

Town of Truro – Bylaws

Subject: Regional Emergency Management Bylaw
Bylaw Number: B100-006
Approval Date: November 4, 2013
Departments: All Departments

A By-law to Provide for a Prompt and Coordinated Response to a State of Local Emergency

The Council of the Town of Truro, under the authority vested in it by the *Municipal Government Act*, SNS 1998, c 18, as amended, and the *Emergency Management Act*, SNS 1990, c 8, as amended, enacts as follows:

Short Title

1. This By-law may be cited as the "Regional Emergency Management By-law."

Interpretation

2. In this By-law,
 - a) "Act" means the *Emergency Management Act*, SNS 1990, c 8, as amended;
 - b) "Agreement" means the inter-municipal emergency services agreement, entered into pursuant to section 10(2) of the *Act* by the Town of Truro, the Town of Stewiacke and the Municipality of the County of Colchester on July 31, 1990 and most recently amended on September 24, 2012, as amended from time to time;
 - c) "Truro Council" means the Council of the Town of Truro;
 - d) "Councils" means the Council of the Municipality of the County of Colchester, the Council of the Town of Stewiacke and the Council of Town of Truro;
 - e) "Councillor" means a member of Truro Council;
 - f) "Emergency" means a present or imminent event for which Truro Council believes prompt co-ordination of action or regulation of persons or property must be undertaken to protect property or the health, safety or welfare of people;
 - g) "Mayor" means the Mayor of the Town of Truro;
 - h) "Regional Emergency Management Advisory Committee" means the body known as the Regional Emergency Management Advisory Committee or Regional Emergency Measures Advisory Committee (as it may be styled from time to time), established pursuant to section 10 of the *Act* and in accordance with the Agreement;

- i) "Regional Emergency Management Coordinator" means the person appointed as coordinator pursuant to section 10 of the *Act* and in accordance with the Agreement;
- j) "Regional Emergency Management Organization" means the body known as the Regional Emergency Management Organization or Regional Emergency Measures Organization (as it may be styled from time to time), established pursuant to section 10 of the *Act* and in accordance with the Agreement;
- k) "Regional Emergency Management Planning Committee" means the body known as the Regional Emergency Management Committee or Regional Emergency Measures Planning Committee (as it may be styled from time to time), established pursuant to section 10 of the *Act* and in accordance with the Agreement;
- l) "Regional Emergency Management Plans" means any plans, programs or procedures prepared and approved by the Regional Emergency Management Advisory Committee for the Municipality of the County of Colchester, the Town of Truro and the Town of Stewiacke which are intended to mitigate the effects of an Emergency or disaster and to provide for the safety, health or welfare of the civil population and the protection of property in the event of such an occurrence; and
- m) "State of Local Emergency" means a state of local emergency declared or renewed pursuant to the Act and its Regulations or this By-Law.

Regional Emergency Management Organization

- 3. Truro Council hereby agrees to the establishment of a Regional Emergency Management Organization in accordance with the Agreement.
- 4. The Regional Emergency Management Organization shall consist of the following persons and committees:
 - a) A Regional Emergency Management Advisory Committee;
 - b) A Regional Emergency Management Coordinator; and
 - c) A Regional Emergency Management Planning Committee.

Regional Emergency Management Advisory Committee

- 5. Truro Council shall appoint Councillors as representatives on the Regional Emergency Management Advisory Committee in accordance with the Agreement and for such term as the Agreement provides.
- 6. Truro Council's representation on the Regional Emergency Management Advisory Committee shall at all times be no fewer than two Councillors or as required by the Agreement.

7. The Regional Emergency Management Advisory Committee shall, on behalf of the Regional Emergency Management Organization:
 - a) Be responsible for the preparation and approval of Regional Emergency Management Plans;
 - b) Provide direction to the Regional Emergency Management Coordinator and the Regional Emergency Management Planning Committee, as deemed appropriate by the Regional Emergency Management Advisory Committee from time to time;
 - c) Brief Truro Council on the development and approval of Regional Emergency Management Plans whenever required to do so by Truro Council; and
 - d) Brief Truro Council on developments during a State of Local Emergency whenever required to do so by Truro Council.

Regional Emergency Management Coordinator

8. The Regional Emergency Management Coordinator shall be appointed in accordance with the Agreement.
9. The Regional Emergency Management Coordinator shall be paid for their services required and provided pursuant to this By-law, in accordance with the Agreement.
10. The Regional Emergency Management Coordinator shall:
 - a) Prepare and coordinate Regional Emergency Management Plans;
 - b) Chair the Regional Emergency Management Planning Committee;
 - c) Following the declaration of a State of Local Emergency, prescribe the necessary duties to be fulfilled by employees, servants and agents of the Municipality in accordance with appropriate Regional Emergency Management Plans;
 - d) Perform such other duties as may be required by the Regional Emergency Management Advisory Committee or by the Agreement.

Regional Emergency Management Planning Committee

11. Truro Council shall appoint representatives to the Regional Emergency Management Planning Committee as provided by the Agreement.
12. The Regional Emergency Management Planning Committee shall include, but not be limited to, the following members:
 - a) Persons responsible during an Emergency to provide community services;

- b) Persons responsible during an Emergency to provide law enforcement;
- c) Persons responsible during an Emergency to provide fire control;
- d) Persons responsible during an Emergency to provide engineering services;
- e) Persons responsible during an Emergency to provide health services;
- f) Persons responsible during an Emergency to provide public information;
- g) Persons responsible during an Emergency to provide transportation;
- h) Persons responsible during an Emergency to provide communications;
- i) Persons responsible during an Emergency to provide hospital services;
- j) Persons responsible during an Emergency to provide utilities;
- k) Persons responsible during an Emergency to provide financial services;
- l) Persons responsible during an Emergency to provide legal services.

13. The Regional Emergency Management Planning Committee shall:

- a) Assist the Regional Emergency Management Coordinator in the preparation and coordination of Regional Emergency Management Plans;
- b) Advise the Regional Emergency Management Advisory Committee on the preparation and approval of Regional Emergency Management Plans, whenever required to do so by the Regional Emergency Management Advisory Committee;
- c) Upon request, assist the Regional Emergency Management Advisory Committee in the briefing of Councils on the development of Regional Emergency Management Plans;
- d) Perform such other duties as may be required by the Regional Emergency Management Advisory Committee or by the Agreement.

Agreements

14. Truro Council hereby agrees that the Regional Emergency Management Advisory Committee may enter into agreements with, and make payments to, the Government of Canada, the Province of Nova Scotia, a municipality, city or town, or any other person or organization, for the provision of services in the development and implementation of Regional Emergency Management Plans.

15. Truro Council may expropriate and expend monies
 - a) To pay reasonable expenses of members of the Regional Emergency Management Advisory Committee, the Regional Emergency Management Coordinator and the Regional Emergency Management Planning Committee; and
 - b) To fulfill the terms and conditions of any agreements entered into pursuant to section 14 of this By-law.

Declaring State of Local Emergency

16. Each of the Councils may, when satisfied that an Emergency exists or may exist in all or any area of their own jurisdictions, declare a State of Local Emergency in respect of their own jurisdiction or area thereof.
17. If any of the Councils are unable to act promptly under section 16, the mayor of the Municipality of the County of Colchester, the Town of Stewiacke or the Town of Truro may declare a State of Local Emergency in respect of their own jurisdiction or area thereof.
18. If both the mayor and the municipal Council of one of the Municipality of the County of Colchester, the Town of Stewiacke or the Town of Truro are unable to act promptly to declare a State of Local Emergency in their own jurisdiction under section 16 or section 17, any one of the mayors may declare a State of Local Emergency in regards to an Emergency that exists or may exist in all or within any area of any of the Municipality of the County of Colchester, the Town of Stewiacke or the Town of Truro.
19. Before acting under section 17 or 18 of this By-Law, the mayor of Municipality of the County of Colchester, the Town of Stewiacke or the Town of Truro, as applicable, must first consult, if it is practicable to do so, with a majority of the members of the Regional Emergency Measures Advisory Committee to advise on the development of emergency management plans.

Duties of Others During a State of Local Emergency

20. Following the issuance of a declaration of a State of Local Emergency, and for the duration of said State of Local Emergency:
 - a) Every Councillor shall advise the Mayor as to their location and how they may be contacted;
 - b) Every employee, servant and agent of the Municipality who has a responsibilities in emergencies as identified in any Regional Emergency Management Plan shall:
 - i) Advise the Regional Emergency Management Coordinator of their location and how they may be contacted; and
 - ii) Fulfill such duties as may be prescribed by the Regional Emergency Management Coordinator.

21. Town of Truro By-Law B1041700, the *Emergency Measures By-Law*, is repealed and replaced by this By-Law.