ORDINANCE NO. 154
AN ORDINANCE RELATING TO DISASTERS, COUNTY OF
MARIPOSA, STATE OF CALIFORNIA

WHEREAS, experience during the war and peace has demonstrated
the need for adequate disaster plans and for mobilization of the
resources of the community to cope with such disasters; and

WHEREAS, the State of California has created a State Disaster
Council to prepare a state disaster plan and to recommend mutual
aid regions; and

WHEREAS, counties have legal authority (Constitution, Article
XI, Section 11, and Military and Veterans Code Section 1571, as
amended by Statutes of 1945, Chapter 1024) to create disaster councils
for the purpose of formulating local disaster plans, including
mutual aid agreements;

NOW, THEREFORE,

The Board of Supervisors of the County of Mariposa does
ordain as follows:

Section 1. DISASTER. As used in this ordinance, the term
"disaster" shall include, but is not limited to any extraordinary
fire, flood, riot, storm, epidemic or earthquake, or any enemy attack
or sabotage, which causes or threatens to cause loss of life or
property, and in which occurrences the responsibility devolves upon
the regular constituted authorities for the maintenance of public
peace and order and the preservation of life and property.

Section 2. DISASTER COUNCIL MEMBERSHIP. The Mariposa County
Disaster Council is hereby created, and shall consist of the following:

(a) The Chairman of the Board of Supervisors;
(b) The Sheriff of the County;
(c) The District Attorney of the County;
(d) The Health Officer of the County;
(e) The Captain of the Mariposa County Unit of the California
    Highway Patrol.
(f) The Chief of the State Fire Department.

(g) The Chief of each division of Disaster Corps, as herein-after established.

(h) One Representative chosen from the combined service organizations.

Section 3. The Chairman of the Board of Supervisors shall be the ex-officio Chairman of the Disaster Council, and the Disaster Council shall elect a member of the Council to be Vice Chairman, which offices are hereby created.

Section 4. DISASTER COUNCIL:

POWERS AND DUTIES. It shall be the duty of the County Disaster Council, and it is hereby empowered:

A. To develop a plan for meeting any disaster. Such plan shall provide for the effective mobilization of all the resources of the community, both public and private.

B. To prepare and recommend for consideration by the Board of Supervisors ordinances necessary to implement the disaster plan.

C. To consider and recommend to the Board of Supervisors for approval mutual aid plans and agreements.

The Disaster Council shall meet upon call of the Chairman.

Section 5. COMMANDER AND VICE COMMANDER:

POWERS AND DUTIES. There is hereby created the office of Commander, who shall be the Sheriff of the County of Mariposa. There is hereby created the office of Vice Commander, who shall be appointed by the Commander, and in the absence or disability of the Commander, shall exercise all the powers of the Commander. The Commander is hereby empowered:

A. To proclaim the existence or threatened existence of a disaster and the termination thereof.

B. To request the Governor to proclaim a state of extreme emergency in the County of Mariposa, when in the opinion of the Commander the resources of the community are inadequate to cope with the disaster.
C. To govern and direct the effort of the County Disaster Corps in the accomplishment of the purposes of this ordinance.

D. To direct coordination and cooperation between the chiefs of divisions, and resolve questions of authority and responsibility that may arise between them.

E. To represent the Disaster Corps in all dealings with public or private agencies pertaining to disaster preparedness. It shall also be the duty of the Commander, and he is hereby empowered, during a disaster or when a disaster is imminent:

A. To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such disaster.

B. To obtain vital supplies, equipment and such other properties found lacking and needed for the protection of the life and property of the people, and bind the county for the fair value hereof, and, if required immediately to commandeering the same for public use.

C. To require emergency services of any county officer or employee.

D. To requisition necessary personnel or material of any county department or agency.

E. To execute all of his ordinary powers as a county officer, all of the special powers conferred upon him by this ordinance, and all powers conferred upon him by any other lawful authority.

Section 6. EXECUTIVE OFFICER.

There is hereby created the position of Executive Officer of the Disaster Corps. The Executive Officer shall be appointed by the Chairman with the advice and consent of the Disaster Council. The Executive Officer shall be the Executive Secretary of the Disaster Council.

Section 7. DISASTER CORPS--GENERAL. Officers and employees of the County of Mariposa, together with those volunteer forces enrolled to aid them during a disaster, and all groups, organizations and persons who may by agreement or operation of law be charged
with duties incident to the protection of life and property in
the County of Mariposa during such disaster, shall constitute the
County Disaster Corps.

Section 8, DIVISIONS OF DISASTER CORPS. The functions
and duties of the County Disaster Corps shall be distributed among
the following divisions of such corps, each division to be under
the direction of a Chief, and in his absence, the first deputy and
second deputy chief, respectively, appointed by the Chief, and said
division to consist of the following forces, organizations and
services and such other forces, organizations or services as may
be included pursuant to the provisions of this ordinance. The Chiefs
of Divisions shall include in the division plans recommended mutual
aid agreements. The Chiefs of Divisions shall be custodians of
special equipment and other property which may be obtained from any
source and assigned to such division by the Commander. Each division
shall be responsible for the registration of volunteers, and shall
transmit the names of such volunteers to the Executive Secretary.

A. LAW AND ORDER DIVISION. This division shall be under and
subject to the control of the Sheriff, who shall be Chief of the
Law and Order Division. The division shall consist of sheriff's
personnel and auxiliary deputy sheriffs, constables and deputy
constables of the County of Mariposa, and volunteers who may be
registered by the division.

B. FIRE DIVISION. This division shall be under and subject
to the control of the Chief of the State Division of Forestry. The
division shall consist of all personnel assigned by the Chief, and
all auxiliary volunteer fire fighters who may be registered by the
division.

C. MEDICAL DIVISION. This division shall be under and subject
to the control of the health officer of the County of Mariposa, who
shall be the Chief of the Medical Division. The division shall consist
of health department personnel and medical service volunteers who
may be registered by the division.
D. PUBLIC WORKS. This division shall be under and subject to the control of the County Surveyor who shall be the Chief thereof, and consist of all County employees who may be so designated by the Chief of the division, and volunteers who may be registered by the division.

E. UTILITIES. This division shall be under and subject to the control of the Local P. G. & E. Manager who shall be the Chief thereof, and consist of all P. G. & E. personnel assigned by the Chief.

F. COMMUNICATIONS. This division shall be under and subject to the control of the Sheriff of Mariposa County who shall be the Chief thereof.

G. AMERICAN RED CROSS. The Chief of this division shall be the Chairman of the Mariposa County Chapter of the American Red Cross, or such other official of the Red Cross as he may designate. The division shall consist of all the personnel of the American Red Cross within the County of Mariposa, together with such volunteers who may be registered by the division.

Section 9. VOLUNTEERS. All persons, other than officers and employees of the County, volunteering services pursuant to the provisions of this ordinance, and being registered with one of the divisions of the Disaster Corps, shall serve without compensation from the county. While engaged in such services they shall have the same privileges and immunities as officers and employees of the county performing similar duties.

Section 10. PUNISHMENT OF VIOLATIONS. It shall be a misdemeanor, punishable by a fine of not to exceed $500.00, or by imprisonment for not to exceed six months, or both, for any person during a disaster:

A. Wilfully to obstruct, hinder or delay any member of the Disaster Corps in the enforcement of any lawful rule or regulation issued pursuant to this ordinance, or in the performance of any duty imposed upon him by virtue of this ordinance.

B. To do any act forbidden by any lawful rule or regulation issued pursuant to this ordinance if such act is of such a nature as to give or be likely to give assistance to the enemy or to emperil
the lives and property of other inhabitants of this County, or to prevent, hinder or delay the defense or protection thereof.

C. To wear, carry or display, without authority, any means of identification specified by the disaster Council.

Section 11. EFFECTIVE DATE. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and shall take effect immediately. The following is a statement of the facts showing its urgency:

A complete and adequate disaster plan must be formulated at once by the Disaster Council. The plan will be based upon plans formulated by the chiefs of divisions and upon mutual aid agreements. To protect the lives and property of the citizens of the County of Mariposa, responsibility for the formulation of such plans and agreements should be fixed immediately.

This ordinance is to supersede Ordinance No. 120. Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND ADOPTED by the Board of Supervisors, County of Mariposa, State of California, on September 25, 1950 by the following vote:

AYES: Supervisors McGregor, McCay, Merrill, Wheeler, Bradshaw.

NOES: None

ABSENT: None

ATTEST:

[Signature]
Chairman of the Board of Supervisors, County of Mariposa

[Signature]
County Clerk and ex-Officio Clerk of the Board of Supervisors