

ORDINANCE NO. 2017-O-072

AN ORDINANCE OF THE CITY OF LAREDO TEXAS, AMENDING CHAPTER 6, ANIMALS AND FOWL, ARTICLE III, SMALL ANIMALS, OF THE CODE OF ORDINANCES BY AMENDING SECTION 6-42 TO MODIFY THE NUMBER AND SETBACK REQUIREMENTS FOR THE KEEPING OF SMALL ANIMALS AND FOWL; AMENDING CHAPTER 6, ANIMALS AND FOWL, ARTICLE IV, LARGE LIVESTOCK AND WILD ANIMALS, OF THE CODE OF ORDINANCES BY AMENDING SECTION 6-66 TO ADD A SPECIAL PERMIT FOR OPERATORS OF COMMUNITY GARDENS OR DISTRICT GARDENS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Laredo has rules and regulations for the keeping of small animals and fowl, and large livestock and wild animals; and

WHEREAS, the City Council desires to modify the number and setback requirements for the keeping of small animals and fowl; and

WHEREAS, the City Council desires to create a special permit to authorize operators of community and district gardens to keep large livestock.

NOW, THEREFORE, BE IT ORDANED BY THE CITY COUNCIL OF THE CITY OF LAREDO, TEXAS THAT:

Section 1. The City of Laredo Code of Ordinances, Chapter 6, Animals and Fowl, Article III, Small Animals and Fowl, is hereby amended as follows:

Sec. 6-42. – Keeping practices.

(a) ~~[Practices for keeping of small animals, fowl.]~~ The Ppractices to be observed in the keeping of small animals and fowl are as follows:

~~(5) The keeping of any small animals and/or fowl in any combination thereof in any number exceeding six (6) is hereby prohibited unless the facilities for keeping same are located at least one hundred (100) feet from any building being occupied or used for the housing of any person or in which any person conducts any lawful activity. Some small birds and/or fowl may be exempted from number limitation upon inspection of premises. This requirement shall not apply to the residence or business premises of the keeper or possessor of the small animals or fowl. It is unlawful for a person to keep five (5) or more small animals or fowl, in any combination thereof, or any number of male chickens, within one hundred (100) feet of any residence, structure or building used for human habitation or any other lawful activity, other than the person's habitation or business premises.~~

(6) It is unlawful for a person to keep less than four (4) small animals or fowl, in any combination thereof, within fifty (50) feet of any residence, structure or building used for human

habitation or any other lawful activity, other than the person's habitation or business premises. For purposes of this subsection only the definition of fowl excludes male chickens, which are subject to the setback requirements of subsection (a)(5).

(7) Upon inspection of the premises by the director or any of his employees or designees, a person may be exempted from the number and/or setback requirements of this section, provided the director first finds the following:

- (a) The animal(s), as kept, will not unreasonably endanger the life, health or property of any person; and
- (b) The animal(s), as kept, will not become a nuisance.

Section 2. The City of Laredo Code of Ordinances, Chapter 6, Animals and Fowl, Article IV, Large Livestock and Wild Animals, is hereby amended as follows:

Sec. 6-66. – Special Permits.

(b) The director may, upon making the aforesaid findings, issue ~~the~~ a special permit to the following:

(8) Operators of Community Gardens or District Gardens.

Section 3. This ordinance shall be cumulative of all provisions of ordinances of the City of Laredo Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 4. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections 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 the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 5. Any person, firm, or corporation, who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. Each day that a violation exists shall constitute a separate offense.

Section 6. The City Secretary of the City of Laredo is hereby directed to publish the proposed Ordinance as required by Section 2.09 of the Charter of the City of Laredo.

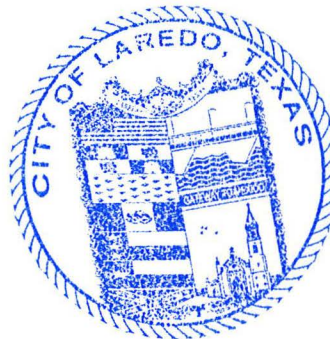
Section 7. This Ordinance shall become effective from and after its adoption and publication required by the City Charter and by state law.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
3rd DAY OF July 2017.


PETE SAENZ MAYOR

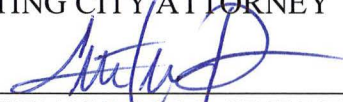
ATTESTED:


HEBERTO "BETO" L. RAMIREZ
ACTING CITY SECRETARY



APPROVED AS TO FORM:

KRISTINA L. HALE
ACTING CITY ATTORNEY

BY: 
CRISTIAN ROSAS-GRILLET
ASSISTANT CITY ATTORNEY

City Council-Regular

Meeting Date: 06/19/2017

Staff Source: Cristian Rosas-Grillet, Assistant City Attorney

SUBJECT

2017-O-072 An ordinance of the City of Laredo, Texas, amending Chapter 6, Animals and Fowl, Article III, Small Animals, of the Code of Ordinances, by amending section 6-42 to modify the number and setback requirements for the keeping of small animals and fowl; amending Chapter 6, Article IV, Large Livestock and Wild Animals, of the Code of Ordinances, by amending section 6-66 to add a special permit for operators of community gardens or district gardens; providing that this ordinance shall be cumulative; providing a severability clause; providing a penalty clause; providing for publication; and declaring an effective date. (This item was tabled at the May 22, 2017 meeting to have the Animal Care Facility Committee review the item; they are in support).

VENDOR INFORMATION FOR COMMITTEE AGENDA

None.

PREVIOUS COUNCIL ACTION

None.

BACKGROUND

This ordinance (1) modifies the number and setback requirements for keeping small animals and fowl and (2) allows the director of the animal care services department to issue a special permit to operators of community gardens and district gardens for the keeping of large livestock.

The City's current ordinance prohibits the keeping of any small animals and/or fowl, in any combination thereof, in any number exceeding six (6) unless the facilities for keeping same are located at least one hundred (100) feet from any building being occupied or used for the housing of any person or in which any person conducts any lawful activity. This ordinance maintains the setback requirement of one hundred (100) feet for five (5) or more small animals and/or fowl, in any combination thereof, or any number of male chickens. This ordinance also provides for a fifty (50) feet setback for four (4) or less small animals and/or fowl. The director or his designee, upon inspection of the premises, may exempt certain individuals from the number and/or setback requirements, provided the director makes certain findings.

The City's current ordinance allows the director or his designee to issue a special permit for the keeping of large livestock to certain entities, provided the director first finds the animals, as kept: (a) will not unreasonably endanger the life, health, or property of any

person; (b) will not become a nuisance; and (c) will conform with the keeping requirements of section 6-67. This ordinance allows the director to issue this special permit to operators of community gardens or district gardens.

COMMITTEE RECOMMENDATION

N/A

STAFF RECOMMENDATION

Staff recommends that City Council approve this ordinance.

Fiscal Impact

Fiscal Year:

Budgeted Y/N?:

Source of Funds:

Account #:

Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

N/A

Attachments

Ordinance 2017-O-072

Heberto L. Ramirez
Acting City Secretary

L-20



Read the
Classifieds

LEGALS 250

Guide and Print
FY17-52

Bids are to be mailed:
City of Laredo-Acting City
Secretary
C/O Heberto L. "Beto" Ramirez
City Hall-Third Floor
P.O. Box 579
Laredo, Texas 78043-0579
Hand Delivered:
City of Laredo-Acting City
Secretary
C/O Heberto L. "Beto" Ramirez
City Hall-Third Floor
1110 Houston St.
Laredo, Texas 78040

The City of Laredo reserves the
right to reject any and all bids, and
to waive any minor irregularities.

WITNESS MY HAND AND SEAL,
THIS 26 TH. DAY OF June, 2017.

Heberto L. Ramirez
Acting City Secretary

L-22

LEGALS 250

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MODIFY THE NUMBER AND SETBACK
REQUIREMENTS FOR THE KEEPING OF SMALL
ANIMALS AND FOWL; AMENDING CHAPTER 6,
ANIMALS AND FOWL, ARTICLE IV, LARGE LIVESTOCK
AND WILD ANIMALS, OF THE CODE OF ORDINANCES
BY AMENDING SECTION 6-66 TO ADD A SPECIAL
PERMIT FOR OPERATORS OF COMMUNITY GARDENS
OR DISTRICT GARDENS; PROVIDING THAT THIS
ORDINANCE SHALL BE CUMULATIVE; PROVIDING
A SEVERABILITY CLAUSE; PROVIDING A PENALTY
CLAUSE; PROVIDING FOR PUBLICATION; AND
DECLARING AN EFFECTIVE DATE.

L-18

WEBB COUNTY HAS BEEN AWARDED FEDERAL FUNDS THROUGH THE

DEPARTMENT OF HOMELAND SECURITY (DHS) FEDERAL EMERGENCY MANAGEMENT AGENCY UNDER THE EMERGENCY FOOD AND SHELTER NATIONAL BOARD PROGRAM

Webb County has been selected to receive \$99,692 to supplement emergency food and shelter
programs in the county.

The selection was made by a National Board that is chaired by the U.S. Department of Homeland
Security's Federal Emergency Management Agency (FEMA) and consists of representatives from
The Salvation Army; American Red Cross; United Jewish Communities; Catholic Charities, USA;
National Council on the Churches of Christ in the USA; and, the United Way Worldwide. The local
board was charged to distribute funds appropriated by Congress to help expand the capacity of
food and shelter programs in high-need areas around the county.

This board comprised of representatives from American Red Cross, Bethany House, Catholic
Social Services, Webb County Community Action Agency, The Salvation Army, Webb County
Indigent Health Care Services, Primera Iglesia Bautista, United Way and others will determine
how the funds awarded in Webb County are to be distributed among the emergency food and
shelter programs run by local service agencies in the area. This board is responsible for recom-
mending agencies to receive these funds and any additional funds made available under this
phase of the program.

Under the terms of the grant from the National Board, local agencies chosen to receive funds
must (1) be private volunteer non-profits or units of government, (2) be eligible to receive federal
funds, (3) have an accounting system, (4) practice non-discrimination, (5) demonstrate the capac-
ity to deliver emergency food and/or shelter programs, and (6) have a volunteer board (if they are
a private voluntary organization). Qualifying organizations are urged to apply.

In 2016, Webb County provided Emergency Food and Shelter funds to Bethany House, Catholic
Social Services, the South Texas Food Bank, Webb County Community Action Agency and The
Salvation Army. Through this collaboration these agencies were able to provide meals and help
individuals with lodging at shelters. In addition said agencies assisted qualifying families with rent
or utility payments.

Public or private volunteer organizations interested in applying for Emergency Food and Shelter
Program funds can pick up an application at the United Way of Laredo office located at 1815 E.
Hillside Road in Laredo, TX.

Applications must be turned in at the United Way of Laredo office located at 1815 E. Hillside
Road. The deadline for turning in applications will be **Monday, July 10, 2017, 12:00 noon.**

L-25

condition, \$170,000
Centrally located
(956) 337-0197

**3-Bedroom House
w/ 2 unit
apartments, \$1770
income monthly.
\$138,000.
3017 Cleveland.
956-645-2668.**

**3/2/2 in North
Laredo,
large backyard,
impeccable condi-
tions! \$178,000!
Notzon Real Estate
(956) 754-1010**

5br, 3ba on 10 acres,
Partially finished pond,
storage shed,
Owner-Financed. Mr. Soto
956-220-3004 Cranes
Landin R E

**ALEXANDER-
New Home 3-2.5-6
all tile granite
fenced sprinkler
front n back,
Call 956-333-7760**

**Beautiful! 3 Bed/
3 baths, 1415
Centeno, granite
countertops, 1805
sq. ft., completely
fenced, CAH, brick
veneer, \$140,000.
956-337-3990.**

Residential and the
Throughout. 7,185 Lot
Size and 1,238 Living
Area. Make Your Appoint-
ment TODAY! Call Jose
"Corky" Gonzalez 956
324-0507

Rio Gulf Coast Invest-
ments, LLC. 1920 E. Saun-
ders St. Office for Sale.
Zone B-4 Perfect For
Medical Offices, Restau-
rant or any kind of Busi-
ness!!! Located Near Mercy
Hospital!! Make Your Ap-
pointment TODAY!! CALL
Jose "Corky" Gonzalez
(956)324-0507

Rio Gulf Coast Invest-
ments, LLC. 2710 Glover
for Sale. Beautiful Home
being Built by
Trautmann
Construction, LLC!!! One
Lot Still Available (2708
Glover Loop) in Quail Run
Subdivision!! The
"GREENS" Coming
SOON!!

RESERVE YOUR LOT TO-
DAY!!! CALL Jose "Corky"
Gonzalez (956)324-0507
for more information.

Rio Gulf Coast Invest-
ments, LLC. Home for Rent
\$ 1,400. 426 St. Thomas
Dr. 3Bd, 2Bth, 2 Car Gar-
age 1,464 Living Area. Tile
Throughout living area,
Laminate Floors in the
Bedroom. Home is Cen-
trally Located. Make Your
Appointment TODAY!!
CALL Jose "Corky" Gon-
zalez (956) 324-0507

LEGALS 250

**Raintree Condos
4902 Marcella Apt
110 2/Bd, 1/Bth,
\$65,000.
(956) 645-0454**

Se Renta Condominio
8709 Casa Verde Rd.
\$1,100. al Mes,
3Recamaras/2Ba.
(956)744-8246 Lerma
RE

LOTS FOR SALE 70

**2 Lots For Sale
in La Joya
Subdivision,
possible Owner
Finance,
Mobile or House.
(956)251-9162**

**2.2 Ac. Hwy 359,
Commercial
Corner,
102 Floral Blvd.
Gonzalo Farias
(956) 237-7478**

**AQUERO NEW
SUBDIVISION 402
Soubrous Rd.
Laredo, TX. Appr.
5,720 sq ft,
Financed by
Owner! Hugo
SOLD**

NOTICE OF
ONLINE PUBLIC AUCTION SALE
Property being sold to satisfy
a LANDLORD LIEN on
June 30, 2017 at 10:00 am.

Jorge Duense, Loretta Vasquez, Mario Carretero,
Roger Grisham, Raymond Renia, Ruben Solis,
Gabriela Whitman, Johanna Garza, Desiree A
Hernandez, Daniel Sanchez, Victoria D Valdez, Brenda
L Perez, Anabella Burton, Olivia Chavez, Rafael De La
Cruz, Geraldine Farias, Luis M Garcia, Eduardo Medina,
Melissa Rangel, Jerry Rodriguez, Bobby Wyson,
Domingo Zamora,
Limhi Villagrante

For more information please call
956-722-6021 or go to: Lockerfox.com

L-08

**AN ORDINANCE OF THE CITY OF LAREDO,
TEXAS, AMENDING CHAPTER 2, ARTICLE V,
BOARDS, COMMISSIONS, COUNCILS, ETC.,
OF THE CODE OF ORDINANCES BY ADDING
DIVISION 5, SECTION 2-250 FORMALIZING
THE ESTABLISHMENT AND CREATION OF THE
FINE ARTS AND CULTURE COMMISSION AND
BY ADDING SECTION 2-251 PROVIDING FOR
AUTHORITY AND DUTIES; APPROVING THE
ESTABLISHMENT OF A MURAL ARTS GRANTS
PROGRAM; ADOPTING RULES AND
PROCEDURES FOR EVALUATION OF MURAL
GRANT APPLICATIONS AND ALLOCATION OF
FUNDS; PROVIDING THAT THIS ORDINANCE
SHALL BE CUMULATIVE; PROVIDING A
SEVERABILITY CLAUSE; PROVIDING FOR
PUBLICATION; AND DECLARING
AN EFFECTIVE DATE**

L-17