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## Sec. 3-100. Definitions.

The following words and phrases, for the purpose of this chapter, shall have the following meanings:

*Adequate fencing.* A fence which contains livestock or any other animal upon the owner's or occupier's property and prevents same from escaping.

*Animal.* Unless otherwise stated, includes any living creature including, but not limited to, dogs, cats, cows, horses, birds, fish, mammals, reptiles, insects, fowl and livestock, but specifically excluding human beings.

*Animal control authority or animal services.* The Colleyville, Keller, Southlake, and Roanoke Regional Animal Services.

*Animal control officer.* The person or persons designated by the chief of police to represent and act for the city in the impoundment of animals, controlling of stray animals and as otherwise required in this chapter.

*Animal shelter.* Colleyville, Keller, Southlake Regional Animal Services and Adoption Center

*At large.* An animal that is not confined to the premises of its owner by a containment device of sufficient strength and/or height to prevent an animal from escaping therefrom, inside the house or other enclosure, or secured on said premises by a leash of sufficient strength to prevent the animal from escaping from said premises, and so arranged that the animal will remain upon said premises when the leash is stretched to full length in any direction. An animal shall not be considered "at large" when held and controlled by some person by means of a leash or chain of proper strength and length to control the action of the animal or while confined within a vehicle.

*Auction.* Any place or facility where animals are bought, sold or traded, except for those facilities otherwise defined in this chapter. This definition does not apply to individual sales of animals by owners.

*Cats.* The word "cats" when used herein shall mean cats of all ages, both male and female.

*Collar.* Any neck restraint constructed of nylon, leather, or similar material, specifically designed to be used for an animal.

*Custodian.* A person or agency which feeds, shelters, harbors, owns, has possession or control of, or has the responsibility to control an animal.

*Dangerous dog.* Means a dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than a private enclosure;
- (2) Commits unprovoked acts toward a person in a place other than a private enclosure and those acts cause that person to reasonably believe that the animal will attack and cause bodily injury to that person; or
- (3) Makes an unprovoked attack on a domesticated animal that causes bodily injury to the animal and occurs in a place other than a private enclosure, commercial kennel, animal shelter, or city-designated dog park.

*Dogs.* The word "dogs" when used herein shall mean dogs of all ages, both male and female.

*Exotic animals.* Any animal not normally considered domesticated including, but not limited to, nonvenomous snakes, nonvenomous lizards, or any other wild animal not capable of doing serious bodily harm to humans as determined by the City.

*Fowl.* Chickens, turkeys, pheasant, peacocks, quail, geese, ducks or similar feathered animals, regardless of age, sex or breed.

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*Livestock.* ~~Horses, mules~~ Mules, donkeys, cattle, goats, sheep, Asian pot bellied pigs, swine, ostriches, emus and llamas, regardless of age, sex or breed. (This definition does not pertain to horses. Horses are defined under Private Stables and Commercial Stables in the Unified Development Code.)

*Local rabies control authority (LRCA).* The officer designated by the municipal or county governing body under the Texas Health and Safety Code, § 826.017.

*Nuisance.* Whatever is dangerous to human life or health. Whatever renders the ground, the water, the air or food, a hazard or injury to human life or health or that is or threatens to become detrimental to the public health, or contributes to urban blight or decay.

*Owner.* Any person who has care, custody, and control of any animal, harbors or keeps any animal in his possession, or who permits any animal to remain on or about his premises.

*Pet shop.* Any person, partnership or corporation, whether operated separately or in connection with another business enterprise except a licensed kennel, that buys, sells or boards any species of pets.

*Possession.* Actual care, custody, control or management of a certain animal.

*Premises.*

- (1) A parcel of land (one (1) or more contiguous lots) owned, leased or controlled by one (1) or more persons; or
- (2) A building or part of a building.

*Private enclosure.* A fenced area, building, structure, or dwelling unit on private property where a dog is being kept, which is not open to the general public and is reasonably certain to prevent the dog from leaving the enclosure on its own. Commercial kennels, animal shelters, and city-designated dog parks are specifically excluded from the definition of *private enclosure*.

*Prohibited animals or hazardous animal.* Any animal not normally considered domesticated and capable of (or inclined to do) serious bodily harm to humans or other animals or fowl as determined by the city. These animals include (but are not limited to) any venomous lizard or snake, boa constrictor, python, emperor scorpion, bat, raccoon, skunk, fox, bear, elephant, kangaroo, non-human primate, including monkey and chimpanzee, antelope, deer, wolf or wolf-hybrid, lion, tiger, ocelot, bobcat or any other large cat, alligator, crocodile, feral swine, and their allies.

*Properly fitted.* With respect to a collar, a collar that measures the circumference of a dog's neck plus approximately one inch.

*Restraint.* A chain, rope, tether, leash, cable, or other device that attaches a dog to a stationary object or trolley system.

*Secure enclosure.* Means a fenced area or structure that is:

- (1) Locked;
- (2) Capable of preventing the entry of the general public, including children;
- (3) Capable of preventing the escape or release of the animal; and
- (4) Clearly marked as containing a dangerous animal.

*Stray animal.* An animal which is not on a leash or enclosed in a fenced yard.

*Vaccination.* An injection of any vaccine for rabies approved by the state veterinarian and administered or supervised by a licensed veterinarian.

(Ord. No. 1675, § 2, 1-7-14; Ord. No. 2093, § 2, 10-4-22)



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**Sec. 3-430. Livestock at large; impoundment.**

The animal control officer shall take into custody any livestock found at large in the city. The animal control officer shall have the discretion of impounding the livestock and transporting to a storage facility or containing the livestock at the location until the owner of the livestock can be located and recover the livestock. Discretion shall be based on such practical considerations as number of livestock, apprehension, containment and hazards to the community.

Due to such considerations as number of livestock involved, size and difficulty of livestock handled, and transportation requirement, the animal control officer may use a livestock collection and holding service franchised with the City of Keller or a Tarrant County constable to collect and hold livestock found at large. Disposition of the livestock will be determined by the Tarrant County constable.

For the purposes of this section only, the term livestock includes horses.

(Ord. No. 1675, § 2, 1-7-14)