

R E S O L U T I O N
NUMBER 2019 -

AN EMERGENCY RESOLUTION OF THE BOARD OF
COUNTY COMMISSIONERS OF CHARLOTTE COUNTY,
FLORIDA, DECLARING A STATE OF LOCAL EMERGENCY
AND PROVIDING FOR EMERGENCY GOVERNMENTAL
OPERATIONS RELATED TO HURRICANE DORIAN.

RECITALS

WHEREAS, Governor Ron DeSantis issued Executive Order No. 19-189 on August 28, 2019 declaring a state of emergency due to the threat that Hurricane Dorian poses to Florida's Atlantic Coast; and

WHEREAS, Governor DeSantis issued Executive Order 19-190 on August 29, 2019 amending Executive Order 19-189 to include all 67 counties; and

WHEREAS, while Hurricane Dorian currently poses no severe threat to Charlotte County, the County desires to take timely precautions to protect the community, critical infrastructure, and the general welfare of its residents and be positioned to assist other hurricane evacuees upon request by the State.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Charlotte County, Florida:

Section 1. A state of local emergency is hereby declared due to the imminent threat to Charlotte County posed by Hurricane Dorian, based upon the potential to create excessive rainfall, higher tides and gale-force winds, which may pose a serious threat to public health and safety and cause serious flooding, beach erosion and property damage.

Section 2. An emergency exists such that the immediate enactment of this resolution pursuant to Section 2-1-43, Charlotte County Code, is necessary.

Section 3. The Board of County Commissioners hereby asserts all powers available to Charlotte County government and all Charlotte County constitutional officers provided in Chapter 252, Florida Statutes.

Section 4. The County Administrator and his designees are provided plenary authority on behalf of Charlotte County Board of County Commissioners to take all actions necessary for protection of persons and property provided in Chapter 252, Florida Statutes, and pursuant to Section 2-1-43 Charlotte County Code.

Section 5. Specifically, but not for the purpose of limitation, the County Administrator shall have the power to:

- a. direct or compel evacuation of designated areas in his discretion;
- b. prescribe orders related to transportation and evacuation routes;
- c. control ingress and egress to emergency area;
- d. suspend sale, dispensing and transportation of alcoholic beverages, firearms, explosives and combustibles;
- e. make provision for temporary emergency housing;
- f. take measures for limiting or suspending lighting, gas, water, electric and water and sewer utilities;
- g. employ all County forces and volunteers necessary to the emergency;
- h. co-ordinate with other governmental agencies;
- i. enter contracts;
- j. perform public works;
- k. incur obligations;
- l. waive land use codes and regulations;
- m. suspend tipping fees, extend operating hours of the landfill.

Section 6. The foregoing enumeration is not exclusive; the County Administrator shall have power to do all things necessary as conditions dictate, as provided in Chapter 252, Florida Statutes.

Section 7. As provided in Chapter 252, Florida Statutes, all normal formalities related to procurement, hours of employment of County employees, notice provisions and other procedures usually followed or required by law are hereby waived.

Section 8 All actions taken by the County Administrator, or taken at the direction of the County Administrator, on or after August 30, 2019, are hereby ratified.

Section 9 This resolution shall take effect immediately upon signing and shall terminate automatically seven (7) days from this date unless terminated earlier or extended by a document of equal dignity.

PASSED AND DULY ADOPTED this 30th day of August, 2019.


BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA

By: _____
William G. Truex, Vice Chairman

ATTEST:
Roger D. Eaton, Clerk of the Circuit
Court and Ex-Officio Clerk to the
Board of County Commissioners

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: 
Janette S. Knowlton, County Attorney
LR 2019-0599 / SM