

RESOLUTION NO. 2016-R-122

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, 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 AND FOR ALL OTHER PURPOSES.

WHEREAS, the Mayor and City Council of the City of North Miami ("City") is diligent in its efforts to preserve the beautiful environment that supports the tourism industry which is so vital to the economy of North Miami, 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 create an impediment to the City'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 City'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 Mayor and City Council of the City of North Miami acknowledge that some businesses have taken affirmative steps to accomplish this goal and recognize 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 DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA THAT:

Section 1. Support of Amendment to Section 403.7033, F.S. The Mayor and City Council of the City of North Miami hereby support 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 2. Request for Repeal of Section 403.7033, F.S. Alternatively, the Mayor and City Council of the City of North Miami request 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 3. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 13th day of December, 2016.




DR. SMITH JOSEPH
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: VICE MAYOR ALIX DESULME

Moved by: Galvin

Seconded by: Keys

Vote:

Mayor Smith Joseph, D.O., Pharm. D.
Vice Mayor Alix Desulme
Councilman Scott Galvin
Councilwoman Carol Keys, Esq.
Councilman Philippe Bien-Aime

X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)