

BY THE CITY COMMISSION

ORDINANCE NO. 2012-03

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA AMENDING SECTION 18-6 OF THE DADE CITY CODE, BIRD SANCTUARY DESIGNATION; PROHIBITING THE HARBORING, KEEPING OR FEEDING OF WILD OR DOMESTIC CHICKENS OR ROOSTERS ; PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, in August 1996, the City Commission designated the entire City limits as a bird sanctuary, protecting wild birds and wild fowl; and

WHEREAS, the City has recently experienced numerous complaints of wild and domestic chickens and roosters running at large within the City limits; and

WHEREAS, these chickens and roosters have created numerous problems including but not limited to sanitation and public health issues and destruction of property; and

WHEREAS, the City Commission has determined that the proliferation of these chickens and roosters has become a code enforcement problem which must be addressed to protect the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED by the City of Dade City Commission, as follows:

**SECTION 1.** Section 18-6 of the Dade City Code of Ordinances is hereby amended as follows:

**Section 18-6. City Designated as Bird Sanctuary.**

The entire area within the corporate limits of the City is declared to be a bird sanctuary. It shall be unlawful to hunt, shoot, trap, injure or molest any wild bird or wild fowl. This protection shall not extend to domestic or wild chickens or roosters. It shall be unlawful to harbor, feed, water, and/or shelter wild or domestic chickens or roosters within the City limits in all zoning districts except those allowing for agricultural uses.

**SECTION 2.** The remaining provisions of Section 18-6 have not been amended and remain in full force and effect.

**SECTION 3. Repealer**

All provisions of the Dade City Code of Ordinances, as amended, and ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any conflict.

**SECTION 4. Severability.**

It is declared to be the intent of the City Commission of the City of Dade City, Florida, that if any section, subsection, sentence, clause, or provision of this Ordinance shall be declared invalid, the remainder of this Ordinance shall be construed as not having contained said section, subsection, sentence, clause, or provisions and shall not be affected by such holding.

**SECTION 5. Inclusion in Code.**

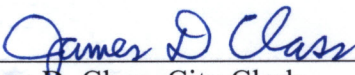
It is the intent of the City Commission that the provisions of this Ordinance shall become and be made a part of the Dade City Code of Ordinances, and that the sections of this Ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," "regulation," or such other appropriate word or phrase in order to accomplish such intentions.

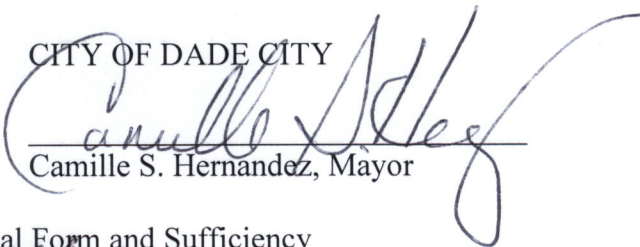
**SECTION 6. Effective Date.**

This Ordinance shall take effect in accordance with the City's Charter.

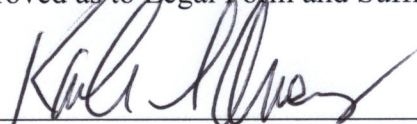
Adopted by the City Commission after first reading on June 26, 2012, and following public hearing on July 10, 2012.

ATTEST:

  
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James D. Class, City Clerk

CITY OF DADE CITY  
  
\_\_\_\_\_  
Camille S. Hernandez, Mayor

Approved as to Legal Form and Sufficiency

  
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Karla S. Owens, City Attorney