

BYLAW NO. 2020-05
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. This By-law may be cited as "A bylaw for the COVID-19 Pandemic Response in MD of Opportunity.
2. In this By-law,
 - a. "Council" means the Council of the Municipal District of Opportunity No. 17;
 - b. "Curfew" means from 10:00 p.m. to 6:00 a.m. of the following morning for the communities of Wabasca, Calling Lake, Chipewyan Lake and Sandy Lake
 - c. "Emergency Essential Services" means Police, Ambulance, Fire Department and Bylaw Enforcement;
 - d. "Local Businesses" means any business in the MD of Opportunity that a Business licence was awarded;
 - e. "Mass Gathering" means funerals or any other gatherings in any of the public facilities or outdoor venues, indoor gatherings are to be at a maximum of 50 people and outdoor gatherings are to be at a maximum of 100 people within Calling Lake, Sandy Lake, Wabasca and Chipewyan Lake;
 - f. "Minor" means under 18 years of age;
 - g. "Self Isolate" means to stay home for a term of 14 consecutive days, this includes everyone in the household, upon arrival of returning to any of the communities.
3. Council hereby authorizes Chief Administrative Officer, Reeve, Deputy Reeve, Municipal Bylaw Officer and Peace Officers to:
 - a. That the MD of Opportunity enacts a curfew as established within each respective community and is liable for enforcement;
 - b. That the MD of Opportunity will enforce road monitoring activities in respective communities as may be amended by Council from time to time;
 - c. Procure on a first priority basis any clothing, equipment, medical supplies or other essential supplies required to cope with the emergency, for the duration of the emergency;
 - d. Local businesses in any emergency are prohibited to engage in price increases and is liable for enforcement;
 - e. Local businesses are to restrict access to minors at their own discretion;



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- f. Failure to abide to social distancing practices / protocol is liable for enforcement.
 - g. Failure to abide by active Public Health Orders is liable for enforcement;
 - h. Emergency Essential Services are excluded from this Bylaw.
 - i. That at the discretion of Bylaw Officer and Peace Officers to issue violation tickets of Municipal Tags.
 - j. It is an offence under this By-law to fail to comply with any written order issued under section 3 of this Bylaw.
4. This By-law shall come into force and take effect immediately upon declaration of SOLE.
- a. All local business must close one hour prior to curfew, within respective communities
5. Offences
- 5.1 A person who fails to comply with any provision of the Bylaw is guilty of an offence and is liable, upon summary conviction, to the fine specified in Schedule "A," and in default of payment, to imprisonment for up to 6 (six) months.
- 5.2 A Bylaw Enforcement Officer and Peace Officers are hereby authorized and empowered to issue a violation ticket in accordance with the Provincial Offenses Procedure Act to any person whom the Bylaw Enforcement Officer and Peace Officer have reasonable grounds to believe has contravened any provision of the Bylaw.
- 5.3 If a Violation Ticket / and or Municipal Tag is issued in respect of an offence, the Violation Ticket may:
- 5.3.1 specify the fine amount established by this Bylaw for the offence; or
 - 5.3.2 require a person to appear in Court without the alternative of making a voluntary payment.
- 5.4 A person who commits an offence may:
- 5.4.1 If a Violation Ticket / and or Municipal Tag is issued in respect of the offence; and
 - 5.4.2 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.
- 5.5 When a clerk records in the court records the receipt of a voluntary payment pursuant to this Bylaw and the Provincial Offenses Procedure Act, the act of recording receipt of that payment constitutes acceptance of the guilty plea and also constitutes a conviction and the imposition of a fine in the amount of the specified penalty.
- 5.6 Notwithstanding the penalties established in Section 8.1 of this Bylaw, the M.D. may take any actions necessary to enforce this Bylaw including, but not limited to, the suspension or revocation of a business license issued under the Business License Bylaw, the issuance of a Stop Order pursuant to the Municipal Government Act, or any other legal action required to bring about compliance with this Bylaw.


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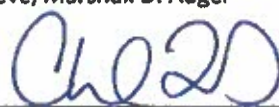
6. A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this Bylaw, and is not to affect the balance of this Bylaw.
Enhanced officer to enforce and here are the fines in addition to Public Health Orders.
7. Once Council removes the State of Local Emergency by resolution Bylaw 2020-05 will no longer be effective and will be deemed void.

Read a first time this 8 day of September A.D., 2020.

Read a second time this 8 day of September A.D., 2020.

Read a third time and finally passed this 9 day of September A.D., 2020



Reeve, Marshall D. Auger


Chief Administrative Officer, Chad Tullis

SCHEDULE A

A person who fails to comply with any provision of the Bylaw is guilty of an offence and is liable, upon summary conviction, to the fine specified as follow:

PENALTIES	SECTION	FINE
Failure to abide Curfew	3.a	\$500
Failure to practice social distancing / protocols	3.e	\$1000
Failure to self isolate	3.g	\$2000



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