



Legislation Details (With Text)

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**On agenda:** 11/15/2022      **Final action:** 11/15/2022

**Title:** RATIFICATION OF PROCLAMATION AND RESOLUTION NO. 202-22 DECLARING A STATE OF EMERGENCY AND PROCLAMATION TERMINATING THE STATE OF EMERGENCY DUE TO HURRICANE NICOLE PURSUANT TO CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES.

**Sponsors:** City Clerk Department

**Indexes:**

**Code sections:**

**Attachments:** 1. Agenda Cover Report, 2. Proclamation SOE - Emergency Hurricane Nicole, 3. Res. No. 202-22\_Hurricane Nicole, 4. Proclamation Hurricane Nicole Termination

Date	Ver.	Action By	Action	Result
11/15/2022	1	City Commission	approved	

**TO:** Mayor and Commissioners  
**FROM:** Katerri Johnson, City Clerk  
**DATE:** November 15, 2022

RATIFICATION OF PROCLAMATION AND RESOLUTION NO. 202-22 DECLARING A STATE OF EMERGENCY AND PROCLAMATION TERMINATING THE STATE OF EMERGENCY DUE TO HURRICANE NICOLE PURSUANT TO CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES.

**Recommended Action:**

Motion to Ratify Proclamations declaring and terminating state of emergency and ratifying Resolution 202-22 due to Hurricane Nicole.

**Background:**

Chapter 95 of the Code of Ordinances provides the necessary organization, powers, and authority to enable the use of City resources during a state of emergency. On November 9, 2022, the City Manager declared a state of emergency due to conditions resulting from Hurricane Nicole. Thereafter, on November 10, 2022 the City Manager terminated the City’s state of emergency since the hurricane had passed and the City completed its recovery efforts.

Pursuant to section 95.05(B) of the Delray Beach Code of Ordinances, the City Commission shall confirm any declaration of state of emergency and all emergency regulations activated or rescinded under the provisions of Chapter 95 at the next regular meeting unless the nature of the emergency renders a meeting of the City Commission extremely impractical.

**City Attorney Review:**

Approved as to form and legal sufficiency.