



CORPORATION OF THE VILLAGE OF MCBRIDE

BYLAW NO. 724

A BYLAW TO REGULATE THE ADMINISTRATION AND OPERATION OF THE VILLAGE OF MCBRIDE EMERGENCY PROGRAM

WHEREAS the Council of the Village of McBride must establish and maintain an emergency management organization to develop and implement emergency plans for the Village;

AND WHEREAS the Council of the Village of McBride wishes to provide a comprehensive management program to prepare for, respond to and recover from emergencies and disasters within the Village;

NOW THEREFORE the Council of the Village of McBride, in open meeting assembled, enacts as follows:

1.0 This bylaw shall be cited as the Village of McBride Emergency Program Bylaw No. 724

2.0 INTERPRETATION:

2.1 In this bylaw:

- a) "Council" means the Council of the Village of McBride
- b) "Declaration of a State of Local Emergency" means a declaration of Council or the Mayor that an emergency exists or is imminent in the municipality.
- c) "Disaster" means a calamity caused by accident, fire, explosion or technical failure or by the forces of nature and has resulted in serious harm to the health, safety or welfare of people or in widespread damage to property.
- d) "Emergency" means a present or imminent event or circumstances that is caused by accident, fire, explosion, technical failure, or the forces of nature, and 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.
- e) "Emergency Management Committee" means the organization established by the Council to guide the Emergency Program for the Village and oversee the implementation of program objectives
- f) "McBride Emergency Coordinator" means the person appointed by Council with the responsibility for coordinating jurisdictional emergency management for the Village of McBride

3.0 ADMINISTRATION:

3.1 An Emergency Management Committee shall be composed of:

- a) The Mayor and two Councillors (one of the three will be the Committee chairperson)
- b) The Administrator of the Village or his/her designate
- c) The Emergency Coordinator

3.2 Subject to approval of the Council, the Emergency Management Committee may:

- a) make and amend its terms of reference, policies, and procedures;
- b) enter into agreements with regional districts or other municipalities for the purpose of emergency assistance or the development of coordinated emergency preparedness, response, or recovery;
- c) enter into agreements with individuals, corporations or other agencies for the provision of goods or services.

4.0 DUTIES AND RESPONSIBILITIES OF THE EMERGENCY MANAGEMENT COMMITTEE

4.1 The Emergency Management Committee shall oversee the implementation of the Village of McBride Emergency Program as per the objectives, strategies and responsibilities contained in the Village of McBride Emergency Plan.

4.2 The Emergency Management Committee members may also assume designated positions within the Emergency Operations Center during an emergency if so directed by the Emergency Operations Center Director

4.3 The Emergency Management Committee may periodically prepare and present to Council for review and approval:

- a) A list of hazards to which the municipality is subject to and which also indicates the relative risk of occurrence (Hazard, Risk and Vulnerability Analysis)
- b) The Village of McBride Emergency Plan respecting the preparation for, response to and recovery from emergencies and disasters
- c) A program for emergency response exercises
- d) A training program for EOC members
- e) Procedures by which physical and financial emergency resources or assistance may be obtained
- f) Procedures which will implement the Village Emergency Plan
- g) Procedures to warn those persons who may be in danger in an emergency or impending disaster

- h) Procedures to coordinate the provision of food, water, clothing, shelter, transportation and medical services to victims of an emergency or disaster.
- i) Methods to establish priorities for restoring essential municipal services in the event of an emergency or disaster, including recommendations for restoration of services provided by other agencies, in or outside the municipality.

5.0 POWERS OF COUNCIL:

5.1 The Mayor, Village Administrator, or others so designated in the Emergency Plan may, whether or not a state of local emergency has been declared, cause the Emergency Plan to be implemented.

5.2 The Council by by-law or resolution, or the Mayor by order, may declare a State of Local Emergency when the extraordinary powers or authorities enabled by the *Emergency Program Act* and Regulations are required.

5.3 When a "Declaration of a State of Local Emergency" is made, the Council or Mayor shall immediately:

- a) forward a copy of the declaration to the Attorney General
- b) cause the details of the declaration to be published by a means of communication most likely to make the contents of the declaration known to the majority of the population of the affected area
- c) forward a copy of the declaration to, or otherwise notify the Emergency Coordinator of the Regional District of Fraser-Fort George

5.4 After a "Declaration of State of Local Emergency" is made in respect of all or any part of the municipality, and for the duration of the state of emergency, the Council or Mayor may do any or all acts considered necessary and may implement procedures that the Council or Mayor consider necessary to prevent, respond to or alleviate the effects of an emergency or disaster, including any or all of the following:

- a) Acquire or use any land or personal property considered necessary to prevent, respond to or alleviate the effects of an emergency or disaster.
- b) Authorize or require any person to render assistance of a type that the person is qualified to provide, and use their abilities to prevent, respond to or alleviate the effects of an emergency or disaster.
- c) Control or prohibit travel to or from any part of the municipality.
- d) Provide for the restoration of essential facilities and services, and provide for the distribution of essential supplies, and provide, maintain and coordinate emergency medical, welfare and other essential services in the municipality.
- e) Cause the evacuation of persons and the removal of livestock, animals and personal property from any part of the municipality that is or may be affected by an emergency or disaster, and make arrangements for the adequate care and protection of those persons, livestock, animals and personal property.

- f) Authorize the entry into any building or on any land, without warrant, by any person in the course of implementing an emergency plan or if considered by the Council or the Mayor to be necessary to prevent, respond to, or alleviate the effects of an emergency or disaster.
- g) Cause the demolition or removal of any structures, crops, or trees, if this action is deemed necessary by Council or the Mayor in order to prevent, respond to, or alleviate the effects of an emergency or disaster.
- h) Construct works considered necessary to prevent, respond to, or alleviate the effects of an emergency or disaster.
- i) Procure; fix prices for, or ration food, clothing, fuel, equipment, medical supplies or other essential supplies and the use of any property, services, resources or equipment within any part of the municipality for the duration of the state of local emergency.
- j) Authorize the Emergency Coordinator, Emergency Operations Center Director or other selected person or persons to exercise, in any part of the municipality affected by a "Declaration of a State of Local Emergency" those specific powers within Section 5.4 of this bylaw.

5.5 The council or Mayor must, when of the opinion that an emergency no longer exists in the area to which a State of Local Emergency was declared:

- a) Cancel the "Declaration of a State of Local Emergency" in whole or in part, by bylaw or resolution, if the cancellation is done by Council or by order if the cancellation is done by the Mayor
- b) Notify the Attorney General of the cancellation of the "Declaration of a State of Local Emergency"
- c) Notify the Emergency Coordinator of the Regional District of Fraser-Fort George.

6.0 LIABILITY:

6.1 As enabled by the *Emergency Program Act* and Regulations, no person, including without limitation, the Council, the Mayor, members of the McBride Emergency Management organization, employees of the Village of McBride, volunteers, and any other persons appointed, authorized, or required to carry out measures relating to emergencies or disasters, is liable for any loss, cost, expense, damages or injury to person or property that result from:

- a) the person in good faith doing or omitting to do any act that the person is appointed, authorized or required to under this bylaw, unless, in doing or omitting to do the act, the person was grossly negligent, or
- b) any acts done or omitted to be done by one or more of the persons who were under this bylaw, appointed, authorized or required by the person to do the acts, unless in appointing, authorizing or requiring those persons to do the acts, the person was not acting in good faith.

7.0 REPEAL:

The Village of McBride Emergency Measures Bylaw No. 582, 1998 is hereby repealed.

READ A FIRST TIME THIS	10 th	DAY OF	July	2012.
READ A SECOND TIME THIS	24 th	DAY OF	July	2012.
READ A THIRD TIME THIS	24 th	DAY OF	July	2012.
RECONSIDERED AND ADOPTED THIS	14 th	DAY OF	August	2012.

Corporate Officer

Mayor

*Certified a true copy of the
"Village of McBride Emergency Program
Bylaw No. 724, 2012" as adopted.*

Corporate Officer