

ORDINANCE NO. 2026-005

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES, BY AMENDING CHAPTER 5, "ANIMALS," SECTION 5-12, "RETAIL SALE OF DOGS AND CATS," TO DELETE THE DEFINITION OF HOBBY BREEDER TO FOCUS REGULATION ON RETAIL SALES OF DOGS AND CATS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 5-12 of the City Code currently prohibits the display, sale, trade, delivery, barter, lease, rent, give away, transfer, offer for sale or transfer, or otherwise disposal of dogs and cats by pet stores and shops, with certain exceptions, within the City; and

WHEREAS, the City desires to strengthen its regulations regarding the retail sale of dogs and cats to better address consumer protection concerns and the issues associated with the commercial sale of dogs and cats; and

WHEREAS, the City finds it is in the best interest of the public to delete the definition of "hobby breeder" to ensure the ordinance clearly and exclusively governs retail sales of dogs and cats, as "breeders" are regulated under the County's Code of Ordinances; and

WHEREAS, the City Commission finds and determines that this ordinance is in the best interest of the residents and organizations in the City of Coconut Creek.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF COCONUT CREEK HEREBY ORDAINS:

Section 1: Ratification. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this ordinance.

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Words in underscored type are additions to existing text.
A line of *** indicates existing text not shown.

Section 2: Amendment. That the Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by amending Chapter 5, "Animals," Section 5-12, "Retail sale of dogs and cats," to read as follows:

Chapter 5 - ANIMALS

Section 5-12.- Retail sale of dogs and cats.

(a) *Definitions.* For purposes of this section, the following definitions shall apply:

~~Hobby breeder means any person or entity that causes or allows the breeding or studing of a dog or cat resulting in no more than a total of one (1) litter per adult animal per calendar year whether or not the animals in such litter are offered for sale or other transfer.~~

(c) *Exemptions.* This section does not apply to:

~~(1) A hobby breeder as defined herein.~~

~~(2) A person or pet store that sells, delivers, offers for sale, trades, barter, leases, rents, auctions, gives away, or otherwise transfers or disposes of dogs and/or cats that were bred and reared on property zoned for such purpose within the City of Coconut Creek and owned by such person or pet store.~~

~~(3) (1) An animal shelter.~~

~~(4) (2) An animal rescue organization.~~

~~(5) (3) An animal shelter or animal rescue organization that operates out of or in connection with a pet store or other retail store.~~

(e) Any person or entity engaged in the sale or transfer of dogs or cats within the City shall comply with the required disclosures, record keeping, and consumer remedies related to unfit animals under Section 828.29, Florida Statutes.

Section 3: Conflicts. That all ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4: Severability. That should any section or provision of this ordinance or any portion thereof, any paragraph, sentence, clause or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part hereof other than the part declared invalid.

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Words in underline type are additions to existing text.

Asterisks (***) indicate existing text not shown.

Section 5: Codification. That the provisions of this ordinance shall be codified within the Code of Ordinances of the City of Coconut Creek, Florida, and any paragraph or section may be renumbered to conform with the Code of Ordinances.

Section 6: Effective Date. That this ordinance shall become effective upon its passage on second and final reading.

PASSED FIRST READING THIS ____ DAY OF _____, 2026.

PASSED SECOND READING THIS ____ DAY OF _____, 2026.

Jeffrey R. Wasserman, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

	<u>1st</u>	<u>2nd</u>
Wasserman	_____	_____
Brodie	_____	_____
Welch	_____	_____
Rydell	_____	_____
Railey	_____	_____