

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ENACT LEGISLATION TO PROHIBIT THE SMOKING OF TOBACCO AND VAPING ON PUBLIC BEACHES AND PUBLIC PARKS, AND PROVIDE COUNTIES AND MUNICIPALITIES WITH THE AUTHORITY TO ISSUE CIVIL PENALTIES AND CITATIONS FOR VIOLATIONS THEREOF; AND DIRECTING THE CITY CLERK TO SEND A COPY OF THIS RESOLUTION TO THE SPEAKER OF THE FLORIDA HOUSE OF REPRESENTATIVES, AND THE PRESIDENT OF THE FLORIDA SENATE.

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 known to cause cancer; and

WHEREAS, as of 2018, nearly 14 of every 100 (14.0%) US 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, in January 2018, the National Academies of Science, Engineering and Medicine released a consensus study report concluding that using e-cigarettes causes health risks, as e-cigarettes both contain and emit a number of potentially toxic substances including acetaldehyde, acrolein, and formaldehyde, which were proved to cause lung disease, as well as cardiovascular (heart) disease; and

WHEREAS, a study from the University of North Carolina found that the two primary ingredients found in e-cigarettes – propylene glycol and vegetable glycerin – are toxic to cells and that the more ingredients in an e-liquid, the greater the toxicity; and

WHEREAS, E-cigarettes also contain acrolein, a herbicide primarily used to kill weeds, which can cause acute lung injury and COPD and may cause asthma and lung cancer; and; and

WHEREAS, both the U.S. Surgeon General and the National Academies of Science, Engineering and Medicine have warned about the risks of inhaling secondhand e-cigarette emissions, which are created when an e-cigarette user exhales the chemical cocktail created by e-cigarettes; and

WHEREAS, the City, its residents, and tourists would benefit from legislation that prohibits the smoking of tobacco and vaping on public beaches and public parks within its jurisdiction.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby urge the Florida Legislature to enact legislation to prohibit the smoking of tobacco and vaping on public beaches and public parks, and provide counties and municipalities with the authority to issue civil penalties and citations for violations thereof; and direct the City Clerk to transmit a copy of this Resolution to the Speaker of the Florida House of Representatives, and the President of the Florida Senate.

PASSED AND ADOPTED this ___ day of _____, 2021.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Vice-Mayor Michael Gongora)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney *ES*

3-9-21
Date