

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION 2022-**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA, DIRECTING CITY STAFF TO DRAFT A PEAFOWL MITIGATION PLAN TO SUBMIT TO THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS IN ACCORDANCE WITH THE RECENTLY ADOPTED COUNTY LEGISLATION

**WHEREAS**, section 5-16 of the Miami-Dade County Code makes it unlawful for any person to take any peafowl, except when (i) done on property zoned for agricultural use and used for a bona fide agricultural purpose or, (ii) a property owner removes peafowl from his or her own property in a manner that does not physically injure the peafowl; and

**WHEREAS**, this County Code provision, in conjunction with regulations from the Florida Fish and Wildlife Conservation Commission have limited the options residents have in dealing with nuisance peafowl; and

**WHEREAS**, in Resolution 2017-204 the City of Coral Gables City Commission adopted a resolution requesting that Miami-Dade County amend the relevant code section and recognize municipal authority to regulate peafowl; and

**WHEREAS**, in February of 2022, the Miami-Dade County Board of County Commissioners adopted Ordinance 22-14 amending Section 5-16 of the Code of Miami-Dade County to allow municipalities to opt out of regulations relating to peafowl; and

**WHEREAS**, in order to opt out of the relevant Miami-Dade County Code provision, a municipality must adopt a peafowl mitigation plan that provides for humane removal of peafowl, provided that the plan is also approved by action of the Board of County Commissioners; and

**WHEREAS**, the City Commission wishes to empower private property owners to address nuisance peafowl within the City; and

**WHEREAS**, the City Commission hereby directs staff to draft a peafowl mitigation plan that comports with all relevant legislation, including relevant Florida Fish and Wildlife Conservation Commission regulations;

**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 directs that City staff draft a peafowl mitigation plan for City Commission review in order to submit said plan to the Miami-Dade County Board of County Commissioners in accordance with the recently adopted County legislation.

PASSED AND ADOPTED THIS \_\_\_\_ DAY OF MARCH, A.D., 2022.

(Moved: \_\_\_\_ / Seconded: \_\_\_\_)

(Yeas:)

(Unanimous:)

(Non-Agenda Item)

APPROVED:

VINCE LAGO  
MAYOR

ATTEST:

BILLY Y. URQUIA  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

MIRIAM SOLER RAMOS  
CITY ATTORNEY