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RECORDED IN THE OFFICIAL RECORDS OF Tom Bexley, Clerk of the Circuit Court & Comptroller Flagler, FL

FLAGLER COUNTY EMERGENCY ADMINISTRATIVE ORDER NO. 2026-01

RELATING TO COUNTYWIDE NO WAKE RESTRICTIONS AND SPEED LIMITS ON FLOODED ROADWAYS

WHEREAS, on November 18, 2026, the Chair of the Board of County Commissioners issued a Declaration of Local State of Emergency for Flagler County, Florida, due to actual and anticipated flooding conditions threatening the health, safety, and welfare of the residents and visitors of Flagler County;

WHEREAS, the Local State of Emergency remains in effect and authorizes the issuance of Emergency Orders necessary to protect life and property and to facilitate emergency response and recovery efforts;

WHEREAS, significant rainfall and flooding have resulted in elevated water levels throughout Flagler County, including within rivers, canals, streams, lakes, retention areas, drainage systems, and roadways;

WHEREAS, operation of vessels and motor vehicles at excessive speeds in flooded areas creates wakes that may damage homes, businesses, docks, seawalls, drainage infrastructure, vehicles, and other public and private property;

WHEREAS, excessive wake action and vehicle-generated waves can endanger emergency response operations, increase erosion, force floodwaters into structures, and create hazardous conditions for residents and first responders; and

WHEREAS, immediate action is necessary to reduce additional flood-related damage and protect the public health, safety, and welfare of the citizens of Flagler County;

NOW THEREFORE, it is hereby ordered:

Section 1. COUNTYWIDE IDLE SPEED / NO WAKE RESTRICTION

An emergency countywide Idle Speed/No Wake Restriction is hereby established throughout Flagler County for all navigable waters and water bodies, including but not limited to rivers, canals, creeks, streams, lakes, retention ponds, and interconnected waterways.

For purposes of this Order, "Idle Speed/No Wake" shall mean operating a vessel at the minimum speed that maintains steerage and headway so as to produce no appreciable wake.

All vessels operating upon the waters of Flagler County shall be operated at Idle Speed/No Wake speed unless otherwise directed by law enforcement, emergency management personnel, the United States Coast Guard, or other governmental authority.

Section 2. FLOODED ROADWAYS

Any roadway within Flagler County that is covered by floodwaters, whether partially or completely inundated, is hereby designated a temporary Idle Speed/No Wake Area.

All motor vehicles traveling through floodwaters on public roadways shall be operated in a manner that creates no appreciable wake.

No person shall operate a motor vehicle through standing or flowing floodwaters at a speed that creates a wake capable of causing injury, property damage, erosion, or additional flooding impacts.

Section 3. FIVE MILE PER HOUR SPEED LIMIT

A temporary maximum speed limit of five (5) miles per hour is hereby established on all roadways, or portions thereof, where standing or flowing water is present on the roadway surface.

Motorists shall reduce their speed to five (5) miles per hour or less upon entering any flooded roadway area and shall maintain that speed until clear of standing or flowing water.

Nothing herein shall be construed to authorize travel on closed roadways or through barricaded areas. Any roadway closure, barricade, or traffic control device shall remain in full force and effect.

Section 4. EXEMPTIONS

The provisions of this Order shall not apply to:

a. Emergency response vehicles actively engaged in emergency operations;

b. Vehicles operated by federal, state, county, municipal, utility, public works, or drainage personnel while performing official duties;

c. Law enforcement, fire rescue, emergency medical services, and military vehicles engaged in emergency functions;

d. Vessels owned or operated by federal, state, county, municipal, or other governmental agencies while conducting official emergency response or public safety operations.

Operators of exempt vehicles and vessels shall exercise due regard for the safety of persons and property to the greatest extent practicable.

Section 5. ENFORCEMENT

Flagler County Sheriff's Office deputies, municipal law enforcement officers, marine patrol officers, and other authorized enforcement personnel are hereby authorized to enforce the provisions of this Order as permitted by law.

Violations of this Order may be enforced through any lawful means available under Florida law and applicable local ordinances.

Section 6. EFFECTIVE DATE

This Emergency Order shall become effective immediately upon execution and shall remain in effect until rescinded, superseded, or upon expiration of the Local State of Emergency, whichever occurs first.

DONE AND ORDERED in Flagler County, Florida this 21st day of November 2026.

FLAGLER COUNTY BOARD OF COUNTY COMMISSIONERS

Kim Carney, Chair

CONCURRENCE:

Adam Mengel
Interim County Administrator

Jonathan Lord
Emergency Management Director

Michael A. Rodríguez
County Attorney