

**ORDINANCE NO. 2013-22**

**AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 14-32(a) OF THE CITY OF BURNET CODE OF ORDINANCES PROHIBITING ANIMALS RUNNING AT LARGE WITHIN THE CITY LIMITS; PROVIDING FOR A PENALTY; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE AND MEETING.**

**WHEREAS**, as currently written, the City of Burnet Code of Ordinances makes it unlawful for a person who owns, keeps, harbors or otherwise has control over any animal *within the city* to allow or permit such animal to run or be at large within the city; and

**WHEREAS**, from time to time owners of animals who reside in unincorporated areas surrounding or adjacent to the city, or who are merely visiting the city, allow such animals to run or be at large within the City; and

**WHEREAS**, the City Council of the City of Burnet, Texas finds that the prohibition on animals running at large within the City should be clarified so that the prohibition applies to any owner who allows his or her animal to run at large within the city; and

**WHEREAS**, the City Council desires to implement these rules and regulations that protect health, life, and property and that preserve good government, order and security of the City and its inhabitants;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, that:**

**SECTION 1.** All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2.** The Code of Ordinances of the City of Burnet, Texas, Chapter 14, Article II, Sec. 14-32 "Running at Large", Subsection (a) "Responsible Party" is hereby amended to read as follows:

**"Sec. 14-32(a) Responsible Party. It shall be unlawful for any person who owns, keeps, harbors or otherwise has control over any animal to allow or permit such animal to run or be at large within the city."**

**SECTION 3.** All provisions of the ordinances of the City of Burnet in conflict with the provisions of this ordinance be and the same are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Burnet not in conflict with the provisions of this ordinance shall remain in full force and effect.

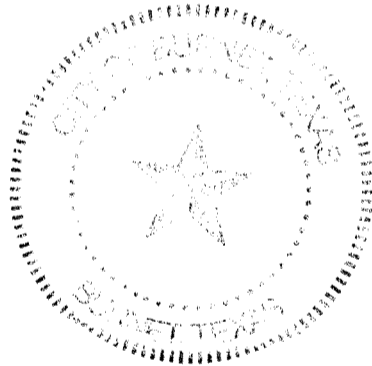
**SECTION 4.** Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

**SECTION 5.** This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provide.

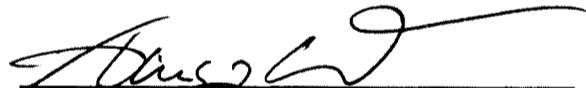
**SECTION 6.** It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**PASSED AND ADOPTED** by the City Council of the City of Burnet, Texas, on **FIRST READING** the 12th day of November, 2013.

**PASSED AND ADOPTED** by the City Council of the City of Burnet, Texas, on **SECOND READING** the 10<sup>th</sup> day of December, 2013.



APPROVED:

  
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Gary Widebren, Mayor

ATTEST:

  
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Kelly Dix, City Secretary