# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	February 21, 2017	[x] Consent		[	]	Regular	
		[]	Ordinance	[	]	Public Hearing	
Department:	Administration						
	I.	EXE	CUTIVE BRIEF				
Commissioners Section 403.7 legislation, whi regulate or ba	itle: Staff recommends of Palm Beach Co 033, Florida Statute, ich would authorize sr an disposable plastic ger municipalities and o	unty, l under nall co bags	Florida, urging the House Bill 93 pastal municipalities, and if these	he Floi and S es to e bills ai	rida Sena esta re	Legislature to ate Bill 162 or blish a pilot prog successful, to co	amend similar ram to onsider
bags are used pollution, harm burden public banning, regul 162 and HB Legislature. The authority to These bills wo environmental also help illur disposable pla are successful	he Environmental Prod in the United States land and marine wildle works departments. ating, or taxing disposed have been filed for these bills would provide establish a short-termould enable such munical concerns caused by minate which measurestic bags and encourable, to consider authorizing similar manner. Coun	s ever fle, close Florid par con pilot per call disposes call fle fle fle fle fle fle fle fle fle f	y year. Disposag storm drains, in a law currently lastic bags. Idea isidering during astal municipalities to determine he able plastic bags in be most effective municipalities are municipalities.	able banterfere prohibit hical Street 20 s with ate or bow to notice in the bags	ags wit sena 17 pop an nos eir di s in	contribute to litt h landfill operatio ocal government ate and House bi session of the oulations under 1 disposable plastic t effectively addre communities and scouraging the stead, and if the	er and ns and s from ills, SB Florida 00,000 c bags. ess the would use of se bills
<b>Background and Justification:</b> Staff was directed at the February 7, 2017, BCC meeting to amend its Federal Agenda to reflect support of HB 93 and SB 162 or similar legislation.							
Attachment:  1. Resolu	tion						
Approved by:	Assistant Co	Unity A	dministrator	<u></u>		2/16/17	Date

### II. FISCAL IMPACT ANALYSIS

## A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures Operating Costs External Revenues Program Income	\$0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0 0
(County) In-Kind Match (County)	0	0	0	0	0
NET FISCAL IMPACT	*\$0	\$0	\$0	\$0	\$0
# Additional FTE Positions (Cumulative)	0	0	0	0	0
Is Item Included in Current Budget:		Yes	<u>x</u>	No	***************************************
Budget Account No:					
Reporting Category		<del></del>			

### **B.** Recommended Sources of Funds/Summary of Fiscal Impact:

Dei	partmental	<b>Fiscal</b>	Review:	

#### **III. REVIEW COMMENTS**

A. OFMB Fiscal and/or Contract Develop	oment & Control Comments:
* No Fiscal impact.	
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OFFILE COL	Charact Davidsont & Canthal

A. Legal Sufficiency:

Assistant County Attorney

A. Other Department Review:

Department Director

This summary is not to be used as a basis for payment.

#### **RESOLUTION NO. 2017-**

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, URGING THE FLORIDA LEGISLATURE TO AMEND SECTION 403.7033, FLORIDA STATUTE, UNDER HOUSE BILL 93 AND SENATE BILL 162 OR SIMILAR LEGISLATION, WHICH WOULD AUTHORIZE SMALL COASTAL MUNICIPALITIES TO ESTABLISH A PILOT PROGRAM TO REGULATE OR BAN DISPOSABLE PLASTIC BAGS, AND IF THESE BILLS ARE SUCCESSFUL, TO CONSIDER AUTHORIZING LARGER MUNICIPALITIES AND COUNTIES TO REGULATE OR BAN SUCH BAGS IN A SIMILAR MANNER

WHEREAS, according to the Environmental Protection Agency, billions of disposable bags are used in the United States every year; and

WHEREAS, disposable bags contribute to litter and pollution, harm land and marine wildlife, clog storm drains, interfere with landfill operations, and burden public works departments; and

WHEREAS, according to the Florida Department of Environmental Protection, depending on a shopper's habits in one year, a single reusable bag replaces between 56.8 and 315.15 disposable plastic bags; and

WHEREAS, Florida law currently prohibits local governments from banning, regulating, or taxing disposable plastic bags; and

WHEREAS, identical Senate and House bills, SB 162 by Senator Rodriguez and HB 93 by Representative Richardson, have been filed for consideration during the 2017 session of the Florida Legislature; and

WHEREAS, SB 162 and HB 93 would provide coastal municipalities with populations under 100,000 the authority to establish a short-term pilot program to regulate or ban disposable plastic bags; and

WHEREAS, by authorizing small coastal municipalities to establish short-term pilot programs regulating disposable plastic bags, these bills would enable such municipalities to determine how to most effectively address the environmental concerns caused by disposable plastic bags in their communities, and would also help illuminate which measures can be most effective in discouraging the use of disposable plastic bags and encouraging the use of reusable bags instead; and

WHEREAS, this Board would like to support SB 162, HB 93, or similar legislation that would authorize small coastal municipalities to establish a pilot program to regulate or ban disposable plastic bags, and if successful, to consider authorizing larger municipalities and counties to regulate or ban such bags in a similar manner.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to enact SB 162, HB 93, or similar legislation that would authorize small coastal municipalities to establish a pilot program to regulate or ban disposable plastic bags, and if successful, to consider authorizing larger municipalities and counties to regulate or ban such bags in a similar manner.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this Resolution to the Governor, State President, House Speaker, Senator Rodriguez, Representative Richardson, and the Chair and remaining Members of the Palm Beach County Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the passage of the legislation set forth in in Section 1 above, and authorizes and directs the Legislative Affairs Department to amend the 2017 State Legislative Package to include this item.

Affairs Department to amend the 2017 State L	egislative Package to include this item.
The foregoing Resolution was offered by	y Commissioner, who
moved its adoption. The motion was seconded	d by Commissioner, and
upon being put to a vote, the vote was as follow	ws:
Commissioner Paulette Burdick, Mayor Commissioner Melissa McKinlay, Vice McCommissioner Hal R. Valeche Commissioner Dave Kerner Commissioner Steven L. Abrams Commissioner Mary Lou Berger Commissioner Mack Bernard  The Mayor thereupon declared the Resoday of, 2017.	- - - - -
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS
	Sharon R. Bock, Clerk & Comptroller Palm Beach County
By: Assistant County Attorney	By: Deputy Clerk