

RESOLUTION NO. 19- ____

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE LEGALIZATION OF MARIJUANA FOR RECREATIONAL USE; PROVIDING FOR TRANSMITTAL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, there has been a shift in the public opinion regarding marijuana use; and

WHEREAS, in Florida, marijuana for medical use is legal but recreational use remains illegal; and

WHEREAS, the legalization concerning the recreational use of marijuana needs to be changed and updated to reflect the growing social acceptance of marijuana and benefit from the potential revenue that will be generated by a ‘legal-and-tax regime’; and

WHEREAS, in 2016, the Tax Foundation estimated that states would potentially reap billions in tax revenue if they moved to a ‘legalize-and-tax-regime’- a 20% sales tax across the board; and

WHEREAS, the Town Council finds that the adoption of this Resolution is in the best interest and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

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

Section 2. **Support.** The Town Council supports the legalization of marijuana for recreational use.

Section 3. **Transmittal.** The Town Clerk is hereby directed to transmit a copy of this Resolution to: Governor Ronald Dion DeSantis; State Senate President; State Speaker of the House; Miami-Dade County Legislative Delegation; Florida Department of Agriculture and Consumer Services Commissioner, Nicole “Nikki” Fried; Florida Department of Agriculture and Consumer Services Commissioner, Director of Cannabis, Holly Bell; and all municipalities in Miami-Dade County.

Section 4. **Severability.** If any section, clause, sentence, or phrase of this resolution is for any reason held invalid or unconstitutional by a court of competent jurisdiction, the holding shall not affect the validity of the remaining portions of this resolution.

Section 5. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this ____ day of July, 2019.

TIM MEERBOTT
Mayor

Attest:

MAURICIO MELINU
Deputy Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott	_____
Vice Mayor Sue Ellen Loyzelle	_____
Council Member Robert “BJ” Duncan	_____
Council Member Michael P. Callahan	_____
Council Member Roger Coriat	_____