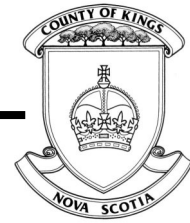


# MUNICIPALITY OF THE COUNTY OF KINGS



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## BY-LAW #110

### EMERGENCY MANAGEMENT BY-LAW

The Council of the Municipality of the County of Kings pursuant to section 10(1)(a) Emergency Management Act, S.N.S. 1990, c.8, enacts as follows:

#### SHORT TITLE

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

#### INTERPRETATION

2. In this By-law,
  - (a) **Act** means the Emergency Management Act, S.N.S. 1990, c.8;
  - (b) **Agreement** means an Agreement entered into pursuant to section 10(2)(c) [ed] of the Act, and section 60 of the *Municipal Government Act* among the Municipality of the County of Kings and the Towns of Kentville, Wolfville and Berwick;
  - (c) **CAO** means Chief Administrative Officer of the Municipality of the County of Kings in accordance with the MGA;
  - (d) **Council** means the Council of the Municipality of the County of Kings;
  - (e) **Councillor** means a member of the Municipality of the County of Kings Council;
  - (f) **Emergency** means a present or imminent event in respect of which the Minister or a municipality, as the case may be, 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 in the Province;
  - (g) **Mayor** means the Mayor of the Municipality of the County of Kings;
  - (h) **MGA** means the *Municipal Government Act*, S.N.S., 1998 c.18, as amended;
  - (i) **Municipality of the County of Kings** means the Municipality of the County of Kings;
  - (j) **Emergency Management Advisory Committee** means the Advisory Committee established pursuant to s. 10(1)(d) of the Act;
  - (k) **Emergency Management Coordinator** means the person appointed by Council to coordinate plans and responses related to an Emergency;

- (l) **Emergency Management Organization** means the organization required pursuant to s. 10(1)(b) of the Act;
- (m) **Emergency Management Planning Committee** means a committee comprising public sector staff and not-for-profit personnel with a mandate to assist the Emergency Management Coordinator and the Emergency Management Advisory Committee;
- (n) **Emergency Management Plans** means plans, programs or procedures prepared by the Emergency Management Organization that are intended to mitigate the effects of an emergency or a 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, as set out in clause 2(d) of the Act; and
- (o) **State of Local Emergency** means a state of local emergency declared by the Municipality of the County of Kings pursuant to the Act and enabled regulations, and this By-law.

### DECLARING A STATE OF LOCAL EMERGENCY

- 3. In accordance with the Act, Council may declare a State of Local Emergency when satisfied that an Emergency exists or may exist in all or any area of the Municipality of the County of Kings.
- 4. If Council is unable to act promptly per section 15 of the Act, the Mayor may declare a State of Local Emergency.

### LOCAL AND REGIONAL EMERGENCY MANAGEMENT

- 5. In accordance with s. 10 of the Act and with this By-law, the Municipality of the County of Kings may enter into an Agreement with the [Towns of Berwick, Kentville and Wolfville] to form a Regional Emergency Management Organization (REMO). With an Agreement in effect, a Regional Emergency Advisory Committee shall act in the stead of the Municipality of the County of Kings's Emergency Advisory Committee. Similarly, a Regional Emergency Management Planning Committee and a Regional Emergency Management Coordinator will act in place of a Municipal Committee and Coordinator.
- 6. An Emergency may be declared a State of Local Emergency by the Council or by the Mayor in accordance with the Act regardless of whether the State of Local Emergency is exclusive to the Municipality of the County of Kings.
- 7. The Chief Administrative Officer shall appoint a [municipal] staff member to serve as a [municipal] liaison to the Regional Emergency Management Planning Committee.
- 8. Once the State of Local Emergency is declared, and when the declared State of Local Emergency involves two or more of the parties to an Agreement, the Mayor shall authorize REMO to act in their stead during the declared State of Local Emergency per subsection 15(1)(b) of the Act.
- 9. When there is an Agreement in effect, and when the declared State of Local Emergency is exclusive to the Municipality of the County of Kings, the Mayor shall authorize REMO

to act in their stead during the declared State of Local Emergency per subsection 15(1)(b) of the Act.

- 10. Cost-recovery policy under REMO shall be detailed in the Agreement.

**REGIONAL EMERGENCY MANAGEMENT ORGANIZATION AGREEMENT**

- 11. The Council hereby authorizes the establishment of a REMO pursuant to an Agreement per section 10 of the Act.
- 12. Without limitation, an Agreement shall contain provisions respecting:
  - (a) the composition and role of a Regional Emergency Advisory Committee;
  - (b) the terms of engagement and responsibilities of a Regional Emergency Management Coordinator; and
  - (c) the composition and role of a Regional Emergency Management Planning Committee.

**DUTIES DURING AN EMERGENCY**

- 13. Following the activation of any Emergency Plan or a declaration of a State of Local Emergency:
  - (a) Every Councillor shall advise the Mayor as to their location and how they may be contacted;
  - (a) Every employee and agent of the Municipality of the County of Kings who has a role in such emergencies as assigned in the Emergency Management Plans, shall:
    - i. Advise the Emergency Management Coordinator or the Regional Emergency Management Coordinator, as the case may be, of their location and how they may be contacted; and
    - ii. Fulfill such duties as may be prescribed by the Emergency Management Coordinator or the Regional Emergency Management Coordinator, as the case may be.

**REPEAL**

- 14. Municipality of the County of Kings By-laws 61 (Emergency Measures) and 89 (Regional Emergency Management) are repealed and replaced by this By-law.

<b>By-law Adoption</b>					
First Reading	Notice of Second Reading	Second Reading	Notice of Passing	Certified Copy to Minister	Approval/ Acknowledgement by Minister
June 15, 2021	June 19, 2021	July 6, 2021	July 13, 2021 & April 19, 2022	July 13, 2021	April 7, 2022

<b>Non-Substantive By-law Amendment: Correct section of <i>Emergency Management Act</i> in Definition of Agreement</b>	
Certified Copy to Minister	Approval/ Acknowledgement by Minister
November 17, 2021	April 7, 2022

<b>By-law Amendments</b>					
First Reading	Notice of Second Reading	Second Reading	Notice of Passing	Certified Copy to Minister	Approval/ Acknowledgement by Minister

