



**Chapter 105
KINGS REGIONAL EMERGENCY
MANAGEMENT ORGANIZATION BYLAW
NOTICE OF SECOND READING**

TAKE NOTICE that at a public meeting held June 28, 2021, Town Council gave First Reading to amend ***Chapter 105 Kings Regional Emergency Management Organization Bylaw***.

The amendments to the Bylaw are needed to update and clarify the roles and responsibilities of the Kings Regional Emergency Management Organization.

FURTHER TAKE NOTICE that the Second (Final) Reading of these Bylaw amendments is scheduled to take place at the Special Meeting of Town Council on July 26, 2021 at 6:00 PM.

A copy of this Bylaw is available at the Town Office at 354 Main Street, Kentville, NS, between the hours of 8:30 AM and 4:30 PM, Monday to Friday (holidays excluded), or on the Town's website at www.kentville.ca. Any objections should be made in writing to the Town Clerk.

June 29, 2021

Dan Troke
Town Clerk
TOWN OF KENTVILLE



COUNCIL ADVISORY COMMITTEE

Recommendation to Council

Kings Regional Emergency Management Organization

At the June 14, 2021 meeting of Council Advisory Committee, CAO Troke reviewed the updated Kings REMO bylaw which will replace the existing Town bylaws.

Council Advisory Committee recommends

That Council give first reading to the Kings REMO bylaw to Town Council to June 28, 2021 and further that Council give second reading to the bylaw on July 26 2021, and further that all other emergency management bylaws be rescinded.



Memorandum

To: Kings County CAOs
From: Kings REMO Regional EM Coordinator
Date: 2021-06-07 (Updated)
Subject: Kings REMO Administration – Bylaw, Letter of Designation, and Agreement

References:

- A. Intermunicipal Service Agreement Working Group Meeting, Friday, May 28, 2021
- B. [Nova Scotia Emergency Management Act](#)

Please find attached the updated June 2021 Municipal/Town Kings REMO Bylaws.

- [Municipality of the County of Kings](#)
- [Town of Wolfville](#)
- [Town of Kentville](#)
- [Town of Berwick](#)

Amendments to the Draft Regional EM Bylaw from the initial submission in 2019 include the removal from the Bylaw of the following information for insertion into the Draft REMO Agreement:

- Section on the Regional Emergency Management Advisory Committee
- Section on the Regional Emergency Management Coordinator
- Section on the Regional Emergency Management Planning Committee

The recommended process in moving forward with the adoption of the Regional Emergency Management Organization in Kings County is as follows:

1. Submission of REMO Bylaws to Municipal/Town Councils for approval
2. Letter of Kings REMO designation ([attached](#)) submitted to Minister Maguire for consideration in designating Kings REMO as a municipality for the purpose of the Nova Scotia Emergency Management Act, Section 9(b)
3. Kings REMO Inter-Municipal Service Agreement (IMSA) submitted to Council for approval

Submitted for consideration in moving forward to the Kings County IMSA Committee with a recommendation to forward to Municipal/Town Councils once the IMSA Working Group has completed their review.


Dan Stovel
Kings REMO REMC



**Town of Kentville By-law
Chapter ##
Emergency Management By-law**

The Council of the Town of Kentville 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(1)(c) 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 Town of Kentville in accordance with the MGA;
 - (d) **Council** means the Council of the Town of Kentville;
 - (e) **Councillor** means a member of the Town of Kentville 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 Town of Kentville;
 - (h) **MGA** means the *Municipal Government Act*, S.N.S., 1998 c.18, as amended;
 - (i) **Town of Kentville** means the Town of Kentville;
 - (j) **Emergency Management Advisory Committee** means the Advisory Committee established pursuant to s. 10(1)(d) of the Act;

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- (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 Town of Kentville 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 Town of Kentville.
- 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 Town of Kentville may enter into an Agreement with the [Municipality of the County of Kings and the Towns of Berwick, 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 Town of Kentville'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 Town of Kentville.
- 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.

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9. When there is an Agreement in effect, and when the declared State of Local Emergency is exclusive to the Town of Kentville, 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;
 - (b) Every employee and agent of the Town of Kentville 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. Town of Kentville By-laws 67 (Regional Emergency Management) and 73 (Emergency Management) are repealed and replaced by this By-law.

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Clerk's Annotation for Official By-law Book

Date of first reading: _____

Date of advertisement of Notice of Intent to Consider: _____

Date of second reading: _____

Date of mailing to Minister a certified copy of By-law: _____

Date of Ministerial approval (s. 10 (1) (a) of the Act): _____

Date of advertisement of Passage of By-law: _____

Effective Date of By-law: _____

I certify that this **Emergency Management By-law ##** was adopted by Council and published as indicated above.

Town Clerk

Date

DRAFT