

C4 P REFERRAL TO THE PUBLIC SAFETY AND NEIGHBORHOOD QUALITY OF LIFE COMMITTEE TO DISCUSS A PROPOSED ORDINANCE TO REQUIRE NOTICE TO NEIGHBORS OF IMPENDING TRAPPING AND EXTERMINATION SERVICES.

Applicable Area:

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: Commissioner Kristen Rosen Gonzalez

DATE: December 11, 2024

TITLE: REFERRAL TO THE PUBLIC SAFETY AND NEIGHBORHOOD QUALITY OF LIFE COMMITTEE TO DISCUSS A PROPOSED ORDINANCE TO REQUIRE NOTICE TO NEIGHBORS OF IMPENDING TRAPPING AND EXTERMINATION SERVICES.

### **RECOMMENDATION**

### **BACKGROUND/HISTORY**

### **ANALYSIS**

Please refer a discussion to the Public Safety and Neighborhood Quality of Life Committee ("PSNQLC") to discuss amending Section 58-298 to add subsection (r) to require owners of houses and buildings within the City to provide notice to surrounding neighbors of an impending planned animal trapping or extermination services so that these neighbors may take steps to protect their own pets from unintended harm resulting from the trapping or extermination services.

### **FISCAL IMPACT STATEMENT**

N/A

**Does this Ordinance require a Business Impact Estimate?** No  
(FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:

See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notices/>

### **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 Kristen Rosen Gonzalez

**Co-sponsor(s)**

**Condensed Title**

Ref: PSNQLC - Provide Notice of Impending Trapping/Extermination Services. (Rosen Gonzalez) CA

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 58 OF THE MIAMI BEACH CITY CODE, ENTITLED "HOUSING," BY AMENDING ARTICLE III, ENTITLED "PROPERTY MAINTENANCE STANDARDS," BY AMENDING SECTION 58-298 THEREOF, ENTITLED "RESPONSIBILITIES OF OWNERS AND OCCUPANTS", TO REQUIRE PROPERTY OWNERS OF HOUSES AND BUILDINGS WITHIN THE CITY TO PROVIDE NOTICE OF ANIMAL TRAPPING OR EXTERMINATION SERVICES; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**WHEREAS**, currently, Section 58-298 governs the responsibilities of owners and occupants of buildings in the City of Miami Beach, including management of animals, pets, and pests; and

**WHEREAS**, the Mayor and City Commission have determined that it is in the best interest of the City to amend Section 58-298 to add subsection (r) to require owners of houses and buildings within the City to provide notice to surrounding neighbors of an impending planned animal trapping or extermination services so that these neighbors may take steps to protect their own pets from unintended harm resulting from the trapping or extermination services.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:**

**SECTION 1.** Section 58-298 of Article III, of Chapter 58 of the City Code, entitled "Responsibilities of Owners and Occupants," is hereby amended as follows:

**CHAPTER 58**

**HOUSING**

\* \* \*

**ARTICLE III. PROPERTY MAINTENANCE STANDARDS**

\* \* \*

**Sec. 58-298. Responsibilities of owners and occupants.**

\* \* \*

(r) All owners of houses and buildings within the city shall provide notice by hand-delivery or U.S. Mail to every residence within 500 feet at least three (3) days prior to any planned animal trapping or extermination service at the house or building so that these neighbors may take steps to protect their own pets from unintended harm resulting from the trapping or extermination services.

**SECTION 2. CODIFICATION**

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the

Miami Beach City Code. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

**SECTION 3. REPEALER**

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

**SECTION 4. SEVERABILITY**

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

**SECTION 5. EFFECTIVE DATE.**

This Ordinance shall take effect 10 days after passage.

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

**ATTEST:**

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

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

(Sponsored by Commissioner Kristen Rosen Gonzalez)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

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

12/31/2024  
\_\_\_\_\_  
Date

PR