

MEMORANDUM

Agenda Item No. 11(A)(10)

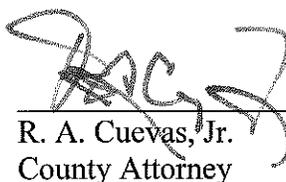
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 6, 2014

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution directing the Mayor
to conduct a study to assess
the potential impacts of the
legalization of medical marijuana
on agricultural areas

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 6, 2014

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County Attorney

SUBJECT: Agenda Item No. 11(A)(10)

Please note any items checked.

- _____ **“3-Day Rule” for committees applicable if raised**
- _____ **6 weeks required between first reading and public hearing**
- _____ **4 weeks notification to municipal officials required prior to public hearing**
- _____ **Decreases revenues or increases expenditures without balancing budget**
- _____ **Budget required**
- _____ **Statement of fiscal impact required**
- _____ **Ordinance creating a new board requires detailed County Mayor’s report for public hearing**
- _____ **No committee review**
- _____ **Applicable legislation requires more than a majority vote (i.e., 2/3’s _____, 3/5’s _____, unanimous _____) to approve**
- _____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor

Agenda Item No. 11(A)(10)

Veto _____

5-6-14

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S
DESIGNEE TO CONDUCT A STUDY TO ASSESS THE
POTENTIAL IMPACTS OF THE LEGALIZATION OF
MEDICAL MARIJUANA ON AGRICULTURAL AREAS

WHEREAS, a proposed amendment to the Florida Constitution legalizing medical marijuana will be on the November 4, 2014 general election ballot; and

WHEREAS, the Use of Marijuana for Certain Medical Conditions proposed amendment ("Medical Marijuana Proposed Amendment") would allow the medical use of marijuana for individuals with debilitating diseases as determined by a licensed Florida physician; and

WHEREAS, 60 percent of Florida voters must vote in favor of the Medical Marijuana Proposed Amendment for it to pass; and

WHEREAS, between 57 and 82 percent of Florida voters support the Medical Marijuana Proposed Amendment according to recent polling; and

WHEREAS, bills have been filed for consideration during the 2014 legislative session, Senate Bill 1030 by Senator Rob Bradley (R – Fleming Island), Senator Aaron Bean (R – Fernandina Beach), and Senator Jeff Brandes (R – St. Petersburg), and House Bill 843 by Representative Matt Gaetz (R – Fort Walton Beach) and Representative Katie Edwards (D – Plantation), which would amend the definition of "cannabis" to exclude a particular strain of marijuana, known as "Charlotte's Web," that has been found to treat certain seizure disorders in children; and

WHEREAS, bills have been filed for consideration during the 2014 legislative session, Senate Bill 962 by Senator Jeff Clemens (D – Lake Worth) and House Bill 859 by Representative Joe Saunders (D – Orlando), which would legalize the use of medical marijuana; and

WHEREAS, Miami-Dade County’s agricultural industry employs more than 20,000 people and produces more than \$2.7 billion in economic impact per year; and

WHEREAS, this Board should be prepared for the possibility that medical marijuana is legalized and its potential effect on agricultural areas,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the Mayor or Mayor’s designee to conduct a study to assess the potential impacts of the legalization of medical marijuana on agricultural areas. The Board further directs the Mayor or Mayor’s designee to provide a report to the Board for committee review within sixty (60) days of the effective date of this resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman

Lynda Bell, Vice Chair

Bruno A. Barreiro

Jose "Pepe" Diaz

Sally A. Heyman

Jean Monestime

Sen. Javier D. Souto

Juan C. Zapata

Esteban L. Bovo, Jr.

Audrey M. Edmonson

Barbara J. Jordan

Dennis C. Moss

Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of May, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

MP

Matthew Papkin