

# **THE CORPORATION OF THE TOWNSHIP OF WELLESLEY**

## **BY-LAW NUMBER 1/2018**

Being a by-law of the Township of Wellesley requiring an Emergency Management Program for the protection of public safety, health, the environment, the critical infrastructure and property, and to promote economic stability and a disaster-resilient community.

WHEREAS the Province of Ontario has passed the Emergency Management and Civil Protection Act, R.S.O., 1990, Chapter E.9, as amended (The "Act") an Act which requires the development and implementation of an emergency management program (short title – *The Emergency Management Act*) by the Council of a municipality;

AND WHEREAS the Act requires the emergency management program to conform to standards promulgated by Emergency Management Ontario in accordance with international best practices, including the four core components of emergency management, namely: mitigation/prevention, preparedness, response and recovery; and also makes provision for the municipality and council to develop and implement an emergency management program to protect public safety, public health, the environment, the critical infrastructure and property and to promote economic stability and a disaster-resilient community;

AND WHEREAS the Act makes provision for the Head of Council to declare that an emergency exists in the community or in any part thereof and also provides the Head of Council with authority to take such action or make such orders and he/she considers necessary and not contrary to law, to implement the emergency response plan and respond to an emergency;

AND WHEREAS the Act provides for the designation of one or more members of council who may exercise the powers and perform the duties of the Head of Council during his/her absence or his/her inability to act;

AND WHEREAS the Act authorizes employees of a community to respond to an emergency in accordance with the emergency response plan where an emergency exists but has not yet been declared to exist;

AND WHEREAS the Act requires every municipality shall have an emergency management program committee. The committee shall be composed of the Emergency Management Program Coordinator (CEMC), senior municipal official, such members of council as may be appointed by Council, municipal employees who are responsible for emergency management functions and may include other persons representing organizations and industry. The council shall appoint one of the members of the

program committee to be the chair of the committee. (EMCP Act, Ontario Regulation 380/04 11(1)(2).

AND WHEREAS the Act provides that the municipality has a right of action to recover monies expended or costs incurred in the implementation of an emergency plan or in connection with an emergency against the person who caused the emergency, and;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Wellesley enacts as follows:

1. THAT an Emergency Management Program be developed and implemented in accordance with the standards published by Emergency Management Ontario in accordance with international best practices.
2. THAT the CAO (or designate) and CEMC co-chair the Emergency Management Program Committee.
3. THAT the Emergency Management Program Committee will cause the emergency management program to be reviewed annually, ensure training to employees on their functions and to recommend changes to the program as considered appropriate and refer recommendations to Council for further review and approval.
4. THAT the Mayor, CAO, Fire Chief, Clerk, Chief Building Official, Planner, Director of Public Works, Director of Recreation and Treasurer are hereby appointed as the Municipal Emergency Control Group.
5. THAT the Head of Council or designated alternate, as provided in the plan, be empowered to declare an emergency.
6. THAT certain appointed officials or their designated alternates, as provided in the approved community emergency response plan are empowered to cause an emergency notification to be issued to members of the Municipal Emergency Control Group and to respond to an emergency in accordance with the Emergency Response Plan where an emergency exists but has not yet been declared to exist.
7. THAT Council authorizes staff to make administrative changes to the plan including changes due to personnel changes, organizational changes, contact information, phone numbers and other administrative matters.
8. THAT the Fire Chief is hereby appointed as the Community Emergency Management Coordinator for the Township of Wellesley

9. THAT the Chief Building Official is hereby appointed as the Emergency Information Officer for the Township of Wellesley.
10. THAT the Emergency Response Plan attached hereto as Schedule "A" of this By-law is hereby adopted.
11. THAT the Emergency Management Program Committee Report to Council attached hereto Schedule "B" of this By-law is hereby adopted.
12. THAT this By-Law shall come into full force and effect on the date of final passing thereof.

Read a first and second time this 9th day of January, 2018.

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Mayor Joe Nowak

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Clerk, Grace Kosch

Read a third and final time and passed this 9th day of December, 2018.

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Mayor Joe Nowak

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Clerk, Grace Kosch