

**ORDINANCE NO. 1190-02-19**

**AN ORDINANCE OF THE CITY OF HONDO TEXAS CODE OF ORDINANCES AMENDING CHAPTER 2. ANIMAL CONTROL, ARTICLE 2.01 GENERAL PROVISIONS; INCORPORATING RECITALS; SAVINGS CLAUSES, AND SETTING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Hondo Texas ("City Council") has investigated and determined that it would be advantageous and beneficial to the City of Hondo, Texas ("City") to establish comprehensive rules and regulations for animal control in the City; and

**WHEREAS**, the proper care, regulation and control of animals, fowl and livestock is necessary for the health, safety and quality of life of the citizens of the City; and

**WHEREAS**, the establishment of reasonable requirements for the care and control of dogs, cats, animals, fowl and livestock is necessary to protect such animals and the general public; and

**WHEREAS**, it is necessary for the City to adopt requirements and regulations which will enable the officers and employees of the City to respond in a manner consistent with State law to unusual circumstances and conditions that arise from time to time with respect to the keeping, care and control of domestic, wild and exotic animals; and

**WHEREAS**, the rules, regulations and requirements established by ordinance may not be inconsistent with State law; and

**WHEREAS**, the City Council has determined that it is in the best interest of the City to regulate animals within the City in accordance with State law.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HONDO:**

**SECTION 1. AMENDMENT.** That the Code of Ordinances of the City of Hondo, Texas repeals the current Section 2.01.012 and the Code of Ordinances is hereby amended Chapter 2, "Animal Control," Article 2.01.012, "Keeping Fowl," which shall hereinafter read as follows:

**CHAPTER 2 - ANIMAL CONTROL  
ARTICLE 2.01.- GENERAL PROVISIONS  
SECTION 2.01.012 – HENS, OTHER FOWL, AND RABBITS**

**Sec. 2.01.012. – Hens, other fowl and rabbits.**

- (a) No more than six hens and/or two other fowl and/or two rabbits may be kept at a residence.
- (b) All hens, other fowl, and rabbits kept at a residence shall have a pen, coop or hutch constructed and available to such hens, other fowl and rabbits. All hens, other fowl, and rabbits must remain on owner's property behind a fence, on a leash, or on a tether.
- (c) The pen, coop, or hutch shall be at least 20 feet from neighboring residences and at least ten feet from the owner's residence.
- (d) No more than six hens and/or two fowl and/or two rabbits may be kept at qualified zone property as defined herein unless the property operates as and qualifies as a commercial animal enterprise.
- (e) The keeping of roosters at a residence or qualified zone property, including a commercial animal enterprise, is prohibited.


**SECTION 2.** The remainder of Chapter 2, Article 2.01 in the City's Code of Ordinances remains unchanged. The Code of the City of Hondo, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

**SECTION 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict with all remaining portions not conflicting being saved from repeal herein.

**SECTION 4.** The Amendment to this Ordinance shall take effect immediately upon approval by the City Council of Hondo.

**PRESENTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF HONDO TEXAS THIS 25<sup>th</sup> DAY OF FEBRUARY, 2019.**

**ATTEST:**

  
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**JAMES W. DANNER SR., MAYOR**

  
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**Miguel Cantu, City Secretary**

