

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: Commissioner David Suarez

DATE: February 26, 2025

TITLE: REFERRAL TO THE LAND USE AND SUSTAINABILITY COMMITTEE TO DISCUSS POSSIBLE LEGISLATION INCREASING DISTANCE REQUIREMENTS FOR VAPE/TOBACCO DEALERS TO PROTECT CHILDREN.

### **RECOMMENDATION**

N/A

### **BACKGROUND/HISTORY**

N/A

### **ANALYSIS**

Please place on the February 26, 2025 agenda a referral to the Land Use and Sustainability Committee to discuss possible legislation increasing distance requirements for vape/tobacco dealers to protect children.

Specifically, I would like the committee to discuss, with the aid of the City Administration and the City Attorney's Office, the following possible legislative items:

- Increasing the school buffer from 500 feet to 1,000 feet for public and private elementary, middle, and secondary schools.
- Establishing a new 500-foot buffer from public parks, libraries, playgrounds, daycares, and houses of worship.
- Adding a new 250-foot buffer from residentially zoned properties.
- Expanding the minimum distance between tobacco/vape dealers from 1,200 feet to 1,500 feet.

### **FISCAL IMPACT STATEMENT**

N/A

### **Does this Ordinance require a Business Impact Estimate?**

(FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:

See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

### **FINANCIAL INFORMATION**

N/A

### **CONCLUSION**

N/A

**Applicable Area**

Citywide

**Is this a "Residents Right to Know" item,  
pursuant to City Code Section 2-17?**

Yes

**Is this item related to a G.O. Bond  
Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481,  
includes a principal engaged in lobbying?** No

If so, specify the name of lobbyist(s) and principal(s): N/A

**Department**

Office of Commissioner David Suarez

**Sponsor(s)**

Commissioner David Suarez

**Co-sponsor(s)**

Commissioner Alex Fernandez

**Condensed Title**

Ref: LUSC - Legislation Increasing Distance Requirements for Vape/Tobacco Dealers, Protect Children. (Suarez/Fernandez)

**Previous Action (For City Clerk Use Only)**