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

12:24 pm Mar 3, 2021

SOUTH FLORIDA
WATER MANAGEMENT DISTRICT



IN THE MATTER OF:

SFWMD ORDER NO. 2021-003-DAO

SEVENTH EXTENSION OF EMERGENCY
AUTHORIZATION FOR CONTINUITY OF
OPERATIONS, PROCUREMENT, AND
CERTAIN OTHER MEASURES MADE
NECESSARY BY COVID-19

EMERGENCY ORDER

Under the authority of the State of Florida Executive Order Nos. 20-52; 20-92; 20-112; 20-114; 20-166; 20-213; 20-276; 20-316; and 21-45 (“Executive Orders”) and sections 120.569(2)(n), 252.46, and 373.119(2) of the Florida Statutes, the South Florida Water Management District (“SFWMD”), extends SFWMD Order No. 2020-004-DAO, Emergency Authorization for Continuity of Operations, Procurement, and Certain Other Measures Made Necessary by COVID-19 (“Emergency Order 2020-004”) due to the continued public health emergency and impacts associated with the Novel Coronavirus Disease 2019 (“COVID-19”).

FINDINGS OF FACT

1. On March 9, 2020, the Governor entered Executive Order No. 20-52, declaring a state of emergency due to COVID-19. Subsequently, the Governor issued Executive Order Nos. 20-92; 20-112; 20-114; 20-166; 20-213; 20-276; 20-316; and 21-45; continuing the requirement for Florida citizens, including those providing essential services,

to comply with CDC and OSHA safety guidelines related to the continued public safety threat from COVID-19, while re-opening Florida to the extent currently possible.

2. On March 17, 2020, the SFWMD issued Emergency Order 2020-004 to address the continuity of operations, procurement, and certain other measures due to the public health emergency and impacts associated with COVID-19 (“Emergency Authorization”). Based on the continuing emergency situation and Executive Order extensions, SFWMD extended Emergency Order 2020-004 through Emergency Orders 2020-013; 2020-016; 2020-023; 2020-038; 2020-048; and 2020-059.

3. Emergency Order 2020-059 extended Emergency Order 2020-004 until March 3, 2021, unless otherwise extended, modified, or terminated by the Executive Director or Governing Board.

4. The continued public health emergency and COVID-19 impacts necessitate extending Emergency Order 2020-004, as modified by Emergency Order 2020-048, to April 27, 2021, given the current impact of COVID-19, and the need for SFWMD to continue safety protocols while re-opening its facilities to the greatest extent possible for public hearings.

ULTIMATE FACTS AND CONCLUSIONS OF LAW

5. The SFWMD is extending Emergency Order 2020-004 to carry out the directives in the Executive Order 20-52, consistent with subsequent Executive Orders. Additionally, the SFWMD has the authority to issue this Emergency Order under sections 120.569(2)(n), 252.46, and 373.119(2) of the Florida Statutes.

6. Based on the above findings of fact, this extension of Emergency Order 2020-004's emergency authorization, as modified by Emergency Order 2020-048, is reasonable and necessary to address the COVID-19 ongoing public health emergency.

ORDER

THEREFORE, IT IS ORDERED that provisions of Emergency Order 2020-004 are extended, as modified by Emergency Order 2020-048, and shall remain in effect and will expire on April 27, 2021, unless otherwise extended or terminated by the Executive Director or Governing Board.

NOTICE OF RIGHTS

Any party substantially affected by this Order has the right to seek judicial review under section 120.68 of the Florida Statutes, by filing a 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, Florida 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 thirty days after this Order is filed with the Clerk of the SFWMD.

DONE AND ORDERED on this 3rd day of March 2021, in West Palm Beach, Florida.

SOUTH FLORIDA WATER
MANAGEMENT DISTRICT

By: _____



Drew Bartlett
Executive Director