

MIAMI BEACH

OFFICE OF THE CITY MANAGER

No. 501-2016

LETTER TO COMMISSION

TO: Mayor Philip Levine and Members of the City Commission

FROM: Rafael E. Granado, City Clerk

DATE: November 21, 2016



SUBJECT: **NORTH BAY VILLAGE RESOLUTION**

Attached for your information is Resolution No. 2016-63, adopted by the Mayor and Commission of the City of North Bay Village on September 13, 2016.

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SUPPORTING THE STATE LEGISLATURE'S EFFORTS TO AMEND SECTION 403.7033, FLORIDA STATUTES, TO PROVIDE FOR LOCAL REGULATION OF PLASTIC BAGS OR, ALTERNATIVELY, FOR THE REPEAL OF SAID STATUTORY SECTION SO THAT LOCAL GOVERNMENTS ARE NO LONGER PREEMPTED FROM ENACTING LEGISLATION REGULATING PLASTIC BAGS; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER ANDREANA JACKSON).

The North Bay Village Clerk has requested that a copy of this resolution be provided to the Miami Beach Mayor and Commissioners.

If you have any questions, please contact the Office of the City Clerk at 305.673.7411.

LC/REG

Attachment

RESOLUTION NO. 2016-63

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WHEREAS, the Commission of North Bay Village is diligent in its effort to preserve the beautiful environment that supports the tourism industry which is so vital to the economy of North Bay Village, Miami-Dade County, and the State of Florida; and

WHEREAS, plastic bags are detrimental because they do not fully degrade in our oceans or land environment and they introduce unsafe chemicals into our environment; and

WHEREAS, plastic bags create the potential for death of land and marine animals through entanglement and ingestion; and

WHEREAS, the expansive usage of single-use shopping bags and their typical disposal rates creates an impediment to the Village's waste reduction and recycling goals, while creating unsightly litter; and

WHEREAS, single-use plastic bags are difficult to recycle and frequently contaminate material that is processed through the Village's recycling programs; and

WHEREAS, replacing single use bags with reusable bags is considered a quick and easy way to reduce waste and litter, protect wildlife and conserve resources; and

WHEREAS, the Commission of North Bay acknowledges that some businesses have taken affirmative steps to accomplish this goal and recognizes their proactive efforts; and

WHEREAS, it is in the best interest of the public for the Florida Legislature to provide for the local regulation of single-use shopping bags.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. The above Recitals are true and correct and incorporated herein by this reference.

Section 2. The Commission of North Bay Village supports an amendment to Section 403.7033, *Florida Statutes*, which amendment would provide for local regulation of plastic bags under the State's proposed guidelines.

Section 3. Alternatively, the Commission of North Bay Village requests that the Florida Legislature repeal Section 403.7033, *Florida Statutes*, so that local governments may enact and enforce legislation regarding the use and disposal of plastic bags.

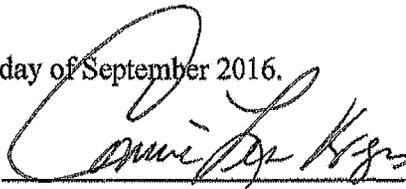
Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor Jorge Gonzalez who moved for its adoption. This motion was seconded by Commissioner Eddie Lim, and upon being put to a vote, the vote was as follows:

FINAL VOTE AT ADOPTION:

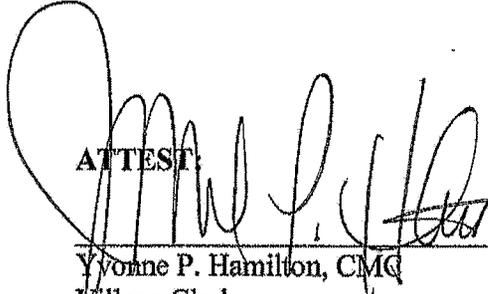
Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Absent</u>
Commissioner Andreana Jackson	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

PASSED AND ADOPTED this 13th day of September 2016.



Connie Leon-Kreps, Mayor

ATTEST:



Yvonne P. Hamilton, CMG
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF
NORTH BAY VILLAGE:**



Robert L. Switkes & Associates, P.A.
Village Attorney

North Bay Village Resolution-Support for local regulation of Plastic Bags, amendment to Section 403.7033, Florida Statutes.