

EXHIBIT 1
ORDINANCE NO. 2025-

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 6 "ANIMALS", ARTICLE I "IN GENERAL", DIVISION I "GENERALLY" SECTION 6-3 "KEEPING CATTLE, HORSES OR POULTRY PROHIBITED; EXCEPTIONS" RELATED TO PROHIBITING THE KEEPING OF CERTAIN ANIMALS WITHIN THE CITY; ESTABLISHING SECTION 6-3.1 "KEEPING OF BACKYARD CHICKENS; GENERAL CONDITIONS" THEREBY CREATING REGULATIONS AND CERTAIN EXCEPTIONS FOR KEEPING OF BACKYARD CHICKENS WITHIN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, there has been increased interest in backyard and community food production to provide local food sources for communities nationwide; and

WHEREAS, other communities within Florida and throughout the United States have been enacting compatible regulations to allow for the keeping of backyard chickens in urban residential settings; and

WHEREAS, the City Commission of the City of Hallandale Beach ("City Commission") has directed staff to explore circumstances and regulations for the keeping and raising of chickens within the limits of the City of Hallandale Beach, Florida ("City"); and

WHEREAS, pursuant to the Animal Control regulations set forth in Chapter 6 of the City Code of Ordinances (the "Code"), the keeping of cattle, horses, swine, sheep, goats or poultry, including chickens, roosters and fowl are prohibited; and

WHEREAS, the City Commission recognizes the desire of all residents to live in a clean neighborhood environment free of excessive odor, noise, vermin and disease; and

WHEREAS, due to soaring egg prices and grocery store purchasing limits resulting from a bird flu pandemic, the City Commission has recognized the need to provide another local, homegrown solution for fresh eggs; and

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WHEREAS, the City Commission desires to enact a two-year pilot program to allow City staff to assess the backyard chicken program and subsequently determine whether to make the program permanent; and

WHEREAS, City staff has proposed amendments to the City's animal control regulations to provide regulations for the keeping of backyard chickens within single-family and duplex residential zoning districts in the City; and

WHEREAS, Staff recommends that the Mayor and City Commission consider the proposed amendments to the Code, as more specifically set forth below; and

WHEREAS, the Mayor and City Commission recognize that the proposed amendments are in the best interests of the health, safety and welfare of the City and its residents.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION
OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

SECTION 1. Incorporation of Recitals. The foregoing “Whereas” clauses are confirmed as true and incorporated herein.

SECTION 2. Amendment. The following sections within Chapter 6, Article I, Division I of the City of Hallandale Beach Code of Ordinances are hereby amended as follows:

Chapter 6 – ANIMALS

ARTICLE I. – IN GENERAL

Sec. 6-3. - Keeping cattle, horses or poultry prohibited; exceptions.

It shall be unlawful for any person to keep any cattle, horses, swine, sheep, goats or poultry within the city, except as otherwise specifically permitted by Code. This section shall not be construed to prohibit the operation of a zoo or circus or similar activity or any farm or agricultural establishment that is properly licensed and permitted and operating in full compliance with all applicable federal, state, and local laws and regulations.

63 **Sec. 6-3.1. General Regulations and Conditions for Keeping of Backyard**
64 **Chickens.**

65 Intent. It is the intent of this section to establish and implement an urban backyard
66 chicken program, thereby allowing residents to keep or raise chickens on a developed
67 and occupied single-family or duplex property within a residential zoning district,
68 subject to the regulations and conditions set forth in this section. Any person keeping
69 chickens as an accessory to an occupied residential single-family or duplex dwelling
70 shall be subject to the following restrictions:

71 (a) General Regulations.

- 72 (1) For the purposes of this section, the term "chicken" refers to female chickens only
73 (i.e., hens).
- 74 (2) The maximum number of chickens allowed per property will be four (4) hens.
- 75 (3) The keeping of roosters within any zoning district within the City is prohibited. Any
76 chicken that crows shall be deemed a rooster for the purposes of this Code.
- 77 (4) This section shall not authorize persons to violate applicable restrictive covenants
78 and provisions of homeowners' association rules and regulations. Homeowners
79 are solely responsible for compliance with all applicable restrictive covenants and
80 homeowners' association rules and regulations.
- 81 (5) The keeping of chickens under these regulations shall not be considered a "farm"
82 nor considered the process of "farming."
- 83 (6) Chickens permitted under this section must be kept for personal use only. Selling
84 chickens, eggs, feathers, chicken manure, or other chicken products, and/or the
85 breeding of chickens is hereby prohibited.
- 86 (7) Slaughtering of chickens is prohibited on the homeowner's property.
- 87 (8) Chickens kept under this section must be provided with adequate food and water
88 to sustain a healthy life.
- 89 (9) Chicken feed shall be stored in an enclosed container sufficient to protect such
90 feed from rodents or other pests.
- 91 (10) Chickens shall not be allowed to run free without direct personal supervision,
92 and in such cases shall only be allowed within owner's fenced in-yard.
- 93 (11) In order to keep chickens, property owners shall apply for and receive a permit
94 from the City pursuant to this section.

95
96 (b) Backyard Chicken Coop and Accessory Structures.

- 97 (1) Permit Required. A Backyard Chicken permit (hereinafter "permit"), is required
98 for the keeping of chickens. The permit is personal to the permittee and may not be
99 assigned. If the person applying for the permit is not the fee simple owner of the
100 subject property, the fee simple owner must provide owner authorization and consent
101 to the application. The fee for the permit will be set by Resolution of the City
102 Commission.

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(2) Upon receiving a permit from the City under this section, up to four (4) chickens may be kept at an occupied, detached single family residence located within a single-family residential zoning district.

(3) Ducks, geese, turkeys, peafowl, male chickens/roosters, pigeons, or any other poultry or fowl are not allowed under this program and are strictly prohibited.

(4) Chickens are not allowed on triplex, townhomes, multifamily properties, community gardens, or any other uses.

(5) Chickens must be secured within a covered chicken coop, chicken tractor, or fenced pen/run area at all times and are not allowed to run at large upon any public properties or off the premises of the owner. The coop and pen/run area must be completely secured from predators with hardware cloth or similar material. Chicken wire shall not be used.

(6) Chicken coops and related accessory structures shall only be located in the backyard and subject to rear yard setbacks and other applicable City regulations.

(7) No manure may be allowed to accumulate on the floor of the coop or ground.

(8) Composting of chicken manure is allowed only within an enclosed bin. The composting bin shall be kept at least 20 feet away from all property lines.

(c) Nuisance.

(1) Any violations of this Section may be enforced in accordance with Section 6-8 of the City Code. Additionally, the Development Services Director has the discretion to revoke the permit and require that the chickens be removed within ten (10) days if he or she determines that the permittee is in violation of the requirements of the section.

(2) Chickens shall not run free off the permitted property or be found at large and shall not damage property or deposit excrement upon property belonging to anyone other their owner.

(3) The coop and pen/run area must be cleaned regularly and kept free of insects and rodents. Odors from chickens, chicken manure, or other items associated with the keeping of chickens must not be perceptible at the property boundaries. Chickens must not be permitted to create a nuisance consisting of noise or pests or contribute to any other nuisance condition.

(4) All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with flies, rodents or other pests shall be kept in a rodent and pest-proof container.

(5) The urban backyard chicken program will expire two (2) years from its adoption on or about on 2027, unless otherwise extended by the City Commission.

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SECTION 3. Conflict. All ordinances, parts of ordinances, resolutions, or parts of resolutions in conflict herewith are hereby repealed, to the extent of the conflict.

SECTION 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole or any portion thereof, other than the part that is declared to be invalid.

SECTION 5. Codification. It is the intention of the Mayor and City Commission that the provisions of this ordinance be incorporated into the Code of Ordinances; to effect such intention the words "ordinance" or "section" may be changed to other appropriate words.

SECTION 6. Effective Date. This Ordinance shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED on 1st reading on _____, 2025.

PASSED AND ADOPTED on 2nd reading, on _____, 2025.

JOY F. COOPER
MAYOR

SPONSORED BY: COMMISSIONER ANABELLE LIMA-TAUB

ATTEST:

JENORGEN GUILLEN
CITY CLERK

APPROVED AS TO FORM &
LEGAL SUFFICIENCY

JENNIFER MERINO
CITY ATTORNEY

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