

**STATE OF FLORIDA
SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

In re:

SFWMD ORDER NO. 2023-046-DAO

TERMINATION OF EMERGENCY
ORDERS FOR TEMPORARILY
CLOSING DISTRICT LANDS
MADE NECESSARY BY HURRICANE IDALIA

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**ORDER TERMINATING EMERGENCY FINAL ORDERS FOR
TEMPORARILY CLOSING DISTRICT LANDS**

Under sections 120.569(2)(n), 373.016, 373.119(2), 373.1391, Florida Statutes (“F.S.”), and Rule 40E-7.523, Florida Administrative Code, the South Florida Water Management District (“SFWMD”) enters this Order terminating Emergency Final Orders that temporarily closed certain District Lands due to the impacts of Hurricane Idalia (“the Hurricane”).

FINDINGS OF FACT

1. On August 28, 2023, SFWMD issued SFWMD Order No. 2023-041-DAO closing District Lands in Collier, Lee, and Polk counties.
2. On August 29, 2023, SFWMD issued SFWMD Order No. 2023-042, amending the previous Emergency Order to include District Lands in Orange and Osceola counties.
3. Conditions affecting the SFWMD Lands in Collier, Lee, Polk, Orange, and Osceola counties have improved such that a serious threat to public health, safety, and welfare on these lands from the Hurricane no longer exists.

CONCLUSIONS OF LAW

4. Pursuant to Rule 40E-7.523 and 40E-7.537(9), F.A.C., and sections 120.569(2)(n) and 373.119(2), Fla. Stat., the Executive Director of the SFWMD, with concurrence of the Governing Board, is authorized to close District Lands under certain circumstances, including, “[w]hen necessary during emergency conditions such as floods, severe weather events, or wildfire for public safety and the protection of natural resources.”

ORDER

THEREFORE, IT IS ORDERED that:

5. SFWMD Order Nos. 2023-041-DAO and SFWMD 2023-042-DAO are hereby terminated.

6. This Order is effective August 30, 2023, at 5:00 p.m.

DONE AND SO ORDERED in West Palm Beach, Florida, on this 30th day of August, 2023.

SOUTH FLORIDA WATER
MANAGEMENT DISTRICT
By its Executive Director



DREW BARTLETT
Executive Director

NOTICE OF RIGHTS

Any party substantially affected by this Order has the right to seek judicial review under section 120.68, 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.