

ORDINANCE NO. 01-06-08

AN ORDINANCE OF THE CITY OF COOPER, TEXAS, AMENDING SECTION 3 OF THE CITY OF COOPER CODE OF ORDINANCES, "ANIMALS"; AND SETTING AN EFFECTIVE DATE.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COOPER, TEXAS:

SECTION 1. That Section 3, Subsection 3.08, of the City of Cooper Code of Ordinances, entitled "Dogs - Restraint Required; Valid License Tag Required for Unrestrained Cats," be and the same is hereby amended to read as follows:

§ 3.08. Dogs - Restraint Required; Valid License Tag Required for Unrestrained Cats.

It shall be declared a nuisance for the owner of any dog to permit or allow such dog to run or be at large upon any public street, highway, alley, court, square, park, sidewalk, public ground or property, public place, or any unfenced public or private land within the corporate limits of the City. If ownership can be determined, said owner shall be issued a citation.

Every person raising, owning or keeping any dog within the City shall confine such dog to the premises of the owner or person controlling him. The dog shall be confined by a fence or wall of sufficient height and strength to keep the dog within the enclosure, unless accompanied by a responsible person and restrained by a leash, rope or tether in the hands of such person.

An owner may not leave a dog outside and unattended by use of a restraint, chain, rope, tether, leash, cable, or other device that attaches a dog to a stationary object or trolley system.

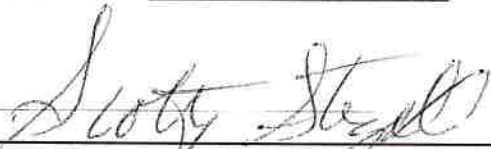
It shall be declared a nuisance for the owner of any cat to permit or allow such cat to run unrestrained unless a valid license tax is obtained and maintained by the owner or on a breakaway collar.

SECTION 2. That if any section, provision, subsection, paragraph, sentence, clause, phrase or word in this Ordinance or application thereof to any person or circumstance is held invalid by any court of competent jurisdiction, such holdings shall not affect the validity of the remaining portions of this Ordinance, and the City Council of the City of Cooper, Texas hereby declares it would have enacted such remaining portions, despite such invalidity.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith be and the same are hereby expressly repealed.

SECTION 4. This Ordinance shall be in full force and effect immediately upon its passage and approval.

PASSED AND APPROVED, this the 9 day of June, 2008.



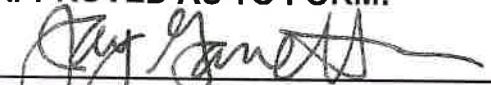
Scotty Stegall, Mayor

ATTEST:



Margaret Eudy, City Secretary

APPROVED AS TO FORM:



Jay Garrett, City Attorney