

VILLAGE OF HUSSAR

BYLAW NO. 523-19

**A BYLAW OF VILLAGE OF HUSSAR,
IN THE PROVINCE OF ALBERTA,
TO ESTABLISH A REGIONAL EMERGENCY MANAGEMENT COMMITTEE,
AGENCY, AND PLANNING AND COORDINATING GROUP**

WHEREAS:

- A. Village of Hussar is responsible for the direction and control of its emergency response and is required under the *Emergency Management Act*, Chapter E-6.8, RSA 2000, to appoint an Emergency Management Committee and to establish and maintain a Municipal Emergency Management Agency.
- B. It is desirable in the public interest, and in the interests of public safety, that such a committee be appointed, such an agency be established and maintained to carry out Council's statutory powers and obligations under the said *Emergency Management Act*.
- C. It is desirable in the public interest, and in the interests of public safety that a regional emergency management group be formed to coordinate a regional emergency approach and programs.
- D. The municipalities of the Wheatland County Region wish to establish a Regional Emergency Advisory Committee, a Regional Emergency Management Agency, and a Regional Emergency Planning and Coordinating Group.

NOW THEREFORE, THE MUNICIPAL COUNCIL OF VILLAGE OF HUSSAR, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. SHORT TITLE

- 1.1. This Bylaw may be cited as the "Regional Emergency Management Bylaw".

2. DEFINITIONS

In this Bylaw the following words and terms shall have the following meanings:

- 2.1. "Act" means the Emergency Management Act, Chapter E-6.8, RSA 2000;
- 2.2. "Council" means the Council of Village of Hussar;

- 2.15. "Regional Emergency Advisory Committee" (the Committee) means the Regional Emergency Management Committee of the Wheatland Regional Emergency Partnership as established by agreement between and the bylaws of the Parties;
- 2.16. "Regional Emergency Management Plan" means the Wheatland Regional Emergency Management Plan prepared by the Directors of Emergency Management to co-ordinate the response to an emergency or disaster.

3. ESTABLISHMENT OF REGIONAL EMERGENCY MANAGEMENT

- 3.1. Council agrees through the WREP, to establish the Committee to advise Council on the development of emergency plans and programs.
- 3.2. Council agrees through the WREP, to establish a Planning and Coordinating Group to guide the creation, implementation and evaluation of WREP plans and programs and to set the direction for the WREP Agency and any of its sub groups. This does not include the power to declare, renew or terminate a state of local emergency.
- 3.3. Council agrees through the WREP, to establish a position of Wheatland Regional Emergency Management Coordinator to handle program administration, planning, coordination and leadership on behalf of the Committee and the Planning and Coordinating Group.
- 3.4. Council agrees through the WREP, to establish the Agency to act as the agent of Council to carry out its statutory powers and obligation under the Act. This does not include the power to declare, renew or terminate a state of local emergency, nor the powers contained in Section 9.2 of this Bylaw.

4. ROLE OF COUNCIL

- 4.1. Council shall:
 - 4.1.1. by resolution, appoint one (1) of its members to serve on the Committee and at least one (1) member as an alternate;
 - 4.1.2. provide for the payment of expenses of its member(s) of the Committee;
 - 4.1.3. ensure that emergency plans and programs are prepared to address potential emergencies or disasters in Village of Hussar and the WREP Region;
 - 4.1.4. approve the Regional Emergency Management Plans and Programs as they related to Village of Hussar and the WREP Region;
 - 4.1.5. review the status of the Regional Emergency Management Plan and related plans and programs at least once a year; and
 - 4.1.6. by resolution appoint a DEM.
- 4.2. Council may:
 - 4.2.1. by resolution appoint one (1) or more DDEM;

- xiii. Representative(s) from adjacent municipalities or First Nations;
- xiv. Representatives from local business;
- xv. Representatives from local industry or industrial associations;
- xvi. Representatives from Alberta Municipal Affairs;
- xvii. Representatives from local utility companies; and
- xviii. Anybody else who might serve as useful purpose in the preparation or implementation of the Regional Emergency Management Plan.

7. PLANNING AND COORDINATING GROUP

- 7.1. The WREP Planning and Coordinating Group shall:
- 7.1.1. consist of the DEM from each of the Parties, the DDEM from the Parties, and the Wheatland Regional Emergency Management Coordinator. Despite a vacancy in any of these positions from time to time, the Planning and Coordinating Group shall continue to exist;
 - 7.1.2. guide the creation, implementation and evaluation of Regional Emergency Management Plans and programs for the WREP Region;
 - 7.1.3. determine the direction of the Agency and any of its sub groups;
 - 7.1.4. coordinate all emergency services and other resources used in an emergency;
 - 7.1.5. ensure that in the event of an emergency, an individual or group of individuals is designated under the Regional Emergency Management Plan to act, on behalf of the Agency. The designation of an individual or group of individuals to act on behalf of the Agency shall be guided by the following:
 - i. once an ECC has been activated, any one (1) of the DEMs or DDEMs that are members of the Agency may serve as DEM for the incident. Whenever possible, the DEM or DDEM from the impacted municipality shall fill that role. The intent is to ensure that there is leadership in the ECC while the DEM may be on route to the ECC, or the DEM is away or not available for whatever reason;
 - ii. in the event of an Emergency within or affecting more than one (1) municipality within the WREP Region, the first DEM to the ECC will serve as DEM for the incident. As other DEMs arrive at the ECC, they will jointly decide who will take the lead role. DEM and DDEMs from the Agency may rotate through the role of DEM for the ECC;
 - 7.1.6. ensure someone is designated to discharge the responsibilities specified in paragraphs 7.1.2, 7.1.3, 7.1.4 and 7.1.5.

8. AUTHORITY AND POWERS

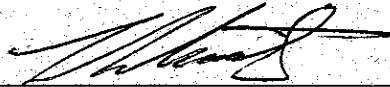
- 8.1. In the event of an Emergency entirely within the boundaries of and only affecting Village of Hussar, the authority and powers to declare or renew a state of local emergency under the Act, the authority and powers specified in Section 9.2 of this Bylaw, and the requirement specified in Section 9.5 of this Bylaw are hereby delegated to a municipal committee comprised of the Mayor or any two (2) Councillors. This municipal committee may at any time when it is satisfied that an

- 9.2.7. authorize the entry into any buildings or any land, without warrant, by any person in the course of implementing an emergency plan or program;
 - 9.2.8. 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;
 - 9.2.9. 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 Wheatland County for the during of the state of local emergency;
 - 9.2.10. authorize the conscription of persons needed to meet an emergency; and
 - 9.2.11. 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) through (j) of this Section in relation to any part of the municipality affected by a declaration of an state of local emergency including as part of a Regional Emergency affecting more than one (1) municipality for which a declaration of State of Local Emergency was made under Sections 8.1 and 8.2.
- 9.3. In accordance with Section 28 of the Act, no action lies against a Local Authority or person acting under the Local Authority's direction or authorization for anything done or omitted to be done in good faith while carry out a power or duty under this Act or in the regulations during a state of local emergency.
 - 9.4. In accordance with Section 535(2) of the Municipal Government Act, Councillors, Council committee members, municipal officers and volunteer workers are not liable for loss or damage caused by anything said or done or omitted to be done in good faith in the performance or intended performance of their functions, duties, or powers under the Municipal Government Act or any other enactment.
 - 9.5. When, in the opinion of the Local Authority in which the state of local emergency was declared, or the Committee, as the case may be, an emergency no longer exists, the Local Authority or the Committee shall, by resolution, terminate the declaration.
 - 9.6. A declaration of a state of local emergency is considered terminated and ceases to be of any force or effect when:
 - 9.6.1. a resolution is passed under Section 9.5;
 - 9.6.2. a period of seven days has lapsed since it was declared, unless it is renewed by resolution;
 - 9.6.3. the Lieutenant Governor in Council makes and order for a state of emergency for the same area; or
 - 9.6.4. the Minister cancels the state of local emergency for the affected area.

READ a first time this 10th day of October, 2019.

READ a second time this 14 day of November, 2019.

READ a third and final time this 14 day of November, 2019.



Mayor, Les Schultz

SIGNED this 15 day of February, 2022



CAO, Kate Brandt

