

RESOLUTION NO. 24-796

AN RESOLUTION OF THE CITY OF ANNA MARIA, FLORIDA, PROVIDING IMPLEMENTATION INFORMATION FOR THE GRANDFATHERING PROVISION OF SECTION 34-2 “GROWING, PROCESSING, DISTRIBUTING AND SALE OF MARIJUANA PROHIBITED” IN CHAPTER 34, “OFFENSES”, OF THE CODE OF THE CITY OF ANNA MARIA, FLORIDA, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Anna Maria has adopted Section 34-2, “Growing, processing, distributing and sale of marijuana prohibited” which now provides in part that:

“(b) Businesses with a business location in the City of Anna Maria (not to include mobile sales) that, as of April 1, 2024, regularly sold product that would otherwise have been prohibited under subsection (a) hereof, shall be eligible to receive grandfather status to continue such sales, but not to increase the volume of such sales, in accordance with procedures set forth in a Resolution to be adopted by the city commission.” And

WHEREAS, the City Commission finds it in the best interests of the City and its residents and businesses to adopt by Resolution procedures that will be used to document the grandfather status under Sec. 34-2(b);

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ANNA MARIA, FLORIDA:

SECTION 1: The Mayor is hereby designated as the city official who shall oversee the registration of grandfather status referred to in Subsection (b) of Sec. 34-2 “Growing, processing, distributing and sale of marijuana prohibited” of Chapter 34, of the Code of the City of Anna Maria using the following general procedures. The Mayor shall have the authority, when determined by the Mayor to be in the best interests of the City and its residents and businesses, to revise these procedures as necessary to accomplish the legislative intent of Sec. 34-2 (b), which is to allow current businesses (not mobile sales) that sold products regulated under Sec. 34-2 as of April 1, 2024, to continue such sales, but not to increase the volume of such sales. In no event shall anything in this Resolution, or any actions taken, or registrations made in accordance with this Resolution be construed to allow the sale of any product, the sale of which is otherwise prohibited by Florida law as then applicable.

A) All grandfather applications must be made to the City no later than July 1, 2024, on forms to be provided by the City.

B) In addition to information about the grandfather applicant and location, the Grandfather applications must include a listing of relevant products sold by the business and the quantity of such products that were purchased/sold from March 1-31, 2024, and photographs of then current supplies of relevant products.

C) Grandfather applications must be submitted under oath and notarized.

SECTION 2. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its final passage and adoption.

PASSED AND ADOPTED, by the City Commission of the City of Anna Maria, Florida, in regular session assembled, this ____ day of _____, 2024.

Mark Short, Commissioner
Gary McMullen, Commissioner
Charles Salem, Commissioner
Kathleen Morgan-Johnson, Commissioner
Jonathan Crane, Commissioner

Mark Short, Chairperson
I hereby approve this Ordinance:

Dan Murphy, Mayor
, 2024
ATTEST: Approved as to form and legality for
the use and reliance of the City of
Anna Maria only

LeAnne Addy, City Clerk _____
Gretchen R. H. "Becky" Vose
City Attorney