

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO TAKE ALL NECESSARY AND APPROPRIATE ACTIONS TO ENFORCE SECTION 82-1 OF THE CITY CODE TO PREVENT THE EXPLOITATION OF ANIMALS, INCLUDING BUT NOT LIMITED TO EXOTIC PETS SUCH AS BIRDS AND SNAKES, FOR COMMERCIAL PURPOSES ON PUBLIC PROPERTY.**

**WHEREAS**, Section 82-1(a) of the City Code provides that it is unlawful for any person, while in or on any public street, avenue or alley, or any park, beach, structure, building, or other property or place owned, maintained, or operated by the City for public use, to sell, rent, or offer for sale or rent to the public any merchandise, product, goods, or service of any nature whatsoever, other than newspapers of general circulation duly entered in the United States Postal Service; and

**WHEREAS**, the City has become aware of instances where individuals are unlawfully offering exotic pets, such as birds and snakes, for photo opportunities and other prohibited commercial activities on public property; and

**WHEREAS**, such activities constitute a violation of Section 82-1(a) of the City Code and contribute to the exploitation of animals, pose potential risks to public safety, and disrupt the intended use of public spaces; and

**WHEREAS**, the City Commission is committed to the humane treatment of animals and the proper enforcement of City regulations to ensure the protection of both animals and the public; and

**WHEREAS**, the City Commission desires to direct the City Administration to take all necessary and appropriate actions to enforce Section 82-1 of the City Code to prevent the unlawful offering of animals, including but not limited to exotic pets such as birds and snakes, for commercial purposes on public property.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby direct the City Administration to take all necessary and appropriate actions to enforce Section 82-1 of the City Code to prevent the exploitation of animals, including but not limited to exotic pets such as birds and snakes, for commercial purposes on public property.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Steven Meiner, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(sponsored by Commissioner Joseph Magazine)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

10/22/2024  
\_\_\_\_\_  
Date