

RESOLUTION NO. 34-2026 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPROVING A REQUEST FOR ATTORNEY GENERAL OPINION; AUTHORIZING THE CITY ATTORNEY'S OFFICE TO PREPARE THE REQUIRED MEMORANDUM OF LAW; AUTHORIZING THE MAYOR TO EXECUTE THE RELATED DOCUMENTS FOR SUBMISSION; AND PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

WHEREAS, in 2025, the Florida Legislature adopted SB 180 (Chapter 2025-190, Laws of Florida) which includes restrictions on adoption of regulations that are more restrictive or burdensome; and

WHEREAS, the City Commission desires to adopt regulations regarding distance requirements between certain types of businesses and hours of operation for businesses; and

WHEREAS, the City Commission desires an opinion from the Attorney General regarding the impact of SB 180 on the adoption of such regulations; and

WHEREAS, the Attorney General requires certain standards be met for any request for an Attorney General Opinion; and

WHEREAS, the City Commission has considered the request attached hereto as Exhibit "A" at a duly noticed public meeting; and

WHEREAS, the City Commission finds adopting this Resolution serves a valid public purpose.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, that:

Section 1. The City Commission approves the request for Attorney General Opinion attached hereto as Exhibit "A".

Section 2. The City Commission authorizes the City Attorney's Office to prepare the required Memorandum of Law to accompany the request.

Section 3. The City Commission authorizes the Mayor to execute the request, the Attorney General Opinion Certification, and any other necessary documents to submit the request.

Section 4. All resolutions or parts of resolutions are hereby amended to the extent that they are in conflict with this Resolution.

Section 5. This Resolution shall become effective immediately upon passage.

The passage of this resolution was moved by _____, seconded by _____, and upon being put to a vote, the vote was as follows:

Mayor Betty Resch
Vice Mayor Mimi May
Commissioner Sarah Malega
Commissioner Christopher McVoy
Commissioner Anthony Segrich

The Mayor thereupon declared this resolution duly passed and adopted on the ____ day of _____, 2026.

LAKE WORTH BEACH CITY COMMISSION

By: _____
Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, MMC, City Clerk