

10:57 am Oct 25, 2022

SOUTH FLORIDA WATER MANAGEMENT DISTRICT  
3301 Gun Club Road  
West Palm Beach, Florida

SOUTH FLORIDA  
WATER MANAGEMENT DISTRICT



In Re:

ORDER NO. 2022-056-DAO

EMERGENCY AUTHORIZATION  
TEMPORARILY CLOSING SFWMD MANAGEMENT  
LANDS MADE NECESSARY  
BY HURRICANE IAN

---

**ORDER TERMINATING EMERGENCY AUTHORIZATION**  
**TEMPORARILY CLOSING SFWMD MANAGEMENT**  
**LANDS MADE NECESSARY BY HURRICANE IAN**

The South Florida Water Management District enters this Order terminating Emergency Order No. 2022-049-DAO, which authorized temporarily closing SFWMD Management Lands due to the impacts of Hurricane Ian.

**FINDINGS OF FACT**

1. On September 24, 2022, SFWMD issued SFWMD Order No. 2022-049-DAO, which ordered the temporary closure to public access of all SFWMD Managed Lands<sup>1</sup> due to the serious threat to public health, safety, and welfare from Hurricane Ian.
2. On October 2, 2022, SFWMD issued Order No. 2022-053-DAO, amending SFWMD Order No. 2022-049-DAO to remove SFWMD Managed Lands in Hendry, St. Lucie, Martin, Palm Beach, Broward, and Miami-Dade counties from the Order, effective Monday, October 3, 2022, at 5:00 P.M.
3. On October 11, 2022, SFWMD issued Order No. 2022-054-DAO, additionally amending SFWMD Order No. 2022-049-DAO to remove SFWMD Managed

---

<sup>1</sup> SFWMD Managed Lands means "District Lands" as defined in Rule 40E-7.521(6), Florida Administrative Code.

Lands in Monroe, Orange, Osceola, Polk, Okeechobee, Highlands, Glades, and Charlotte counties from the Order, effective Monday, October 13, 2022, at 5:00 P.M.

4. Upon continued review of the conditions of all SFWMD Managed Lands, the SFWMD finds that all SFWMD Managed Lands are now safe for public access, including those in Lee and Collier counties.

5. The Executive Director has determined that an immediate danger to the public health and safety or other substantial loss to the public no longer exists.

### **ULTIMATE FACTS AND CONCLUSIONS OF LAW**

6. Section 373.119(2), Florida Statutes, authorizes the Executive Director to issue emergency authorizations whenever the Executive Director finds that an emergency exists requiring immediate action to protect the public health, safety, or welfare.

7. Based upon the findings above, the Executive Director concludes that because the serious threat to the public health, safety, and welfare from the immediate danger from Hurricane Ian no longer exists, the Emergency Order temporarily closing SFWMD Management Lands should be terminated as of Wednesday, October 26, 2022 at 5:00pm.

### **ORDER**

**THEREFORE IT IS ORDERED** that:

That Emergency Order No. 2022-049-DAO is terminated as of 5:00pm, Wednesday, October 26, 2022. SFWMD Managed Lands in Lee and Collier counties shall reopen at that time.

**NOTICE OF RIGHTS**

Any party substantially affected by this Order has the right to seek judicial review under Section 120.68, F.S., by filing a written notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure, with the Clerk of the SFWMD at 3301 Gun Club Road, West Palm Beach 33406, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days after this Order is filed with the Clerk of the SFWMD.

**DONE AND ORDERED** on this 25<sup>th</sup> day of October, 2022, in West Palm Beach, Florida.

SOUTH FLORIDA WATER MANAGEMENT  
DISTRICT



---

Drew Bartlett  
Executive Director