

**BY-LAW 1-2021  
OF THE  
TOWN OF VERMILION  
(hereinafter referred to as the "Municipality")  
IN THE PROVINCE OF ALBERTA**

**BEING A BY-LAW OF THE TOWN OF VERMILION  
IN THE PROVINCE OF ALBERTA  
MUNICIPAL EMERGENCY MANAGEMENT BYLAW**

WHEREAS, the Council of the Town of Vermilion is responsible for the direction and control of its emergency response and is required, under the Emergency Management Act, Chapter E-6.8, Revised Statutes of Alberta 2000, to appoint a Municipal Emergency Advisory Committee and to establish and maintain a Municipal Emergency Management Agency; and

WHEREAS, it is desirable in the public interest, and in the interests of public safety, that such a committee be appointed and such an agency be established and maintained to carry out Council's statutory powers and obligations under the said Emergency Management Act;

NOW THEREFORE, the Council of the Town of Vermilion, duly assembled, enacts as follows:

1. This Bylaw may be cited as the Town of Vermilion's Emergency Management Bylaw.
2. In this Bylaw:
  - (a) "Act" means the Emergency Management Act, Chapter E-6.8, Revised Statutes of Alberta 2000;
  - (b) "Council" means the Council of the Town of Vermilion;
  - (c) "disaster" means an event that result in serious harm to the safety, health, or welfare of people or in widespread damage to property;
  - (d) "emergency" means an event that requires prompt coordination of action or special regulation of persons or property to protect the safety, health, or welfare of people or to limit damage to property;
  - (e) "Minister" means the Minister responsible for the Emergency Management Act;
  - (f) "Vermilion Emergency Advisory Committee" means the committee established under this Bylaw;
  - (g) "Vermilion Emergency Management Agency" means the agency established under this Bylaw; and
  - (h) "Vermilion Emergency Management Plan" means the emergency plan prepared by the Director of Emergency Management to coordinate response to an emergency or disaster.
3. There is hereby established the Vermilion Emergency Advisory Committee to advise Council on the development of emergency plans and programs.

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4. There is hereby established the Vermilion Emergency Management Agency to act as the agent of Council to exercise Council's powers and duties under the Act. This does not include the power to declare, renew, or terminate a state of local emergency, nor the powers contained in Section 12 of this Bylaw.
5. Council shall:
  - (a) by resolution, appoint two of its members to serve on the Vermilion Emergency Advisory Committee;
  - (b) provide for the payment of expenses of the members of the Vermilion Emergency Advisory Committee;
  - (c) by resolution, on the recommendation of the Vermilion Emergency Advisory Committee, and in consultation with the Chief Administrative Officer appoint a Director of Emergency Management as the Director of the Vermilion Emergency Management Agency;
  - (d) by resolution, on the recommendation of the Vermilion Emergency Advisory Committee, appoint a Deputy Director of Emergency Management who shall do those things required of the Director of Emergency Management in that person's absence;
  - (e) ensure that emergency plans and programs are prepared to address potential emergencies or disasters in the Town of Vermilion;
  - (f) approve the Town of Vermilion's emergency plans and programs; and
  - (g) review the status of the Vermilion Emergency Management Plan and related plans and programs at least once each year.
6. Council may:
  - (a) by Bylaw borrow, levy, appropriate and expend, without the consent of the electors, all sums required for the operation of the Vermilion Emergency Management Agency; and
  - (b) enter into agreements with and make payments or grants, or both, to persons or organizations for the provision of services in the development or implementation of emergency plans or programs, including mutual aid plans and programs.
7. The Vermilion Emergency Advisory Committee shall
  - (a) review the Vermilion Emergency Management Plan and related plans and programs on an annual basis with the Vermilion Emergency Management Agency;
  - (b) advise Council, duly assembled, on the status of the Vermilion Emergency Management Plan and related plans and programs at least once each year.
  - (c) appoint one member as the chair of the committee.



- (d) provide guidance and direction to the local authority's Emergency Management Agency.
8. (a) Hereby established a Vermilion Emergency Management Agency and shall be comprised of one or more of the following:
- 1. the Director of Emergency Management;
  - 2. the Deputy Director of Emergency Management;
  - 3. key Staff Members of the Town of Vermilion;
  - 4. the Detachment Commander of RCMP Vermilion, or designate;
  - 5. the Fire Chief, or designate;
  - 6. a representative of Alberta Health Services, or designate;
  - 7. representative(s) from local industry, or industrial associations;
  - 8. representative(s) from Alberta Municipal Affairs, Alberta Emergency Management Agency;
  - 9. anybody else who might serve a useful purpose in the preparation or implementation of the Vermilion Emergency Management Plan;
- (b) the agency shall meet a minimum of annually to advise the Vermilion Emergency Advisory Committee on the status of the Town of Vermilion's emergency plans and programs; and
- (c) the Vermilion Emergency Management Agency will utilize the command, control and coordination system prescribed by the Managing Director of the Alberta Emergency Management Agency.
9. The Director of the Emergency Management Agency shall:
- (a) prepare and coordinate the Vermilion Emergency Management Plan and related plans and programs for the Town of Vermilion;
  - (b) act as director of emergency operations, or ensure that someone is designated under the Vermilion Emergency Management Plan to so act, on behalf of the Vermilion Emergency Management Agency;
  - (c) coordinate all emergency services and other resources used in an emergency; or
  - (d) ensure that someone is designated to discharge the responsibilities specified in paragraphs (a), (b), and (c); and
  - (e) must meet at least once per year with committee.

10. Council may, at any time when it is satisfied that an emergency exists or may exist, by resolution, make a declaration of a state of local emergency. If, for whatever reason, a quorum of Council cannot be established, the power to declare a state of local emergency is hereby delegated to the Mayor, or Deputy Mayor alone, or in their absence, any two members of Council.
11. When a state of local emergency is declared, the person(s) making the declaration shall:
  - (a) ensure that the declaration identifies the nature of the emergency and the area of the Town of Vermilion in which it exists;
  - (b) cause the details of the declaration to be published immediately by such means of communication considered most likely to notify the population of the area affected; and
  - (c) forward a copy of the declaration to the Minister forthwith.
12. Subject to Section 19 of Emergency Management Act, when a state of local emergency is declared, the person(s) making the declaration may do all acts and take all necessary proceedings including the following:
  - (a) cause the Vermilion Emergency Management Plan or any related plans, or programs to be put into operation;
  - (b) acquire or utilize any real or personal property considered necessary to prevent, combat or alleviate the effects of any emergency or disaster;
  - (c) authorize or require any qualified person to render aid of a type he or she is qualified to provide;
  - (d) control or prohibit travel to or from any area of the Town of Vermilion;
  - (e) 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 any part of the Town of Vermilion;
  - (f) cause the evacuation of persons and the removal of livestock and personal property from any area of the Town of Vermilion that is or may be affected by a disaster and make arrangements for the adequate care and protection of those persons or livestock and of the personal property;
  - (g) 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;
  - (h) cause the demolition or removal of any trees, structures, or crops if the demolition or removal is necessary or appropriate in order to reach the scene of a disaster, or to attempt to forestall its occurrence or to combat its progress;



- (i) procure or fix prices for food, clothing, fuel, equipment, medical supplies, or other essential supplies and the use of any property, services, resources or equipment within the Town of Vermilion for the duration of the state of local emergency;
  - (j) authorize the conscription of persons needed to meet an emergency; and
  - (k) authorize any persons at any time to exercise, in the operation of the Municipal Emergency Plan and related plans or programs, any power specified in Paragraphs (b) through (j) in relation to any part of the Town affected by a declaration of a state of local emergency.
13. When, in the opinion of the person(s) declaring the state of local emergency, an emergency no longer exists in relation to which the declaration was made, they shall, by resolution, terminate the declaration.
14. A declaration of a state of local emergency is considered terminated and ceases to be of any force of effect when:
- (a) a resolution is passed under Section 13;
  - (b) a period of seven days has lapsed since it was declared, unless it is renewed by resolution. In the case of the SOLE being declared for a pandemic, a period of ninety days;
  - (c) the Minister cancels the state of local emergency.
15. When a declaration of a state of local emergency has been terminated, the person(s) who made the declaration shall cause the details of the termination to be published immediately by such means of communication considered most likely to notify the population of the area affected.
16. No action lies against the Town of Vermilion or a person acting under the Town of Vermilion's direction or authorization for anything done or omitted to be done in good faith while carrying out a power under the Emergency Management Act, or the regulations during a state of local emergency.
17. Bylaw No. 13-2019 dealing with the establishment of a Disaster Services Agency is hereby rescinded.

READ A FIRST TIME IN COUNCIL THIS 19 DAY OF JANUARY,  
A.D. 2021

  
Mayor

  
Chief Administrative Officer

READ A SECOND TIME IN COUNCIL THIS 19 DAY OF JANUARY,  
A.D. 2021

  
Mayor

  
Chief Administrative Officer

READ A THIRD TIME IN COUNCIL THIS 19 DAY OF JANUARY,  
A.D. 2021

  
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Mayor

  
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Chief Administrative Officer