

Municipal Emergency Management By-Law

**Village of Glendon
By-Law # 398/07**

A By-Law of the Village of Glendon of the Province of Alberta To Establish a Municipal Disaster Services Committee and a Municipal Disaster Services Agency

Whereas the Council of the Village of Glendon is responsible for the direction and control of emergency response and is required under the Disaster Services Act, Chapter D-13, Revised Statutes of Alberta 2000, to appoint a Disaster Services Committee and to establish and maintain a Municipal Disaster Services Agency; and

Whereas it is desirable in the public interest, and in the interest of public safety, that such a committee be appointed and such an agency be established and maintained to carry out Council's statutory powers and obligations under the said Disaster Services Act; and

**NOW, THEREFORE THE COUNCIL OF THE VILLAGE OF GLENDON DULY
ASSEMBLED, ENACTS AS FOLLOWS:**

- 1. This By-Law may be cited as the Municipal Disaster Services Agency By-Law.**
- 2. In this By-Law:**
 - a. "Act" means the Disaster Services Act, Chapter D-13, Revised Statutes of Alberta 2000;**
 - b. "Council" means the Council of the Village of Glendon**
 - c. "Disaster" means an event that has resulted or may result in serious harm to the safety, health or welfare of people, or widespread damage to property;**
 - d. "Regional Disaster Services Committee" means the committee established under this By-Law;**
 - e. "Emergency" means a present or imminent event that requires prompt coordination of action or special regulation of persons or property to protect the health, safety or welfare of people or to limit damage to property;**
 - f. "Minister" means the Minister charged with administration of the Act;**
 - g. "Municipal Disaster Services Agency" means the agency established under this By-Law; and**
 - h. "Municipal Emergency Response Plan" means the emergency plan prepared by the Municipal Disaster Services Agency to co-ordinate response to an emergency or disaster.**
- 3. There is hereby established a Municipal Disaster Services Agency to act as the agent of Council to carry out its statutory powers and obligations under the Act. This does not include the power to declare, renew or terminate a state of local emergency, nor the powers contained in Section 12 of this By-Law.**

4. **Municipal Council shall:**
 - a. **By resolution appoint one or more of its members to serve on the Disaster Services Committee;**
 - b. **By resolution appoint a Director of Disaster Services and a Deputy Director of Disaster Services who shall do those things required of the Director of Disaster Services in that person's absence;**
 - c. **Ensure that emergency plans and programs are prepared to address potential emergencies or disasters in the Village of Glendon;**
 - d. **Approve the Village of Glendon emergency plans and programs; and**
 - e. **Review the status of the Municipal Emergency Plan and related plans and programs at least once each year.**

6. **Municipal Council may:**
 - a. **By law, borrow, levy, appropriate and expend, without the consent of the electors, all sums required for the operation of the Municipal Disaster Services Agency; and**

 - b. **Enter into agreements with and make payments or grants, or both, to persons or organizations for the provision of services in the development or implementation of emergency plans or programs, including mutual aid plans and programs.**

7. **The Municipal Disaster Services Committee shall:**
 - a. **Review the Municipal Emergency Plan and related plans and programs on a regular basis with assistance from any person or agency who/which might serve a useful purpose in the preparation or implementation of the Municipal Emergency Plan; and**
 - b. **Advise the Municipal Council, duly assembled, on the status of the Municipal Emergency Plan and related plans and programs at least once each year.**

8. **The Municipal Disaster Services Committee shall be comprised of one or more elected officials;**
 - a. **The Municipal Disaster Services Committee will review the Municipal Emergency Plan annually and advise the Municipal Council of the review date for adoption by that Committee.**

9. **The Director of Disaster Services shall:**
 - a. **prepare and coordinate emergency plans and programs for the municipality,**
 - b. **act as the director of emergency operations on behalf of the municipal disaster services agency,**
 - c. **co-ordinate all emergency services and other resources used in an emergency, and**
 - d. **perform other duties as prescribed by local authority.**

10. **The power to declare or renew a state of local emergency under the Act, the powers specified in Section 12 of this By-Law, and the requirements specified in Section 14 of this By-Law, are hereby delegated to the mayor, or in his absence, the deputy mayor or in their absence, any member of Council. The municipality experiencing a disaster may, at any time, when it is satisfied that an emergency exists or may exist, by resolution, make a declaration of a state of local emergency.**
11. **When a state of local emergency is declared, the person or persons making the declaration shall:**
 - a. **Ensure that the declaration identifies the nature of the emergency and the geographic area in which it exists;**
 - b. **Cause the details of the declaration to be published immediately by such means of communications considered most likely to notify the population of the area affected; and**
 - c. **Forward a copy of the declaration to the Minister forthwith.**
12. **Subject to Section 14, when a state of local emergency is declared, the person or persons making the declaration may:**
 - a. **cause the Municipal Emergency Response Plan or any related plans or programs to be put into operation;**
 - b. **acquire or utilize any real or personal property considered necessary to prevent, combat or alleviate the effects of an emergency or disaster;**
 - c. **authorize or require any qualified person to render aid of a type he or she is qualified to provide;**
 - d. **control or prohibit travel to or from any area of the municipality;**
 - e. **provide for the restoration of essential facilities and the distribution of essential supplies and provide, maintain and co-ordinate emergency medical, welfare and other essential services in any part of the municipality;**
 - f. **cause the evacuation of persons and the removal of livestock and personal property from any area of the municipality that is or may be affected by the disaster and make arrangements for the adequate care and protection of those persons or livestock and of the personal property;**
 - g. **authorize the entry into any building or on any land, without warrant, by any person in the course of implementing an emergency plan or program;**
 - h. **cause the demolition or removal of any trees, structures or crops if the demolition or removal is necessary or appropriate in order to reach the scene of a disaster, or to attempt to forestall its occurrence or to combat its progress;**
 - i. **procure or fix prices for food, clothing, fuel, equipment, medical supplies or other essential supplies and the use of any property, services, resources or equipment within the municipality for the duration of the state of local emergency;**
 - j. **authorize the conscription of persons needed to meet an emergency; and**
 - k. **authorize any persons at any time to exercise, in the operation of the Municipal Emergency Plan and related plans or programs, any power specified in Paragraphs (b) through (j) in relation to any part of the municipality affected by the declaration of a state of local emergency.**

13. **When a state of local emergency is declared,**
 - a. **neither Council nor any member of Council, and**
 - b. **no person appointed by Council to carry out measures, relating to emergencies or disasters, is liable in respect of damage caused through any action taken under this By-Law, nor are they subject to any proceedings, certiorari, mandamus or injunction.**
14. **When, in the opinion of the persons declaring the state of local emergency, an emergency no longer exists in relation to which the declaration was made, they shall, by resolution, terminate the declaration.**
15. **A declaration of a state of local emergency is considered terminated and ceases to be of any force or effect when:**
 - a. **resolution is passed under Section 14;**
 - b. **a period of seven days has lapsed since it was declared, unless it is renewed by resolution;**
 - c. **the Lieutenant Governor in Council makes an order for a state of emergency under the Act, relating to the same area; or**
 - d. **the Minister cancels the state of local emergency.**
16. **When a declaration of a state of local emergency has been terminated, the person or persons who made the declaration shall cause the details of the termination to be published immediately by such means of communications considered most likely to notify the population of the area affected.**
17. **By-Law 307 passed on May 26, 1986, dealing with the establishment of a Municipal Services Agency is hereby rescinded.**

This By-Law comes into force on the day it is finally passed.

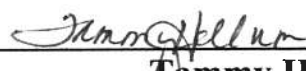
READ A FIRST TIME this 21st day of February, A.D., 2007.

READ A SECOND TIME this 21st day of February, A.D., 2007.

READ A THIRD TIME and finally passed this 21st day of February, A.D., 2007.



Johnnie Doonanco
Mayor



Tammy Hellum
Chief Administrative Officer