



**OSCEOLA COUNTY BOARD OF COUNTY COMMISSIONERS**  
**RESOLUTION # 24-210R**  
**DECLARATION OF LOCAL EMERGENCY**  
**HURRICANE MILTON**

**WHEREAS**, Hurricane Milton is a major hurricane, which according to the National Hurricane Center is expected to make landfall in Florida over the next few days; and

**WHEREAS**, Governor Ron DeSantis has issued Executive Order #24-214, effective October 5, 2024, declaring a State of Emergency exists in Osceola County; and

**WHEREAS**, Osceola County, Florida has the potential to receive severe weather from Hurricane Milton; and

**WHEREAS**, Hurricane Milton poses a severe threat to the citizens of Osceola County with potential for damage to public buildings, communications systems, streets, roads, drainage systems and to commercial and residential buildings countywide; and

**WHEREAS**, the threat posed by Hurricane Milton requires that timely precautions be taken to protect the communities, critical infrastructure, and general welfare of this County; and

**WHEREAS**, Section 252.38, Florida Statutes states that it is the innate responsibility of local government to safeguard the life and property of its citizens; and

**WHEREAS**, Section 252.34, Florida Statutes defines "emergency" as any occurrence, or threat thereof, whether natural, technological, or manmade, in war or in peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property; and

**WHEREAS**, Section 252.38(3)(a), Florida Statutes provides authority for a political subdivision such as Osceola County to declare a State of Local Emergency and to waive the procedures and formalities otherwise required of subdivisions and by law pertaining to:

1. Performance of public work and taking whatever actions are necessary to ensure the health, safety, and welfare of the community;
2. Entering into contracts;
3. Incurring obligations;
4. Employment of permanent and temporary workers;
5. Utilization of volunteer workers;
6. Rental of equipment;

7. Acquisition and distribution, with or without compensation, of supplies, materials, and facilities; and
8. Appropriation and expenditure of public funds.

**WHEREAS**, a state of local emergency shall be declared by resolution of the board or an individual identified as the official authority in Section 2-80(c), Osceola County Code of Ordinances. The duration of a state of local emergency shall be limited to seven (7) days; however, it may be extended, as necessary, in seven-day increments. Upon finding that the threat no longer exists, the board or official authority may, by resolution, terminate the state of local emergency; and

**WHEREAS**, a resolution declaring a state of local emergency shall activate the disaster emergency plans applicable to the county and shall be the authority for use or distribution of any supplies, equipment, materials, and facilities assembled or arranged to be made available pursuant to such plans.

**WHEREAS**, Section 2-82, Osceola County Code of Ordinances, provides authority for the Board of County Commissioners, during periods of emergency or impending threat, to declare a state of local emergency and make emergency policy decisions that are consistent with the Comprehensive Emergency Management Plan, which may be done by executive order or emergency rules and to impose by order or rule any restrictions outlined in F.S. § 252.38, that are consistent with the comprehensive emergency management plan; and

**WHEREAS**, during the existence of a state of local emergency declared by the board, the board shall have the power and authority to direct and compel the evacuation of all or part of the population from the stricken or threatened area within the county if the board deems this action necessary for the preservation of life or other emergency mitigation, response, or recovery. Additionally, the executive advisory group may provide assistance and cooperation in the administration of any such evacuation order of the board; and

**WHEREAS**, pursuant to Section 252.46(2)-(3), Florida Statutes, and Section 2-82, Osceola County Code of Ordinances:

- (1) All executive orders and emergency rules imposed and enacted shall be reduced to writing as soon as possible, filed with the clerk to the board of county commissioners, and must be available on a dedicated webpage accessible through a conspicuous link on the county's homepage. Further, copies of all such executive orders and emergency rules shall be delivered, as soon as possible to representatives of the print and electronic news media and all appropriate law enforcement officers and other appropriate government administration officials.
- (2) All orders and emergency rules issued under this section by the board shall indicate the nature of the emergency, the threatened area or areas of the county, and the conditions creating the disaster or threat. The executive advisory group shall assist with ensuring that the content of such orders and rules approved by the board are promptly disseminated to the general public and to the governing bodies of the applicable municipalities within the county and contiguous jurisdictions.

