

RESOLUTION 19-06E

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, OPTING OUT IN PART OF THE CURFEW SET BY BAY COUNTY EMERGENCY ORDER 18-02; DECLARING A CURFEW IN THE CITY OF PANAMA CITY BEACH; PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

WHEREAS, on October 7, 2018, Florida Governor Rick Scott issued Executive Order 18-276 declaring a State of Emergency for numerous coastal counties, including Bay County; and

WHEREAS, on October 9, 2018, the Board of Bay County Commissioners issued Emergency Declaration Order 18-02 establishing a curfew in the incorporated and unincorporated portion of Bay County from dusk to dawn, indefinitely, beginning October 10, 2018; and

WHEREAS, Bay County Emergency Declaration allows any municipality to opt out of the curfew at their discretion; and

WHEREAS, on October 11, 2018, the City Council determined that a public emergency, arising from the devastation caused by Hurricane Michael, existed in the City of Panama City Beach; and

WHEREAS, the City Council finds that, although a public emergency remains, conditions in the City have been sufficiently restored so as to safely allow traffic and movement within the City until 9:00 p.m.

BE IT RESOLVED by the City Council of the City of Panama City Beach that:

1. Pursuant to the authority granted by Order 18-02 of the Bay County Board of County Commissioners, Chapter 252, Florida Statutes, and the City's Code of Ordinances, the City hereby opts-out, in part, of the sunset to sunrise.
2. Pursuant to Chapter 252, Florida Statutes, and the City's Code of Ordinances, the City hereby establishes a curfew in the City of Panama City Beach from 9:00 p.m. to 7:00 a.m. the following day.
3. The curfew shall remain in effect until the next regularly scheduled City Council meeting, or until an order revoking the curfew is issued by the City Manager, or an order lifting all curfews for Bay County, whichever shall occur

first. The City Council may extend or terminate any declared curfew by a duly enacted resolution.

4. The City Manager is hereby authorized to modify or revoke this curfew by written order upon a finding that such action is in the best interests of the public health, safety, and welfare of the residents of the City of Panama City Beach.
5. It shall be unlawful for any person to violate the curfew order, except for persons exempted herein or by ordinance. Any violation of this curfew shall be punishable in accordance with Bay County Emergency Declaration Order 18-02 and Section 252.50, Florida Statutes, as a second-degree misdemeanor and by a fine of up to \$500.00 for each offense.
6. The following shall be exempt from the curfew issued by this resolution:
 - a. Essential services, such as fire, police, emergency medical services, hospital services, including services for the transportation of patients, utility emergency repairs, and emergency calls by physicians and other appropriate emergency relief activities;
 - b. County and municipal personnel;
 - c. On-duty military personnel;
 - d. Media personnel acting in the course and scope of their official duties; and
 - e. Insurance adjusters acting in the course and scope of their official duties.

THIS RESOLUTION shall be effective immediately upon passage.

PASSED in emergency session this 14th day of October, 2018.

CITY OF PANAMA CITY BEACH

By: 

Mike Thomas, Mayor

ATTEST:



City Clerk