

DISTRICT OF TAYLOR
Emergency Measures Bylaw
No. 793, 2015

WHEREAS, the District of Taylor is required by the provisions of the Emergency Program Act, R.S.B.C. 1996, c.111, to establish and maintain an emergency management organization to develop and implement emergency plans; and

AND WHEREAS, the Council of the District of Taylor wishes to provide a comprehensive emergency program that will prepare for, respond to and recover from natural or man-made emergencies or disasters with the goals of preserving life, property, the local economy and the environment, through a coordinated approach of Council, officers, employees of the District of Taylor, volunteer services and external agencies.

AND WHEREAS, the Council of the District of Taylor may appoint such committee(s) as it considers necessary or desirable to assist it in meeting its obligations under the Act;

Now therefore, District of Taylor Council, in open meeting assembled, enacts as follows:

1. CITATION

1.1 This Bylaw shall be cited as the "Emergency Measures Bylaw No. 793, 2015".

2. REPEAL

2.1 This Bylaw repeals and entirely replaces "District of Taylor Bylaw No. 671, 2005."

3. INTERPRETATION

3.1 The following works when used in this Bylaw will have the meaning ascribed to them in this section:

- a) "Act" means the *Emergency Program Act, R.S.B.C. 1996, c. 111*, and any regulations made thereunder;
- b) "Administrator" means the appointed administration officer of the District or alternately the District Administrator;
- c) "BCERMS" means the BC Emergency Management System as endorsed by Emergency Management British Columbia (EMBC);

- d) "Council" means the elected officials for the District of Taylor and is the Local Authority as outlines in the *Emergency Program Act*;
- e) "Declaration of a state of local emergency" means a bylaw or resolution of the Local Authority or an order of the Mayor that an Emergency or Disaster exists or is imminent and made in accordance with Section 12 of the Act;
- f) "Director of EOC" means the individual who provides overall direction;
- g) "Disaster" means a calamity that:
 - i. Is caused by or has the potential to cause an accident, fire, explosion or technical failure or by the forces of nature, and
 - ii. Has resulted in serious harm to the health, safety or welfare of people or in widespread damage to property;
- h) "District" means all of the area within the boundaries of the District of Taylor;
- i) "Emergency" means a present or imminent event that:
 - i. Is caused by accident, fire explosion or technical failure or by the forces of nature, and
 - ii. 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;
- j) "Emergency Coordinator" means the person appointed to act as the head of the District of Taylor Emergency Program and in that capacity for the District is deemed to be the coordinator for the District's emergency measures organization pursuant to section 6(3) of the Act;
- k) "EOC" means the District Emergency Operations Centre as defined in the District Emergency Program or such other facility as may be designated from time to time as the EOC by the Local Authority;
- l) "Emergency Committee" means a Committee constituted pursuant to Section 4 of this Bylaw;
- m) "Local Authority" means Council for the District of Taylor;
- n) "Mayor" means the individual elected as Mayor of the District or, in the event the Mayor is absent, ill or otherwise unable or unwilling to carry out or exercise his or her duties and powers under this Bylaw and the Act, the person designated by the District's policy as the Acting Mayor at the relevant time;

- o) "Minister" means the Minister responsible for Emergency Management British Columbia;
- p) "Municipal" or the derivations of "Municipal" means all that related to and within the District of Taylor and its jurisdiction;
- q) "District Emergency Program" means the District of Taylor Emergency Program as adopted or implemented from time to time and any amendment thereto;
- r) "Order" means a written statement or instruction giving effect to a Declaration of a state of local emergency by the Mayor, which Order must include the date of issuance and bear the name of the Mayor.

4. ADMINISTRATION

4.1 The Local Authority must appoint an individual to the following position:

- a. Emergency Coordinator

And may establish a reporting structure for such position.

The Emergency Coordinator shall act as the head of the District's Emergency Program and facilitate the development, maintenance and implementation of emergency preparedness, response and recovery measures through the Emergency Program.

4.2 An Emergency Committee is hereby created and the following individuals may constitute the Committee:

- a. The Mayor, who may act as Chair;
- b. Two members of Council designated by the Mayor;
- c. The District Administrator;
- d. The Emergency Coordinator;
- e. The Fire Chief; and
- f. Such other individuals as may be appointed to this Committee or Subcommittee(s) by the Mayor and/or Council and/or the District Administrator and/or the Emergency Coordinator from time to time.

5. DUTIES AND RESPONSIBILITIES

5.1 The Emergency Committee will be responsible for the following:

At a policy and directive level:

- a. Providing direction and authority for policies and budgets to establish, maintain and operate the District's Emergency Program;
- b. Meeting no less than two times a year to stay informed of the status of the District Emergency Program and related initiatives and activities;
- c. Reporting out to the rest of the Council at large as appropriate.

At a planning, coordination and/or working level:

- d. Making and amending practices and procedures to regulate its activities and meetings;
- e. Establishing such sub-committees or working groups as it deems necessary to carry out its duties and obligations;
- f. Subject to the final approval of the Council,
 - i. Negotiating and entering into agreements with other Municipalities or governments for the purpose of mutual aid or the formation of joint organizations,
 - ii. Negotiating with individuals, societies, corporations or other legal entities other than government bodies for the engagement of one or more of their members deemed qualified to provide services necessary to achieve the objectives of this Bylaw
- g. Preparing the District Emergency Program, which must:
 - i. Provide a general direction and framework that covers prevention, mitigation, preparedness, response and recovery programs to deal with a Disaster or Emergency in the District, and
 - ii. Formulate roles and responsibilities for all officials appointed pursuant to this Bylaw (whose roles and responsibilities are not otherwise defined herein), for District officers, employees and as needed, volunteers.

5.2 The Emergency Coordinator will be responsible for the following:

- a. Serving as a member of the Emergency Committee and the Emergency Operations Centre Team;
- b. In the event of a Declaration of a state of local emergency, working in the Emergency Operations Centre, which may include scheduling regular briefings of the Emergency Operations Centre Management Team regarding response to and recovery from the Emergency or Disaster that prompted the Declaration of a state of local emergency;
- c. Making such minor amendments to the District's Emergency Program as are necessary to ensure that the information contained in such Program remains current at all times, including, without limitation, updating telephone numbers, addresses, locations of equipment and response teams;
- d. Providing day to day administration of the District Emergency Program, including coordinating staff involvement in emergency management, encouraging community preparedness and liaising with external organizations for emergency management purposes;
- e. Maintain information on potential natural and man-made hazards and the impact that such hazards could have on the District;
- f. Coordinating, equipping and/or training the District's volunteer services, such as Emergency Social Services (ESS);
- g. Ensure all District departments develop and keep updated departmental or functional emergency plans that are consistent with and support the District's Emergency Program;
- h. Providing liaison on behalf of the District with other external support organizations;
- i. Selecting and processing candidates for related Emergency Program courses;
- j. Conducting studies and exercises within the District to ensure that the District Emergency Program is understood, effective and in a state of readiness;
- k. Acting as the point of contact for the District with Emergency Management BC and other governments or agencies concerning emergency planning and operations; and
- l. When a Declaration of a state of emergency exists, acting as the District's liaison person between the Director or such other person as the Minister may appoint pursuant to section 10(2) of the Act and the Local Authority.

- 5.3 The EOC Management Team will be responsible for the coordination and direction of overall operations undertaken in the EOC in support of field responders and in accordance with the District Emergency Program.

6. DECLARATION OF A STATE OF LOCAL EMERGENCY

- 6.1 Subject to section 6.3, the Local Authority may, when satisfied that an Emergency or Disaster exists, make a Declaration of a state of local emergency either by resolution or bylaw, provided that the Mayor has used his or her best efforts to obtain the consent of all other members of the Local Authority to a Declaration of a state of local emergency.
- 6.2 Subject to section 6.3, the Mayor may, by Order, make a Declaration of a state of local emergency.
- 6.3 A Declaration of a state of local emergency, whether made by the Local Authority or the Mayor must:
- a. Identify the nature of the Disaster or Emergency;
 - b. Identify whether the Disaster or Emergency affects all of the District or only a portion thereof and, in the latter case, identify the affected portion of the District; and;
 - c. Be made in the form such as is laid out in the Emergency Response Plan.
- 6.4 If a Declaration of a state of local emergency is made in accordance with this Bylaw the Local Authority or Mayor, as applicable, must immediately:
- a. Forward a copy of the Declaration of a state of local emergency, to the Minister, and
 - b. Cause details of the Declaration of a state of local emergency to be published by a means of communication that the Local Authority or Mayor, as the case may be, considers most likely to make the contents of the declaration known to the population of the affected area of the District.

7. POWERS ASSOCIATED WITH THE DECLARATION OF A STATE OF LOCAL EMERGENCY

- 7.1 Once a Declaration of a state of local emergency has been made, the District will immediately assume responsibility for the Disaster or Emergency which prompted the Declaration of a state of local emergency in accordance with the division of responsibilities set out in section 5 of this Bylaw, the Act and the District

Emergency Program. In carrying out its duties and responsibilities the District may exercise any or all of the following powers of the Local Authority pursuant to the delegation provisions of section 6(4) of the Act, subject only to an order from the Minister directing the Local Authority and, through it to its delegates, to refrain or desist from exercising any one or more of the powers enumerated in paragraphs a) through to and including i) below:

- a. Acquire or use any land or personal property considered necessary to prevent, respond to or alleviate the effects of the Emergency or Disaster;
- b. Authorize or require any person to render assistance of a type that the person is qualified to provide or that otherwise is or may be required to prevent, respond to or alleviate the effects of the Emergency or Disaster;
- c. Control or prohibit travel to or from any area of the District;
- d. 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 District;
- e. Cause the evacuation of persons and the removal of livestock, animals and personal property from any area of the District that is or may be affected by the 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 the District Emergency Program or if otherwise considered necessary to prevent, respond to or alleviate the effects of the Emergency or Disaster;
- g. Cause the demolition or removal of any trees, structures or crops if the demolition or removal is considered necessary or appropriate in order to prevent, respond to or alleviate the effects of the Emergency or Disaster;
- h. Construct works considered necessary or appropriate to prevent, respond to or alleviate the effects of the 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 District for the duration of the Declaration of a state of local emergency under this Bylaw.

7.2 The Local Authority may, during or within 60 days after the Declaration of a state of local emergency, by bylaw ratified by the appropriate ministry borrow any money necessary to pay expenses caused by the Disaster or Emergency.

8. CANCELLATION OF A DECLARATION OF A STATE OF LOCAL EMERGENCY

8.1 The Local Authority or Mayor, as the case may be, must, when of the opinion that the Emergency or Disaster no longer exists in the District or part thereof for which a Declaration of a state of local emergency was made, cancel the Declaration by means of a bylaw or resolution of the Local Authority or Order of the Mayor, as appropriate, and promptly notify the Minister of the cancellation of the Declaration of a state of local emergency.

READ A FIRST TIME THIS 28 DAY OF April, 2015.

READ A SECOND TIME THIS 28 DAY OF April, 2015.

READ A THIRD TIME THIS 28 DAY OF April, 2015.

ADOPTED THIS 4 DAY OF May, 2015.



Mayor



Administrator

I hereby certify that this is a true copy of "Emergency Measures Bylaw No. 793, 2015."



Administrator