

## Appendix 4: Emergency Management Bylaws & Resolution

### BYLAW 324 EMERGENCY MANAGEMENT ORGANIZATION ESTABLISHING BYLAW CENTRAL COAST REGIONAL DISTRICT

#### EMERGENCY MEASURES ESTABLISHING BYLAW NO. 324, 2000

A bylaw to establish the Central Coast Regional District Emergency Management Organization as an extended service.

WHEREAS the Lieutenant Governor-in-Council, by BC Regulation 27/2000 has granted the Central Coast Regional District authority for an extended service to provide emergency measures under the Emergency Program Act;

AND WHEREAS the Board considers it necessary to establish an emergency measures organization to prepare for, respond to and recover from emergencies and disasters;

AND WHEREAS the participating area includes electoral areas A, B, C, D & E, and can be established without borrowing;

AND WHEREAS the Board deems it appropriate to become a local authority in accordance with the Emergency Program Act in and for electoral areas A, B, C, D & E.

AND WHEREAS the assent of the local electors of the electoral participating areas has been waived in accordance with Section 807 of the Municipal Act, and consent has been given pursuant to Section 811 of the Municipal Act.

AND WHEREAS the directors of the Electoral Areas A, B, C, D & E have consented in writing to adoption of this bylaw;

NOW THEREFORE the Board of the Central Coast Regional District in open meeting assembled, enacts as follows:

#### SERVICE

1.0 There is hereby established, pursuant to Section 800(2)(a) of the Municipal Act, the extended service of emergency measures in and for the participating electoral areas; to be known as the "Central Coast Regional District Emergency Management Organization".

#### PARTICIPATING AREAS AND SERVICE AREA

2.0 The participating area shall be electoral areas A, B, C, D, and E.

2.1 The service area boundaries for the Central Coast Regional District Emergency Management Organization service shall be coterminous with that of electoral areas A, B, C, D & E.  
CCRD Bylaw No. 324, 2000

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#### COST RECOVERY AND APPORTIONMENT OF COSTS

3.0 The costs of providing the service established under Section 1 shall be recovered by requisition of money to be collected by a property value tax on the net taxable value of land and improvements with the participating area.

3.1 Costs shall be apportioned among participating electoral areas on the basis of the converted value of land and improvements within the electoral participating area.

#### CITATION

4.0 This bylaw may be cited as "Central Coast Regional District Emergency Management Organization Extended Service Establishing Bylaw No. 324, 2000."

READ A FIRST TIME the day of 15th day of March, 2000.

READ A SECOND TIME the day of 15th day of March, 2000.

READ A THIRD TIME the day of 15th day of March, 2000.

RECEIVED THE APPROVAL 22nd day of June, 2000.  
of the Inspector of Municipalities day of

CENTRAL COAST REGIONAL DISTRICT

EMERGENCY MEASURES REGULATORY BYLAW NO. 325, 2000

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A bylaw to regulate the Central Coast Regional District Emergency Management Organization as an extended service for the Central Coast Regional District.

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WHEREAS the Central Coast Regional District has by Emergency Measures Establishing Bylaw No. 324, 2000, established the Central Coast Regional District Emergency Management Organization;

AND WHEREAS the Central Coast Regional District Board wishes to provide a comprehensive management program to prepare for, respond to and recover from emergencies and disasters;

NOW THEREFORE, the Board of the Central Coast Regional District in open meeting assembled enacts as follows:

SECTION 1 – CITATION

1.1 This Bylaw shall be cited as the Central Coast Regional District Emergency Measures Regulatory Bylaw No. 325, 2000.

SECTION 2 - INTERPRETATION

2.0 In this bylaw:

- a) “Board” means the electoral area directors of the Central Coast Regional District;
- b) “Chairperson” means that person elected by the board as chairperson;
- c) “declaration of a state of local emergency” means a declaration of the regional district board or the chairperson that an emergency exists or is imminent in the regional district;
- d) “disaster” means a calamity that:
  - (i) is caused by 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;

SECTION 2 CONT'

- e) “electoral participating area” means electoral areas A, B C, D & E;
- f) “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;
- g) “Central Coast Regional District Emergency Coordinator” means that person appointed under section 3.2;
- h) “Central Coast Regional District Emergency Deputy Coordinator” means those persons appointed under section 3.3**
- i) “Central Coast Regional District Emergency Management Organization” means the Emergency Executive Committee and such other persons appointed and functional groups established, and which are charged with emergency preparedness, response and recovery measures **and includes the 2 appointed deputy coordinators appointed under section 3.3;**

2.2 This bylaw shall be construed in accordance with the *Emergency Program Act*, SBC Chapter 41 and all Regulations made thereunder. In this bylaw “Act” means the *Emergency Program Act*.

SECTION 3 – ADMINISTRATION

- 3.1 An Emergency Executive Committee shall be composed of:
- a) a Board Director (Committee Chairperson),
  - b) a Secretary
  - c) an Emergency Coordinator,
  - d) a Nuxalk Nation Representative
- 3.2 The Board shall appoint a Central Coast Regional District Emergency Coordinator to facilitate emergency preparedness, response and recovery measures.
- 3.3 The Board shall appoint two deputy coordinators; one each from the communities of Ocean Falls and Denny Island.**

SECTION 3 – ADMINISTRATION CONT'

- 3.4 Subject to the approval of the Board, the Emergency Executive Committee may:
- a) make and amend its terms of reference, policies and procedures,
  - b) enter into agreements with other regional districts, municipalities or **First Nations** for the purpose of emergency assistance or the formulation of coordinated emergency preparedness, response or recovery, and
  - c) enter into agreements with individuals, bodies, corporations or other non-government agencies for the provision of goods and services.

SECTION 4 – DUTIES AND RESPONSIBILITIES OF THE EXECUTIVE COMMITTEE

- 4.1 The Central Coast Regional District Emergency Executive Committee shall prepare and present to the Board for annual review and approval:
- a) a list of hazards to which the participating area is subject and which also indicates the relative risk of occurrence,
  - b) plans respecting the preparation for, response to and recovery from emergencies and disasters, which include:
    - i) a periodic review and updating of plans and procedures for that review;
    - ii) a program of emergency response exercises;
    - iii) a training program;
    - iv) procedures by which physical and financial emergency resources or assistance may be obtained;
    - v) procedures by which emergency plans are to be implemented;
    - vi) warning procedures to those persons who may be harmed or suffer loss in an emergency or impending disaster;
    - vii) procedures to coordinate the provision of food, clothing, shelter, transportation and medical service to victims of emergencies and disasters, whether that provision is made from within or outside of the electoral participating area; and

SECTION 4 – DUTIES & RESPONSIBILITIES OF EXECUTIVE COMMITTEE CONT'

- viii) procedures to establish the priorities for restoring essential services provided by the regional district, or recommend priorities to other service providers, that are interrupted during an emergency or disaster.

SECTION 5 – POWERS OF THE BOARD

- 5.1 The Board, or the Chairperson, or the Emergency Coordinator (or other person designated in the plan) may, whether or not a state of local emergency has been declared, cause the Central Coast Regional District emergency plan to be implemented.
- 5.2 The Board by bylaw or resolution, or the Chairperson by order, MAY declare a state of local emergency when the extraordinary power or authority enabled by Section 12 of the Act is required to effectively deal with an emergency or disaster in any part of the electoral participating area.
- 5.3 Upon a “declaration of a state of local emergency” being made, the Board or Chairperson shall:
  - a) forward a copy of the declaration to the Attorney General, and
  - b) cause the details of the declaration to be published by a means of communication that the Board or Chairperson considers most likely to make the contents of the declaration known to the majority of the population of the affected area.
- 5.4 After a declaration of a state of emergency is made under section 5.2 in respect of all or any part of the electoral participating areas, and for the duration of the state of emergency the Board or Chairperson may do any or all acts considered necessary and implement procedures that the Board or Chairperson considers necessary to prevent, respond to or alleviate the effects of an emergency or a disaster, including any or all of the following:
  - a) acquire or use any real or personal property considered necessary to prevent, respond to or alleviate the effects of an 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 an emergency or disaster;

SECTION 5 – POWERS OF THE BOARD CONT'

- c) control or prohibit travel to or from any portion of the electoral participating area;
  - 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 the electoral participating area;
  - e) cause the evacuation of persons and the removal of livestock, animals and personal property from the participating electoral area that is or may be affected by an emergency or a disaster and made 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 an emergency plan or program or if otherwise considered by the Board or Chairperson to be necessary to prevent, respond to or alleviate the effects of an emergency or disaster;
  - g) cause the demolition or removal of any trees, structures or crops if the demolition or removal is considered by the Board or Chairperson to be necessary or appropriate in order to prevent, respond to or alleviate the effects of an emergency or disaster;
  - h) construct works considered by the Board or Chairperson to be necessary or appropriate to prevent, respond to or alleviate the effects of an 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 electoral participating area for the duration of the local state of emergency; and
  - j) authorize the Emergency Coordinator (or other selected person or persons) to exercise, in any part of the electoral participating areas affected by a declaration of a local state of emergency, those specific powers enabled in Section 5.4 and assumed by the Board or Chairperson.
- 5.5 The Board or Chairperson must, when of the opinion that an emergency no longer exists in the electoral participating area to which a declaration of local state of emergency was made,
- a) cancel the declaration of a state of local emergency in relation to that part

SECTION 5 – POWERS OF THE BOARD CONT'

- a) i) by bylaw or resolution, if cancellation is effected by the Board, or
- ii) by order, if the cancellation is effected by the Chairperson, and
- b) promptly notify the Minister of the cancellation of the declaration of a state of local emergency.

SECTION 6 – LIABILITY

6.1 As enabled by the Act, no person, including, without limitation, the Board, the Chairperson, members of the Central Coast Regional District Emergency Management Organization, employees of the Central Coast Regional District, a volunteer and any other persons appointed, authorized or requested to carry out measures relating to emergencies or disasters, is liable for any loss, cost, expense, damage, or injury to persons or property that results from:


- a) the person in good faith doing or omitting to do any act that the person is appointed, authorized, or required to do under this bylaw, the Central Coast Regional District Emergency Management Organization or the *Emergency Program Act* unless, in doing or omitting to do the act, the person was grossly negligent; or
- b) any acts done or omitted to be done by one or more of the person who, under this Bylaw, the Central Coast Regional District Emergency Management Organization or the *Emergency Program Act* were appointed, authorized, or required by the person to do the acts, unless in appointing, authorizing or requiring those persons to do the acts, the person was not acting in good faith.


SECTION 7 – REPEAL

7.1 The “Emergency Program Bylaw Number 101” is hereby repealed.

READ A FIRST TIME this 20th day of December, 2000.  
 READ A SECOND TIME this 20th day of December, 2000.  
 READ A THIRD TIME this 17th day of January, 2001.

FINALLY ADOPTED this 12<sup>th</sup> day of September, 2000. 2001

  
 Chairman

  
 Secretary