MIAMIBEACH

OFFICE OF THE MAYOR AND COMMISSION

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MEMORANDUM

TO: Jorge Gonzalez, City Manager

FROM: Jerry Libbin, Commissioner

JL/er

DATE: March 9, 2012

SUBJECT: Referral to Neighborhood / Community Affairs Committee

Please place on the March 21, 2012 Commission meeting a referral to the Neighborhood / Community Affairs Committee; a resolution establishing and designating Tobacco-Free Zones in all city parks and outdoor recreational facilities.

Please see attached resolution and sign sample and contact my office at ext. 7106 if you have any questions.

Attachments

JL/er

Agenda Item C4G
Date 3-21-12

DRAFT

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ESTABLISHING AND DESIGNATING TOBACCO-FREE ZONES IN ALL CITY PARKS AND OUTDOOR RECREATIONAL FACILITIES.

WHEREAS, a fundamental purpose of municipal government is to promote, protect, and improve the health, safety, and general welfare of its citizens and visitors; and

WHEREAS, in consideration and advancement of such purpose, the City of Miami Beach provides recreational and leisure facilities and programs for children and adults throughout the City that help to promote good health, wellness, and enhanced quality of life opportunities for its citizens and visitors; and

WHEREAS, according to the National Cancer Institute, tobacco use is the leading cause of preventable death and illness in the United States and causes an estimated 443,000 deaths each year from lung cancer, heart disease, respiratory illness, and other diseases related to tobacco use, including 49,400 deaths due to exposure to secondhand smoke; and

WHEREAS, the United States Environmental Protection Agency has determined secondhand smoke to be a risk to the public health, and has classified secondhand smoke as a group A carcinogen that puts our children in danger of proven health risks, including respiratory diseases, asthma, and ear infections; and

WHEREAS, according to the Centers for Disease Control and Prevention, 3,000 youth become regular smokers each day, and more than 80% of smokers began smoking before the age of 18; and

WHEREAS, chewing tobacco, snuff or dip, including flavored products marketed to youth, are tobacco products that cause cancers of the mouth, gums, tongue, and throat and the spittle resulting from use of such products expelled onto the ground, picnic and recreational seating areas, and other contact surfaces creates potential exposure to such products; and

WHEREAS, tobacco use in and around recreational and leisure activities and facilities sends a contradictory message to the same young people who are encouraged to participate in recreational and leisure activities that are beneficial to their health and wellness; and

WHEREAS, in addition, improperly discarded cigarette and cigar butts contribute to litter and offensive pollution of our City as well as create potential choking and other health dangers for young children, pets, and wildlife; and

WHEREAS, in light of all the foregoing, the Mayor and City Commission of the City of Miami Beach find that the establishment of tobacco-free zones, with appropriate signage, at all City parks and outdoor recreation facilities is in the public interest and will promote, protect, and improve the health, safety, and general welfare of the City's citizens and visitors who use the City's parks and outdoor recreational and leisure facilities and programs.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, as follows:

Section 1. Establishment of Tobacco-Free Zones.

All City of Miami Beach parks and outdoor recreation facilities are hereby designated as tobacco-free zones. Establishment of these zones is intended only to discourage tobacco use in such areas and shall not be deemed as establishing a park rule or ordinance subject to code enforcement.

Section 2. Installation of Signs and Receptacles.

The City Manager is authorized to cause the installation of appropriate signs at all City of Miami Beach parks and outdoor recreation facilities designating such areas as tobacco-free zones. Such signs and their location shall be as found appropriate by the City Manager or the City Manager's designee. Such signs may be provided by grants or tobacco-free zone sponsors at no cost to the City except for the cost of installation by the City.

PASSED AND ADOPTED this _____day of _____, 2012.

ATTEST:

_____
Mayor Matti Herrera Bower

_____
City Clerk Robert Parcher

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PROHIBITED
ABANDONMENT OR FEEDING OF
FERAL ANIMALS PROHIBITED
NO VEHICLES ALLOWED OFF PAVEMENT
NO OVERNIGHT PARKING OR
CAMPING ALLOWED
NO VENDING WITHOUT A PERMIT
RULES & REGULATIONS ENFORCED IN ACCORDANCE TO CHAPTER 26
COUNTY ORDINANCE & CIVIL PENALTIES 8-CC
SEXUAL OFFENDERS AND PREDATORS ARE PROHIBITED IN PARKS WHEN A CHILD
UNDER THE AGE OF 16 IS PRESENT PURSUANT TO MIAMI-DADE COUNTY ORD 10-208
TOBACCO
FREE
PARK