OPTION A

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 AMEND THE DEFINITION OF HOBBY BREEDER TO CLARIFY THAT HOBBY BREEDERS ARE NOT PET STORES; 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 finds that regulating breeding of dogs and cats is necessary to protect animal welfare; and

WHEREAS, the City recognizes a distinction between small-scale, home-based breeders, who produce limited litters and the commercial breeding of dogs and cats for wholesale or retail distribution; and

WHEREAS, the City desires to permit limited hobby breeding conducted on a residential property where animals are bred and reared on-site and sold directly to the ultimate owner for personal companionship purposes; and

WHEREAS, the City further finds that the sale or transfer of dogs and cats to pet stores, brokers, dealers, wholesales, or commercial breeders contributes to large-scale resale markets and may facilitate inhumane breeding practices commonly associated with "puppy mills;" 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.

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

Chapter 5 - ANIMALS

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

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

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Hobby breeder means any person or entity that causes or allows the breeding or studding of a dog or cat, provided that all offspring are bred and reared on the property, 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.

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(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, barters, 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)~~ (2) An animal shelter.

~~(4)~~ (3) An animal rescue organization.

~~(5)~~ (4) An animal shelter or animal rescue organization that operates out of or in connection with a pet store or other retail store.

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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.

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 9TH DAY OF APRIL, 2026.

PASSED SECOND READING THIS ____ DAY OF _____, 2026.

_____
Jeffrey R. Wasserman, Mayor

Attest:

_____
Joseph J. Kavanagh, City Clerk

	1st	2nd
Wasserman	Aye	
Brodie	Absent	
Welch	Aye	
Rydell	Aye	
Railey	Aye	