

**ORDINANCE NO. 23-003**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PELICAN BAY  
PLACING THE SUPERVISION AND DIRECTION OF THE ANIMAL  
CONTROL AND CODE ENFORCEMENT UNDER THE SUPERVISION OF  
THE CHIEF OF POLICE; DEFINING AND CLARIFYING THE DUTIES OF  
THE ANIMAL CONTROL AND CODE ENFORCEMENT OFFICER;  
PROVIDING A CUMULATIVE CLAUSE; AND PROVIDING FOR  
SEVERABILITY.**

**WHEREAS**, the City of Pelican Bay, Texas is a Type A general-law City incorporated and functioning as such under the provisions of Chapter 11, Title 28, Revised Civil Statutes of Texas, 1925, as amended: and

**WHEREAS**, Section 22.071 of the Texas Local Government Code provides that a Type A general-law municipality may appoint municipal officers by ordinance; and

**WHEREAS**, the City Council desires to place the Animal Control and Code Enforcement under the command of the Chief of Police;

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELICAN BAY, TEXAS.**

Section 1: THAT the Animal Control and Code Enforcement be subject to supervision and direction of the Chief of Police.

Section 3: It shall be the duty of the Animal Control and Code Enforcement Officer to faithfully perform the duties as outlined:

**A. ANIMAL CONTROL**

1. Provide day-to-day coordination of the care and upkeep of animals in the City of Pelican Bay.
2. Impound, care for, and dispose of animals as appropriate.
3. Plan routine patrols to search for loose/lost animals, respond to calls and complaints regarding dead, loose animals.
4. Enforce City Animal Control laws, explain ordinances related to the care and upkeep of animals, issue citations for violations of Animal Control ordinances, appear in court on applicable cases.

5. Responsible for the care and maintenance of the shelter and the animals including cleaning the shelter, feeding the animals.

## **B. CODE ENFORCEMENT**

1. Perform a variety of ordinance enforcement inspections on residential and commercial property, investigating complaints regarding potential ordinance violations pertaining to nuisances, trash, debris or related unsanitary conditions, property, zoning, and vehicle ordinance violations, and high grass and overhanging limbs; issue citations, notices of abatements as necessary.
2. Appears in court as necessary concerning City ordinances violations providing witness testimony.

### Section 4: **SEVERABILITY.**

If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

### Section 5: **EFFECTIVE DATE.**

This Ordinance shall become effective immediately upon its passage.

## **AND IT IS SO ORDAINED.**

PASSED AND APPROVED this 14th day of February, 2023.

### **CITY OF PELICAN BAY**

By: 

Tamra Olague, Mayor

ATTEST:



Cynthia Daniels, City Secretary