

Section 1: That Section 3-9 of Chapter 3 of The Code of The City of Abilene, Texas, 1957, as amended, be and the same is hereby further amended to read hereafter as follows:

"Sec. 3-9: CONFINEMENT OF DOGS; BITING PEOPLE.

"a. Should any person make an affidavit before the City Health Officer, City Dog Warden, a Police officer or other authorized representative of the City of Abilene that a dog or any other animal has bitten or scratched any person within the corporate limits of the City of Abilene, the dog or other animal so identified shall be immediately impounded by the City's Dog Warden or other authorized representative and taken to a licensed veterinarian to be kept under observation for not less than ten (10) days after such person was bitten or scratched, and to release said dog or other animal only on written permission of the City Health Officer or his authorized representative. If such dog or other animal is found to be sick and there appears to the veterinarian and/or the City Health Officer that there is any indication that said animal is rabid, then the Health Officer shall take the necessary steps to dispose of the animal and have its remains examined by the State Health Department and all other steps necessary to insure the health and safety of the citizens of Abilene, including the confinement of any and all other animals which may have been exposed to said sick animal. In the execution of the provisions of this ordinance, neither the City of Abilene or any of its employees or representatives shall be liable in damages to the animal owner or any other person.

"b. Such confinement shall be at the expense of the person responsible for said animal, and the animal shall not be released until the person responsible for it shall have paid the expense of confinement and observation, and should the person responsible for said animal refuse to pay said expense, the animal shall be turned over to the City's Dog Warden and kept and disposed of in the same manner as dogs impounded which are found running at large.

"c. No person shall willfully interfere with, hinder, obstruct or molest any person engaged in the performance of a duty imposed by this section.

"d. The term 'animal' as used in this section shall include but not be limited to cats, foxes, raccons, opossum, rats, hamsters, mice, skunks, coyotes, wolves, bobcats, monkeys, dogs, etc."

Section 2: That if any word, phrase, clause, sentence or section of this ordinance or the application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the provisions or application of this ordinance which can be given effect without the invalid word, phrase, clause, sentence or section or application, and to this end the provisions of this ordinance are declared to be severable.

Section 3: That any person, firm or corporation violating any of the provisions

of this chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than Two Hundred Dollars (\$200.00). Each such violation which shall continue or be permitted to continue shall be deemed a separate offense.

Section 4: That the City Council finds that an emergency exists requiring suspension of the rule provided in Section 18 of the City Charter requiring that ordinances be read on two separate days; said rule is hereby suspended in that the immediate passage of this ordinance is necessary for the preservation of the peace, safety and welfare of the citizens, and said ordinance is passed on two readings.

PASSED ON FIRST READING this 23rd day of April, A. D. 1964.

PASSED ON SECOND AND FINAL READING this 23rd day of April, A. D. 1964.

ATTEST:

\_\_\_\_\_  
MAYOR

CITY SECRETARY

APPROVED:  
JOHN W. DAVIDSON, City Attorney

\_\_\_\_\_