

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF MIAMI BEACH, FLORIDA URGING THE FLORIDA LEGISLATURE TO AMEND SECTION 212.0306 OF THE FLORIDA STATUTES, TO ALLOW FOR THE COLLECTION OF A ONE PERCENT HOMELESS AND DOMESTIC VIOLENCE TAX WITHIN THE CITY OF MIAMI BEACH TO ASSIST HOMELESS PERSONS, AND THOSE AT RISK OF HOMELESSNESS, AND VICTIMS OF DOMESTIC VIOLENCE.**

**WHEREAS**, Section 212.0306 of the Florida Statutes authorizes Miami-Dade County ("County") to levy a Homeless and Domestic Violence Tax ("Tax"); and

**WHEREAS**, pursuant to Section 212.0306, this one percent tax is collected on all food and beverage sales by establishments that are licensed by the State of Florida to sell alcoholic beverages for consumption on the premises, except for hotels and motels. Only businesses with gross annual revenues of \$400,000 or more are obligated to collect the Tax; and

**WHEREAS**, the Tax is collected throughout the County, with the exception of establishments in the City of Miami Beach ("City"), the Town of Surfside, and Bal Harbour Village because sales in municipalities collecting a resort tax authorized by Chapter 67-930 of the Laws of Florida are exempt from the Tax; and

**WHEREAS**, 85 percent of the Tax receipts go to the Miami-Dade County Homeless Trust, the governing body which oversees the use of the portion of the Tax dedicated to homeless programs, and 15 percent goes to the County and is overseen by the Domestic Violence Oversight Board for the construction and operation of domestic violence centers; and

**WHEREAS**, the Florida Legislature should amend Section 212.0306 to allow the one percent Tax to be collected on all food and beverage sales for consumption on premises in the City, except for hotels and motels, so that the City may provide funds to the County for a Housing First initiative that would provide permanent supportive housing to achieve the City's goal to end homelessness; and

**WHEREAS**, in accordance with Section 212.0306, and subject to approval by the Miami-Dade Board of County Commissioners, 85 percent of the Tax receipts would go to the Miami-Dade County Homeless Trust, to assist persons who have become, or are about to become, homeless, and 15 percent would go toward the construction and operation of domestic violence centers.

**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 amend Section 212.0306 of the Florida Statutes to allow for the collection of a one percent Homeless and Domestic

Violence Tax within the City of Miami Beach to assist homeless persons, and those at risk of homelessness, and victims of domestic violence.

**PASSED AND ADOPTED** this 13<sup>th</sup> day of February, 2019.

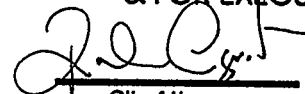
**ATTEST:**

\_\_\_\_\_  
Dan Gelber, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(Sponsored by Commissioner Ricky Arriola)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

2/5/19  
\_\_\_\_\_  
Date