

1 EXHIBIT 2

2
3 ORDINANCE NO. 2017 -

4
5
6 AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF
7 THE CITY OF HALLANDALE BEACH, FLORIDA, ESTABLISHING
8 THE MEDICAL CANNABIS BUSINESS TAX; PROVIDING FOR
9 CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR
10 CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.
11

12 WHEREAS, Florida Statutes Section 205.043, authorizes the City to levy a business tax
13 for the privilege of engaging in any business within its jurisdiction; and

14 WHEREAS, on November 8, 2016, Florida approved Amendment 2 to broaden
15 legalization of medical marijuana; and

16 WHEREAS, medical marijuana treatment centers and retail centers are authorized to
17 do business in the state of Florida, and may establish businesses within the City; and

18 WHEREAS, the City intends to establish a business tax receipt for those businesses
19 related to medical marijuana including: medical marijuana retail centers, medical marijuana
20 treatment centers; and

21 WHEREAS, business tax receipts are not considered to be a license to operate a
22 business, but instead is evidence of having paid the business tax which is assessed in
23 operating the specific business in the municipality; and

24 WHEREAS, the City's fees and charges are kept on file in the City pursuant to Code
25 Section 18-37; and

26 WHEREAS, the Business Tax Receipt fees for these businesses are attached as
27 Exhibit "A" and shall be kept on file with the City; and
28

29 **NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION**
30 **OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

31 **SECTION 1. Business Tax Receipts for Medical Cannabis Business Tax.** The
32 Business Tax Receipt for Medical Cannabis Retail Centers and Medical Cannabis Treatment
33 Centers is established pursuant to Exhibit "A". The Receipt fees shall be kept on file by the
34 City.

35 **SECTION 2. Conflict.** All ordinances or parts of ordinances in conflict herewith are
36 hereby repealed.

37 **SECTION 3. Severability.** Should any section or provision of this Ordinance or any
38 portion thereof, any paragraph, sentence or word be declared by a court of competent
39 jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a
40 whole or part thereof other than the part to be declared invalid.

41 **SECTION 4. Effective Date.** This ordinance shall become effective immediately after
42 final passage.

43
44
45 PASSED AND ADOPTED on 1st reading May 17, 2017

46
47 PASSED AND ADOPTED on 2nd reading, _____, 2017

48
49
50 _____
51 JOY F. COOPER
52 MAYOR

53 SPONSORED BY: CITY ADMINISTRATION

54
55 ATTEST:

56
57
58 _____
59 MARIO BATAILLE, CMC
60 CITY CLERK
61
62

63 APPROVED AS TO LEGAL SUFFICIENCY
64 FORM
65
66
67
68 JENNIFER MERINO
69 CITY ATTORNEY

EXHIBIT A

Section 1 - Account Information

Fund:	General Fund-001	Sub-Type:	Business Tax Receipt
Dept. No.:	5020	Type:	Professional/Occupational
		Account:	5020.316100

Section 2 – Description

Fees charged for all businesses, occupations and professions operating in the City based upon adopted Ordinance and State authorization.

Section 3 – Other Data

OTHER PERTINENT DATA – The last City-levied increase in business taxes occurred in FY 2008/09 via adopted ordinance #2008-22 (second reading September 17, 2008).

AUTHORITATIVE SOURCE – F.S. Sec. 205 and City Code of Ordinances, Chapter 7 and Chapter 18.

Medical Marijuana (Cannabis) Fees

All Medical Marijuana (Cannabis) Fees are non-refundable.

Medical Marijuana (Cannabis) Business Tax:

Medical Marijuana Retail Establishment	8,500.00	2017-XX
Medical Marijuana Treatment Center XX	12,500.00	2017-
Physician with Medical Marijuana Rx Approval XX	1,500.00	2017-