

ORDINANCE NO. 190-10-142

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE CODE OF ORDINANCES, CHAPTER 4, ANIMALS AND FOWL, SECTION 4-3, CERTAIN ANIMALS RESTRICTED; PROHIBITING NUISANCE ANIMALS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA)

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. The City of Lauderhill Code of Ordinances, Chapter 4, Animals & Fowl, Section 4-3, Certain Animals Restricted, is hereby amended to read as follows:

Sec. 4-3. - Certain animals restricted.

(a) *Generally.* No person shall keep, maintain, or harbor, or permit to be kept, maintained or harbored within the city any animal, reptile or fowl which:

- (1) By its nature is wild and untamed and is not a domestic household pet and which, therefore, constitutes a threat to the physical health or well-being of the citizenry; or
- (2) Is susceptible to rabies, without having the animal vaccinated against rabies.
- (3) creates offensive odors, excessive noise or unsanitary conditions which are a menace to the health, comfort or safety of the public, or otherwise permit the commission or existence of a nuisance as provided in this section.

(i). Any animal, which by frequent and habitual barking, howling, screeching, yelping or baying, or in any way or manner disturbs the quiet of any person of the community, or which disturbs or endangers the comfort, repose or health of persons, or creates an unsanitary condition which creates a health or safety issue, is hereby declared to be committing a nuisance. No owner or person having custody of such animal shall harbor or permit it to commit such a nuisance. If said animal is an animal hired to provide assistance for the eyesight or hearing impaired, the owner of said animal shall be

provided time to rectify the nuisance condition prior to being issued a citation pursuant to this section.

- (b) *Definition.* The term "by its nature is wild and untamed" as used herein shall include, but not be limited to, any wildlife such as a leopard, tiger, lion, cougar or bobcat, but shall not include wildlife licensed and permitted by the game and freshwater commission of the State of Florida, or any wildlife being sold under permits issued by the State of Florida.
- (c) *Penalty.* The penalties to any person found guilty of violating the provisions of this section shall be the same as provided in section 4-26 of this chapter.

SECTION 2. All ordinances or parts of ordinances, all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed as to the extent of such conflict.

SECTION 3. This Ordinance shall take effect immediately upon its passage and adoption.

DATED this _____ day of _____, 2019.

PASSED on first reading this _____ day of _____, 2019.

PASSED AND ADOPTED on second reading this _____ day of _____, 2019.

PRESIDING OFFICER

ATTEST:

CITY CLERK

FIRST READING

SECOND READING

MOTION
SECOND

M. BATES
H. BERGER
R. CAMPBELL
D. GRANT
K. THURSTON

