



## City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	Item Type:		1 <sup>st</sup> Reading	2 <sup>nd</sup> Reading
<b>9/12/2022</b>	<input checked="" type="checkbox"/> <b>Resolution</b> <input type="checkbox"/> <b>Ordinance</b> <input type="checkbox"/> <b>Other</b>	Ordinance Reading	<b>N/A</b>	<b>N/A</b>
		Public Hearing	<input type="checkbox"/>	<input type="checkbox"/>
		Advertising Required	<input type="checkbox"/>	<input type="checkbox"/>
		Quasi-Judicial:	<input type="checkbox"/>	<input type="checkbox"/>
File No.:				
<b>22-367</b>				
Fiscal Impact (\$):	Account Balance (\$):	Funding Source:	Project Number:	
<b>\$895</b>	<b>\$10,000.00</b>	<b>5050-534080</b>	<b>N/A</b>	
Contract/P.O. Required	RFP/RFQ/Bid Number:	Sponsor Name:	Department:	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>N/A</b>	<b>Vanessa Leroy, Director</b>	<b>Sustainable Development Department</b>	
Strategic Plan Focus Areas:				
<input type="checkbox"/> Finance & Budget		<input type="checkbox"/> Organizational Capacity	<input checked="" type="checkbox"/> Infrastructure/Projects	
Implementation Timeline:				
Estimated Start Date: 9/14/2022    Estimated End Date: 9/15/2022				

### SHORT TITLE:

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE REMOVAL OF A FERAL BEEHIVE AT 622 SW 9 ST PURSUANT TO ORDER OF THE CODE ENFORCEMENT SPECIAL MAGISTRATE; AND PROVIDING FOR AN EFFECTIVE DATE.**

### STAFF SUMMARY:

**Summary:** An oversized bee colony exists at 622 SW 9 Street, in the rear yard, adjacent to Sunrise Park. Pursuant to Florida Statute Section 162.06(4), the Code Enforcement department set the matter for an expedited hearing as serious threat to the public health, safety and welfare. The Special Magistrate issued an order (Exhibit 3) which found that the situation did constitute a threat to public health, safety and welfare and authorizes the City to proceed with removal of the hive.

**Background:** Hallandale Beach City Code section 14-4(b)(2) holds property owners responsible for the extermination of any rodents, vermin and other pests. Hallandale Beach City Code sections 14-11(1) and 14-11(3) holds property owners responsible for removing any public

hazards. While bees are an important agricultural resource, Florida Administrative Code Rule 5E-14.151 classifies feral bees as a pest that can be removed. The location of the feral hive in proximity to a public park is of particular concern.

**Current Situation:** The Special Magistrate ordered the property owner to remove the bee colony by 9/13/2022. The property owner, Jerry Dobak, has objected to these measures. In accordance with Florida Statute 162.09(1), the local governing body is authorized to make all reasonable repairs which are required to bring the property into compliance and to charge the violator with the reasonable costs of the repairs in addition to the fine. Additionally, the property is largely inaccessible, leaving the only point of access through the back fence of the property as well as a section of the Sunrise Park fence adjacent to the property. The City has obtained an estimate of removal costs of approximately \$895, although total costs will not be known until the hive can be examined. The bee removal specialists will attempt to save and relocate the bees to a managed colony if possible.

**Why Action is Necessary:** The City Administration recommends approval of the attached Resolution authorizing the City to proceed to take the necessary actions to abate the public hazard presented by the oversized bee colony and to seek an order imposing the costs of repair and fines on the property owner.

**Cost Benefit:**

N/A

**STAFF RECOMMENDATIONS:**

Staff recommends approval of the attached resolution.

**PROPOSED ACTION:**

The City Commission consider the attached Resolution

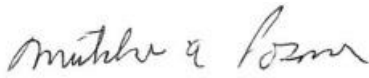
**ATTACHMENT(S):**

Exhibit 1 – Resolution

Exhibit 2 - Pictures of the Hazard.

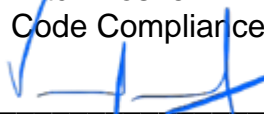
Exhibit 3 – The Special Magistrate's order.

Prepared By: \_\_\_\_\_



Mitch Posner  
Code Compliance Official

Reviewed By: \_\_\_\_\_

  
Vanessa Leroy  
DSD Director

Approved By: \_\_\_\_\_



Jennifer Merino  
City Attorney