STATE OF FLORIDA  
ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

IN THE MATTER OF:  
EMERGENCY AUTHORIZATION FOR
CONTINUITY OF OPERATIONS,
PROCUREMENT, AND CERTAIN OTHER
MEASURES MADE NECESSARY BY
COVID-19

THIRD AMENDED EMERGENCY ORDER 2020-10

Under the authority of the State of Florida Office of the Governor, Executive Orders 20-52, 20-114, and 20-166, and sections 120.569(2)(n), 252.36, 252.38, 252.46, and 373.119 of the Florida Statutes, St. Johns River Water Management District (District), by and through its Executive Director, enters this Third Amended Emergency Order to extend the provisions of the District’s Amended and Restated Emergency Order 2020-10 (Amended Order), as extended by the District’s Second Amended Emergency Order 2020-10 (Second Amended Order), addressing continuity of operations, procurement, and certain other measures necessitated by the Public Health Emergency and impacts associated with the Novel Coronavirus Disease 2019 (COVID-19), and makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

1. The District, a special taxing district created by chapter 373 of the Florida Statutes, is empowered to administer that chapter and the rules promulgated thereunder.

2. On March 9, 2020, the Governor of Florida issued Executive Order No. 20-52 declaring that a state of emergency exists in the State of Florida, based upon the serious threat to the public health, safety and welfare posed by the Public Health Emergency as a result of COVID-
19. On May 8, 2020, the Governor issued Executive Order No. 20-114 extending the state of emergency in Florida until Tuesday, July 7, 2020. On July 7, 2020, the Governor issued Executive Order No. 20-166 extending the state of emergency in Florida until Saturday, September 5, 2020.

3. On May 29, 2020, the District’s Executive Director entered the District’s Second Amended Order, which extended the Amended Order until Tuesday, July 7, 2020. The District's Executive Director finds that an emergency continues to exist and that emergency action is required to address continuing operations of the District. Immediate, strict compliance with the provisions of the statutes, rules, or orders noted within the Amended Order, as extended by the Second Amended Order, would prevent, hinder, or delay necessary action to cope with and mitigate the emergency. The actions authorized under the Amended Order, as extended by the Second Amended Order, are narrowly tailored to address the immediate need for action and are procedurally appropriate under the circumstances.

CONCLUSIONS OF LAW

4. Based on the findings recited above and those in the Amended Order, as extended by the Second Amended Order, it is hereby concluded that the emergency caused by COVID-19 continues to pose an immediate danger to the public health, safety, or welfare and requires an extension of the Amended Order.

5. This Third Amended Emergency Order is issued to carry out the directives in the Governor’s Executive Order 20-52, as extended by Executive Orders 20-114 and 20-166, and issued under the authority of article IV, section 1(a) of the Florida Constitution, chapter 252, Florida Statutes, and all other applicable laws. Additionally, the District is authorized to issue this Third Amended Emergency Order under sections 120.569(2)(n), 252.36, 252.38,
252.46, and 373.119 of the Florida Statutes.

6. Continued suspension of statutes and rules as noted within the Amended Order, as extended by the Second Amended Order, is required so that necessary action to cope with and mitigate the emergency is not prevented, hindered, or delayed.

THEREFORE, IT IS ORDERED:

7. Within the District’s jurisdictional area, the requirements and effects of statutes and rules which conflict with the provisions of the Amended Order, as extended by the Second Amended Order, are and continue to be suspended to the extent necessary to implement the Amended Order.

8. This Third Amended Order shall only extend District Amended and Restated Emergency Order 2020-10, which will remain in effect for the duration of this Third Amended Order. This Third Amended Order is not intended to repeal or amend any other Emergency Orders.

9. This Third Amended Order shall take effect immediately upon execution by the Executive Director of the District, and shall expire on September 5, 2020, unless otherwise extended or terminated by the Executive Director or Governing Board, or modified or extended by further order.

DONE AND ORDERED on July 7, 2020, in Palatka, Florida.

ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

ANN B. SHORTELLE, Ph.D.
EXECUTIVE DIRECTOR
RENDERED July 7, 2020, in Palatka, Florida.

Sandra Bertram
SANDRA BERTRAM
DISTRICT CLERK

NOTICE OF RIGHTS

Any party substantially affected by this Third Amended Emergency Order has the right to seek judicial review of it 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 District at 4049 Reid Street, Palatka, Florida 32177, 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 Third Amended Emergency Order is filed with the Clerk of the District.