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Reply to: Lakewood Ranch

MEMORANDUM

TO: City Council

FROM: Kelly M. Fernandez, Esq.

DATE: July 2, 2018

RE: Ordinance No. 2018-21

As it currently exists, Chapter 26, Article II of the City's Code of Ordinances primarily pertains to civil emergencies such as riots and unlawful assemblies. Much of the language therein derives from Chapter 870, Florida Statutes ("Affrays; Riots; Routs; Unlawful Assemblies"). Furthermore, while Chapter 26, Article II defines a "civil emergency" to include natural disasters, it does not specifically reference hurricanes and only includes natural disasters that *result* in the death or injury of persons or the destruction of property. Therefore, as a result of Hurricane Irma it became apparent that Chapter 26, Article II should be amended to more generally address emergencies necessitating mutual aid. Proposed Ordinance No. 2018-21 blends pertinent provisions of Chapter 870 and Chapter 252 ("Emergency Management") of the Florida Statutes to form a more comprehensive Code for states of emergency.

I will be present at the meeting on July 10th to answer any questions.

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