

# ORDINANCE 2022-27

AN EMERGENCY ORDINANCE RELATING TO REGULATIONS DURING A STATE OF LOCAL EMERGENCY; PROVIDING FOR A CURFEW AND EXEMPTIONS; PROVIDING FOR THE TERRITORY EMBRACED; PROVIDING FOR PENALTIES FOR VIOLATIONS; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the County Council of the County of Volusia, Florida, pursuant to Home Rule Power and Florida Statutes, Chapter 252, has declared a state of local emergency pursuant to County ordinance;

**WHEREAS**, Florida Statutes, Chapter 252.38, provides authority for a political subdivision such as Volusia County to declare a state of local emergency and to waive the procedures and formalities otherwise required of political subdivisions by law pertaining to taking whatever action is necessary to ensure the health, safety, and welfare of the community; and

**WHEREAS**, the County Council finds and declares that in order to protect and safeguard the health, safety, and welfare of the people of Volusia County, the imposition of an emergency curfew pursuant to County ordinance is necessary;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AS FOLLOWS:

**SECTION I:** A curfew within the incorporated and unincorporated areas of Volusia County shall take effect on: 1) Wednesday, September 28, 2022 at 8 p.m. and end on Thursday, September 29, 2022 at 7 a.m.; and 2) Thursday, September 29, 2022 at 8 p.m. and end on Friday, September 30, 2022 at 7 a.m. This curfew shall not apply to regular members of the law enforcement bodies. Regular employees of local businesses, industries, or

1 governmental entities, while traveling to and from their jobs, and all emergency workers are  
2 exempt, provided they have identification if stopped by any law enforcement personnel.

3 **SECTION II:** All territory within the legal boundaries of Volusia County, Florida,  
4 including all unincorporated and incorporated areas, shall be embraced by the provisions of  
5 this Ordinance.

6 **SECTION III:** Any person who knowingly violates this Ordinance shall, upon  
7 conviction, be subject to a fine not exceeding \$500.00, or imprisonment in the County jail for a  
8 period of up to sixty (60) days, or by both such fine and imprisonment.

9 **SECTION IV:** This Emergency Ordinance shall take effect immediately unless  
10 rescinded prior to that time.

11 ADOPTED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, IN OPEN  
12 MEETING DULY ASSEMBLED IN THE COUNTY COUNCIL CHAMBERS AT THE THOMAS  
13 C. KELLY ADMINISTRATION CENTER, 123 WEST INDIANA AVENUE, DELAND, FLORIDA,  
14 THIS 27th DAY OF SEPTEMBER A.D., 2022.

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ATTEST:



George Recktenwald  
County Manager

COUNTY COUNCIL  
VOLUSIA COUNTY, FLORIDA



Jeffrey S. Brower  
County Chair