A COUNTY ORDINANCE RELATING TO CIVIL DEFENSE

THE BOARD OF SUPERVISORS OF THE COUNTY OF SOLANO DOES ORDAIN AS FOLLOWS:

SECTION 1. Purpose. The declared purposes of this ordinance are to provide for the preparation and carrying out of plans for the civil defense of persons and property within this county, and to provide for the co-ordination of the civil defense functions of this county with all other public agencies and affected private persons, corporations and organizations. Any expenditures made in connection with such civil defense activities, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property of the County of Solano.

SECTION 2. Definitions. A. Civil Defense. As used in this ordinance, the term "civil defense" shall mean the preparation for and the carrying out of all war emergency functions, other than functions for which military forces are primarily responsible.

SECTION 3. Civil Defense Council. Membership. The Solano County civil Defense Council is hereby created and shall consist of the following:

A. The Chairman of the Board of Supervisors, who shall be Chairman.
B. The Director of Civil Defense, who shall be vice chairman.
C. The assistant Director, appointed by the Board of Supervisors, who under the supervision of the director, shall develop civil defense plans and organize the civil defense program of this county, and shall have such other duties as may be assigned by the director.
D. Such deputy directors and chiefs of operating civil defense departments, services or divisions as are provided for by resolution pursuant to this ordinance.
E. Such representatives of civic, business, labor, veterans, professional or other organizations having an official group or organization civil defense responsibility as may be appointed by the Board of Supervisors.

SECTION 4. Civil Defense Council. Powers and Duties. It shall be the duty of the Solano County Civil Defense Council, and it is hereby empowered, to review and recommend for adoption by the Board of Supervisors, civil defense and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements. The Civil Defense Council shall meet upon call of the chairman or in his absence from the county or inability to call such meeting, upon the call of the vice chairman.

SECTION 5. Director of Civil Defense. Powers and Duties. There is hereby created the position of Director of Civil Defense. The Sheriff of Solano County shall be Director of Civil Defense.

The director is hereby empowered:

A. To request the board of supervisors to proclaim the existence or threatened existence of extreme emergency and the termination thereof;
B. To control and direct the effort of the civil defense organization of this county for the accomplishment of the purposes of this ordinance;
C. To direct coordination and cooperation between divisions, services and staff of the civil defense organization of this county, and to resolve questions of authority and responsibility that may arise between them;
D. To represent the civil defense organization of this county in dealings with public or private agencies pertaining to civil defense.

SECTION 6. Emergency Powers of Director. In the event of the proclamation of an extreme emergency as herein provided, or the proclamation of a state of extreme emergency by the Governor or the State Director of Civil Defense, the director is hereby empowered:

A. To make and issue rules and regulations on matters reasonably related to the protection of life and property; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the board of supervisors;

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, as authorized by the Board of Supervisors, and if required immediately, to command the same for public use;

C. To obtain necessary services of any county officer or employee and, in the event of the proclamation of a state of extreme emergency by the Governor in the region in which this county is located, to command the aid of as many citizens of this community as he thinks necessary in the execution of his duties; such persons shall be entitled to all privileges, benefits and immunities as are provided by state law for registered civil defense worker volunteers;

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

E. To execute all of the special powers conferred upon him by this ordinance or by resolution adopted pursuant thereto, by the board of supervisors, and to exercise all police power vested in the county by the constitution and general laws.

SECTION 7. Civil Defense Organization. All officers and employees of this county, together with those volunteer forces enrolled to aid them during an emergency, and all groups, organizations and persons who may by agreement or operation of law, including persons commandeered under the provisions of Section 6 (C) of this ordinance, be charged with duties incident to the protection of life and property in this county during such emergency, shall constitute the civil defense organization of the County of Solano.

SECTION 8. Divisions, Services and Staff of the Civil Defense Organization. The functions and duties of the Solano County civil defense organization shall be distributed among such divisions, services and special staff as the board of supervisors shall prescribe by resolution.

The board of supervisors shall concurrently with the adoption of this ordinance, adopt a resolution setting forth the form of organization, establishment and designation of divisions and services, the assignment of functions, duties and powers, and the designation of officers and employees. Insofar as practicable, within the scope of civil defense, the form of organization, titles and terminology shall conform to the recommendations of the Federal Government and the Office of Civil Defense of the State of California.

SECTION 9. Punishment of Violation. 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 an emergency:

A. Wilfully to obstruct, hinder or delay any member of the civil defense organization 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 rules or regulations issued pursuant to this ordinance, if such act is or such a nature as to give, or be likely to give assistance to the enemy, or to imperil the lives or property of 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 County of Solano.

SECTION 10. Repeal of Conflicting Ordinances. Provided, that it is the intent of the board of supervisors in enacting this ordinance that it shall be considered a revision and continuation of the ordinance repealed by this ordinance, insofar as the same relates to civil defense, and the status of civil defense volunteers shall not be affected by such repeal; nor shall civil defense mutual aid plans and agreements, rules and regulations or resolutions adopted pursuant to such repealed ordinance be affected by such repeal until amended, modified, or superseded as provided in this ordinance.

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:

The National Security Resources Board of the Federal Government has recently published its plan for the civil defense of the country. The State of California, acting in accordance with the Federal plan has enacted and made immediately effective the “Civil Defense Act of 1950”. Both the Congress and the legislature have adopted comprehensive civil defense laws. Both Federal and State plans contemplate immediate adoption of such local legislation as is necessary to put into operation a coordinated and effective civil defense program so that each citizen and each community will be ready in the event of an emergency to afford as complete protection as is possible to life and property. In order that the ordinances of this county relating to civil defense may be brought into conformity with the Federal and State plans at the earliest possible date, it is necessary that this ordinance take effect immediately.

SECTION 12. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provisions or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 13. This ordinance shall be published once within fifteen days after its passage in Solano Republican, a newspaper of general circulation printed, published and circulated in Solano County and all ordinances and parts of ordinance in conflict herewith are hereby repealed.

ATTEST:

LEWIS MORRILL (SEAL)
County Clerk and ex-officio Clerk
of the Board of Supervisors of Solano
County

I, LEWIS MORRILL, County Clerk of the County of Solano, State of California, and ex-officio Clerk of the Board of Supervisors of said County, hereby certify that the above and foregoing ordinance was regularly introduced, passed and adopted at an adjourned regular meeting of said Board held on the 27th day of April, 1951, by the following vote:

AYES: Supervisors Bell, Church, Goheen, Morrison and Mowers.

NOES: Supervisors None.

ABSENT: Supervisors None.

WITNESS MY hand and the Seal of said Board this 27th day of April, 1951.

LEWIS MORRILL (SEAL)
Chairman of the Board of Supervisors of Solano County, State of California

B. A. MOWERS
Chairman of the Board of Supervisors of Solano County, State of California