

**RESOLUTION NO. 21-03-23**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, OPPOSING SB 426 & HB 267 AND URGING THE FLORIDA LEGISLATURE TO SUPPORT HOME RULE FOR LOCAL MUNICIPALITIES AND COUNTIES; PROVIDING FOR TRANSMITTAL AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the Florida Legislature has acted to preempt local regulations by introducing legislation that restricts the ability of cities and counties from legislating on subjects ranging from vacation rentals to plastic bags and polystyrene; and

**WHEREAS**, it is increasingly apparent that members of the Florida Legislature fail to recognize that municipalities within our State are different and not all similarly situated, and that it is reasonable for municipalities to pass ordinances that apply to unique conditions within their jurisdiction; and

**WHEREAS**, a current example during the 2021 legislative session is the attempt to preempt the regulation of commerce in seaports to the State of Florida through the introduction of SB 426 and HB 267; and

**WHEREAS**, both proposed bills have been introduced in direct response to three (3) local referendums held in November 2020 by the City of Key West, which were passed by more than sixty percent (60%) of the voters in Key West; and

**WHEREAS**, Islamorada, Village of Islands (the "Village") has long supported and embodied the concept of Home Rule; and

**WHEREAS**, the Village Council of Islamorada, Village of Islands (the "Village Council") finds that the recent efforts of the Legislature to limit Home Rule conflicts with the ability of local government and local voters to protect and improve our local community and protect the environment.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA,  
VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

**Section 1.**     **Recitals.** The above recitals are true and correct and incorporated into this Resolution by this Reference.

**Section 2.**     **Supporting Home Rule and Opposing SB 426 & SB 267.** The Village Council hereby expresses its opposition to SB 426 and HB 267 and urges the Florida Legislature to support the concept of Home Rule for municipalities in recognizing that certain issues that uniquely impact the needs of our communities are most effectively addressed and resolved at the local level.

**Section 3.**     **Transmittal.** It is hereby requested that the Village Clerk transmit a copy of this Resolution to the Governor, the Senate President, the Speaker of the House and the South Florida legislative delegation.

**Section 4.**     **Effective Date.** This Resolution shall take effect immediately upon adoption.

Motion to adopt by Mayor Joseph B. Pinder, seconded by Councilman David Webb.

**FINAL VOTE AT ADOPTION**

**VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Joseph B. Pinder III	YES
Vice Mayor Pete Bacheler	YES
Councilman Mark Gregg	YES
Councilman Henry Rosenthal	YES
Councilman David Webb	YES

**PASSED AND ADOPTED THIS 18<sup>TH</sup> DAY OF MARCH, 2021.**

  
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JOSEPH B. PINDER III, MAYOR

ATTEST:

  
\_\_\_\_\_  
KELLY TOTH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY  
FOR THE USE AND BENEFIT OF  
ISLAMORADA, VILLAGE OF ISLANDS:

  
\_\_\_\_\_  
ROGET V. BRYAN, VILLAGE ATTORNEY