civil Protection Act remains in effect;

WHEREAS public health authorities at the Federal and Provincial level have mandated that persons wear face coverings in public where physical distancing cannot be maintained;

WHEREAS subsection 8(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that the powers of a municipality shall be interpreted broadly so as to confer broad authority to enable it to govern its affairs as it considers appropriate and to enhance its ability to respond to municipal issues;

WHEREAS The Regional Municipality of Niagara has the authority to enact by-laws for the health, safety and well-being of persons pursuant to section 11 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended; and

WHEREAS By-law 2020-46 being a temporary by-law to require mandatory face coverings in enclosed public places during the COVID-19 pandemic was passed on July 23, 2020, and remains in effect, to protect the health, safety, and well-being of residents and visitors to Niagara Region as the Province reopens to require individuals to wear a face covering while in certain enclosed public spaces to assist in reducing the spread of COVID-19 in the Region.

WHEREAS the Council of The Regional Municipality of Niagara wishes to amend By-law 2020-46 to extend the repeal date as COVID-19 continues to be a significant public health concern that has been exacerbated by the increase in spread of COVID-19 variants that spread more quickly and may result in more severe illness, but that can be mitigated by the proper wearing of face coverings.

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That Section 8 of By-law 2020-46 be amended to read as follows:

This by-law shall automatically expire upon the revocation, repeal or removal of requirements related to the wearing of face coverings as may be prescribed by Orders issued pursuant to the Reopening Ontario (A Flexible Response to COVID-19) Act, 2020, S.O. 2020, c. 17 from time to time.

2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

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James Bradley, Regional Chair

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Ann-Marie Norio, Regional Clerk

Passed: <date>