

ORDINANCE NO. _____

AN ORDINANCE OF THE LEWISVILLE CITY COUNCIL AMENDING CHAPTER 3, DIVISION 3, ANIMAL SERVICES ADVISORY COMMITTEE, SECTION 3-52, TO PROVIDE THAT THE REQUIREMENT THAT COMMITTEE MEMBERS BE CITIZENS OR BUSINESS OWNERS IN THE CITY OR CITIZENS OF THE CITY'S EXTRATERRITORIAL JURISDICTION DOES NOT APPLY TO CERTAIN MEMBER POSITIONS MANDATED BY STATE LAW; PROVIDING A REPEALER, SEVERABILITY AND AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

WHEREAS, Texas state law provides, in relevant part, that a municipality in which an animal shelter is located shall appoint an advisory committee ("Animal Services Advisory Committee") 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 ("State-Mandated Animal Services Advisory Committee Member Positions"); and

WHEREAS, the Lewisville City Code provides, in relevant part, that the members of its Animal Services Advisory Committee shall be citizens or business owners in the city or citizens of the city's extraterritorial jurisdiction; and

WHEREAS, the City Council desires to remove said residency and business ownership requirements for certain State-Mandated Animal Services Advisory Committee Member Positions to facilitate the appointment of people to those positions; and

WHEREAS, the City Council has determined that for the health, welfare, and safety of its citizens, an amendment to chapter 3, section 3-52 is necessary.

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

SECTION 1. All of the above premises are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

SECTION 2. Chapter 3, Section 3-52 of the Lewisville City Code is hereby amended by deleting the current language and in its place, inserting the following new language:

Sec. 3-52 – Qualifications, compensation, vacancy of members.

- (a) Members shall be citizens or business owners in the city or citizens of the city’s extraterritorial jurisdiction; except that, this requirement does not apply to the member positions filled by a licensed veterinarian, a person whose duties include the daily operations of the shelter, and a representative from an animal welfare organization,
- (b) Members shall serve without compensation.
- (c) In the event of a vacancy, the city council shall appoint a member to serve for the unexpired term. Any member may be removed by the city council.
- (d) If a replacement has not been designated by the end of the member’s term, that member shall continue serving until a successor is appointed.

SECTION 3. Every ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION 4. If any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect.

SECTION 5. This ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by law.

SECTION 6. It being for the public welfare that this ordinance be passed creates an emergency and public necessity and the rule requiring this ordinance be read on three separate occasions be, and the same is hereby, waived and this ordinance shall be in full force and effect from and after its passage and approval and publication, as the law in such cases provides.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, BY A VOTE OF ____ TO ____, ON THIS THE 18th DAY OF SEPTEMBER 2023.

APPROVED:

TJ Gilmore, MAYOR

ATTEST:

Thomas Harris III, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY