
CITY OF MIAMI BEACH DECLARATION OF A STATE OF EMERGENCY RELATING TO HURRICANE MILTON

WHEREAS, Section 252.38(3)(a), Florida Statutes, grants authority to political subdivisions (including municipalities) to exercise certain emergency management powers, including the authority to declare and enact a local state of emergency, in order to provide for the health and safety of persons and property; and

WHEREAS, in connection with those emergency management powers, section 252.38(3)(a), Florida Statutes, further grants authority to political subdivisions to declare and enact a Local State of Emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required of the political subdivision by law; and

WHEREAS, Chapter 26 of the Miami Beach City Code (“City Code”) grants the City Manager the authority to declare a State of Emergency in Miami Beach, and authorizes the City Manager to order certain measures in response to the emergency; and

WHEREAS, Hurricane Milton has formed in the Gulf of Mexico and is expected to cross over Florida as a Category Five hurricane; and

WHEREAS, Governor Ron DeSantis in accordance with Article IV Section (1)(a) of the Florida Constitution and Chapter 252, Florida Statutes, promulgated Executive Order 24-214 declaring a State of Emergency for various Florida counties in response to the threat posed by Hurricane Milton, including Miami-Dade County; and

WHEREAS, on October 6, 2024 at 11:30 a.m. Miami-Dade County Mayor Daniella Levine Cava issued a Declaration of Local State of Emergency; and

WHEREAS, the projected path of Hurricane Milton may include Miami-Dade County, and could pose a risk of severe flooding in Miami-Dade County even if it does not directly strike South Florida; and

WHEREAS, the heavy rainfall and severe flooding anticipated to take place over the next several days associated with Hurricane Milton create risks to human health and property; and

WHEREAS, I have determined that the threats associated with Hurricane Milton have created, and will likely continue to create, conditions that constitute an imminent threat to the general welfare of the City of Miami Beach, and the issuance of this Declaration of a State of Emergency is in the best interest of the City and its residents, and is further promulgated in order to take all steps necessary to obtain reimbursement for various expenses incurred in connection with this emergency.

THEREFORE, as City Manager of the City of Miami Beach, I hereby declare a State of Emergency throughout the territorial jurisdiction of the City of Miami Beach, effective immediately,

which will continue for 72 hours unless canceled before that time, or extended by the City Commission.

Pursuant to this Declaration, Chapter 26 of the Miami Beach City Code, Florida Statutes Chapters 252 and 381, and any other applicable authority, I may issue further emergency orders containing specific emergency measures as may be necessary to protect the health, safety, and welfare of the community.

CITY OF MIAMI BEACH

DocuSigned by:

Eric Carpenter

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Eric T. Carpenter, City Manager

ATTEST:

DocuSigned by:

Rafael Granado

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Rafael E. Granado, City Clerk

Date and Time: 10/7/2024 | 6:15 PM EDT