

1 CITY OF MARGATE, FLORIDA

2
3 ORDINANCE NO. _____

4 AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA,
5 AMENDING CHAPTER 6 ANIMALS AND FOWL, SECTION
6 6-80 - DEFINITIONS AND SECTION 6-88 SALE OR
7 TRANSFER OF DOGS AND CATS OF THE CITY OF
8 MARGATE CODE OF ORDINANCES; PROVIDING FOR
9 LIMITATIONS OF HOBBY BREEDERS; PROVIDING FOR
10 CONFLICT; PROVIDING FOR SEVERABILITY;
11 PROVIDING FOR CODIFICATION; PROVIDING FOR AN
12 EFFECTIVE DATE.
13

14
15 BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF
16 MARGATE, FLORIDA:

17
18 **Section 1:** Chapter 6 ANIMALS AND FOWL, Section 6-
19 80 Definitions, of the City of Margate Code of Ordinances,
20 be, and the same is hereby amended to read as follows:

21 **Sec. 6-80. Definitions.**

22 . . .

23
24 (g) Hobby breeder shall mean any person or entity who
25 intentionally or un-intentionally causes or allows the
26 breeding or studing of a cat or dog of up to one (1)
27 ~~two (2)~~ litters per household or premises during a
28 consecutive twelve-month period whether or not such
29 animals were made available for sale, adoption or other
30 placement.

31 (h) Kennel shall mean any establishment for the raising,
32 training, boarding or selling of dogs, cats, birds,
33 mice, rats, or other small animals for hire or profit,
34 or where more than four (4) dogs or cats are harbored
35 or kept over four (4) months of age, as allowed by the
36 applicable zoning regulations of the City of Margate.
37 "Kennel" shall not include any humane society, animal
38 protection agency, veterinarian clinic, or hobby
39 breeder. "Kennel" shall also include any person or
40 establishment that intentionally or un-intentionally
41 causes or allows the breeding or studing of a cat or

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1 dog of two (2) ~~three (3)~~ or more litters of dogs or
2 cats per household or premises during a consecutive
3 twelve-month period whether or not such animals were
4 made available for sale, adoption or other placement.

5 . . .
6 **[Note to Municipal Code: The rest of this section shall**
7 **remain as codified.]**

8
9 **Section 2:** Chapter 6 ANIMALS AND FOWL, Section 6-88
10 Sale or transfer of dogs and/or cats, of the City of Margate
11 Code of Ordinances, be, and the same is hereby amended to read
12 as follows:

13 **Sec. 6-88. Sale or transfer of dogs and/or cats.**

14 . . .
15 (a) No pet store shall display, sell, trade, deliver,
16 barter, lease, rent, auction, give away, transfer,
17 offer for sale or transfer, or otherwise dispose of
18 dogs or cats in the City of Margate, on or after
19 October 2, 2013 ~~the effective date of Ordinance No.~~
20 ~~1500.603.~~

21 (1) Exemptions. This section, except for [subsection] (b)
22 certificate of source, does not apply to:

- 23 ~~a. A hobby breeder;~~
- 24 ab. A publicly operated animal control facility or
25 animal shelter;
- 26 be. A private, charitable, nonprofit humane society or
27 animal rescue organization;
- 28 ce. A publicly operated animal control agency,
29 nonprofit humane society, or nonprofit animal
30 rescue organization that operates out of or in
31 connection with a pet store; or
- 32 de. Pet stores that:
 - 33 1. Possessed an active City of Margate local
34 business tax receipt on or before the
35 effective date of Ordinance No. 1500.603; and

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2. Demonstrates through receipts and customer identification that they have sold dogs or cats within three (3) months prior to the effective date of ~~Ordinance No. 1500.603~~ October 2, 2013.

. . .

[Note to Municipal Code: The rest of this section shall remain as codified.]

SECTION 3: All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 4: If any section, sentence, clause, or phrase of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 5: It is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of the City of Margate Code, and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section", "article" or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 6: This Ordinance shall become effective immediately upon adoption at its second reading.

PASSED ON FIRST READING THIS _____ day of _____ 2026.

PASSED ON SECOND READING THIS _____ day of _____ 2026.

ORDINANCE _____

ATTEST:

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JENNIFER M. JOHNSON
CITY CLERK

MAYOR ANTONIO V. ARSERIO

RECORD OF VOTE - 1ST READING

RECORD OF VOTE - 2ND READING

Schwartz _____
Simone _____
Ruzzano _____
Caggiano _____
Arserio _____

Schwartz _____
Simone _____
Ruzzano _____
Caggiano _____
Arserio _____

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