

# EXECUTIVE BRIEF REGULAR MEETING

**AGENDA DATE:** February 18, 2020

**DEPARTMENT:** City Commission

**TITLE:**

Resolution No. 05-2020 supporting the approval of SB182 and HB 6043 to remove the preemption related to single-use plastic bags and polystyrene materials

**SUMMARY:**

SB 182 and HB 6043 remove the preemption related to single-use plastic bags and polystyrene materials.

**BACKGROUND AND JUSTIFICATION:**

On June 11, 2019, the Town of Palm Beach Town Council adopted Ordinance No. 24-2019, to prohibit the use of expanded polystyrene containers and single-use carry out plastic bags within the corporate limits of their town. In the weeks following the approval of the ordinance, the Town received a letter from the Florida Retail Federation and Florida Restaurant & Lodging Association requesting the Town to repeal the Ordinance based upon the regulation of plastic bags and polystyrene under Florida Statutes, Ch. 403.7033 and Ch. 500.90 (a similar letter was sent to multiple municipalities in our state also attempting to regulate single use plastic.) At the August 14, 2019 Palm Beach Town Council meeting, Emergency Ordinance No. 37-2019 was requested to repeal the previously approved ban to comply with preemptive state statute. At the October 10, 2019 meeting, Resolution 122-2019 was adopted to strongly encourage the State Legislature to approve Senate Bill 182 and now House Bill 6043 to remove preemption related to single-use plastic bags and polystyrene materials. The City of Lake Worth Beach supports the Town of Palm Beach and strongly encourages the state legislature to approve SB182 and HB6043 in repealing the preemption of local laws in regards to single use plastic and polystyrene materials.

**MOTION:**

Move to approve/disapprove Resolution 05-2020 supporting the approval of SB182 and HB 6043 to remove the preemption related to single-use plastic bags and polystyrene materials.

**ATTACHMENT(S):**

Fiscal Impact Analysis N/A  
Resolution 05-2020