

RESOLUTION 23-50

A RESOLUTION OF THE PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS SUPERSEDING, REPEALING AND REPLACING RESOLUTION 22-7 WHICH ASSIGNED THE FINAL DECISION TO THE PINELLAS COUNTY BOARD OF ADJUSTMENT AND APPEALS ON REQUESTS AND APPLICATIONS TO REDUCE THE STATE REQUIREMENT FOUND IN SECTION 381.986(11)(c), FLORIDA STATUTES THAT A MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITY MAY NOT BE LOCATED WITHIN 500 FEET OF THE REAL PROPERTY THAT COMPRISES A PUBLIC OR PRIVATE ELEMENTARY SCHOOL, MIDDLE SCHOOL, OR SECONDARY SCHOOL UNLESS THE COUNTY APPROVES THE LOCATION THROUGH A FORMAL PROCEEDING OPEN TO THE PUBLIC;

WHEREAS, on January 11, 2022, the Pinellas County Board of County Commissioners adopted resolution 22-7; and

WHEREAS, the Board of County Commissioners now wishes to supersede, repeal and replace Resolution 22-7 and otherwise render Resolution 22-7 without further force and effect.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners in a regular session duly assembled this 18th day of July, 2023, that:

1. Resolution 22-7 is hereby superseded, repealed and replaced in its entirety. Resolution 22-7 is no longer in force or effect. The final decision related to requests and applications to reduce the state requirement found in Section 381.986(11)(c), Florida Statutes that a medical marijuana treatment center dispensing facility may not be located within 500 feet of the real property that comprises a public or private elementary school, middle school, or secondary school unless the county approves the location through a formal proceeding open to the public shall rest with the Board of County Commissioners.
2. This Resolution shall become effective immediately upon its adoption.

Commissioner Latvala offered the foregoing resolution and moved its adoption, which was seconded by Commissioner Flowers upon the roll call the vote was:

Ayes: Long, Eggers, Flowers, Justice, Latvala, and Scott.

Nays: None.

Absent and not voting: Peters.

APPROVED AS TO FORM
By: Derrill McAteer
Office of the County Attorney