

RESOLUTION NO. 2021-_____

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING AND URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL #0334 AUTHORIZING COUNTIES AND MUNICIPALITIES TO PROHIBIT SMOKING WITHIN THE BOUNDARIES OF PUBLIC BEACHES AND PUBLIC PARKS UNDER CERTAIN CIRCUMSTANCES AND TO PROHIBIT SMOKING IN STATE PARKS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, according to United States Center for Disease Control the combination of smoke from the burning of tobacco products and the smoked exhaled from the smoker, referred to as secondhand smoke, exposes nonsmokers to thousands of chemicals, hundreds of which are toxic and 70 known to cause cancer; and

WHEREAS, as of 2018, nearly 14 of every 100 (14.0%) U.S. adults aged 18 years or older currently smoke cigarettes; and

WHEREAS, cigarette smoking causes more than 480,000 deaths each year in the United States; and

WHEREAS, there is no risk-free level of secondhand smoke exposure; even brief exposure can be harmful to health; and

WHEREAS, approximately 2.5 million nonsmokers have died from health-related illnesses caused by exposure to secondhand smoke since 1964; and

WHEREAS, prohibiting tobacco products that cause harmful smoke prevents potential exposure to toxic and cancerous chemicals; and

WHEREAS, according to the Ocean Conservancy, cigarette butts are the most common waste item collected from beach cleanups; and

WHEREAS, the City, its residents and visitors would benefit from legislation that prohibits the smoking on public beaches and in city parks within its jurisdiction; and

WHEREAS, Section 386.209, Florida Statutes, currently expressly preempts regulation of smoking to the State and supersedes any municipal or county ordinance on the subject;

WHEREAS, Senate Bill #0334, set for consideration in the current 2021 Legislative Session, proposes to now authorize counties and municipalities to restrict smoking within the boundaries of public beaches and public parks they own as well as in county parks located within municipalities, if such regulation is not in conflict with a county ordinance, and to also prohibit smoking in state parks; and

WHEREAS, the City Commission finds that this Resolution is in the best interest of the City; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That the above recitals are hereby adopted by the City of Pompano Beach as its legislative findings relative to the subjects and matters set forth in this Resolution.

SECTION 2. That the City Commission of the City of Pompano Beach fully supports and hereby encourages the Florida Legislature to adopt Senate Bill #0334 which authorizes counties and municipalities to restrict smoking within the boundaries of their public beaches and public parks and in county parks located within their jurisdiction under the conditions provided in the currently proposed legislation, and which also bans smoking within the boundaries of state parks.

SECTION 3. That the City Clerk is hereby directed to distribute a copy of this Resolution to the Governor, the President of the Florida Senate, the Speaker of the Florida House Representatives, and to all State Legislators that represent Broward County.

SECTION 4. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2021.

REX HARDIN, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

MEB/jmz:jrm
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