

**BYLAW NO. 11-03
TOWN STRATHMORE
IN THE PROVINCE OF ALBERTA**

BEING A BYLAW OF THE TOWN OF STRATHMORE IN THE PROVINCE OF ALBERTA TO ESTABLISH A MUNICIPAL EMERGENCY MANAGEMENT PROGRAM.

WHEREAS the Council of the Town of Strathmore is responsible for the direction and control of its emergency response and recovery plan is required, under the Emergency Management Act, Chapter E-6.8, Revised Statutes of Alberta 2000, and amendments thereto to appoint an Emergency Management Committee and to establish and maintain a Municipal Emergency Management Program; and

WHEREAS it is desirable in the public interest, and in the interests of public safety, that such a committee be appointed and such a program 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 Town of Strathmore, duly assembled, enacts as follows:

TITLE

101. This Bylaw may be cited as the Municipal Emergency Management Program Bylaw.

DEFINITIONS

201. In this Bylaw:

- (a) "Act" means the Emergency Management Act, Chapter D-E-6.8, Revised Statutes of Alberta 2000 and amendments thereto;
- (b) "Council" means the Council of the Town of Strathmore;
- (d) "Emergency Management Committee" means the committee established under this Bylaw;
- (e) "Emergency" means a present or imminent event that requires prompt co-ordination 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) "Event" means an emergency incident that has resulted in or may result in serious harm to the safety, health or welfare of people, or in widespread damage to property;
- (g) "Minister" means the Minister charged with administration of the Act;
- (h) "Municipal Emergency Management Program" means the program established under this Bylaw; and
- (h) "Municipal Emergency Response and Recovery Plan" means the emergency plan approved by the Director of Emergency Management to co-ordinate response to an emergency event.
- (i) "Policy Group" means the Town of Strathmore Mayor and Council.

EMERGENCY MANAGEMENT COMMITTEE

- 301. There is hereby established an Emergency Management Committee to advise Council on the development of emergency plans and programs.
- 302. The Municipal Emergency Management Committee shall act as an agent to of Council.

DUTIES & RESPONSIBILITIES

- 501. Council shall:
 - (a) by resolution, appoint all members of Council to serve on the Emergency Management Committee;
 - (b) provide for the payment of expenses of the members of the Emergency Management Committee;
 - (c) by resolution, appoint a Director of Emergency Management, who will appoint a Deputy Director and a Municipal Emergency Program Coordinator who shall do those things required under the Municipal Emergency Response and Recovery Plan.
 - (d) ensure that emergency plans and programs are prepared to address potential emergencies in the Town of Strathmore;
 - (e) approve the Town of Strathmore's Municipal Emergency Response and Recovery plans; and

- (f) review the status of the Municipal Emergency Response and Recovery Plan and additional related community Emergency Response plans at least once each year.

502. Council may:

- (a) by Bylaw borrow, levy, appropriate and expend, without the consent of the electors, all sums required for the operation of the Municipal Emergency Management Program; 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, including mutual aid plans.

503. The Emergency Management Committee shall:

- (a) review the Municipal Emergency Response and Recovery Plan and related plans on a regular basis; and
- (b) advise Council, duly assembled, on the status of the Municipal Emergency Response and Recovery Plan and related plans at least once each year.

504. The Municipal Emergency Management Committee shall be comprised of the following:

- (a) the Director of Emergency Management;
- (b) the Deputy Director of Emergency Management;
- (c) the Municipal Emergency Coordinator;
- (d) the Emergency Public Information Officer or designate;
- (e) the Director of Engineering & Operations or designate;
- (f) The Director of Corporate Services or designate;
- (g) The Director of Planning & Development or designate;
- (h) the Fire Chief or designate;
- (i) the N.C.O. in Charge, R.C.M. Police or designate.

505. An additional Resource Management Team shall be comprised of:

- (a) the Superintendent of Schools or designate;
- (b) the Director of Ambulance Services or designate;
- (c) the Public Health Inspector for Alberta;
- (d) the Coordinator of Victim Services or designate;
- (m) the Strathmore Hospital Auxiliary;
- (n) the Wheatland Family and Community Support Services;
- (o) representative(s) from adjacent communities which have entered into Mutual Aid Agreements;
- (p) representative(s) from local industry and utility companies;
- (q) representative(s) from Alberta Transportation or their Highway Maintenance Contractor; and
- (r) anybody who might serve a purpose in the preparation or implementation of the Municipal Emergency Response and Recovery Plan.

506. The Director of Emergency Management shall:

- (a) co-ordinate and direct the preparation of the Municipal Emergency Response and Recovery Plan and related community plans for the Town of Strathmore;
- (b) act as Director of Emergency Operations, or ensure that someone is designated under the Municipal Emergency Response and Recovery Plan to so act, on behalf of the Municipal Emergency Management Committee; and
- (c) co-ordinate all emergency services and other resources used in an emergency; or
- (d) ensure that someone is designated to discharge the responsibilities specified in paragraphs (a), (b), and (c).

DECLARATION OF STATE OF LOCAL EMERGENCY

601. The power to declare or renew a state of local emergency under the Act, the powers specified in Section 5, Duties and Responsibilities, in this Bylaw, and the requirement specified in subsection 606 of this Bylaw, are hereby delegated to the *local authority of the municipality, comprising of the Mayor and two Councilors or Deputy Mayor and two Councilors*, 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.
602. When a state of local emergency is declared, the persons making the declaration shall:
- (a) ensure that the declaration identifies the nature of the emergency and the area of the Town 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.
603. Subject to subsection 606, when a state of local emergency is declared, the Policy Group may:
- (a) cause the Municipal Emergency Response and Recovery Plan or any related Community plans 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 event;
 - (c) authorize or require any qualified person to render aid of a type that he or she is trained to provide;
 - (d) control or prohibit travel to or from any area of the Town;
 - (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 Town;
 - (f) cause the evacuation of persons and the removal of livestock and personal property from any area of the Town that is or may be affected by an emergency event 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 executing an emergency plan;
- (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 incident, 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 Town for the duration of the state of local emergency;
- (j) authorize the conscription of persons needed to meet an emergency; and
- (k) authorize any trained persons at any time to exercise, in the operation of the Municipal Emergency Response and Recovery Plan and related Community plans, any power specified in Paragraphs (b) through (j) in relation to any part of the municipality affected by a declaration of a state of local emergency.

604. When a state of local emergency is declared:

- (a) neither the Policy Group nor;
- (b) any person appointed by Council to carry out measures relating to an emergency event,

is liable in respect of damage caused through any action taken under this Bylaw, nor are they subject to any proceedings by prohibition, certiorari, mandamus or injunction.

605. Notwithstanding Section 604:

- (a) Council or any member of the Policy Group, and
 - (b) any person acting under the direction or authorization of Council,
- is liable for gross negligence in carrying out their duties under this Bylaw.

606. When, in the opinion of the person or 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.

607. A declaration of a state of local emergency is considered terminated and ceases to be of any force or effect when:
- (a) a resolution is passed under subsection 606;
 - (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.
608. When a declaration of a state of local emergency has been terminated, the persons 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.

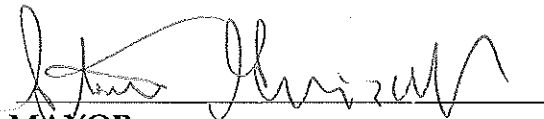
701. Bylaw #09-22 and all amendments thereto are hereby rescinded.

702. This Bylaw shall come into full force and effect upon the date of third and final reading.

READ A FIRST TIME this 20th day of April, 2011.

READ A SECOND TIME this 20th day of April, 2011.

READ A THIRD AND FINAL TIME this 20th day of April, 2011.


MAYOR


MUNICIPAL CLERK