

The Corporation of the City of Burlington

City of Burlington By-law 63-2021

A by-law to amend the COVID-19 Mask By-law 62-2020, regulating the wearing of masks or other face coverings within enclosed spaces open to the public and enclosed common areas of apartment and condominium buildings.

File: 110-04-1 (BB-11-21)

Whereas on March 11, 2020 the World Health Organization declared a worldwide pandemic regarding the Novel Coronavirus 19 ("COVID-19 Pandemic"); and

Whereas on March 21, 2020 an emergency was declared by the Mayor of the City of Burlington under the provisions of the *Emergency Management and Civil Protection Act*, R.S.O. 1990, c.E.9 (the "*Emergency Management Act*"), relating to the COVID-19 Pandemic; and

Whereas on July 24, 2020, the Province of Ontario ended the emergency declaration and implemented the *Re-opening Ontario (A Flexible Response to COVID-19) Act, 2020*, R.S.O. 2020, c.17; and

Whereas COVID-19 continues to be present within the City of Burlington and surrounding municipalities, and is a disease that is readily communicable from person to person, even with minimal or no signs of symptoms or illness, and carrying a risk of serious complications such as pneumonia or respiratory failure, multiple organ failure, kidney failure, liver failure, neurological complications, and may result in death; and Whereas there is a growing body of evidence on the effectiveness of masks and face coverings to act as a barrier to prevent the spread of COVID-19; and

Whereas the wearing of masks and face coverings may act as an ongoing visual clue and reminder that public health measures, including hand-washing and maintaining a safe physical distance from others, are still required, that the COVID-19 pandemic is ongoing and that a resurgence of local disease activity remains an ongoing threat; and

Whereas sections 8, 9 and 11 of the *Municipal Act, 2001* authorize the City of Burlington to pass by-laws necessary and desirable for municipal purposes, and in particular, paragraphs 5, 6, and 8 of subsection 11(2) authorize by-laws respecting public assets of the municipality, the economic, social and environmental well-being of City, the health, safety and well-being of persons, the protection of persons and property; and

Whereas on July 13, 2020, Council of The Corporation of the City of Burlington passed By-Law 62-2020, being a By-law to Regulate the Requirement of Wearing of Mask or Other Face Coverings Within Enclosed Spaces Open to the Public;

Now therefore the Council of the Corporation of the City of Burlington hereby enacts as follows:

1. By-law 62-2020 is amended by deleting section 25 in its entirety and replacing it with the following new section 25:

This By-law comes into force on the date of its passing and shall remain in effect until 12:01 a.m. on June 30, 2022, or within 5 business days of when the Province of Ontario repeals their mask mandate, whichever comes first, OR unless extended or revoked by City Council.

2. That in all other aspects, By-law 62-2020 be and is hereby confirmed.

Enacted and passed this 23rd day of November, 2021

Mayor Marianne Meed Ward _____

City Clerk Kevin Arjoon _____