

EXECUTIVE ORDER NO. 10

AN EXECUTIVE ORDER OF THE EMERGENCY MANAGEMENT DIRECTOR OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, TEMPORARILY SUSPENDING ENFORCEMENT OF THE PROHIBITION OF THE USE OF RECREATIONAL VEHICLES IN RESIDENTIAL AREAS AND ALLOWING FOR TEMPORARY USE SUBJECT TO CRITERIA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Governor Ron DeSantis issued Executive Order Number 22-219 on September 24, 2022, declaring that a state of emergency exists in every county in the State of Florida; and

WHEREAS, the City Council of the City of Port Orange has declared a Local State of Emergency beginning September 26, 2022 at 3:30 p.m. pursuant to Resolution 22-31; and

WHEREAS, the Hurricane Ian Storm Event has caused damage to public utilities, public buildings, public streets and roads, public drainage systems, other public infrastructure, commercial and residential buildings and areas as well as causing life threatening conditions for the residents; and

WHEREAS, due to the storm's significant and widespread impact to the City of Port Orange, the recovery effort will require prolonged repairs of damage to homes caused by wind, flooding, debris and falling trees; and

WHEREAS, subsection (f) of section 70-48, Code of Ordinances, City of Port Orange, prohibits the use of recreational vehicles or equipment for living, sleeping or housekeeping purposes when parked or stored on a residential lot or in any location not approved for such use; and

WHEREAS, due to the ongoing local state of emergency, leniency should be exercised on Code Enforcement matters and residents should be permitted to use recreational vehicles for living, sleeping or housekeeping purposes temporarily, subject to the criteria specified herein.

NOW THEREFORE, be it ordered by the Emergency Management Director of the City of Port Orange, Volusia County, Florida, as follows:

SECTION 1. To facilitate the protection of the health, safety and welfare of those residents who were affected by the Hurricane Ian Storm Event due to wind, flooding, and debris causing structural damages to residential homes and causing the occupants of the home to have to vacate, the enforcement of subparagraph (f) of Section 70-48, Code of Ordinances, City of Port Orange, or rules substantially similar prohibiting the use of RVs

in a residential area, is hereby temporarily suspended if a code enforcement officer confirms the following criteria:

- A. The RV is parked either in the driveway, on the side of the home, or in the front yard parallel with the front of the home.
- B. The person(s) occupying the RV is an owner, tenant, lessee or occupant of the home in which the RV is parked.
- C. There is a clear need to vacate the structure due to damages to the home caused by wind, debris, flooding or falling trees from the Hurricane Ian Storm Event. The resident is currently in the process of applying for a building permit for said damages and/or pursuing the restoration of water, sewer or electrical services.
- D. The property owner, tenant, lessee, or occupant shall properly dispose of wastewater pursuant to law and not dispose of it on the yard, parkage, streets, rights-of-way or in stormwater drains.
- E. The property owner, tenant, lessee or occupant shall keep all areas in a clean and sanitary condition.
- F. The property owner, tenant, lessee or occupant shall comply with the most recent edition of the National Electrical Code (NEC), including, but not limited to, being plugged into a receptacle that meets the requirements of the NEC.

SECTION 2. This Executive Order shall become effective immediately and shall expire at the conclusion of the declaration of emergency, as may be extended.

Done and ordered at 5:05 a.m./p.m. this 7th day of October, 2022.



Wayne Clark
Emergency Management Director