1 2	ORDINANCE 2022-38
3 4 5 6 7 8	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.
9	WHEREAS, the County of Volusia, Florida, pursuant to Home Rule Power and Florida
1	Statutes, Chapter 252, has declared a state of local emergency pursuant to County ordinance
12	for Tropical Storm Nicole; and
13	WHEREAS, this emergency ordinance is in response to a hurricane or weather-related
14	emergency of Tropical Storm Nicole; and
15	WHEREAS, Florida Statutes, Chapter 252.38, provides authority for a political
16	subdivision such as Volusia County to declare a state of local emergency and to waive the
17	procedures and formalities otherwise required of political subdivisions by law pertaining to
18	taking whatever action is necessary to ensure the health, safety, and welfare of the
19	community; and
20	WHEREAS, the County Council finds and declares that in order to protect and
21	safeguard the health, safety, and welfare of the people of Volusia County, the imposition of an
22	emergency curfew pursuant to County ordinance is necessary;
23 24	NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AS FOLLOWS:
25 26	SECTION I: A curfew within the incorporated and unincorporated areas of Volusia
27	County shall take effect on Wednesday, November 9, 2022, at 7 p.m. and end on Thursday,
28	November 10, 2022, at 7 a.m. This curfew shall not apply to regular members of the law
29	enforcement bodies. Regular employees of local businesses, industries, or governmental

entities, while traveling to and from their jobs, and all emergency workers are exempt, provided 1 2 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or by both such fine and imprisonment. 9 SECTION IV: This Emergency Ordinance shall take effect immediately unless 10 rescinded prior to that time. THE COUNTY CHAIR ON BEHALF OF THE COUNTY COUNCIL OF VOLUSIA 11 COUNTY, FLORIDA, PURSUANT TO FLORIDA STATUTUE AND COUNTY THIS 8TH DAY 12 OF NOVEMBER A.D., 2022. 13 14 15 COUNTY COUNCIL ATTEST: VOLUSIA COUNTY, FLORIDA 16 17 18 19 20 George Recktenwald Jeffrey S. Brower 21 County Chair 22 County Manager