

BYLAW 2013-003
REGIONAL EMERGENCY MANAGEMENT BYLAW

**A Bylaw of the Summer Village of Silver Beach
in the Province of Alberta
to establish an Emergency Advisory Committee, Joint Committee,
and Regional Emergency Management Agency**

WHEREAS the Council of the Summer Village of Silver Beach is responsible for the direction and control of emergency response and are required under the *Emergency Management Act*, Chapter E-6.8, Revised Statutes of Alberta 2000, to appoint an Emergency Advisory Committee and to establish and maintain a Municipal Emergency Management 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 *Emergency Management Act*; and

WHEREAS the Summer Villages of Argentia Beach, Crystal Springs, Golden Days, Grandview, Itaska Beach, Ma-Me-O, Norris Beach, Poplar Bay, Silver Beach, Sundance Beach ("the Summer Villages of Pigeon Lake") have agreed to work together through a Joint Committee to carry out emergency management activities;

NOW THEREFORE, THE COUNCIL OF THE SUMMER VILLAGE OF SILVER BEACH, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. This Bylaw may be cited as the Regional Emergency Management Bylaw.
2. In this Bylaw:
 - a. "Act" means the Emergency Management Act, Chapter E-6.8, Revised Statutes of Alberta 2000;
 - b. "Council" means the Council of the Summer Village of Silver Beach;
 - 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. "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;
 - e. "Emergency Advisory Committee" means the committee established for each Summer Village under this Bylaw;
 - f. "Joint Committee" means the Summer Villages of Pigeon Lake Joint Committee established under this Bylaw;
 - g. "Minister" means the Minister charged with the administration of the Act;
 - h. "Regional Emergency Management Agency" means the agency established under this Bylaw; and
 - i. "Regional Emergency Management Plan" means the emergency plan prepared by the Regional Emergency Management Agency.
3. Each participating municipal Council shall:
 - a. By resolution appoint one or more of its members to serve on an Emergency Advisory Committee; and
 - b. Ensure that emergency plans and programs are prepared to address potential emergencies or disasters in the Summer Villages of Pigeon Lake.

4. Each participating 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 Regional Emergency Management 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.
5. The Emergency Advisory Committee shall:
 - a. Review the status of the Summer Villages of Pigeon Lake Regional Emergency Management Plan and related plans and programs at least once each year;
 - b. Advise the municipal Council, duly assembled, on the status of the Regional Emergency Management Plan and related plans and programs at least once each year; and
6. The Joint Committee shall:
 - a. Advise each Emergency Advisory Committee on the status of the Regional Emergency Management Plan and related plans and programs at least once each year;
 - b. Appoint a Director of the Regional Emergency Management Agency;
 - c. Establish and maintain a Regional Emergency Management Agency to act as the agent of each of the Summer Villages of Pigeon Lake in exercising the local authorities' powers and duties under this Act.
7. The Director of the Regional Emergency Management Agency shall:
 - a. Act as Director of emergency operations, or ensure that someone is designated as a Deputy Director under the Regional Emergency Management Plan to so act, on behalf of the Summer Villages of Pigeon Lake;
 - b. Coordinate all emergency services and other resources used in an emergency;
 - c. Review the Summer Villages of Pigeon Lake Regional Emergency Management 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 Regional Emergency Management Plan; and
 - d. Revise and update the Summer Villages of Pigeon Lake Regional Emergency Management Plan, in accordance with Section 7 of the Regional Emergency Management Plan, upon authority of the Joint Committee.
8. The power to declare or renew a state of local emergency under the Act, the powers specified in Section 10 of this Bylaw, and the requirements specified in Sections 13 and 14 of this Bylaw, are hereby delegated to the Joint Committee. Notwithstanding the delegation of power to declare, the committee member(s) from the lead 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.
9. 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.

10. Subject to Section 12, when a state of local emergency is declared, the person or persons making the declaration may:
 - a. Cause the Regional Emergency Management 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 coordinate 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 Regional Emergency Management Plan and related plans or programs, any power specified in paragraphs (b) and (j) in relation to any part of the municipality affected by the declaration of a state of local emergency.
11. When a state of local emergency is declared,
 - a. No action lies against a local authority or a person acting under the local authority's direction or authorization for anything done or omitted to be done in good faith while carrying out a power or duty under this Bylaw or the Act or the regulations.
12. 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.
13. 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 12;
 - 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.
14. 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.

15. Bylaw #2013-003, passed on April 17, 2013, dealing with the establishment of a Municipal Disaster Services Agency is hereby rescinded.

This Bylaw comes into force on the day it is finally passed.

READ A FIRST TIME: April 17, 2013

READ A SECOND TIME: April 17, 2013

READ A THIRD TIME: April 17, 2013

Certificate

WE HEREBY CERTIFY that the foregoing Bylaw was duly passed by Council of the Corporation therein mentioned at a duly and regularly constituted meeting thereof held on the 17th day of April, 2013 at which a quorum was present, as entered in the minutes of the said Council, and that the Bylaw has come into force and is still in full force and effect.

WITNESS our hand and the seal of the Corporation this _____ day of _____ 2013

Mayor Allan Watt

Chief Administrative Officer Harold Wynne

Date