

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2022-175**

A RESOLUTION OF THE CITY COMMISSION APPROVING A PEAFOWL MITIGATION POLICY AND DIRECTING CITY STAFF TO TRANSMIT SAID POLICY TO THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS FOR APPROVAL PURSUANT TO THE MIAMI-DADE COUNTY CODE, CHAPTER 5 “ANIMALS AND FOWL”, SECTION 5-16 “TAKING OF PEAFOWL PROHIBITED”.

**WHEREAS**, Chapter 5 “Animals and Fowl”, Section 5-16 “Taking of peafowl prohibited; municipal opt-out” makes it unlawful for any person to take, attempt to take, hunt, molest, capture, or kill any peafowl, their nests or eggs, by any means; but allows a municipality to opt out of the prohibition by adopting a peafowl mitigation plan that provides for humane removal of peafowl, if approved by the Board of County Commissioners; and

**WHEREAS**, Chapter 10 “Animals”, Article I “In General”, Section 10-7 “Peafowl” of the City Code of Coral Gables grants the City the authority to take any remedial action deemed appropriate to address the proliferation of peafowl within the City.; and

**WHEREAS**, peafowl are a non-native and invasive species and compete with indigenous bird species throughout South Florida; and

**WHEREAS**, peafowl can cause property damage, transmit parasites, create substantial noise pollution, and block traffic in the City; and

**WHEREAS**, the City Commission finds that the proliferation of peafowl within the City is harmful to the public welfare; and

**WHEREAS**, the City Commission wishes to provide residents with additional options to humanely remove peafowl from their private property and to authorize City staff to engage one or more qualified private companies to humanely remove peafowl from the public rights-of-way or City-owned property; and

**WHEREAS**, the City Commission also desires to encourage neighboring municipalities to take steps to address peafowl, which travel and procreate without regard to municipal boundaries; and

**WHEREAS**, the City Commission approves the attached Peafowl Mitigation Policy, which shall be made a part of this Resolution, in furtherance of the health, safety and welfare of the community, and for the purpose of opting-out of the prohibitions contained in Section 5-16 of the Miami-Dade County Code;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:**

**SECTION 1.** That the foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

**SECTION 2.** That the City Commission hereby adopts the attached Peafowl Mitigation Policy and directs the City Manager to transmit said policy to the Miami-Dade County Board of County Commissioners for approval.

**SECTION 3.** That the City Commission hereby directs the City Manager to transmit a copy of this Resolution to neighboring municipalities and to send a letter encouraging them to adopt their own peafowl mitigation policies.

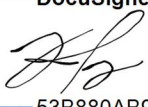
**SECTION 3.** That the City Commission hereby directs the City Manager to budget five thousand dollars (\$5000.00) from the General Fund on an annual basis for the removal of peafowl from the public rights-of-way and from City property.

**SECTION 4.** That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWENTY-EIGHTH DAY OF JUNE, A.D., 2022.


(Moved: Menendez, Anderson)  
(Yeas: Menendez, Anderson, Lago)  
(Absent: Fors, Jr., Mena)  
(Unanimous: 3-0 Vote)  
(Agenda Item: G-13)

APPROVED:

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VINCE LAGO  
MAYOR

ATTEST:

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BILLY Y. URQUIA  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

DocuSigned by:  
  
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MIRIAM SOLER RAMOS  
CITY ATTORNEY

### **Coral Gables Peafowl Mitigation Policy**

This Policy is established pursuant to Resolution 2022-175 and formalizes the City's approach to addressing the proliferation of peafowl in the City of Coral Gables.

#### Private Property

Residents and business owners may contract with a private entity that specializes in the humane removal of peafowl to remove peafowl from their property. Peafowl, their nests, and eggs may not be harmed or killed in the process of such removal. The City does not have an animal control department and shall not address any nuisance animal complaints related to privately owned property.

#### Public Rights of Way and City-Owned Property

The City shall annually budget five thousand dollars (\$5000.00) for the removal of peafowl from the public rights-of-way and City-owned property. Peafowl, their nests, and eggs may not be harmed or killed in the process of such removal. The Code Enforcement Division shall be responsible for administering the fund and coordinating the removal of peafowl using one or more private companies that specializes in the humane removal of peafowl.