

1 EXHIBIT 1

2 RESOLUTION NO. 2021 -

3 A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF
4 THE CITY OF HALLANDALE BEACH, FLORIDA, STRONGLY
5 OPPOSING SENATE BILL 856 AND COMPANION HOUSE
6 BILL 839 IN THE FLORIDA LEGISLATURE WHICH SEEK TO
7 PREEMPT LOCAL GOVERNMENT REGULATION OF
8 ENERGY INFRASTRUCTURE; AND PROVIDING FOR AN
9 EFFECTIVE DATE.

10 WHEREAS, Senate Bill ("SB") 856, and its related bill, House Bill ("HB") 839, have been
11 filed for consideration during the 2021 Florida State Legislative Session; and

12 WHEREAS, these bills seek to preempt local government regulation of energy
13 infrastructure which is defined as any infrastructure "used to support the production, import,
14 storage, and distribution of natural gas; petroleum; petroleum products; electricity; biomass;
15 renewable fuels; hydrogen; or solar, wind, or geothermal energy"; and

16 WHEREAS, these bills would also grant authority related to energy infrastructure to the
17 State and prevents local governments from implementing any law, ordinance, regulation, policy
18 or resolution that prohibits, restricts, or requires, or has the effect of prohibiting, restricting or
19 requiring, the construction of new or the expansion, upgrading, or repair of existing energy
20 infrastructure, or from imposing requirements more stringent than the State law; and

21 WHEREAS, SB 856 and HB 839 may prevent local governments from the developing
22 local land-use and zoning policies pertaining to where energy infrastructure is sited, including
23 fossil fuel production, processing, transmission, and distribution facilities; and

24 WHEREAS, SB 856 and HB 839 may prevent local governments from enacting and
25 implementing climate action plans or other policies that include requirements or mandates; and

26 WHEREAS, SB 856 and HB 839 may prevent local governments from enacting and
27 implementing clean energy policies like 100% clean energy goals or renewable energy
28 requirements; determining and establishing building energy codes including provisions to
29 mandate all-electric new construction; controlling permitting for a number of clean technologies
30 (e.g. solar, energy storage, EV supply equipment, and electric heat pumps); and from
31 developing energy production and/ or storage facilities (e.g., solar, energy storage, electric
32 vehicle supply equipment), even on property owned and controlled by local governments; and

33 WHEREAS, SB 856 and HB 839 would also void any prior local policy, ordinance, or
34 resolution in violation; and

35 **WHEREAS**, SB 856 and HB 839 would undermine local autonomy, environmental
36 protection, environmental justice, and years of carefully developed and researched public policy
37 on local renewable energy commitment; and

38 **WHEREAS**, according to the U.S. Energy Information Administration, about 75% of total
39 U.S. greenhouse gas ("GHG") emissions are caused from fuel combustion for the production of
40 energy; and

41 **WHEREAS**, cities and urban areas are in a unique position to combat climate change,
42 because cities and urban areas are responsible for producing 70% of GHG emissions
43 worldwide; and

44 **WHEREAS**, the City of Hallandale Beach has already taken steps to aggressively
45 address climate change and renewable energy, and to reduce our community' s carbon
46 emissions, by completing its first citywide and government operations GHG emissions inventory
47 in 2020 that found measured and found overall in 2016, Hallandale Beach's total estimated
48 emissions were 460,733 metric tons of carbon dioxide equivalents; and

49 **WHEREAS**, the City's GHG inventory demonstrates that the majority of emissions
50 community wide and in government operations are a result of energy consumption and the City
51 is currently developing a climate action plan which includes setting GHG emissions reduction
52 targets; and

53 **WHEREAS**, SB 856 and HB 839 can have detrimental effect on Florida's GHG
54 emissions reduction work, and consequently, affect the country's and Hallandale Beach's ability
55 to significantly mitigate. As such, the Mayor and City Commission declare their strong
56 opposition to SB 856 and HB 839, and any substitute or similar legislation that seek to preempt
57 local government regulation of energy infrastructure.

58 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE**
59 **CITY OF HALLANDALE BEACH, FLORIDA:**

60 **SECTION 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as
61 being true and correct and are incorporated herein by this reference.

62 **SECTION 2.** The City Commission of Hallandale Beach urges the Florida Legislature to
63 reject Senate Bill 856, House Bill 839, and any substitute or similar legislation that seek to
64 preempt local government regulation of energy infrastructure.

65 **SECTION 3.** The City Commission of Hallandale Beach directs the Clerk of the Board to
66 transmit certified copies of this resolution to the Governor, the Senate President, the House
67 Speaker, Senator Shevrin Jones, Senator Tom Wright, Representative Chip LaMarca, and the
68 Members of the Broward State Legislative Delegation.

SECTION 4. The City Commission of Hallandale Beach directs the City's state lobbyists to advocate against the legislation above and authorizes amending the 2021 State Legislative Package to include this item.

SECTION 5. This resolution is effective immediately upon adoption.

APPROVED AND ADOPTED on this 7th DAY of APRIL, 2020.

JOY F. COOPER
MAYOR

SPONSORED BY: COMMISSIONER SABRINA JAVELLANA

ATTEST:

JENORGEN M. GUILLEN, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY AND FORM

JENNIFER MERINO
CITY ATTORNEY