

RESOLUTION No. 24-12

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY, RECOMMENDING GOING FORWARD WITHOUT A RECOMMENDATION TO THE LOCAL GOVERNING BODY, A TEXT AMENDMENT TO THE CITY OF DORAL LAND DEVELOPMENT CODE SECTION 74-170, "TOBACCO/VAPE DEALERS" OF CHAPTER 74, TO INCLUDE HEMP AND CBD DEALERS FOR PURPOSES OF LOCATION/DISTANCE RESTRICTIONS; AND TO ALSO INCLUDE MOVEABLE PLACES OF BUSINESSES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Chapter 163, Florida Statutes, and the City of Doral ("City") Land Development Code ("LDC") Section 2-164, the City's Local Planning Agency ("LPA") has the responsibility to review and make recommendations to the City Council in regard to proposed land development regulations; and

WHEREAS, on August 23, 2023, the City Council adopted Ordinance 2023-20, codified in Section 74-170 of the City's LDC, creating distance requirements and other regulations related to tobacco/vape shops; and

WHEREAS, the City Council is considering an amendment to Section 74-170 of the City's LDC, to expand the distance requirements contained therein to include CBD and consumable hemp dealers, as well as moveable places of business, as more particularly set forth in Ordinance No. 2024-07; and

WHEREAS, after careful review and deliberation staff has determined that the proposed Ordinance is in compliance with the City's Comprehensive Plan and LDC; and

WHEREAS, an LPA hearing on the aforementioned Ordinance was duly advertised in the Miami Herald a local newspaper of general circulation in the City of Doral and Miami-Dade County, and of general interest and readership in the community, and said hearing was held on January 24, 2024, at which time the LPA

considered the contents of the Ordinance and the comments of all interested parties, and following due deliberation by its members, reached the recommendation set forth below.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY THAT:

Section 1. **Recitals.** The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance upon adoption hereof.

Section 2. **Decision.** The Local Planning Agency hereby recommends that the proposed text amendment to the Land Development Code as set forth in Ordinance 2024-07 go forward without a recommendation.

Section 3. **Effective Date.** This Resolution will become effective after adoption by the Local Planning Agency.

The foregoing Resolution was offered by Vice Mayor Puig-Corve who moved its adoption. The motion was seconded by Councilmember Pineyro and upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	Yes
Vice Mayor Oscar Puig-Corve	Yes
Councilwoman Digna Cabral	Yes
Councilman Rafael Pineyro	Yes
Councilwoman Maureen Porras	Yes

TRANSMITTED WITHOUT A RECOMMENDATION TO THE LOCAL GOVERNING BODY (CITY COUNCIL) THIS 24 DAY OF JANUARY, 2024.



CHRISTI FRAGA, MAYOR

ATTEST:



CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



VALERIE VICENTE, ESQ. for
NABORS, GIBLIN & NICKERSON, P.A.
CITY ATTORNEY