

RESOLUTION NO. 2020- 2665

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO APPROVE SENATE BILL 182 AND ANY COMPANION HOUSE BILLS RELATING TO THE REPEAL OF SECTIONS 403.7033 AND 500.90, FLORIDA STATUTES REGARDING THE USE OR SALE OF SINGLE-USE PLASTIC BAGS AND POLYSTYRENE MATERIALS AND PREEMPTION OF LOCAL LAWS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Surfside (“Town”) is committed to environmental stewardship and leadership; and

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

WHEREAS, single-use plastic bags and polystyrene containers are difficult to recycle and frequently contaminate material that is processed through the Town's curbside recycling program; and

WHEREAS, Sections 403.7033 and 500.90, Florida Statutes attempt to preempt local governments from adopting legislation relating to plastic bags and polystyrene containers; and

WHEREAS, the Town Commission urges the Florida Legislature to approve Senate Bill 182 and any companion House bills eliminating preemption language in Sections 403.7033 and 500.90, Florida Statutes, so that local governments can enact appropriate legislation relating to the regulation of plastic bags and polystyrene containers; and

WHEREAS, the Town Commission finds that this Resolution is in the best interest and welfare of the residents and property owners of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:

Section 1. Recitals. That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Urging Approval of Senate Bill 182. That the Town Commission hereby urges the Florida Legislature to approve Senate Bill 182 and any companion House bills repealing the preemption in Sections 403.7033 and 500.90, Florida Statutes.

Section 3. Transmittal. That the Town Clerk is directed to transmit this Resolution to the Mayor and members of the Commission of Miami-Dade County, all municipalities within Miami-Dade County, all members of the South Florida Legislative Delegation, the Florida League of Cities, the Miami-Dade County League of Cities, the Miami-Dade County State Legislative Delegation, Florida State House of Representatives Speaker Jose R. Oliva, Florida State Senate President Bill Galvano, and Florida Governor Ron DeSantis for their review.

Section 4. Effective Date. That this Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED on this 14th day of January, 2020.

Moved By: Commissioner Paul
Second By: Vice Mayor Gielchinsky

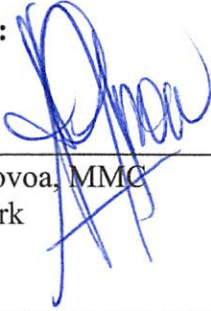
FINAL VOTE ON ADOPTION

Commissioner Barry Cohen	<u>No</u>
Commissioner Michael Karukin	<u>Yes</u>
Commissioner Tina Paul	<u>Yes</u>
Vice Mayor Daniel Gielchinsky	<u>Yes</u>
Mayor Daniel Dietch	<u>Yes</u>



Daniel Dietch
Mayor

ATTEST:



Sandra Novoa, MMC
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**



Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney