

**CITY OF PUNTA GORDA DECLARATION
OF EMERGENCY MEASURES FOR THE PROTECTION
OF ALL PERSONS WITHIN THE CITY OF PUNTA GORDA
AND IMPOSING A CURFEW**

WHEREAS, the Governor of the State of Florida issued Executive Order 22-19, dated September 24, 2022, declaring a State of Emergency for Charlotte County, Florida; and

WHEREAS, the City Council of the City of Punta Gorda, Florida, adopted Emergency Ordinance 1999-22 on September 26, 2022, declaring a state of local emergency and authorized the City Manager to avail himself of all powers available to City government provided in Chapter 252, Florida Statutes; and

WHEREAS, pursuant to the City's Home Rule Authority and Chapter 252, Florida Statutes, the City has the City Manager is authorized pursuant to establish curfews and prohibit the sale and distribution of alcohol; and

WHEREAS, the National Hurricane Center advises that Hurricane Ian has the potential to cause catastrophic damage to the City of Punta Gorda's infrastructure and cause significant debris to impede roadways; and

WHEREAS, the City's Emergency Management Director and Chief of Police, in conjunction with the Charlotte County Sheriff, have recommended the imposition of a curfew within the geographic boundaries of the City of Punta Gorda to ensure the protection of life and property; and

NOW THEREFORE, Gregory B. Murray, as the City Manager of the City of Punta Gorda, pursuant to Chapter 252, Florida Statutes and in accordance with the authority granted to him by the City Council's enactment of Emergency Ordinance No. 1999-22, does hereby deem it necessary to declare certain emergency measures to protect the public health, safety, and welfare of all persons within the City of Punta Gorda during the approach, landfall, and aftermath of Hurricane Ian to-wit:

Section 1. A curfew is hereby imposed curfew from the hours of 9:00 P.M. to 6:00 A.M. prohibiting pedestrian and vehicular movement and standing. This curfew does not apply to law enforcement personnel; federal, state and local firefighting, emergency medical and emergency management personnel; County employees detailed to work on the emergency, Salvation Army and Red Cross personnel and volunteers; National Guard personnel; electric utility personnel; water and wastewater utility personnel; communications utility personnel; individuals involved in medical emergencies; employees or agency volunteers of non-governmental organizations officially participating in the emergency response effort assigned to work as a direct result of this emergency and others specifically authorized by the City's and County's Emergency Management Director. This curfew does not apply to a person traveling on I-75 through Charlotte County.

Section 2. The Punta Gorda Chief of Police, Sheriff of Charlotte County and other Law Enforcement forces (including under mutual aid request, all law enforcement officers of the State and/or military and National Guard personnel) are hereby authorized and directed to enforce this emergency curfew. Violations shall be enforced pursuant to Sections 252.47 and 252.50, Florida Statutes. Any person violating any of the provisions of this Order is guilty of a misdemeanor of the second degree, punishable as provided in Sections 775.082 or 775.083, Florida Statutes.

Section 3. This Emergency Order will take effect upon filing with the Punta Gorda City Clerk as soon as practicable and delivered to news media for publication and radio and television for broadcast and otherwise published as practicable.

Section 4. Duration. This Order shall terminate upon the expiration of Emergency Ordinance No. 1999-22 and any extension thereof.

DONE AND ORDERED in the City of Punta Gorda, Charlotte County, Florida, this 28th day of September, 2022.



Gregory B. Murray (or his designee)
City Manager

Date: 9/28/2022

Time: 2:20 pm

ATTEST:

By: _____
Karen Smith, City Clerk

APPROVED AS TO FORM:

By: _____
David M. Levin, Esquire
City Attorney