



**AGENDA**  
**ANIMAL SERVICES CENTER ADVISORY COMMITTEE**  
**REGULAR MEETING**  
**CITY HALL COUNCIL CHAMBER, 7105 WHITLEY ROAD**  
**WEDNESDAY, SEPTEMBER 28, 2016**  
**12:00 P.M.**

**CALL TO ORDER**

**CITIZEN'S OPEN FORUM**

**APPROVAL OF MINUTES**

1. Minutes of Regular Meeting of December 4, 2015

**NEW BUSINESS**

1. Discussion and action recommending approval of proposed changes to the City of Watauga Code of Ordinances, amending Chapter 6, Article I, by adding a clause to section 6-4, regarding animal defecation and forwarding recommendation to the City Council after final changes are made by the City Manager and City Attorney
2. Discussion and action recommending approval of proposed changes to the City of Watauga Code of Ordinances, amending Chapter 6, Article VI, by adding section 6-293, regarding confined animals and forwarding recommendation to the City Council after final changes are made by the City Manager and City Attorney

**ADJOURNMENT**

**NOTICE**

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (817) 514-5825 OR FAX (817) 514-3625 FOR FURTHER INFORMATION.

I, Zolaina R. Parker, City Secretary for the City of Watauga, Texas, do hereby certify that this agenda was posted on the official bulletin board at City Hall, 7105 Whitley Road, Watauga, Texas, on Friday, September 23, 2016, before 6:00 p.m., in accordance with Chapter 551 of the Texas Government Code.

  
Zolaina R. Parker, City Secretary



**MINUTES  
ANIMAL SERVICES CENTER ADVISORY COMMITTEE  
REGULAR MEETING  
WEDNESDAY, DECEMBER 4, 2015  
CITY HALL COUNCIL CHAMBER  
7105 WHITLEY ROAD, WATAUGA, TEXAS 76148  
12:00 P.M.**

Members present:

	Alex Magee	Secretary
	Lieutenant Rande Benjamin	Member
	Dr. Karen Metzler	Vice-Chairperson
and	Jeannette Garcia	Administrative Assistant, CSO
with	Pam Burney, Chairperson, absent with notice.	

**CALL TO ORDER**

Vice-Chairperson Metzler called the meeting to order at 12:17 p.m.

**CITIZEN'S OPEN FORUM**

None.

**APPROVAL OF MINUTES**

1. Minutes of Regular Meeting of November 4, 2015

Member Benjamin made a motion to approve the Minutes of Regular Meeting of November 4, 2015. Secretary Magee seconded the motion, which prevailed as follows:

AYES: Benjamin, Magee, Metzler  
NAYS: None  
ABSTAIN: None  
ABSENT: Burney

**REPORTS FROM STAFF**

1. Update on Inspection for Rabies Quarantine Facilities and Impoundment /Shelter Facilities for 2015-2016

Secretary Magee provided an update of the Inspection for Rabies Quarantine Facilities and Impoundment /Shelter Facilities for 2015-2016. Member Rande Benjamin, made note of his appreciation of staff's hard work throughout the year.

## **NEW BUSINESS**

1. Discussion and possible action on setting next meeting dates for the Animal Services Center Advisory Committee

Member Benjamin made a motion to set a meeting on March 16, 2015 at 12:00 p.m. Vice-Chairperson Metzler seconded the motion, which prevailed as follows:

AYES: Metzler, Magee, Benjamin  
NAYS: None  
ABSTAIN: None  
ABSENT: Burney

## **ADJOURNMENT**

With there being no further business to conduct, Vice-Chairperson Metzler adjourned the meeting at 12:22 p.m.

APPROVED: this 28th day of September, 2016

SIGNED: this 28th day of September, 2016

ATTEST:

\_\_\_\_\_  
Alex Magee, Secretary

APPROVED:

\_\_\_\_\_  
Pam Burney, Chairperson

**Sec. 6-4. - Health hazards.**

Any person who shall harbor or keep on his premises, or in or about premises under his control, any dog or cat or pet animal, and who shall allow his premises to become a hazard to the general health and welfare of the community, or who shall allow his premises to emit noxious or offensive odors which cause unreasonable discomfort to persons of normal sensibility due to the activity, presence, and/or defecation of such animals, shall be guilty of a misdemeanor.

Under this section, such responsible parties also have the duty to remove any pet animal defecation from public sidewalks, park areas and all other public property, as well as from any other private property in the City. The responsible party shall remove the defecation and dispose of it appropriately in a trash receptacle, sanitary disposal unit, or other sealed container. The responsible party who keeps or harbors on his premises any pet animal and fails to comply with these provisions shall be guilty of a class "C" misdemeanor.

**Sec. 6-293. - ANIMAL ENDANGERMENT; UNLAWFUL CONFINEMENT IN UNATTENDED MOTOR VEHICLE**

(A) As used in this Section, the term “animal” means a domestic animal, household pet, or wild animal held in captivity.

(B) It shall be unlawful for a person to leave or confine an animal in any unattended motor vehicle under conditions that endanger the health or well-being of an animal due to heat, cold, lack of adequate ventilation, lack of food or water, or other circumstances that could reasonably be expected to cause suffering, disability, or death to the animal.

(C) Nothing in this Section shall prevent a law enforcement officer or an animal control officer from removing an animal from a motor vehicle if the animal's safety appears to be in immediate danger from heat, cold, lack of adequate ventilation, lack of food or water, or other circumstances that could reasonably be expected to cause suffering, disability, or death to the animal.

(D) A law enforcement officer or animal control officer has authority to enter such motor vehicle by any reasonable means under the circumstances after making a reasonable effort to locate the owner or other person responsible.

- (E) A law enforcement officer or animal control officer who removes an animal from a motor vehicle pursuant to this section is immune from criminal or civil liability that might otherwise result from the removal.
- (F) A law enforcement officer or animal control officer may enter the motor vehicle for the sole purpose of rescue or release of the animal and may not search the vehicle unless otherwise permitted by law.
- (G) A law enforcement officer or animal control officer who removes an animal from a motor vehicle shall take the animal to an animal shelter or other place of safekeeping. If the officer deems necessary, he or she may transfer the animal to a veterinary hospital for necessary treatment. The officer who removes an animal from a motor vehicle shall, in a secure and conspicuous location on or within the motor vehicle, leave written notice bearing his or her name and office, and the address of the location where the animal can be claimed.
- (H) The animal may be claimed by the owner only after payment of all charges that have incurred for the maintenance, care, medical treatment, or impoundment of the animal.
- (I) It is an affirmative defense to a violation of Subsection (B) of this Section that the animal is:
- (1) A police animal or an animal that is used by a federal law enforcement agency in carrying out the duties of the agency, or an animal used by a search and rescue

organization in carrying out the activities of the organization;

- (2) An animal that is under the possession and control of an animal control officer or a first responder during an emergency.

(J) A person commits an offense if the person intentionally, knowingly, or recklessly fails to comply with any provision or requirement of this Section. An offense under this Section is punishable by a fine in accordance with Section 1-7. If a person fails to comply with this Section with respect to more than one animal, the person's conduct with respect to each animal constitutes a separate offense.

(K) This Section does not prohibit the transportation of horses, cattle, pigs, sheep, poultry or other agricultural animals in motor vehicles designed to transport such animals for agricultural purposes.