

CORPORATION OF THE TOWN OF AMHERSTBURG

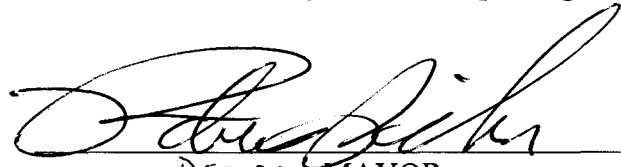
BY-LAW NO. 2001-11

Being a By-law to adopt an Emergency Plan governing the provisions of necessary services during an emergency.

WHEREAS Section 3 of The Emergency Plans Act, R.S.O. 1990 c. E9, provides that the Council of a municipality may pass a by-law formulating or providing for the formulation of an emergency plan governing the provision of necessary services during an emergency and the procedures under and the manner in which employees of the municipality and other persons will respond to an emergency.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AMHERSTBURG HEREBY ENACTS AS FOLLOWS:

1. In this By-law
 - (a) "Emergency" means a situation caused by the forces of nature, an accident, an international act, or otherwise that constitutes a danger of major proportions to life or property.
 - (b) "Employee" means any salaried officer, clerk, workman, servant or other person in the employ of the municipality or of a local board and includes a member of the police force of the municipality and any person or class of person designated as an employee as defined in paragraph 46 of section 207 of the Municipal Act, R.S.O. 1990 c.M45
 - (c) "Municipality" means the Corporation of the Town of Amherstburg.
2. That the Amherstburg Emergency Response Plan dated March 2001, attached hereto as Schedule "A" and forming part of this by-law is hereby adopted as the emergency plan governing the provision of necessary services during an emergency of the municipality and other persons who will respond to the emergency.
3. That By-law Number 2194 of the Town of Amherstburg dated February 26, 1991, By-law 2837 of the Township of Anderdon dated March 11, 1991 and By-law #91-6 of the Township of Malden dated March 11, 1991 are hereby repealed.
4. This by-law shall come into force and take effect on the day of the final passing thereof.



Deputy MAYOR



CLERK

1st Reading: March 26, 2001

2nd Reading: March 26, 2001

3rd Reading: March 26, 2001

TOWN OF AMHERSTBURG

EMERGENCY PLAN

FOREWORD

This Emergency Plan has been prepared for the Town of Amherstburg to prescribe the municipal response to a large-scale emergency requiring a controlled and coordinated approach.

Legal authority for the preparation of this municipal plan is found in Section 3 (1) of the *Emergency Plans Act*, 1990, which permits the council of a municipality to pass a by-law providing for the formulation of an emergency plan. In accordance with that section, the Town of Amherstburg has prepared the following plan which conforms to generally accepted emergency planning practices and has been adopted by the Council of the Town of Amherstburg under By-Law # _____.

In token thereof, the plan is signed by the Mayor and the Chief Administrative Officer of the municipality, and is hereby approved for use.

Tony DiBartolomeo
Mayor of the Town of Amherstburg

Date

William J. King, MA, MCIP, RPP
Chief Administrative Officer, Town of Amherstburg

Date

EMERGENCY PLAN

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ACRONYMS & ABBREVIATIONS

ARES	-	Amateur Radio Emergency Service
CACC	-	Central Ambulance Communications Centre
CCG	-	County Control Group
ESM	-	Emergency Site Manager
LIC	-	Local Information Centre
MCG	-	Municipal Control Group
MOC	-	Municipal Operations Centre
MOEE	-	Ministry of the Environment and Energy
MOH	-	Medical Officer of Health
MTO	-	Ministry of Transportation
OPP	-	Ontario Provincial Police
PADs	-	Public Action Directives
PIO	-	Public Information Officer
TCC	-	Traffic Control Centre

EMERGENCY PLAN

CHAPTER 1

GENERAL

1.1 Introduction

- 1.1.1 The Town of Amherstburg Emergency Plan has been prepared to facilitate a controlled and coordinated municipal response to a large-scale chemical emergency or any other emergency occurring within or affecting the municipality.
- 1.1.2 Emergencies are defined as situations or impending situations abnormally affecting property and the health, safety, and welfare of the community which, by their nature or magnitude, require a coordinated response by a number of organizations under a Municipal Control Group (MCG). They are distinct from the normal day-to-day operations carried out by first response agencies.
- 1.1.3 While many emergencies could occur within the Town of Amherstburg, this municipal plan has been prepared to mitigate the effects of a chemical emergency occurring at one of the Town of Amherstburg's three main chemical plants or through a transportation accident, as well as any emergency of a general nature. Specific actions that may result from a nuclear-related emergency associated with FERMI 2 are outlined in the Nuclear Response Plan found as a separate section of this plan.

1.2 Aim

- 1.2.1 The aim of the Town of Amherstburg, in the event of an emergency, is to safeguard the health, safety, welfare and property of the inhabitants of the community, and to protect the environment.
- 1.1.2 The above aim is achieved through the Town of Amherstburg Emergency Plan which prescribes the municipal response to any general emergency situation as well as a chemical or nuclear emergency.

1.3 Scope

- 1.3.1 This municipal plan covers the responsibilities of the Town of Amherstburg and the various municipalities and organizations which would respond to such an emergency (Refer to Section 1.6).
- 1.3.2 In the event of a **nuclear emergency**, tab immediately to the Nuclear Emergency Plan.

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1.3.3 This plan is formally entitled the “Town of Amherstburg Emergency Plan”. In this document it will be referred to as “the municipal plan”.

1.4 Legal Authority

1.4.1 This municipal plan is based on Section 3 (1) of the *Emergency Plans Act*, 1990, which permits the council of a municipality to pass a by-law providing for the formulation of an emergency plan.

1.5 Legal Powers

1.5.1 The head of council of a municipality may declare that an emergency exists in the municipality or any part thereof and may take such action and make such orders as he considers necessary and are not contrary to law to implement the emergency plan of the municipality and to protect property and the health, safety and welfare of the inhabitants of the emergency area (Section 4 (1) of the *Emergency Plans Act*, 1990).

1.5.2 The head of a council or the council of a municipality may at any time declare that an emergency has terminated (Section 4 (2) of the *Emergency Plans Act*, 1990).

1.5.3 In accordance with Section 9 (a) of the *Emergency Plans Act*, 1983, **the Mayor of Amherstburg, the CAO of Amherstburg, the Amherstburg Fire Chief, the Amherstburg Police Chief, and the Chemical Industry Representatives** (see the Industrial Notification List on page 32), are hereby authorized to take action to implement the plan where such action is considered necessary, even though the declaration of the existence of an emergency has not yet been made.

1.5.4 The Head of the Municipal Control Group shall be the Mayor of the Town of Amherstburg. During the absence of the Mayor or his/her inability to act, the Deputy Mayor shall be the Head of the Municipal Control Group (Section 9 (c) of the *Emergency Plans Act*, 1990).

1.5.5 No action or other proceeding for damage lies or shall be instituted against a member of council, an employee of a municipality, a minister of the Crown or a Crown employee for doing any act or neglecting to do any act in good faith in the implementation or intended implementation of an emergency plan or in connection with an emergency (Section 11 (1)).

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1.6 Participating Municipalities and Organizations

1.6.1 The following municipalities, agencies, departments, and boards have been assigned some responsibility for responding to an emergency and, in token thereof, have signed a memorandum of concurrence:

County of Essex
Town of LaSalle
Windsor-Essex County Health Unit
County of Essex Social Services Department
County of Essex Board of Education
County of Essex Roman Catholic Separate School Board
St. Clair College
Amherstburg Police Service
LaSalle Police Service
Amherstburg Fire Department
Central Ambulance Communications Centre
General Chemical
Amateur Radio Emergency Service
Windsor Police Services
Windsor Fire Department

1.6.2 Responsibilities assigned to organizations listed in 1.6.1 shall carry the following implications:

- (a) In the case of those assigned to an organization, it shall be the responsibility of the operational/administrative head of the organization to ensure their implementation.
- (b) In the case of those assigned to a position, implementation shall also be the responsibility of any substitute, alternate or the person next in line of authority if the permanent incumbent of that position is absent or otherwise unable to take the necessary action.

1.6.3 Those organizations listed in 1.6.1 shall ensure appropriate plans and implementing procedures are developed for carrying out their roles and tasks.