

CITY OF LOOKOUT MOUNTAIN, GEORGIA

ORDINANCE NO. 31

AN ORDINANCE

To add to the Code of the City of Lookout Mountain, Georgia, provisions relative to Civil Defense.

BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and it is hereby ordained:

Section 1. Definition.

As used in this Ordinance, the term "Civil Defense" shall mean the preparation for and the carrying out of all emergency functions, other than the functions for which the State and Federal governments are primarily responsible, to prevent, minimize, and repair injury and damage resulting from disasters caused by enemy nuclear attack, sabotage, or other hostile action, or by acts of nature, fire, explosion, civil disorders or other causes. These functions include, without limitation, fire-fighting services, law enforcement services, medical and health services, rescue services, engineering services, warning services, communications, defense from radiological fallout, welfare services, evacuation when and where necessary, emergency transportation, plant and utility protection, restoration of public utility services, and other functions related to protection and well being of the population of the City, together with all other activities necessary or incidental to preparation for and the carrying out of the above functions.

Section 2. Office of the City Civil Defense Director.

There is hereby established the City of Lookout Mountain, Georgia, Civil Defense Office. The Mayor and City Council shall nominate, for appointment by the Governor, a Director of Civil Defense for the City. When appointed the Civil Defense Director is charged:

- (1) To represent the governing officials of the City on matters pertaining to civil defense.
- (2) With assisting City officials in organizing City departments for emergency operations.
- (3) With developing in conjunction with other City departments, the plan for emergency functions set forth in Section 1 of this Ordinance. Such plan will be in consonant with the State Emergency Plan and shall be submitted to the Mayor and City Council for approval and thence to the State Director for approval.
- (4) With maintaining the Civil Defense Office in carrying out the day-to-day administration of the civil defense and disaster program including the rendering of required reports to the State Civil Defense Office.
- (5) Rendering reports such as financial, daily activity, etc., as required by governing officials in keeping with good business practices.
- (6) Procuring, with authority of governing officials, a facility to be used as the City Emergency Operating Center.
- (7) During periods of a declared emergency, and under the supervision of governing officials, coordinate the activities of the City Emergency Operating Center Staff.

Section 3. City Civil Defense Organization.

The City Civil Defense Organization shall be established around existing City departments and agencies and the emergency functions listed in Section 1 above are assigned as follows:

<u>Department</u>	<u>Emergency Function</u>
Civil Defense Office	Emergency Communications
Civil Defense Office	Shelter Planning
City Police Department	Emergency Law Enforcement Service
City Fire Department	Attack Warning Fire-fighting, and Rescue Service
Public Buildings and Grounds Department	Radiological Defense
Civil Defense Office (Coordinate with County)	Emergency Welfare Services
City Engineering Department	Emergency Engineering Service
City Purchasing Department	Logistics (Resources Management)
Civil Defense Office	Emergency Public Information

Civil Defense Office

Industrial and Institution
Emergency Planning

Civil Defense Office

Coordination of Training

Heads of Departments listed above are responsible for developing the plan for their assigned emergency function. Such plans will be submitted through the Civil Defense Director to the Mayor and Council for approval.

Section 4. Emergency Powers.

In the event of an actual enemy attack upon the United States or any other disaster which may affect the lives and property of the citizens of Lookout Mountain, Georgia, the Mayor, or in his absence, his legally appointed successor, may declare that a state of emergency exists and thereafter shall have and may exercise for such period as such state of emergency exists or continues, the following emergency powers:

- (1) To enforce all rules, laws, and regulations relating to civil defense and to assume direct operational control over all civil defense forces.
- (2) To seize, take for temporary use, or condemn any property for the protection of the public.
- (3) To sell, lend, give, or distribute all or any such property or supplies among the inhabitants of the City, to maintain a strict accounting of property or supplies distributed and for funds received for such property or supplies.
- (4) To perform and exercise such other functions and duties, and take such emergency actions as may be necessary to promote and secure the safety, protection and well being of the inhabitants of the City.

Section 5. Volunteers.

All persons, other than officers and employees of the City, performing emergency functions pursuant to this Ordinance, shall serve with or without compensation. While engaged in such emergency functions, volunteers shall have the same immunities as City officers and employees.

Section 6. Penalties.

Any person violating any provision of this Ordinance, or any rule, order, or regulation made pursuant to this

Ordinance, shall, upon conviction thereof, be punishable as a misdemeanor.

Section 7. Liberality of Construction.

This Ordinance shall be construed liberally in order to effectuate its purposes.

Section 8. Repealer.

Where the provisions of this Ordinance are in conflict with existing local laws, the provisions of this Ordinance will govern and such provisions of existing laws which are in conflict are hereby rescinded.

Section 9. Effective Date.

This Ordinance shall be effective ten (10) days after its adoption and approval by at least three members of the Council of the City after two readings at least one week apart.

Approved on first reading on March 18th, 1971.

John Amick
Member of City Council of Lookout Mountain, Ga.

William N. Patton
Member of City Council of Lookout Mountain, Ga.

Jesse B. Sims
Member of City Council of Lookout Mountain, Ga.

Joseph W. McBrinn
Member of City Council of Lookout Mountain, Ga.

Ray Kelly
Member of City Council of Lookout Mountain, Ga.

Shannon D. Dudley
Mayor of Lookout Mountain, Ga.

Approved and adopted on second reading on JUNE 17th, 1971.

John Amick
Member of City Council of Lookout Mountain, Ga.

William N. Patton
Member of City Council of Lookout Mountain, Ga.

James B. Sims.

Member of City Council of Lookout Mountain, Ga.

Joseph W. McGinnis

Member of City Council of Lookout Mountain, Ga.

[Signature]

Member of City Council of Lookout Mountain, Ga.

Shenwood D. Dudley
Mayor of Lookout Mountain, Ga.

ATTEST:

Harry W. [Signature]

City Clerk of Lookout Mountain, Ga.

(SEAL)