

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: May 21, 2025 9:41 a.m. Second Reading Public Hearing

TITLE: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 10 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, ENTITLED "ANIMALS," BY CREATING SECTION 10-20 THEREOF, ENTITLED "CONFINEMENT OF ANIMALS WITHOUT SUFFICIENT FOOD, WATER, OR EXERCISE; ABANDONMENT OF ANIMALS"; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

RECOMMENDATION

BACKGROUND/HISTORY

ANALYSIS

The proposed ordinance is presented for the consideration of the Mayor and City Commission.

The confinement of animals without sufficient food, water, or exercise, and the abandonment of animals, is currently unlawful pursuant to Fla. Stat. Sec. 828.13 and is punishable by fine and imprisonment.

If adopted, the proposed ordinance would prohibit the same conduct regulated by Sec. 828.13 in the Code of the City of Miami Beach, enforced criminally by the Miami Beach Police Department and prosecuted by the City's municipal prosecution team, as well as by fines ranging from \$1,000 per day to \$15,000, enforced the Code Compliance Department, as recommended by a unanimous vote of the City's Animal Welfare Committee at its March 11, 2025 meeting.

FISCAL IMPACT STATEMENT

N/A

Does this Ordinance require a Business Impact Estimate? Yes
(FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on: 4/29/2025
See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

Citywide

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

No

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):

Department

City Attorney

Sponsor(s)

Commissioner Laura Dominguez

Co-sponsor(s)

Commissioner David Suarez
Commissioner Joseph Magazine
Commissioner Tanya K. Bhatt

Condensed Title

9:41 a.m. 2nd Rdg PH, Incorporate Animal Cruelty Statute into MB Code (LD/DS/JM/TB) CA

Previous Action (For City Clerk Use Only)