

**EMERGENCY IDLE SPEED NO WAKE ZONE ORDER
ST. JOHNS RIVER**

WHEREAS, by Executive Order Number 19-189 issued on August 28, 2019, the Governor of the State of Florida declared a state of emergency throughout Florida including Lake County, due to the threat posed by Hurricane Dorian; and

WHEREAS, on August 29, 2019, the Chairman of the Board of County Commissioners of Lake County, Florida, declared a state of local emergency in Resolution 2019-106 as a result of the threat posed by Hurricane Dorian; and

WHEREAS, Hurricane Dorian has the potential to cause high winds and significant rainfall in Lake County and is likely to cause the St. Johns River to reach or exceed its flood stage; and

WHEREAS, boats and vessels which travel at a speed in excess of that necessary to maintain steerage will cause a wake to occur which may result in damage to persons and property along the St. Johns River; and

WHEREAS, Section 327.46, Florida Statutes, governs the process by which local governments may regulate restricted areas, such as speed or wake zones, by local ordinances or laws; and

WHEREAS, Section 252.38, Florida Statutes, states that political subdivisions have the power during an emergency to provide for the health and safety of persons and property; and

WHEREAS, it serves the health, safety and general welfare of the residents of Lake County to establish boating restrictions on all or part of the St. Johns River located within Lake County.

NOW, THEREFORE, pursuant to Chapter 252, Florida, and the above-referenced authorities, I hereby find and declare:

1. The above recitals are true and are incorporated herein.
2. An "Idle Speed - No Wake" Zone from shoreline to shoreline in the St. Johns River located within Lake County, Florida, is hereby imposed when the water level is 2.3 feet or higher as indicated by the St. Johns River Water Management District Gauge located at the SR 40 (Astor) Bridge.
3. Definition. Rule 68D-23.103(3)(a), Florida Administrative Code, states that a "Idle Speed No Wake" and "Idle Speed" may be used interchangeably and mean that a vessel must proceed at a speed no greater than that which will maintain steerageway and headway. At no time is any vessel required to proceed so slowly that the

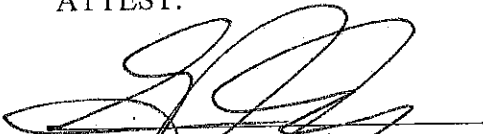
operator is unable to maintain control over the vessel or any other vessel or object that it has under tow.

4. The violation of any prohibition, restriction or regulation made herein, unless language to the contrary appears herein, shall upon conviction be punished according to law and shall be subject to a fine not exceeding the sum of Five Hundred Dollars (\$500.00), or imprisonment in the County jail for a period not exceeding sixty (60) days, or by both such fine and imprisonment.
5. The Sheriff of Lake County and all other Law Enforcement forces are hereby authorized and directed to enforce this order.
6. This Order shall remain in place until repealed or until the local state of emergency has expired.

BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, FLORIDA

By: Leslie Campione
Leslie Campione, Chairman

ATTEST:



Gary J. Cooney, Clerk
Board of County Commissioners
of Lake County, Florida

This 31 day of August, 2019.

Approved as to form and legality:

Melanie Marsh

Melanie Marsh, County Attorney