

ORDINANCE NO. 1492

AN ORDINANCE OF THE CITY OF PANAMA CITY BEACH, FLORIDA, REPEALING CITY ORDINANCE 1413 RELATED TO THE REGULATION OF CANNABIS DISPENSING FACILITIES; AUTHORIZING CODIFICATION; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

WHEREAS, on May 25, 2017, the City adopted Ordinance 1413, which regulated the establishment and operation of Cannabis Dispensing Facilities in the City; and

WHEREAS, in June 23, 2017, the Florida Legislature adopted legislation preempting municipal regulation of medical marijuana treatment facilities, such that the City's ordinance was rendered unenforceable; and

WHEREAS, though Section 381.986, Florida Statutes, permits a local government to ban medical marijuana treatment facilities from its jurisdiction, the City finds and determines that a total ban on these facilities is contrary to the desire of the majority of electors who voted to legalize medical marijuana in our State in 2016; and

WHEREAS, the City finds and determines that, as a result of its repeal of City Ordinance 1413, medical marijuana treatment facilities may be established in the City limits in accordance with the requirements set forth in Section 381.986, Florida Statutes.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PANAMA CITY BEACH:

SECTION 1. From and after the effective date of this ordinance, Ordinance 1413 of the City of Panama City Beach related to Cannabis Dispensing Facilities is hereby repealed in its entirety.

SECTION 2. The appropriate officers and agents of the City are authorized

and directed to codify, edit and publish in electronic format the Panama City Beach Land Development Code to execute the intent and provisions of this Ordinance, and unless a contrary ordinance is adopted within ninety (90) days following such publication, the codification of this Ordinance shall become the final and official record of the matters herein ordained. Section numbers may be assigned and changed whenever necessary or convenient.

SECTION 3. This Ordinance shall take effect immediately upon passage.

PASSED, APPROVED AND ADOPTED at the special meeting of the City Council of the City of Panama City Beach, Florida, this 11th day of July, 2019.


MAYOR

ATTEST:

CITY CLERK

EXAMINED AND APPROVED by me this 11th day of July, 2019.


MAYOR

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