

COMMUNITY DISASTER PLANNING

BY-LAW NO. 82-1

The Council of the Village of Harvey under the authority vested in it by Section 7(1) of the Municipalities Act and the Emergency Measures Act 1978, and Regulations thereunder, enact as follows:

DEFINITION

1. For the purpose of the By-Law:
 - (a) A “community disaster shall be any occurrence or anticipated occurrence, other than a war emergency, which endangers or is likely to endanger the health, safety or welfare of persons and/or property within the municipality and which cannot be controlled by the use of normal services and resources of the municipality; and the declaration of Council under this By-Law as to the event, and the conclusion, of a community disaster shall be final.
 - (b) A “community disaster plan” shall be a plan, whether prepared in whole or in part, prior to subsequent to the event of a community disaster.

COMMUNITY DISASTER COMMITTEE

2. A Community Disaster Committee, hereinafter called the “Committee”, shall be appointed by Council, to consist of not fewer than two members of Council together with the Mayor or legal alternate. Two members of the Committee shall constitute a quorum.
3. In addition to its duties and powers under this By-Law, the Committee shall be responsible for:
 - (a) The appointment of a Municipal Emergency Measures Co-ordinator and such other as may be required.

- (b) The making and review of all plans, programmes, and expenditures for the establishment, maintenance, and operation of a community disaster plan and for making the necessary submissions to Council for the approval by it of such a community disaster plan.

GENERAL

- 4. Subject to the approval of the Council, the Committee may negotiate and on behalf of the municipality enter into agreement with other municipalities, with the Government of the Province of New Brunswick, with the Government of the Dominion of Canada, or with other agencies or any or all of them, for the purposes of mutual aid; for the formation of joint organizations; or for the employment of their members or resources; all within the terms of a community disaster plan.
- 5. In the event of a community disaster being declared, a community disaster plan will be implemented by the committee in full or in part according to the procedures outlined therein.
 - (a) In the event that a community disaster has been declared, Council will be automatically convened and shall not be adjourned until the community disaster is declared to be over.
 - (b) Each member of Council will be advised by the committee when a disaster has been declared and he shall keep advised the Emergency Operations Centre of his whereabouts during the continuation of the community disaster.

- (c) Before upon the event of or during the continuation of a community disaster the Mayor or Deputy Mayor or any two Councilors may call members of Council to meet for the purpose of declaring a community disaster and of caring out of business pertaining thereto. As soon as a quorum is present, the meeting may be called to order; and for purposes of this By-Law only, any two members of Council shall constitute a quorum. At such meetings only matters directly pertaining to the community disaster may be considered by Council and business will be conducted according to the By-Laws of the municipality where they do not conflict with this By-Law.
6. In the event that a community disaster has been declared, all employees, servants, ad agents of the municipality will advise the Emergency Operations Centre of their whereabouts and will be required to carry out duties as ordered by the Municipal Emergency Measures Co-ordinator. In this connection, unless Council otherwise stipulates, for services performed during the continuation of the community disaster:
- (a) Council members will receive no additional remuneration.
 - (b) Department Heads will receive no additional remuneration.
7. When a community disaster is declared, the Committee may forthwith procure food, clothing, medicines, equipment, goods, and services of any nature or kind for use therein, the payment for which shall be made by the municipality, if necessary.

8. For the duration of the community disaster Council may appoint any person as deemed necessary to perform certain duties by the Municipal Emergency Measures Co-ordinator.

IN WITNESS WHEREOF The Village of Harvey has caused the Village Seal to be affixed to this By-Law the 14th day of July, 1982, and caused this By-Law to be signed by

H.V. Matheson
Mayor (or presiding officer of Council who presided at the meeting of which it was enacted) and

Bernie McCann
Clerk

READ FIRST TIME the 9th day of June 1982.

READ SECOND TIME the 9th day of June, 1982.

READ THIRD TIME AND ENACTED the 14th day of June, 1982.