

## **CHAPTER V**

### **CIVIL DEFENSE**

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**5.01 POLICY AND PURPOSE—DEFINITION.** “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, or by fire, flood, or other natural causes.

**5.02 CIVIL DEFENSE DIRECTOR.**

**(1) Appointment.** The Village Board shall establish a Civil Defense Organization under a Director; unless otherwise provided by the Village Board through the appointment of a Civil Defense Director, the Village President shall serve as Civil Defense Director.

**(2) Duties and Authority.**

(a) The Director of Civil Defense of the Village shall be responsible for the organization, administration and operation of all Civil Defense activities, subject to the direction and control of the Village Board. He shall coordinate all activities for Civil Defense within the village, shall maintain liaison and cooperate with Civil Defense agencies and State and Federal Government, and shall participate in County and State Civil Defense activities upon request, and shall have additional authority, duties and responsibilities as are authorized by this ordinance and as may, from time to time, be required by the Village Board.

(b) The Director shall prepare a comprehensive general plan for the Civil Defense of the Village and shall present such a plan 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.

**5.03 UTILIZATION OF EXISTING SERVICES AND FACILITIES.** In preparing and executing the Civil Defense Plan, the Directors shall utilize the services, equipment, supplies and facilities of the existing departments and agencies of the Village to the maximum extent practicable; and the officers and personnel of all such departments and agencies are directed to cooperate with and extend such services and facilities to the Director.

**5.04 EMERGENCY REGULATIONS.** Whenever necessary to meet a Civil Defense emergency for which adequate regulations have not been adopted by the Village Board, the Village President, and in his absence, the Director of Civil Defense, 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 to insure the cooperation necessary in Civil Defense activities. Such proclamation shall be posted in three (3) public places and may be rescinded by the Village Board by resolution at any time.

**5.05 DECLARATION OF EMERGENCIES.**

(1) Upon the declaration by the Governor, by the Village President or the Civil Defense Director in the absence of the Village President, or by the Village Board of a state of emergency, the Director of Civil Defense 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 requires in the Civil Defense plan.

(2) 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 the official disaster warnings. Such state of emergency shall continue until terminated by the issuing authority, provided that such declaration not issued by the Governor may be terminated at the discretion of the Village Board.

**5.06 PENALTY.** It shall be unlawful for any person willfully to obstruct, hinder or delay any member of the Civil Defense organization in the enforcement of any order, rule, regulation or plan issued pursuant to this Chapter, or to do any act forbidden by any order, rule, regulation or plan issued pursuant to the authority contained in this Chapter. For a violation of any of the provision of this Chapter, he shall forfeit not less than \$100.00, nor more than \$500.00, and in default of payment thereof, shall be imprisoned in the County Jail for a period not to exceed 90 days.

**5.07 LOYALTY OATHS.** Pursuant to State Law, each person employed in the Civil Defense office and all Civil Defense volunteers shall take an oath which shall be substantially as follows:

“I, \_\_\_\_\_, do solemnly swear (or affirm) that I will support the Constitution of the United States and the State of Wisconsin against all enemies, foreign and domestic, that I will bear true faith and allegiance, and that I will well and faithfully discharge the duties I have entered or am about to enter.

“And I do further swear (or affirm) that I do not advocate, nor am I a member or an affiliate of, any political party or organization that advocates the overthrow of the Government of the United States or of this State by force or violence; and that during such time as I am affiliated with the Elkhart Lake Civil Defense Organization, I will not advocate nor become a member or affiliate of any political party or organization that advocates the overthrow of the Government of the United States by force or violence.

“And I do further swear (or affirm) that I have not been convicted of, nor am I under indictment or information charging any subversive act against the United States.”

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Signature

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_,  
20\_\_.

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Notary Public for Wisconsin  
My Commission: