



EMERGENCY ORDER NO. 2023-02

**ORDER TERMINATING EMERGENCY ORDER NO. 2022-19
RELATING TO THE TEMPORARY ELIGIBILITY FOR A PRORATED
REFUND OR EXTENSION OF MULTIDAY AND ANNUAL
ADMISSION PASSES FOR WARM MINERAL SPRINGS PARK**

WHEREAS, on September 23, 2022, pursuant to Florida Statutes Chapter 252, Governor Ron DeSantis issued Executive Order number 22-218, declaring a state of emergency in Brevard, Broward, Charlotte, Collier, DeSoto, Glades, Hardee, Hendry, Highlands, Hillsborough, Indian River, Lee, Manatee, Martin, Miami Dade, Monroe, Okeechobee, Osceola, Palm Beach, Pasco, Pinellas, Polk, Sarasota, and St. Lucie Counties; and

WHEREAS, on September 24, 2022, pursuant to Florida Statutes Chapter 252, Governor Ron DeSantis issued Executive Order number 22-219 amending Executive Order Number 22-218 to declare a state of emergency in the entire State of Florida, directing the Division of Emergency Management to execute the State's Comprehensive Emergency Management Plan, and authorizing each political subdivision within the State of Florida, pursuant to Florida Statutes Section 252.38(3)(a), to waive certain procedures and formalities otherwise required by law that are in the interest of the public health, safety, and welfare; and

WHEREAS, on November 21, 2022, Governor DeSantis issued Executive Order Number 22-268, renewing for sixty (60) days the state of emergency and all provisions of Executive Order Number 22-218, as amended by Executive Order Number 22-219; and

WHEREAS, Florida Statutes Section 252.38(3)(a) gives authority to public subdivisions to declare and enact a state of local emergency for a period of up to seven (7) days and to take certain measures that are in the interest of the public health, safety, and welfare; and

WHEREAS, on September 25, 2022, the City Commission of the City of North Port, Florida adopted Ordinance No. 2022-30, declaring a state of local emergency due to Hurricane Ian; and

WHEREAS, Ordinance No. 2022-30 conferred on the City Manager or designee the power and authority set forth in Florida Statutes Section 252.38(3)(a); and

WHEREAS, pursuant to Florida Statutes Section 252.46, the City Manager has the power to issue emergency orders with the force of the law; and

WHEREAS, on December 14, 2022, the City Manager issued Emergency Order No. 2022-19 relating to the temporary eligibility for a prorated refund or extension of multiday and annual admission passes for Warm Mineral Springs Park; and

WHEREAS, information on the process to request refunds and extensions was disseminated and advertised through multiple avenues, including but not limited to email notifications, press releases, the City's website and social media, and facility signage; and

WHEREAS, the City continues to process refund and extension requests from across the country for valid Warm Mineral Springs Park passes purchased on or after October 1, 2021 through September 27, 2022; and

WHEREAS, Warm Mineral Springs Park re-opened to the public on April 7, 2023; and

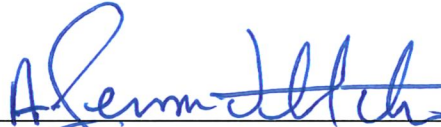
WHEREAS, the City Manager has determined allowing a period of one-year for the temporary refund and extension of park passes is a reasonable timeframe and no longer required to ensure the health, safety, and welfare of the community.

THEREFORE, IN HIS EMERGENCY AUTHORITY, THE CITY MANAGER OF THE CITY OF NORTH PORT, FLORIDA ORDERS:

Emergency Order Number 2022-19 is hereby terminated.

This order is effective as of the earlier of: (i) 5:00 p.m. on December 13, 2023; or (ii) the termination of the state of local emergency.

ORDERED ON AND FILED WITH THE CLERK OF THE CITY OF NORTH PORT, FLORIDA ON SEPTEMBER 11, 2023 AT 12:30 A.M./P.M. BY



A. JEROME FLETCHER II, ICMA-CM, MPA
CITY MANAGER