

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-2, PROVIDING FOR THE TRANSFER OF OWNERSHIP OF IMPOUNDED ANIMALS; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, Chapter 8-2 of the Amarillo Municipal Code provides for and prescribes local requirements for custody and control of animals found within the City Limits; and

WHEREAS, the City Council finds that procedures are necessary for the management, welfare and disposition of animals found within the City Limits upon a violation of the prescribed requirements, in order to promote public health, safety, welfare, and protection of property;

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

SECTION 1. The Amarillo Municipal Code, Chapter 8-2, Article I, Section 8-2-15 be and hereby is AMENDED to now read as follows:

Sec. 8-2-15. - Temporary custodian; transfer of ownership.

- (a) *Temporary custodian.* The City of Amarillo is hereby deemed to be the temporary custodian of every animal immediately upon such animal coming into the possession, care, custody, or control of the Animal Management & Welfare Department, for purposes of providing the animal medical treatment (therapeutic or prophylactic), immunizations, feeding, and general care of such animal as the City deems necessary or prudent in its sole discretion.
- (b) *Transfer of ownership.* After the expiration of ~~three (3)~~ two (2) days of an animal being in the possession, care, custody, or control of an animal without being reclaimed or redeemed by the owner thereof, such animal is deemed to become and be the personal property of the City of Amarillo, upon satisfying any notice or other prerequisites prescribed by this chapter or other applicable law.
- (c) Community Cats will be exempt from the ~~three (3)~~ two (2) day impoundment requirement, and custody may be immediately transferred from the Department to the Society for placement in a Community Cat Colony.

SECTION 2. Repealer. All ordinances, parts of ordinances resolutions and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 3. Continuation. That nothing in this ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance and such prior law is continued in effect for purposes of such pending matter.

SECTION 4. Publishing and Effective Date. This ordinance shall be published and become effective according to law.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on
First Reading this the _____ day of _____, 2017; and PASSED on Second and
Final Reading the _____ day of _____, 2017.

Ginger Nelson, Mayor

ATTEST:

Frances Hibbs, City Secretary

APPROVED AS TO FORM:

William M. McKamie, City Attorney

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