



## Legislation Details (With Text)

**File #:** ID 20-837      **Version:** 1      **Name:**  
**Type:** City Council Item      **Status:** Agenda Ready  
**File created:** 5/6/2020      **In control:** City Council  
**On agenda:** 5/18/2020      **Final action:** 5/18/2020  
**Title:** Resolution - Ballot Language for an Ordinance Banning Recreational Marijuana

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution 20-13, 2. Legal Opinion dated January 15, 2020, 3. Supervisor of Elections Certification, 4. Sufficiency Certification, 5. Proposed Ordinance

Date	Ver.	Action By	Action	Result
5/18/2020	1	City Council	Approved	Pass

Agenda Item: 13(a)	Prepared By: Laura Litzan, City Clerk
Business: Resolution	Department: Executive

**Subject:**

Resolution - Ballot Language for an Ordinance Banning Recreational Marijuana

### BACKGROUND:

In July 2019, the City Clerk received the necessary documents to form a new political committee, the Ban Recreational Marijuana PAC (Committee).

In January 2020, the Committee submitted a petition to the City Attorney for review, calling for the adoption of an ordinance prohibiting the sale, manufacturing, cultivation, distribution, and warehousing of recreational marijuana in all zoning districts in the City. On January 15, 2020, the City Attorney opined that the Committee’s petition was technically sufficient pursuant to Section 6.03 of the City Charter, and the Committee began circulating the petition. (Legal opinion dated January 15, 2020 attached.)

On April 15, 2020, the Collier County Supervisor of Elections certified that the Committee had submitted valid petitions equal to 10% of the 12,746 registered voters. On April 22, 2020, in accordance with Section 6.03(2) of the Charter, the City Manager issued the attached Sufficiency Certification and outlined the next steps to be taken by City Council pursuant to Section 6.05.

At the May 4, 2020 meeting, City Council voted 6-0 to have the matter placed before the electorate at the primary election on August 18, 2020 and directed the City Attorney to prepare the necessary resolution for Council’s consideration.

**FUNDING SOURCE / FISCAL IMPACT:** N / A

**RECOMMENDATION:** Approve resolution.

**POTENTIAL MOTION:** “I move to approve Resolution 20-13.”