

**NASSAU COUNTY
RESOLUTION FOR THE DECLARATION OF
A STATE OF LOCAL EMERGENCY**

Resolution No. 2019-135

WHEREAS, the Nassau County Emergency Management Director and the Nassau County Emergency Operations Center have been monitoring the local impacts from Hurricane Dorian; and

WHEREAS, as of the entry of this executive order, the Governor of the State of Florida has signed an executive order declaring a state of emergency for all 67 counties; and

WHEREAS, as a result of Hurricane Dorian's landfall the Nassau County Emergency Operations Center has been activated to address the impacts of widespread tropical storm force winds and heavy rainfall; and

WHEREAS, Hurricane Dorian is expected to bring with it torrential rainfall, a significant risk of flooding and tropical storm force winds for Nassau County thus creating an emergency situation which will require an extraordinary response by the County; and

WHEREAS, Section 252.38, Florida Statutes, states that "[s]afeguarding the life and property of [the county's] citizens is an innate responsibility of the governing body of each political subdivision of the state", and further grants to the County the power to provide for the health and safety of persons and property and to waive the procedures and formalities otherwise required of the County pertaining to taking whatever prudent action is necessary to ensure the health, safety and welfare of the community; and

WHEREAS, in order to be in a position to provide the most effective assistance to the citizens of Nassau County and the State of Florida, it is necessary that the declaration of an emergency be invoked on the 31st day of August, 2019.

NOW THEREFORE, IT IS RESOLVED by the Board of County Commissioners of Nassau County, Florida, this 31st day of August, 2019, that Hurricane Dorian poses a serious threat to the lives and property of residents of Nassau County and that a State of Local Emergency shall be declared effective immediately for a period of seven (7) days during the duration of the emergency for all territory within the legal boundaries of Nassau County, including that all unincorporated and incorporated areas shall be embraced by the provisions of this Resolution.

The State of Emergency may be extended by the Board of County Commissioners for an additional seven (7) day period upon a majority vote of the Board of County Commissioners of Nassau County, Florida.

BE IT FURTHER RESOLVED that the Board of County Commissioners hereby exercises its authority under Chapter 252.38(3), Florida Statutes, and the Nassau County Comprehensive Emergency Management Plan.


BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



JUSTIN M. TAYLOR

Its: Chairman

Attest as to Chairman's signature:

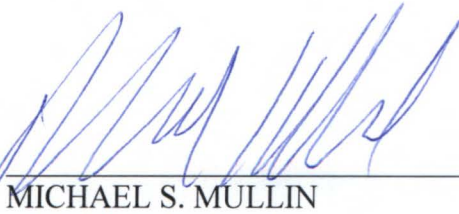


by Brenda L. Linnelle, D.C.

JOHN A. CRAWFORD

Its: Ex-Officio Clerk

Approved as to form by the
Nassau County Attorney



MICHAEL S. MULLIN

EMERGENCY MANDATORY EVACUATION ORDER

AN ORDER OF THE NASSAU COUNTY EMERGENCY MANAGEMENT DIRECTOR, PURSUANT TO THE PREVIOUSLY APPROVED STATE OF LOCAL EMERGENCY; DECLARING A MANDATORY EVACUATION IN CERTAIN AREAS; AND WAIVING CERTAIN PROCEDURES AND FORMALITIES IN ACCORDANCE WITH CHAPTER 252.38(3)(A)(5), FLORIDA STATUTES.

WHEREAS, the Board of County Commissioners of Nassau County, Florida, has recognized the danger to residents in certain areas of Nassau County, Florida from Hurricane Dorian; and

WHEREAS, Hurricane Dorian has the potential for causing extensive damage to public utilities, public buildings, public communication systems, public streets and roads, public drainage systems, commercial and residential buildings and other essential services; and

WHEREAS, pursuant to the Nassau County Comprehensive Emergency Management Plan and Chapter 252, Florida Statutes, the Emergency Management Director in consultation with the County Manager and Executive Committee, has the authority to order a mandatory evacuation; and

WHEREAS, Hurricane Dorian poses a significant threat to the safety of the citizens in certain flood prone areas of Nassau County from flooding due to storm surge; and

WHEREAS, Governor Desantis, pursuant to Executive Order Number 19-189, declared a State of Emergency for the State of Florida; and

WHEREAS, Chapter 252.38(3)(a)(5), Florida Statutes, provides authority for a political subdivision such as Nassau County to declare a "state of emergency" and to waive certain procedures and formalities otherwise required of political subdivision by law, which was accomplished on AUGUST 31, 2019, pursuant to Resolution No. 2019-135.

NOW, THEREFORE, BE IT ORDERED by the Nassau County Board of County Commissioners, that:

1. Pursuant to Nassau County Comprehensive Emergency Management Plan, and Chapter 252, Florida Statutes, the Nassau County Board of County Commissioners, hereby issues the following mandatory evacuation order.

(a) Effective as of ⁰⁶⁰⁰~~6:00~~ AM EST, on Sept. 2^d, 2019 a mandatory evacuation order is hereby issued.

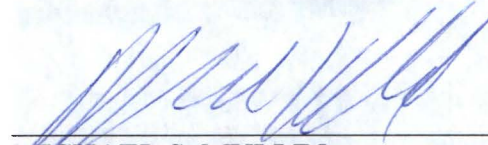
(b) The evacuation order is being issued for residents of Nassau County, located in Evacuation Zone(s) A, C and E, as set forth in the attached Exhibit "A".

(c) Evacuation of the citizens in the above referenced zones will go into effect at ⁰⁶⁰⁰~~6:00~~ a.m. on Sept. 2^d, 2019 and evacuation shall be completed ⁰~~on or before 12:00 p.m. on~~ _____, 2019.

2. This Evacuation Order shall remain in effect until lifted by further order of the County Manager or Board of County Commissioners.
3. This Order shall be disseminated by the Emergency Management Public Information Officer including copies to:
 - (a) The Sheriff of Nassau County, Florida;
 - (b) The Fernandina Beach Police Chief;
 - (c) State Law Enforcement agencies; and
 - (d) News media.
4. This Order shall take effect immediately upon its adoption.

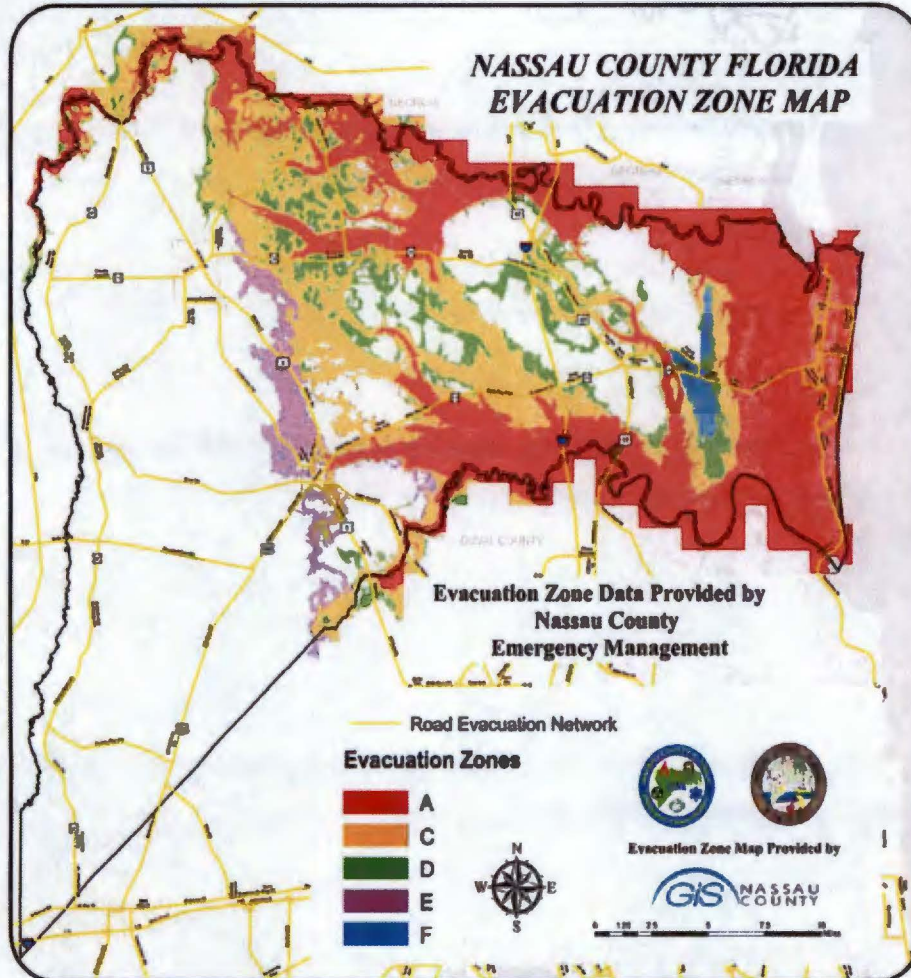
ISSUED this 1st day of Sept., 2019.

NASSAU COUNTY, FLORIDA



MICHAEL S. MULLIN
COUNTY MANAGER/COUNTY ATTORNEY

EXHIBIT "A"



EMERGENCY ORDER ESTABLISHING A CURFEW

WHEREAS, Governor Ron Desantis signed Executive Order Number 19-189 on August 28, 2019, declaring a state of emergency for every Florida county due to the severity and magnitude of Hurricane Dorian, impacting the eastern coast of Florida, pursuant to Chapter 252, Florida Statutes; and

WHEREAS, the Nassau County Emergency Operation Center is activated to a Level 1; and

WHEREAS, the Nassau County Board of County Commissioners has declared a state of local emergency by adoption of Resolution No. 19-135 during a Special Meeting held on August 31, 2019; and

WHEREAS, under a state of local emergency, Section 252.38(5)(a), Florida Statutes, provides authority for a political subdivision, including Nassau County, Florida, to waive the procedures and formalities otherwise required of a political subdivision in order to take whatever action is necessary to ensure the health, safety and welfare of the community; and

WHEREAS, the curfew and findings are pursuant to §870.045 F.S., §775.082 F.S. and §775.083 F.S.; and

WHEREAS, the Nassau County Manager, on behalf of the Nassau County Board of County Commissioners, and the Director of Emergency Management and the Sheriff of Nassau County each believe it is necessary to enforce a curfew which shall include, but not be limited to, the prohibition of or restriction of pedestrian and vehicular movement, to ensure the health, safety and welfare of the community.

NOW, THEREFORE, BE IT ORDERED this 3rd day of September, 2019, by the order of the County Manager of Nassau County, Florida, on behalf of the Nassau County Board of County Commissioners, that a curfew will be in place in Nassau County, Florida between the hours of 8:00 p.m. and 7:00 a.m. effective beginning at 8:00 p.m. Sept. 3rd, 2019 and continuing daily during those hours until canceled, terminated, or rescinded by further order of the County Manager or Nassau County Board of County Commissioners.

Persons located within Nassau County, Florida are to remain in their homes or inside a shelter during the curfew hours unless they are a county employee, county official, Fire/Rescue employee, Sheriff's

officer, Florida and City Law Enforcement officer, utility employee, medical officer, hospital employee, authorized contract debris employee, State of Florida employee, or Federal official or authorized person pursuant to authorization issued by the County Manager, Sheriff, or Director of Emergency Management.

Any person, firm, company or corporation who refuses to comply with this emergency curfew order shall be guilty of a misdemeanor of the first degree, and upon conviction for such offense, shall be punished by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed one (1) year in the Nassau County Jail, or both, in the discretion of the Court hearing the case.

This curfew shall include, but not be limited to, the prohibition of or restriction on pedestrian and vehicular movement, to ensure the health, safety and welfare of the community.

This Order shall be disseminated by the Emergency Management Public Information Officer including copies to:

- (1) The Sheriff of Nassau County, Florida;
- (2) The Fernandina Beach Police Chief;
- (3) State Law Enforcement agencies; and
- (4) News media.

ON BEHALF OF THE BOARD OF COUNTY
COMMISSIONERS OF NASSAU COUNTY, FLORIDA



MICHAEL S. MULLIN
County Manager

DATE: 9/3/19

EMERGENCY ORDER RESCINDING CURFEW

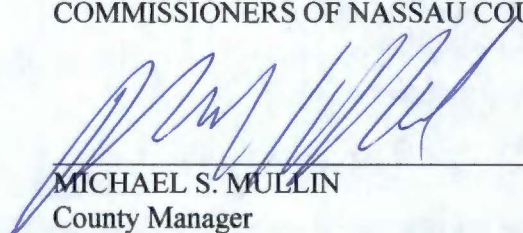
WHEREAS, based upon current conditions, the Nassau County Emergency Management and Sheriff has recommended to the County Manager that the curfew previously established on September 3, 2019, be lifted.

NOW, THEREFORE, BE IT ORDERED, this 4th day of September, 2019, that by order of the County Manager, on behalf of the Nassau County Board of County Commissioners, does hereby rescind, cancel and terminate the Emergency Order Establishing A Curfew dated September 3, 2019 and thereby lifts the curfew for the incorporated and unincorporated areas of Nassau County.

This Order shall be disseminated by the Emergency Management Public Information Officer including copies to:

- (1) The Sheriff of Nassau County, Florida;
- (2) The Fernandina Beach Police Chief;
- (3) State Law Enforcement agencies; and
- (4) News media.

ON BEHALF OF THE BOARD OF COUNTY
COMMISSIONERS OF NASSAU COUNTY, FLORIDA



MICHAEL S. MULLIN
County Manager

DATE: 9/4/19