

**ORDINANCE NO. 1387**

**AN ORDINANCE OF THE CITY OF TERRELL, TEXAS AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF TERRELL, TEXAS, PROVIDING FOR ENFORCEMENT; PROHIBITING CRUELTY TO ANIMALS AND RUNNING AT LARGE OF ANIMALS AND FOWL; REGULATING THE KEEPING OF LIVESTOCK, POULTRY, SWINE, BEES, REPTILES, AND WILD AND EXOTIC ANIMALS; REGULATING DOGS; REQUIRING DOGS AND CATS TO BE VACCINATED; PROVIDING FOR THE IMPOUNDMENT OF ANIMALS; PROVIDING FOR CONTROL OF RABIES; REGULATING SANITARY CONDITIONS OF ANIMAL PENS; PROVIDING FOR A GENERAL PENALTY FOR VIOLATIONS; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS:**

**ARTICLE I.**

That Chapter 5 of the Code of Ordinances, City of Terrell, Texas, is hereby amended to read as follows:

**SECTION 1: DEFINITIONS**

When used in this chapter the following words and terms, unless the context indicates a different meaning, shall be interpreted as follows:

- A. At Large shall mean off the premises of the owner and not under control of the owner, of the owner, or other person authorize by the owner to care for the animal, either by leash, cord, chain, or otherwise.

**SECTION 6: KEEPING OF LIVESTOCK GENERALLY**

It shall be unlawful, subject to the provisions of Sections 7 and 8 of this Chapter for any person to keep a cow, horse, mule, jenny, goat, sheep or other livestock on ay premises of which the overall area is less than one third (1/3 of an acre for each livestock kept or to keep more than can be cared for under sanitary conditions so as not to create a public nuisance, and in no event, exceed the permitted number of adults and their young up to six (6) months of age. The number of livestock permitted shall not exceed

**ARTICLE II.**

All ordinances of the City of Terrell, Texas in conflict with the provisions of this ordinance be, and the same are, hereby repealed.

**ARTICLE III.**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by such unconstitutional phrase, clause, sentence, paragraph, or section.

**ARTICLE IV.**

That any person, firm or corporation violating any of the provisions of this ordinance shall be subject to the penalties as provided for in Chapter 1, Section G of the Code of Ordinances of the City of Terrell and each and every day said violation shall continue shall constitute a separate offense and ;shall be subject to a separate fine as provided therein.

**ARTICLE V.**

This Ordinance shall take effect immediately from and after its passage and the publication of the caption as the law in such cases provides.

**PASSED AND APPROVED** this 7<sup>th</sup> day of March, 1989.

**PASSED AND ADOPTED** this 21<sup>st</sup> day of March, 1989.

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DON L. LINDSEY, MAYOR

ATTEST:

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BOBBY BISHOP, CITY SECRETARY