

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
MARTIN COUNTY, FLORIDA
RESOLUTION NO. _____**

**RESOLUTION TO RESCIND PRIOR RESOLUTION NUMBER 15-11.19 AND ADOPT
A NEW RESOLUTION RELATING TO THE SCHEDULE OF CIVIL PENALTIES,
FINES, RULES, AND REGULATIONS FOR ANIMAL CONTROL VIOLATIONS,
LICENSING, AND VACCINATION**

WHEREAS, Chapter 9, Martin County Code of Ordinances, sets forth the actions of impoundment, quarantining, disposition, vaccination, and licensing of animals, as well as animal control, care, and treatment.

WHEREAS, Section 9.3.A., authorizes the Board to establish the penalties or fines for violations of Chapter 9.

WHEREAS Section 9.3.B authorizes the Board to establish by resolution the rules and regulations for annual inoculations of all animals, including rabies vaccination, and regarding administration of animal licensing.

WHEREAS, Section 9.62. authorizes the Board to establish the fees related to issuance of licensing/identification and for late fees.

WHEREAS, Section 9.64.G, authorizes the Board to establish by resolution, the schedule of mandatory fees for impoundment.

WHEREAS, the Martin County Board of County Commissioners adopted Resolution 08-2.9 on September 30, 2008, which established the penalties and fines for Chapter 9. Said Resolution was amended with Resolution 15-11.19 on September 24, 2015.

WHEREAS, on November 7, 2024, the Animal Care and Control Oversight Board, an advisory board approved, at the recommendation of staff, the civil penalties listed in section 1.A. below. Said fines are collected by the Clerk of the Circuit Court & Comptroller.

WHEREAS licensing fees are collected by the Tax Collector's office. Removal of lifetime registration fees in Section 2 is removed to conform with Chapter 9.

WHEREAS, the Martin County Board of County Commissioners desires to rescind previous Resolutions 08-2.9 and 15-11.19 and adopt this Resolution as stated herein establishing the fines, fees, and costs as related to Chapter 9.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF MARTIN COUNTY, FLORIDA, THAT:**

1. CIVIL PENALTIES

- A) The following amended civil penalty schedule is hereby adopted and implemented for violations of the designated civil infractions of Chapter 9 of the Martin County Code.

SECTION#	VIOLATION	PENALTY FOR FIRST VIOLATION
9.61	Failure to vaccinate animal against rabies	\$100
9.62.A	Failure to license dog or cat	\$ 50
9.62.C.	Veterinarian's failure to provide required rabies vaccination information	\$ 25
9.63	Interference with animal care and control officer	\$200
9.87.A. 1-6.	Inadequately maintained housing facility	\$100
9.87.A.7.	Failure to provide water or water not free of debris	\$100
9.87.A.8.	Improperly stored food	\$100
9.87.A.9	Inadequate or insufficient food	\$100
9.87.A.10.	Failure to meet shelter/housing standards	\$100
9.87.A.11.	Inadequate ventilation	\$100
9.87.A.12.	Failure to provide shade or insufficient shade	\$100
9.87.A.13.	Failure to clean shelter/housing	\$100
9.87.A.14	Improper storage of cleaning material	\$100
9.87.A.15.	Improper separation of animals	\$100
9.87.A.16.	Failure to display pet lemon law and/or failure to give consumer a copy of pet lemon law	\$100
9.87.A.17.	Failure to have a written disaster plan	\$100
9.87.A.18.	Failure to have current official certificate of veterinary inspection at all times a dog or cat is offered for sale or is sold	\$100
9.87.A.19.a	Unlawful sale of rabbits, dogs, or cats from a pet store	\$250
9.87.A.19.b.	Failure to comply with pre-existing status	\$ 50
9.87.B.	Failure to meet minimum operational standards for commercial stables	\$100
9.87.E.	Refusal to allow inspection of commercial establishment	\$100
9.89.A.	Failure to restrain un-confined captive wildlife	\$100
9.89.B. 1-3	Improper exhibition of wildlife	\$100
9.89.B.4.	Escape of captive wildlife resulting in injury to a person	\$500
9.90	Animal not under restraint	\$ 75
9.91	Failure to report bite	\$ 50
9.92.A.	Improper care or treatment of an animal	\$100

9.92.B.	Failure to remove excreta	\$ 30
9.92.C.	Improper manner of euthanasia	\$100
9.92.D.	Improper disposal of deceased animal	\$ 50
9.92.E.	Unlawful use of live animals as prize	\$200
9.93.B.	Fighting or baiting of animals	\$500
9.93.C.	Attending, betting, wagering on fighting or baiting of animals	\$500
9.94.A.	Animal involved in biting incident	\$125
9.94.B.	Animal involved in biting incident resulting in severe injury or death to another animal or human	\$500
9.95.A, C-H	Dangerous dog violation	\$150
9.95.B	Registration of Dangerous Dog with Animal Control Unit	\$ 25
9.95.K.	Dangerous Dog that subsequently bites or attacks	\$500
9.96	Animal creating a nuisance	\$ 25
9.97	Failure to confine female animal in estrus ("heat")	\$ 25

- B) The penalties indicated above apply only to first offense committed by a violator. The amount of each penalty, as reflected on the citation issued to the violator, automatically doubles for a violator's second violation of the same section and automatically triples for a violator's third and subsequent violation(s) of the same section, with any amount not to exceed \$500.00.
- C) The above stated amounts shall be reduced by 25% if the person who has committed the civil infraction does not contest the citation, in accordance with §828.27(2)(c), Fla. Stat. (2025).
- D) A surcharge shall be added to each civil penalty imposed, with the proceeds from such surcharges to be applied to the cost of training for animal care and control personnel. The current amount of the surcharge is \$5.00 and shall be amended in accordance with § 828.27(4)(b), Fla. Stat. (2025).

2. LICENSE & IMPOUND FEES

- A) Original and timely annual renewals of licenses/ID tag and certification for:

- | | |
|---|-------|
| 1) Unsterilized animal | \$ 75 |
| 2) Sterilized animal not microchipped | \$ 20 |
| 3) Sterilized microchipped | \$ 10 |
| 4) Original and timely renewal of "dangerous dog" license/identification tag and registration | \$ 50 |
| 5) Late Fee | \$ 5 |
| 6) Duplicate for lost tag | \$ 2 |
| 7) Law enforcement dogs | \$ 0 |
| 8) Reimbursement for sale of licenses id tags by | \$ 1 |

B) The County's designated impound facility, currently the Humane Society of the Treasure Coast, shall impose the following impound fees:

- | | |
|-----------------------|-------|
| 1) First Impound Fee | \$ 25 |
| 2) Second Impound Fee | \$ 50 |
| 3) Third Impound Fee | \$100 |

Such impoundment fees are separate from any boarding or related fees charged by the designated impoundment facility or other holding facility.

This Resolution shall be effective 60 days after passage.

DULY PASSED AND ADOPTED THIS _____ DAY OF _____, 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
MARTIN COUNTY, FLORIDA

CAROLYN TIMMANN, CLERK
OF THE CIRCUIT COURT
AND COMPTROLLER

SARAH HEARD, CHAIR

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

ELYSSE A. ELDER,
ACTING COUNTY ATTORNEY