



VILLAGE OF EDBERG

Bylaw#459-2017

A BYLAW OF THE VILLAGE OF EDBERG, IN THE PROVINCE OF ALBERTA TO RESCIND BYLAW 425-02-10 AND ESTABLISH AN EMERGENCY ADVISORY COMMITTEE AND TO ESTABLISH AND MAINTAIN AN EMERGENCY MANAGEMENT AGENCY IN THE VILLAGE OF EDBERG

WHEREAS the Council of the Village of Edberg is responsible for the direction and control of its emergency response and is required, under the Emergency Management Act, Chapter E-6.8, Revised Statutes of Alberta 2000 as amended or replaced from time to time to appoint an Emergency Advisory Committee and to establish and maintain an Emergency Management Agency; and

WHEREAS it is desirable in the public interest, and in the interests 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;

NOW, THEREFORE the Council of the Village of Edberg, duly assembled, enacts as follows:

1. This bylaw may be cited as the Emergency Management Bylaw.
2. In this bylaw:
 - (a) **“Act”** means the Emergency Management Act, Chapter E-6.8, Revised Statutes of Alberta 2000, as amended;
 - (b) **“CAO”** means the Chief Administrative Officer of the Village of Edberg or his/her delegate;
 - (c) **“Council”** means the council of the Village of Edberg;
 - (d) **“Deputy Director of Emergency Management”** means the person appointed to the position of Deputy Director of Emergency Management by Council;
 - (e) **“Director of Emergency Management”** means the person appointed to the position of Director of Emergency Management by Council;
 - (f) **“Disaster”** means an event that results or may result in serious harm to the safety, health and/or welfare of people, or in widespread damage to property;
 - (g) **“Emergency Management”** means the development, coordination and execution of plans, measures and programs pertaining to mitigation, preparedness, response and recovery before, during and after an emergency event;
 - (h) **“Emergency Advisory Committee”** means the committee established under this bylaw;
 - (i) **“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 and/or welfare of people or to limit damage to property;
 - (j) **“Equipment”** means any tools, contrivances, devices or materials used by emergency response personnel that may be applied at an emergency incident;
 - (k) **“Minister”** means the Minister charged with administration of the Act;

- (l) **“Emergency Management Agency”** means the agency established under this bylaw;
- (m) **“Community Emergency Plan (CEP)”** means the emergency plan prepared and maintained by the Emergency Management Agency to coordinate the response to an emergency event;
- (n) **“Person”** means an individual and includes a firm, partnership, joint venture, proprietorship, corporation, department, board, agency, association, society or any other legal entity, and;
- (o) **“Village”** means the municipality of the Village of Edberg.

3. **EMERGENCY ADVISORY COMMITTEE**

There is hereby established an Emergency Advisory Committee to advise Council on the development of emergency plans and programs.

4. **EMERGENCY MANAGEMENT AGENCY**

There is hereby established an Emergency Management 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.

5. **COUNCIL RESPONSIBILITIES**

Council shall

- (a) by resolution, appoint all its members to serve on the Emergency Advisory Committee;
- (b) provide for the payment of expenses of the members of the Emergency Management Agency in accordance with the rates set out at the annual Council Organizational meeting;
- (c) by resolution, appoint a Director of Emergency Management and a Deputy of Emergency Management during the annual Council Organizational meeting;
- (d) ensure that a Community Emergency Plan and programs are prepared to address potential emergencies or disasters in the Village;
- (e) approve the Village’s emergency plans and programs; and
- (f) review the status of the Emergency Management Agency and emergency plans and programs at least once per year.

6. **OTHER COUNCIL RESPONSIBILITIES**

Council may

- (a) by bylaw, borrow, levy, appropriate and expend, without the consent of the electors, all sums required for the operation of the Emergency Management Agency; and
- (b) enter into agreements and make payments or grants, or both, to persons or organizations for the provision of services in the development or implementation of emergency plans and programs, including mutual aid agreements and/or regional plans and programs.

7. EMERGENCY ADVISORY COMMITTEE

The Emergency Advisory Committee shall

- (a) review the Community Emergency Plan and related plans and programs on a regular basis.

8. EMERGENCY MANAGEMENT AGENCY

The Emergency Management Agency shall be comprised of one or more of the following:

- (a) the Director of Emergency Management;
- (b) the Deputy Director of Emergency Management;
- (c) the CAO;
- (d) other administrative staff of the Village as required;
- (e) representatives of the Bashaw RCMP;
- (f) the Fire Chief or designate;
- (g) the Public Works foreman or designate;
- (h) Camrose County Protective Services;
- (i) Alberta Health Services (Ambulance);
- (j) representatives of adjacent communities (either as Mutual Aid representatives or if they are affected by the emergency);
- (k) Director of Camrose and District Support Services or designate;
- (l) representatives of local businesses or business associations;
- (m) representatives of local industry or industrial associations;
- (n) representative of the electrical power corporation;
- (o) representative from natural gas suppliers and distribution companies;
- (p) representative from Alberta Transportation;
- (q) representative from local telephone providers;
- (r) representative from Alberta Environment Protection;
- (s) representative from Alberta Municipal Affairs;
- (t) representative from AEMA (Alberta Emergency Management Association);
- (u) interested local residents; and/or
- (v) local individuals, companies, associations or organizations with specialties that will benefit the emergency management Agency during an emergency and in preparation of the CEP.

9. DIRECTOR OF EMERGENCY MANAGEMENT RESPONSIBILITIES

The Director of Emergency Management shall

- (a) prepare and coordinate the Community Emergency Plan and related plans for the Village;
- (b) act as the director of emergency operations or ensure that someone is designated under the Community Emergency Plan to so act, on behalf of the Emergency Management Agency;
- (c) authorize and coordinate all emergency services and other resources required during an emergency; and

- (d) delegate duties and tasks as necessary to ensure conformance with paragraphs (a), (b) and (c).

10. DECLARATION OF STATE OF LOCAL EMERGENCY

The power to declare, renew or terminate a state of local emergency and the requirement specified in Section 15 of this bylaw are hereby delegated to a committee comprised of one member of Council. This committee 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. AFTER A STATE OF LOCAL EMERGENCY IS DECLARED

When a state of local emergency is declared the person(s) making the declaration shall

- (a) ensure that the declaration identified the nature of the emergency and the area of the Village in which it exists;
- (b) cause the details of the declaration to be published immediately by such means of communication considered most likely to notify the population of the area affected; and
- (c) forward a copy of the declaration to the Minister, forthwith,

12. ACTS AND PROCEEDINGS AFTER A STATE OF LOCAL EMERGENCY IS DECLARED

Subject to Section 15, when a state of local emergency is declared, the local Director of Emergency Management may do all acts and take all necessary proceedings, including the following:

- (a) cause the CEP 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 the person is qualified to provide;
- (d) control or prohibit travel to or from any area of the Village;
- (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 Village;
- (f) cause the evacuation of persons and the removal of animals and personal property from any area of the Village that is or may be affected by an emergency or disaster and make arrangements of the adequate care and protection of those persons and/or animals 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 an emergency or 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 Village for the duration of the state of emergency;
- (j) authorize the conscription of persons needed to meet an emergency or disaster; and
- (k) authorize any persons at any time to exercise, in the operation of the CEP 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. LIABILITY

When a state of local emergency is declared

- (a) Council and any member of Council, and
- (b) any person appointed by Council to carry out measures relating to emergencies or disasters,

are liable for anything done or omitted to be done in good faith while carrying out a power or duty under this Bylaw, nor are they subject to any proceedings by prohibition, certiorari, mandamus or injunction.

14. TERMINATION OF A STATE OF LOCAL EMERGENCY

When, in the opinion of the local authority declaring the state of emergency, an emergency no longer exists in relation to which the declaration was made, they shall, by resolution, terminate the declaration.

15. TERMS OF THE TERMINATION OF A STATE OF LOCAL EMERGENCY

A declaration of a state of local emergency is considered terminated and ceases to be in force or effect when:

- (a) 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. PUBLICATION OF THE TERMINATION OF A STATE OF LOCAL EMERGENCY

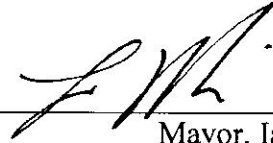
When a declaration of a state of local emergency has been terminated, the local authority who made the declaration shall cause the details of the termination to be published immediately by such means of communication considered most likely to notify the population of the area affected.

- 17. Bylaw 425-02-10 dealing with the establishment of an Emergency Management Agency passed on April 19, 2010 is hereby rescinded.

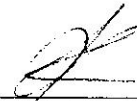
18. The provisions of this bylaw are severable and if any provision shall be held invalid or unenforceable, that invalidity or unenforceability shall attach only to that provision and shall not in any manner affect or render invalid or unenforceable any other provision of this bylaw, and these bylaws shall be carried out as if the invalid or unenforceable provision was not contained herein.
19. This bylaw comes into force on the day it is fully passed.

Read a first time on this 20th day of December, 2017
Read a second time on this 20th day of December, 2017
Moved Unanimously to third reading this 20th day of December, 2017
Read a third time, and passed on this 20th day of December, 2017

In the Village of Edberg



Mayor, Ian Daykin



C.A.O. Heather Leslie