

Instrument # 665217  
OR BK: 1530 PG: 389-4pg(s)  
REC:3/31/2020 12:47 PM  
Danny J. Shipp, Levy County Clerk, Florida  
Rec: \$35.50

Deputy Clerk MBASS1

**EMERGENCY ORDER**

**2020-027**

**AN EMERGENCY ORDER CLOSING CERTAIN COUNTY  
PARKS DURING THE DECLARED STATE OF EMERGENCY.**

**WHEREAS**, Levy County is under federal, State and Local States of Emergency as the result of the novel coronavirus ("COVID-19") pandemic, pursuant to the March 13, 2020 enactment of a National State of Emergency by President Donald J. Trump, Executive Orders 20-51 and 20-52 issued by Governor Ron DeSantis (on March 1 and March 9, 2020, respectively), and Levy County Emergency Declaration 2020-020 dated March 17, 2020 as extended and altered by Levy County Emergency Declaration 2020-021 dated March 24, 2020; and

**WHEREAS**, pursuant to its police power and Sections 252.38 and 252.46, Florida Statutes, the Board may take actions to protect the health, safety and welfare of its citizens, including making such orders and rules as are necessary for emergency management purposes and to supplement the carrying out of the emergency management provisions of Sections 252.31 through 252.90, Florida Statutes; and

**WHEREAS**, such orders when filed with the Clerk of Court shall have the force of law, and all existing laws, ordinances, and rules which are in conflict are suspended to the extent of the conflict, pursuant to Section 252.46(2), Florida Statutes; and

**WHEREAS**, the law enforcement authorities of the State and its political subdivisions are authorized to enforce such orders pursuant to Section 252.47, Florida Statutes; and

**WHEREAS**, a violation of a duly promulgated order is a second degree misdemeanor, punishable by a fine of up to \$500.00 for each offense and by a term of imprisonment of up to sixty (60) days in jail for each offense, pursuant to Section 252.50, Florida Statutes; and

**WHEREAS**, on March 13, 2020, President Donald J. Trump and the Centers for Disease Control (“CDC”) issued the *15 Days to Slow the Spread* guidance advising individuals to adopt far-reaching social distancing measures, such as working from home and avoiding gatherings of more than ten (10) people; and

**WHEREAS**, the CDC and the Florida Department of Health (“FLDOH”) provide additional social distancing guidelines to avoid the spread of COVID-19 through maintaining distance between individuals, with FLDOH recommending a distance of at least six feet; and

**WHEREAS**, on March 17, 2020, the Governor issued Executive Order 20-68, in accordance with the CDC and FLDOH guidelines, limiting gatherings/groups on beaches and in restaurants to more than ten individuals and maintaining a minimum of a six-foot distance between individuals; and

**WHEREAS**, on March 20, 2020, the Governor issued Executive Order 20-71, closing restaurants and bars to on-premises consumption, and closing gymnasiums, as the result of the susceptibility for spread of COVID-19 in gatherings of more than ten people; and

**WHEREAS**, since the issuance of the *15 Days to Slow the Spread* guidance and the Governor’s Executive Orders 20-68 and 20-71, the rate of COVID-19 infection and spread continues to grow nationally and statewide; and

**WHEREAS**, it is critical to take action to limit the exposure of Levy County citizens to the COVID-19 virus; and

**WHEREAS**, the County Emergency Management Director and the Chair of the Board of County Commissioners (“Board”), in consultation with law enforcement and other

government officials, and with review of local health department recommendations and information on COVID-19, has determined that closing certain County park facilities is of paramount interest in preventing and mitigating the spread of COVID-19 in order to assure that proper social distancing measures can be maintained; and

**WHEREAS**, the Board finds it is necessary to promulgate an emergency order to protect human life, health, safety and welfare by closing certain County park facilities to prevent and mitigate the spread of COVID-19 in the County and beyond;

**NOW, THEREFORE, IT IS HEREBY ORDERED as follows:**

1. The following Levy County park facilities are hereby closed: Blue Springs Park and Henry Beck Park. This closure encompasses all facilities of these parks including but not limited to parking lots, restrooms, buildings, open spaces, picnic tables, pavilions, and walkways.

2. Any person violating this or any Emergency or Executive Order issued pursuant to Emergency Declaration 2020-020, as the same may be extended or altered, or any person who willfully fails or refuses to comply with the order or orders of any duly authorized law enforcement officer or personnel charged with the responsibility for the enforcement of executive orders shall, upon conviction therefor, be punished in accordance with Section 252.50, Florida Statutes, or, in the alternative or in addition, Section 30-37, Levy Code of Ordinances.

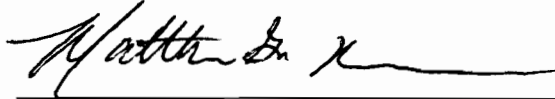
3. If any provision of this Emergency Order is invalidated by a court of competent jurisdiction, such invalidity shall not affect the remaining provisions of this Emergency Order, which shall continue to have the full force and effect of law.

4. This Emergency Order will take effect upon filing with the Clerk of Court of Levy County, Florida in accordance with Section 252.46(2), Florida Statutes, and will remain in effect during the Local State of Emergency declared by Emergency Declaration 2020-

020, as the same may be extended or altered, but in no event longer than ninety (90) days from the date hereof, unless either modified or rescinded.

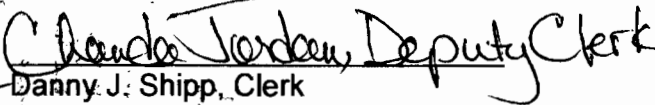
**DULY ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS** this 31<sup>st</sup> day of March, 2020.

**BOARD OF COUNTY COMMISSIONERS  
OF LEVY COUNTY, FLORIDA**



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Matt Brooks, Chair

ATTEST: Clerk of the Circuit Court  
And Ex Officio Clerk to the Board  
of County Commissioners



~~C. Jordan, Deputy Clerk~~  
Danny J. Shipp, Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY



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Anne Bast Brown, County Attorney pu