

RESOLUTION No. 25-

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY, RECOMMENDING APPROVAL / DENIAL OF, OR GOING FORWARD WITHOUT A RECOMMENDATION TO THE LOCAL GOVERNING BODY, A TEXT AMENDMENT TO THE CITY'S LAND DEVELOPMENT CODE, BY AMENDING CHAPTER 74, "MISCELLANEOUS AND SUPPLEMENTARY REGULATIONS," OF THE CITY OF DORAL LAND DEVELOPMENT CODE TO CREATE SECTION 74-171, "KAVA AND KRATOM ESTABLISHMENTS"; ESTABLISHING DEFINITIONS, DISTANCE REQUIREMENTS, AND OTHER REGULATIONS GOVERNING ESTABLISHMENTS ENGAGED IN THE SALE AND/OR ONSITE CONSUMPTION OF KAVA AND KRATOM PRODUCTS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Mayor and City Council of the City of Doral ("City") recognize the importance of protecting the public health, safety, and welfare of its residents and visitors; and

WHEREAS, in recent years there has been an increase in establishments engaged in the sale and/or onsite consumption of Kava and Kratom products within the State of Florida; and

WHEREAS, according to the U.S. Drug Enforcement Administration (DEA), Kava (Piper Methysticum) is a plant root containing psychoactive kavalactones that may produce euphoria, muscle relaxation, and sedation when consumed, and its use has been associated with potential liver toxicity; and

WHEREAS, Kratom (Mitragyna Speciosa) is a tropical plant that produces stimulant and opioid-like effects depending on dosage, is known to be addictive, and may cause serious side effects including hallucinations, confusion, or withdrawal symptoms; and

WHEREAS, while neither Kava nor Kratom is currently listed as a controlled substance under federal law, the U.S. Food and Drug Administration has issued advisories warning of their potential health risks and lack of approved medical uses; and

WHEREAS, the Florida Legislature adopted § 500.92, Florida Statutes (2023), the “Florida Kratom Consumer Protection Act,” prohibiting the sale or distribution of Kratom products to persons under 21 years of age; and

WHEREAS, the Mayor and City Council of the City of Doral find it in the best interest of the City to manage the exposure of youth to Kava and Kratom products by establishing reasonable distance and locational restrictions similar to those applicable to tobacco, vape, hemp, and CBD dealers; and

WHEREAS, the City Council determines that these regulations will preserve the City’s character, protect public health, prevent the clustering of such establishments, and promote a balanced mix of uses within commercial areas.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY THAT:

Section 1. Recitals. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance upon adoption hereof.

Section 2. Decision. The Local Planning Agency hereby recommends that the proposed text amendment to the City’s Land Development Code as set forth in Ordinance 2025-44 be approved/denied/or go forward without a recommendation.

Section 3. Effective Date. This Resolution will become effective after adoption

by the Local Planning Agency.

The foregoing Resolution was offered by _____ who moved its adoption. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	_____
Vice Mayor Digna Cabral	_____
Councilman Rafael Pineyro	_____
Councilwoman Maureen Porras	_____
Councilwoman Nicole Reinoso	_____

PASSED/DISAPPROVED OR TRANSMITTED WITHOUT A RECOMMENDATION TO THE LOCAL GOVERNING BODY (CITY COUNCIL) THIS 12 DAY OF NOVEMBER, 2025.

CHRISTI FRAGA, MAYOR

ATTEST:

CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:

LORENZO COBIELLA
GASTESI, LOPEZ, MESTRE & COBIELLA, PLLC
CITY ATTORNEY