

ORDINANCE NO. 2023-113

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING CHAPTER 8, "ANIMAL CARE AND CONTROL", SECTION 8-12 "LIVESTOCK AND FOWL" OF THE CODE OF ORDINANCES TO AUTHORIZE SINGLE-FAMILY HOUSEHOLDS KEEPING HENS AND EDUCATIONAL INSTITUTION EXCEPTION TO PER ACRE LIVESTOCK LIMITS; CONTAINING REPEALER, SEVERABILITY, AND SUPERSEDING CLAUSES; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Chapter 8 of the Code of Ordinances of the City of Texarkana, Texas provides for the care and control of animals within the city; and

WHEREAS, it is necessary and in the best interest of the City to revise and update Chapter 8, Section 12, by allowing a single-family residence to keep up to six (6) hens with provisions for enclosures and distance requirements.

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

SECTION 1: Chapter 8, "Animal Care and Control", Section 8-12, "Livestock and fowl", of the Code of Ordinances of the City of Texarkana, Texas, is hereby amended as follows:

- (i) Subsection 8-12(c) shall be amended to add the following sentence to conclude the subsection:

The per acre limits in this subsection shall not apply to educational institutions.

- (ii) New Subsection 8-12(h) shall be added as follows:

It shall be unlawful for any person to own, keep or harbor at one single-family dwelling more than six (6) hens. Hens shall be kept in an enclosure containing a minimum of four (4) square feet per hen. An enclosure for the housing of hens shall be located at a distance of not less than 30 feet from any residential dwelling on an adjoining tract of land. Subsections (a), (c), and (e) shall not be construed to prohibit hens as authorized by this subsection.

SECTION 2: All ordinances or parts of ordinances and resolutions or parts of resolutions in conflict herewith are specifically repealed to the extent of such conflict.

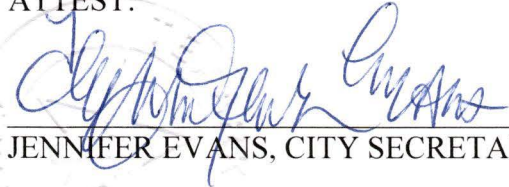
SECTION 3: In the event of any conflict between this Ordinance and any other ordinances or parts of ordinances, this Ordinance shall supersede and control.

SECTION 4: The City Secretary shall give notice of the passage of this Ordinance as provided in Article XI, Section 3, of the Charter of the City of Texarkana, Texas.

SECTION 5: This Ordinance shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **11th day of September, 2023.**

ATTEST:


JENNIFER EVANS, CITY SECRETARY


BOB BRUGGEMAN, MAYOR

6:38 p.m.