City of Delray Beach

100 N.W. 1st Avenue
Delray Beach, FL 33444

Legislation Details (With Text)

File #:	19-717	**Version:**	1	**Name:**	
Type:	Ordinance			**Status:**	Passed
File created:	6/28/2019			**In control:**	City Commission
On agenda:	7/9/2019			**Final action:**	7/9/2019
Title:	ORDINANCE NO. 26-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, IMPOSING A TEMPORARY MORATORIUM ON THE OPERATION OF RETAIL BUSINESSES ENGAGED IN THE SALE OF RETAIL PRODUCTS CONTAINING CANNABIDIOL/CBD SOLD AS A PRINCIPAL RETAIL PRODUCT WITHIN THE CITY FOR A PERIOD OF ONE (1) YEAR; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)				
Sponsors:	City Attorney Department				
Indexes:					
Code sections:					
Attachments:	1. Agenda Cover Report, 2. SB 1020, 3. Ord 26-19 CBD Moratorium				

Date	Ver.	Action By	Action	Result
7/9/2019	1	City Commission	approved	

TO: **Mayor and Commissioners**
FROM: **Lynn Gelin, City Attorney**
THROUGH: **Neal de Jesus, Interim City Manager**
DATE: **July 9, 2019**

ORDINANCE NO. 26-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, IMPOSING A TEMPORARY MORATORIUM ON THE OPERATION OF RETAIL BUSINESSES ENGAGED IN THE SALE OF RETAIL PRODUCTS CONTAINING CANNABIDIOL/CBD SOLD AS A PRINCIPAL RETAIL PRODUCT WITHIN THE CITY FOR A PERIOD OF ONE (1) YEAR; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

Recommended Action:
Motion to Approve Ordinance No. 26-19.

Background:
The purpose of this Ordinance is to provide the City adequate time to craft meaningful regulation and properly study and consider the potential effects that could result from the recently legalized sale of products containing cannabidiol (CBD). This ordinance imposes a one year temporary moratorium on the operation of retail businesses engaged in the sale of retail products containing CBD as a principal retail product. During the moratorium, the City will not accept, process, or approve any application relating to the operation of retail businesses engaged in the sale of retail products containing CBD as a principal retail product. The stated purpose of the moratorium is to allow the City a sufficient period of time to review and develop regulations of such retail businesses within the City of Delray Beach.

City Attorney Review:

Approved as to form and legal sufficiency.