

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA,
AMENDING CHAPTER 10 OF THE CODE OF ORDINANCES
ENTITLED "ANIMALS" BY AMENDING SECTION 10-14
"BIRD SANCTUARY" TO AMEND REGULATIONS
PERTAINING TO THE DESTRUCTION OF BIRDS
CONSISTENT WITH CHAPTER 790 OF THE FLORIDA
STATUTES; PROVIDING FOR SEVERABILITY;
PROVIDING FOR REPEAL OF INCONSISTENT
PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Key West City Commission finds that amending
section 10-14 of the Code of Ordinances is necessary to comply
with recent amendments to chapter 790 of the Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST,
FLORIDA:

Section 1: That section 10-14 of the Code of Ordinances
is hereby amended as follows*:

Sec. 10-14. - Bird Sanctuary.

(b) *Destruction of birds.* It shall be unlawful for any
person to ~~hunt, trap, shoot~~ harm or in any manner destroy birds
within the city limits; provided, however, the city manager is
authorized to issue a permit for the destruction of birds that
become obnoxious or destructive.

*(Coding: Added language is underlined; deleted language is
~~struck through~~.)

Section 2: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 3: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

Section 4: This Ordinance shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Read and passed on first reading at a regular meeting held this _____ day of _____, 2011.

Read and passed on final reading at a regular meeting held this _____ day of _____, 2011.

Authenticated by the presiding officer and Clerk of the Commission on _____ day of _____, 2011.

Filed with the Clerk _____, 2011.

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK