

Village of Teslin

Bylaw # 14-208

A bylaw to provide for the establishment of a Civil Emergency Measures Commission and a Municipal Civil Emergency Plan.

WHEREAS, Section 192(1) of the Municipal Act provides that a municipal Council shall by bylaw establish a Civil Emergency Measures Commission and appoint its members; and

WHEREAS, Section 5(1) of the Civil Emergency Measures Act provides that the Council of every municipality shall by bylaw establish a Municipal Civil Emergency Plan; and

WHEREAS, Section 216 of the Municipal Act provides that unless expressly required to be exercised by bylaw, all powers of a council may be exercised by bylaw or resolution;

NOW THEREFORE, the Council of the Village of Teslin in an open meeting assembled, hereby ENACTS AS FOLLOWS:

1.0 SHORT TITLE

1.01 This Bylaw may be cited as the EMERGENCY MEASURES BYLAW.

2.00 DEFINITIONS

2.01 For the purpose of this bylaw:

(1) The definitions contained in the municipal Act (RSY 2002, c.154) and the Civil Emergency Measures Act (RSY 2002, c. 34), or any successor legislation, shall apply;

(2) Unless expressly provided for elsewhere within this bylaw the provisions of the Interpretations Act (RSY 2002, c.125) shall apply.

(3) "VOT" refers to Village of Teslin.

(4) "TTC" refers to Teslin Tlingit Council.

(5) "CIVIL EMERGENCY CO-ORDINATOR" means the coordinator appointed by Council to coordinate the activities of the Emergency Operations Control Group (EOCG).

(6) "CIVIL EMERGENCY MEASURES COMMISSION" means those members appointed by Council under the provisions of Section 192(1) of the Municipal Act.

(7) "DECLARATION OF A STATE OF LOCAL EMERGENCY" means a declaration of a state of emergency by resolution of the council under Section 7 of the Civil Emergency Measures Act.

(8) “MUNICIPAL CIVIL EMERGENCY MEASURES PLAN (Emergency Plan)” means the organization, plans, and procedures established within the Village for combating emergencies and disasters.

3.00 ADMINISTRATION

3.01 There is hereby established a Civil Emergency Measures Commission (CEMC), the membership of which shall consist of the following members:

Village of Teslin Mayor

Chief of Teslin Tlingit Council

CAO of the Village of Teslin

Teslin Tlingit Council Executive Director

3.02 Council hereby appoints the Chief Administrative Officer for the Village of Teslin as the Civil Emergency Measures Coordinator and this position will be shared with the Executive Director from Teslin Tlingit Council.

3.03 The CEMC shall ensure that a Civil Emergency Measures Plan is created and maintained. This plan shall:

a) Specify the powers and duties of the Civil Emergency Measures Commission established under Section 192(1) of the Municipal Act; and

b) Assign to municipal officers and employees those responsibilities necessary for the effective implementation of the plan in case of a declaration of a state of emergency in or including the municipality under this act; and

c) Be reviewed annually; and

d) Be exercised annually.

4.0 DECLARATION OF A STATE OF EMERGENCY

4.1 The Mayor is hereby authorized to declare a state of local emergency if they have reasonable grounds to believe that a substantial danger to public safety or to property in the municipality exists or is imminent as the result of fire, explosion, flood, earthquake, landslide, weather, epidemic, transportation accident, electrical power failure, nuclear accident or any similar disaster.

4.1 If, and only if, neither the Mayor nor Deputy Mayor can be located, a state of emergency may be declared by any two (2) members of council. Teslin Tlingit Council Chief and/or Executive Director shall be advised.

5.00 ENACTMENT

5.01 This Bylaw shall come into full force and effect upon final passing thereof;

5.02 Bylaw # 49 is hereby repealed.

READ A FIRST AND SECOND TIME THIS 14th DAY of July, 2014

READ A THIRD AND FINAL TIME THIS 28th DAY of July, 2014

Mayor, Clara Jules

CAO, Shelley Hassard