

ORDINANCE NO. 0-2015-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS, TO INCLUDE AN ANIMAL CARE SERVICES FEES AND COSTS SCHEDULE SO THAT THE CITY CAN RECOUP FEES AND COSTS SUPPORTING BOTH THE CARE OF ANIMALS AND THE ADOPTION OF ANIMALS TO THE GENERAL PUBLIC OUT OF BOTH THE TEMPORARY AND NEW PERMANENT SHELTER FACILITIES, PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, it is the intent of the City Council to protect the public health, safety, and welfare; and

WHEREAS, the City has assumed all duties related to animal control and the care of impounded and surrendered animals, including the operation of a temporary animal shelter facility until the new permanent Animal Care facility opens at the end of 2015 or early 2016; and

WHEREAS, the City Animal Shelter Manager and Animal Control staff have forged relationships with 501 (c)(3) rescue organizations in Texas and beyond to assist with the adoption of impounded animals which have not been reclaimed by owners or otherwise abandoned; and

WHEREAS, to provide a full service shelter facility, the City also desires to be able to adopt out animals to the general public directly from both the temporary and permanent facilities, and

WHEREAS, in order to recoup costs associated with both the care of impounded and surrendered animals and the adoption of animals to the general public and other related services, is it necessary to set a fees and costs schedule for the types of services provided by a full service shelter facility; and,

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

PART 1: That Tyler City Code Chapter 14, "Animals", Article I, "In General", is hereby amended by adding Section 14-9 to read as follows:

Sec. 14-9. Animal Care Services Fees and Costs Schedule.

The following fees and costs shall remain in full force and effect unless and until otherwise amended and are related to animal care services provided by or through both the City of Tyler temporary and permanent shelter facilities:.

a. Adoptions Fees:

1. Cats- Eighty dollars (\$80.00)
2. Dogs- One Hundred and Twenty dollars (\$120.00)
3. Other small animals- Ten dollars (\$10.00)

4. The City reserves the right to waive any listed adoption fees for special adoption promotions and such waiver of fees and the time periods for such waivers shall be at the sole discretion of the Animal Shelter Manager and/or his authorized designee.

b. Impoundment Fees:

1. Intake paperwork and first twenty four (24) hours of boarding-Twenty dollars (\$20.00).
2. Second day of boarding and for each day thereafter- Fifteen dollars (\$15.00) per day.

c. Surrender Fees:

1. Both cats and dogs- Forty dollars (\$40.00) per animal.
2. Litters of kittens or puppies- Forty dollars (\$40.00) flat plus ten dollars (\$10.00) per animal.

d. Microchipping and Registration Costs: Ten dollars (\$10.00) per animal.

e. Owner requested euthanasia Costs: Forty dollars (\$40.00) per animal.

f. Euthanasia and Rabies Testing Costs: Seventy Five dollars (\$75.00) per animal.
(Ord. No. O-2015-25; 2/25/15)

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine as provided in Section 1-4 of the Tyler Code. Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall not become effective until after its publication in the newspaper as provided by Section 85 of the Charter of the City of Tyler, Texas, or later. The effective date of this Ordinance shall be March 5th, 2015.



MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK



DEBORAH G. PULLUM, CITY ATTORNEY

