

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 6, “ANIMALS AND FOWL,” ARTICLE XII, “ANIMAL SHELTER ADVISORY COMMITTEE,” SECTION 6-75, “CREATION” OF THE CODE OF THE CITY OF FORT WORTH, TEXAS (2015), AS AMENDED, TO INCREASE THE NUMBER OF MEMBERS ON THE ANIMAL CONTROL ADVISORY COMMITTEE FROM SEVEN MEMBERS TO NINE MEMBERS; PROVIDING THAT THE CITY MAY ESTABLISH QUALIFICATIONS FOR POSITIONS ON THE COMMITTEE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 823.005 of the Texas Health and Safety Code requires a municipality in which an animal shelter is located to have an advisory committee consisting of a minimum of four members; and

**WHEREAS**, the Fort Worth Animal Shelter Advisory Committee currently consists of seven members; and

**WHEREAS**, the City Council finds it is necessary to increase the membership of the Committee to nine members; and

**WHEREAS**, Section 823.005 of the Texas Health and Safety Code requires that the advisory committee membership be composed of at least one licensed veterinarian, one county or municipal official, one person whose duties include the daily operation of an animal shelter, and one representative from an animal welfare organization; and

**WHEREAS**, the City Council finds it is necessary to allow for the establishment of qualifications for positions on the Committee, other than the four positions required by state law, to promote an engaged and effective committee;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, AS FOLLOWS:**

**SECTION 1.**

Chapter 6, “Animals and Fowl,” Article XII, “Animal Shelter Advisory Committee,” Section 6-75, “Creation,” of the Code of the City of Fort Worth (2015), as amended, is hereby amended by amending subsections (c), (d), and (e) to be and read as follows:

- (c) The committee shall consist of nine members appointed by a majority vote of the City Council. Committee members shall serve two-year terms except as provided in subsection (d) below.
- (d) Appointments shall be as follows:
  - (1) Places 1, 3, 5, 7, and 9. Terms expire on October 1 of each odd-numbered year.
  - (2) Places 2, 4, 6, and 8. Terms expire on October 1 of each even-numbered year.
- (e) The composition of the committee shall include at least one licensed veterinarian, at least one municipal official, at least one person whose duties include the daily operation of an animal shelter, and at least one representative from an animal welfare organization. The same person shall not be appointed to fulfill more than one of these requirements. The City may establish qualifications for other positions on the committee.

## **SECTION 2.**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Fort Worth, Texas (2015), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

## **SECTION 3.**

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 4.**

All rights and remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of the provisions of the ordinances amended herein, which have accrued at the time of the effective date of this ordinance and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

**SECTION 5.**

This ordinance shall take effect upon adoption.

**APPROVED AS TO FORM AND LEGALITY:**

**ATTEST:**

\_\_\_\_\_  
Amarna Muhammad  
Assistant City Attorney

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Jannette Goodall  
City Secretary

ADOPTED:\_\_\_\_\_

EFFECTIVE:\_\_\_\_\_