

CHAPTER 17

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CIVIL DEFENSE AND DISASTER

CHAPTER 17

Section 17.01. PURPOSE AND POLICY.

(1) Preparation for Civil Defense and Disaster. By reason of the existing and increasing possibility of the occurrence of disasters resulting from enemy attack, sabotage or other hostile action, including civil disorders within the metropolitan area, or from fire, flood, earthquake or other natural causes, and in order to insure that preparation of this Village will be adequate to deal with such disasters, to provide for the common defense, to protect the public peace, health, safety and general welfare, and to preserve the lives and property of the people, it is hereby found and declared to be necessary:

- [a] To establish a local civil defense organization,
- [b] To provide for the exercise of necessary powers during civil defense emergencies, and,
- [c] To provide for the rendering of cooperation and mutual aid between this Village and other political subdivisions.

(2) Coordination of Functions. It is hereby declared to be the policy of the Village of River Hills that all civil defense and disaster functions of the Village shall be coordinated to the maximum extent practicable with comparable functions of the Federal Government, the State of Wisconsin, Milwaukee County, and neighboring municipalities.

(3) Definition of Civil Defense. "Civil Defense" shall mean the preparation for and the carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to minimize and repair injury and damage resulting from disaster caused by enemy attack, sabotage, or other hostile action including civil disorders within the metropolitan area, or by fire, flood or other natural causes.

Section 17.02. DIRECTOR OF CIVIL DEFENSE.

(1) Creation; Appointment. There is hereby created the position of Director of Civil Defense, which position shall be held by the Director of Civil Defense employed by the "Zone A" Civil Defense Commission, said Commission consisting of representatives of the Village of River Hills, Shorewood, Whitefish Bay, Fox Point, Bayside, Brown Deer, and the City of Glendale.

(2) Powers and Duties. The Director of Civil Defense as defined in subsection (1) hereof shall have all of the powers, duties and responsibilities delegated to him by virtue of the "Zone A" Civil Defense Agreement entered into by the Village of River Hills, dated the 1st day of October, 1962.

Section 17.03. DEPUTY DIRECTOR OF CIVIL DEFENSE.

(1) Creation; Appointment. The office of Deputy Director of Civil Defense is hereby created. The Village Manager shall act as said Director.

(2) Powers and Duties. The Deputy Director of Civil Defense shall have direct responsibility for the organization, administration and operation of the Village's Civil Defense organization and shall be responsible for the carrying out of the provisions of this chapter, all subject to the direction and control of the Village Board. In performing his duties under this section the Deputy Director is particularly authorized and empowered as follows:

[a] To cooperate with the Federal Government, other political subdivisions and private agencies in all matters pertaining to civil defense.

[b] To prepare a plan and program for the civil defense of the Village of River Hills, such plan and program to be integrated into and coordinated with the civil defense plans of the Federal Government, the "Zone A" Civil Defense Commission, and the State of Wisconsin. Said plan shall be presented to the Village Board for its approval. When the Village Board has approved the plan by resolution, it shall be the duty of all municipal agencies and all civil defense forces of the Village to perform the duties and functions assigned by the plan as approved. The plan may be modified in like manner.

[c] To negotiate and recommend to the Village Board mutual aid arrangements with other political subdivisions.

[d] To procure supplies and equipment.

[e] To institute training and public information programs.

[f] To take all other preparatory steps to insure the furnishing of adequately trained and equipped forces of civil defense and disaster personnel in time of need.

Section 17.04. UTILIZATION OF EXISTING SERVICES AND FACILITIES.

(1) Cooperation. All officers, agents, employees and personnel of all existing departments, and officers of the Village of River Hills are directed to cooperate with and extend such services and facilities to the director and deputy director.

Section 17.05. PROCEDURES IN CIVIL DEFENSE EMERGENCIES.

(1) Declaration of State of Emergency. Upon the declaration by the Governor, by the Village President or in his absence the Director of Civil Defense or the Deputy Director, or by the Village Board, of a state of emergency, the Director of Civil Defense or the Deputy Director shall issue all necessary proclamations as to the existence of such state of emergency and shall issue such disaster warnings or alerts as shall be required in the Civil Defense Plan.

(2) Implementation of Plan. The Civil Defense organization shall take action in accordance with the Civil Defense Plan only after the declaration of an Emergency and the issuance of official disaster warnings. Such state of emergency shall continue until termination by the issuing authority, provided that any such declaration not issued by the Governor may be terminated at the discretion of the Village Board.

(3) Inadequate Regulations. Whenever necessary to meet the Civil Defense emergency for which adequate regulations have not been adopted by the Village Board, the Village President or the Deputy Director of Civil Defense, or in their absence a Village Trustee, may by proclamation promulgate and enforce such orders, rules and regulations relating to the conduct of persons and the use of property as shall be necessary to protect the public peace, health and safety, and preserve lives and property and to insure the cooperation necessary in Civil Defense activities. In the absence of any of the above named Village Officials, the Director of Civil Defense may issue and enforce any and all such orders, rules and regulations. Such proclamations shall be posted in three (3) public places and may be rescinded by the issuing authority or by the Village Board at any time.

Section 17.06 APPROPRIATIONS: GIFTS, GRANTS AND LOANS.

(1) Civil Defense and Disaster Fund. The Village Board may appropriate from time to time such monies as may be necessary for the carrying out of the purposes of this chapter. Such monies may be deposited in a "Civil Defense and Disaster Fund" as the Village Board directs and disbursed in the usual manner for the disbursement of such funds.

(2) Acceptance of Gift, Grant or Loan. In the event that the Federal Government or the State of Wisconsin, or any agency or officer thereof, or any person, firm or corporation, shall offer to the Village of River Hills services, equipment, supplies, materials, or funds, by way of gift, grant or loan for the purposes of civil defense and disaster, the Village may accept such offer.

Section 17.10 EMERGENCY TEMPORARY LOCATION OF VILLAGE GOVERNMENT.

(1) Whenever during the continuance of a state of emergency proclaimed by the Governor of the State of Wisconsin, by the Village President, or in his absence, by the Director of Civil Defense, or Deputy Director, or by the Village Board, it becomes impossible to conduct the affairs of local government at the Village Hall, the Village Board of the Village of River Hills may meet at any place within or without the Village limits of the Village on the call of the Village President or his successor and shall proceed to establish and designate substitute sites or places as the emergency temporary locations of government where all or any part of the public business may be transacted and conducted during the emergency situation. Whenever practicable, such substitute sites or places shall be the sites or places designated as the emergency temporary locations of government in the Civil Defense Plan adopted by the Village, pursuant to the provisions of Section 17.03(2)(b) of Chapter 17 of the General Ordinances of the Village of River Hills.

Section 17.11. SUCCESSION TO VILLAGE OFFICES.

[a] Whenever during the continuance of a state of emergency proclaimed as provided in Section 7.10 of Chapter 17 it is necessary that temporary emergency appointments to public office be made, the following procedure shall be enforced. The Village Board assembled at such alternate or substitute site as is designated, shall appoint such temporary officers to public office as are required to meet the conditions of the emergency. Such emergency interim successor to office shall have the powers and discharge the duties of the office to which he is appointed until a successor is appointed or elected or until the lawful incumbent is able to resume the exercise of the powers and discharge the duties of the office.

[b] In the event that the Village President is not in attendance at any such meeting, the senior Trustee present (based upon the date of his original election or appointment as such Trustee) shall call the meeting to order and preside over such meeting and shall discharge the duties of Village President until the lawful incumbent Village President is able to resume the exercise of his powers and duties.

Section 17.12. PENALTY. Any person found guilty of the violation of any of the terms or provisions of Chapter 17 of the General Ordinances of the Village of River Hills or of any orders, rules, or regulations promulgated pursuant to the provisions of the said Chapter 17, shall upon conviction thereof, be subject to a forfeiture of not less than Ten (\$10.00) Dollars nor more than Five Hundred (\$500.00) Dollars, together with the costs of the action; and in default of payment thereof, shall be subject to imprisonment in the County Jail or the House of Correction of Milwaukee County until such forfeiture and costs, together with any subsequent costs, have been paid, but in any event not to exceed thirty (30) days. Each separate offense shall constitute a separate violation and shall be subject to a forfeiture as such.