

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, AMENDING THE CITY OF KELLER CODE OF ORDINANCES CHAPTER 3 – ANIMALS, FOWL, INSECTS AND REPTILES; BY ADDING A SECTION 3-185. LOCAL RABIES CONTROL AUTHORITY DESIGNATED; DUTIES.; PROVIDING A CUMULATIVE CLAUSE; A SEVERABILITY CLAUSE; DIRECTING PUBLICAITON; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Keller, Texas, is a home-rule municipality having full powers of self-government and may enact ordinances relative to its citizens' health, safety, and welfare that are not inconsistent with the Constitution and laws of the State; and

WHEREAS, the City of Keller City Council (the "City Council") finds and determines that the passage of this ordinance as necessary to protect the public, health, safety, and welfare; and

WHEREAS, the City Council is authorized by law to adopt the provisions contained herein, and has complied with all the prerequisites necessary for the passage of this Ordinance, including but not limited to the Open Meetings Act.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT the City of Keller Code of Ordinances Chapter 3 - Animals, Fowl, Insects and Reptiles is hereby amended by adding a Section 3-185. Local Rabies Control Authority designated; duties., which shall read as follows:

Sec. 3-185. – Local Rabies Control Authority designated; duties.

(a) The City Council has designated the City of Keller Animal Control Officer Lead as the Local Rabies Control Authority pursuant to state law.

(b) The duties of the Animal Control Officer Lead and the Local Rabies Control Authority shall include but are not limited to:

1. Enforcement of all ordinances and/or rules of the City pertaining to rabies and animal control;

2. Enforcement of the provisions of state law and administrative rules of the Texas Department of State Health Services pertaining to rabies and animal control.

(c) The City may employ such Animal Control Officers or inspectors as are necessary and feasible to carry out the purposes of this chapter.

Section 3: THAT this Ordinance shall be cumulative of all provisions of the City Code and other ordinances of the City of Keller, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of other ordinances, in such event the conflicting provisions of the other ordinances are hereby repealed.

Section 4: THAT if any section, paragraph, clause, phrase, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the validity or enforceability of the remaining sections, paragraphs, clauses, phrases, or provisions shall not be affected.

Section 5: THAT the City Secretary is hereby directed to publish notice of the approval and adoption of this Ordinance in accordance with the provisions of the City Charter and state law.

Section 6: THAT this Ordinance shall become effective upon its adoption and publication provided by law.

AND IT IS SO ORDAINED.

Passed and approved by a vote of ___ to ___ on this the 2nd day of July 2024.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney