

ORDINANCE NO. 126

AN ORDINANCE OF THE TOWN OF ST. PAUL, COLLIN COUNTY, TEXAS, AMENDING ST. PAUL'S ANIMAL CONTROL ORDINANCE NO. 124 BY ADDING SECTION 9A PROVIDING FOR ANIMAL REGISTRATION; AND PROVIDING FOR CONFLICTS AND SEVERABILITY.

WHEREAS, the St. Paul Town Council adopted an Animal Control Ordinance No. 124 on February 8, 2000;

WHEREAS, the St. Paul Town Council has carefully considered the merits of animal registration; and

WHEREAS, the St. Paul Town Council finds that the amendment to the Animal Control Ordinance attached hereto as Exhibit "A" is designed to promote the health, welfare, and safety of the citizens of St. Paul, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. PAUL, COLLIN COUNTY, TEXAS, AS FOLLOWS:

SECTION 1. ADOPTION OF ANIMAL CONTROL AMENDMENT.

The Town of St. Paul hereby adopts Section 9A, entitled "Animal Registration" and attached hereto as Exhibit "A," as an addition to the Animal Control Ordinance No. 124.

SECTION 2. CONFLICTS.

All ordinances and provisions of the Town of St. Paul, Texas that are in conflict with this Ordinance shall be and the same are hereby repealed, and all ordinances and provisions of ordinances of said Town not so repealed are hereby retained in full force and effect.

SECTION 3. SEVERABILITY.

It is the intent of the Town Council that each paragraph, sentence, subdivision, clause, phrase or section of this Ordinance and the Comprehensive Land Use Plan be deemed severable, and should any paragraph, sentence, subdivision, clause, phrase, or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to effect the validity of those provisions of this Ordinance or the Plan left standing.

SECTION 4. PUBLICATION.

In accordance with Section 52.011 of the Local Government Code, the caption of this Ordinance shall be published in every issue of the official newspaper of the Town for a period of ten (10) days but not more than twice during the said ten (10) day period.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect upon publication.

DULY APPROVED AND ADOPTED by the Town Council of the Town of St. Paul, Texas, on this the 10th day of April, 2000.

APPROVED:

By: signed
Joyce Pockrus, Mayor

ATTEST:

signed
Marie Finley,
Town Secretary

APPROVED AS TO FORM:

signed
James W. Wilson,
Asst. Town Attorney

EXHIBIT "A"

SECTION 9A. ANIMAL REGISTRATION

9A.1. Registration Procedure: No owner shall have within the City any dog or cat four (4) months of age or older unless such dog or cat is currently registered with animal control. A current metal registration certificate issued by animal control, or a veterinarian authorized by animal control to issue the certificate, must be affixed to a collar or harness that must be worn by the dog or cat at all times. No dog or cat shall be registered until it has a current vaccination.

(a) Application for initial issuance or renewal of each registration must be made by the owner in writing or in person and be accompanied by a fee of Ten Dollars (\$10.00). If the cat or dog being registered has been neutered or spayed and proof of such surgical sterilization can be shown to an animal control officer or a veterinarian authorized to issue such registrations, the fee will then be Five Dollars (\$5.00). Dogs and cats under the age of one (1) year shall be registered at the sterilized fee. Animals may be exempt from the sterilization provision upon written recommendation from a veterinarian that such alteration would be harmful or dangerous to the animal.

(b) Registration certificates shall be renewed annually. The renewal period will be from January 1 to January 31. Certificates for the renewal period shall be available for sale at least thirty (30) days in advance of January 1 and shall constitute a valid registration upon issuance.

(c) Registration and/or vaccination certificates (and tags) shall be valid only for the animal for which it was originally issued.

(d) If there is a change in ownership of a registered dog or cat, the new owner may have the registration transferred to his name. There shall be no charge for said transfer. Application for such transfer shall be made to animal control in writing or in person.

(e) Fee exempt registrations may be issued for the following: (1) Police or sheriff's department dog; and (2) dogs trained to assist the audio or visually impaired person. Eligibility for fee-exempt registration does not relieve the owner of his responsibility under other provisions of this chapter.

(f) Veterinarians authorized by animal control to issue animal registration certificates may retain one dollar (\$1.00) of the registration fee for every animal registered in accordance with this chapter.

9A.2. Registration Denial or Revocation: The Supervisor of Animal Control may deny the application of any person to register a cat or dog or revoke a permit issued to any person who has been convicted in any duly authorized court of jurisdiction in the State of Texas or resides with any person so convicted of any of the following:

(a) Cruelty to animals as defined in the Texas Penal Code, Article 42.11, Inhumane Treatment, or negligence to an animal; and,

(b) Four (4) or more separate and distinct violations of an animal control ordinance or regulation of a municipality in the State of Texas within any twelve (12) month period.

9A.3. Appeal of Registration Denial or Revocation: The decision of the Supervisor of Animal Control to deny or revoke registration may be appealed within ten (10) days after the date of the decision to the Town of St. Paul Municipal Court. The municipal judge shall uphold, overturn, or modify the Supervisor of Animal Control's decision to deny or revoke a registration certificate.