MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael A. Paz, City Attorney
DATE: April 3, 2024

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE ADMINISTRATION TO IDENTIFY BEACH AREAS IN SOUTH BEACH, MID BEACH AND NORTH BEACH TO BE DESIGNATED BY THE CITY MANAGER AS DOG ACCESS BEACH AREAS DAILY FROM 7:00 A.M. TO 9:00 A.M. ON SPECIFIED DAYS (DOG BEACH ACCESS PROGRAM) IN ACCORDANCE WITH SECTION 10-11(C) OF THE CITY CODE; AND FURTHER, DIRECTING THE ADMINISTRATION TO PROMULGATE REASONABLE RULES FOR THE DOG BEACH ACCESS PROGRAM; AND FURTHER, DIRECTING THE ADMINISTRATION TO PREPARE A BUDGET TO PROVIDE FOR THE POSTING OF APPROPRIATE SIGNAGE, THE INSTALLATION OF PET WASTE STATIONS AND THE PROVISION OF PARK RANGER SUPERVISION AT A COST NOT TO EXCEED $75,000 IN THE AGGREGATE FOR THE 2024 FISCAL YEAR; AND FURTHER, REFERRING THIS ITEM TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO INCLUDE THE COSTS ASSOCIATED WITH THE DOG BEACH ACCESS PROGRAM IN THE BUDGET PROCESS FOR THE 2025 FISCAL YEAR.

BACKGROUND/HISTORY

Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying? No

If so, specify name of lobbyist(s) and principal(s): N/A

ANALYSIS

The attached Resolution was prepared at the request of the sponsor, Commissioner David Suarez.

SUPPORTING SURVEY DATA

N/A

FINANCIAL INFORMATION

As referenced in the Resolution, the fiscal impact of this item will not exceed $75,000.

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?	Does this item utilize G.O. Bond Funds?
No	No

Legislative Tracking

Office of the City Attorney

Sponsor

Commissioner David Suarez

ATTACHMENTS:

	Description
🗋	Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE ADMINISTRATION TO IDENTIFY BEACH AREAS IN SOUTH BEACH, MID BEACH AND NORTH BEACH TO BE DESIGNATED BY THE CITY MANAGER AS DOG ACCESS BEACH AREAS DAILY FROM 7:00 A.M. TO 9:00 A.M. ON SPECIFIED DAYS (DOG BEACH ACCESS PROGRAM) IN ACCORDANCE WITH SECTION 10-11(C) OF THE CITY CODE; AND FURTHER, DIRECTING THE ADMINISTRATION TO PROMULGATE REASONABLE RULES FOR THE DOG BEACH ACCESS PROGRAM; AND FURTHER, DIRECTING THE ADMINISTRATION TO PREPARE A BUDGET TO PROVIDE FOR THE POSTING OF APPROPRIATE SIGNAGE, THE INSTALLATION OF PET WASTE STATIONS AND THE PROVISION OF PARK RANGER SUPERVISION AT A COST NOT TO EXCEED $75,000 IN THE AGGREGATE FOR THE 2024 FISCAL YEAR; AND FURTHER, REFERRING THIS ITEM TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO INCLUDE THE COSTS ASSOCIATED WITH THE DOG BEACH ACCESS PROGRAM IN THE BUDGET PROCESS FOR THE 2025 FISCAL YEAR.

WHEREAS, providing designated dog access beach areas within public parks or beaches can serve as a valuable amenity for residents and visitors, allowing them to enjoy recreational activities with their furry companions; and

WHEREAS, Section 10-11(c) of the City Code authorizes the City Manager to designate specific areas of public parks or beaches, along with specifying days and hours, for dog access; and

WHEREAS, designating specific areas with certain days and times available to dog owners and their furry companions will enhance the quality of life for residents and foster community engagement; and

WHEREAS, for the foregoing reasons, the Mayor and City Commission wish to direct the Administration to identify beach areas in South Beach, Mid Beach and North Beach ("Dog Friendly Beaches") as dog access areas daily from 7:00 a.m. to 9:00 a.m. on specified days ("Dog Beach Access Program"), taking into account sea turtle nesting; and

WHEREAS, access for dogs at Dog Friendly Beaches shall be subject to reasonable rules (the "Rules") to be promulgated by the Administration; and

WHEREAS, appropriate signage setting forth the Rules, as well as signage alerting beachgoers that off-leash dogs may be present during posted hours should be placed at entrances to the Dog Beaches; and

WHEREAS, a pet waste station shall be placed at the entrance to each Dog Friendly Beach to facilitate the proper disposal of pet waste; and

WHEREAS, the Parks and Recreation Department should assign Park Rangers to supervise the Dog Friendly Beaches to ensure dog owners are in compliance with the Rules; and

WHEREAS, the Mayor and City Commission wish to direct the Administration to prepare a budget to provide for the posting of appropriate signage, the installation of pet waste stations and the provision of park ranger supervision at a cost not to exceed $75,000 in the aggregate for the 2024 fiscal year; and

WHEREAS, the Mayor and City Commission desire to refer this item to the Finance and Economic Resiliency committee to include the costs associated with the Dog Beach Access Program in the budget process for the 2025 fiscal year.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby direct the Administration to identify beach areas in South Beach, Mid Beach and North Beach to be designated by the City Manager as dog access beach areas from 7:00 a.m. to 9:00 a.m. on specified days ("Dog Beach Access Program") in accordance with Section 10-11(c) of the City Code; and further, direct the Administration to promulgate reasonable rules for the Dog Beach Access Program; and further, direct the Administration to prepare a budget to provide for the posting of appropriate signage, the installation of pet waste stations and the provision of Park Ranger supervision at a cost not to exceed $75,000 in the aggregate for the 2024 Fiscal Year; and further, refer this item to the Finance and Economic Resiliency Committee to include the costs associated with the Dog Beach Access Program in the budget process for the 2025 Fiscal Year.

PASSED and ADOPTED THIS ____ day of _____ 2024.

ATTEST:

_____
Steven Meiner, Mayor

_____
Rafael E. Granado, City Clerk

(Sponsored by Commissioner David Suarez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

_____ 3-27-24
City Attorney RD Date