

**CITY OF ALPINE  
ANIMAL ADVISORY BOARD MEETING  
TUESDAY, APRIL 9, 2024 - 6:00 P.M.**

NOTICE IS HEREBY GIVEN THAT THE ANIMAL ADVISORY BOARD OF THE CITY OF ALPINE, TEXAS, WILL HOLD A MEETING AT 6:00 P.M. ON TUESDAY, APRIL 9, 2024, AT CITY COUNCIL CHAMBERS LOCATED AT 803 WEST HOLLAND AVENUE AND VIA ZOOM FOR THE PURPOSE OF CONSIDERING THE ATTACHED AGENDA. THIS NOTICE IS POSTED PURSUANT TO THE TEXAS OPEN MEETINGS ACT. ACTION ITEMS APPROVED AT THIS MEETING WILL BE CONSIDERED BY THE CITY COUNCIL FOR FINAL ACTION.

**AGENDA –**

**1. Call to Order.**

**2. Determination of quorum.**

**3. Public Comments** (limited to three minutes per person).

**4. Approval of minutes of the previous meeting –**

- a) January 9, 2024 Regular Meeting Minutes. (G. Calderon, City Secretary)

**5. Public Hearings –** None.

**6. Discussion Items –**

- a) Discuss making a recommendation to the City Council to amend Chapter 10 – Animals to the Alpine Code of Ordinances; Providing updated definitions within the Chapter including definitions of adequate shelter, definition of euthanasia, and definition of current vaccination requirements; Amending the processes, procedures, and timelines for the impoundment and humane destruction, or euthanasia, of animals impounded by the city. (P. Culver, Chair)
- b) Discussion regarding the next meeting date of the Animal Advisory Board. (P. Culver, Chair)

**7. Action Items –**

- a) Approve a recommendation to the City Council to amend Chapter 10 – Animals to the Alpine Code of Ordinances; Providing updated definitions within the Chapter including definitions of adequate shelter, definition of euthanasia, and definition of current vaccination requirements; Amending the processes, procedures, and timelines for the impoundment and humane destruction, or euthanasia, of animals impounded by the city. (P. Culver, Chair)

**8. Board Member Comments.**

**9. Adjourn.**

**NOTICE:** This facility is wheelchair accessible and accessible parking space is available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the Office of the City Secretary at (432) 837-330 I, option 1, or email [city.secretary@cityofalpine.com](mailto:city.secretary@cityofalpine.com) for further information.

**CERTIFICATION**

I, Geoffrey R. Calderon, hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and to the City website at [www.cityofalpine.com](http://www.cityofalpine.com) pursuant to Section 551.043, Texas Government Code. The said notice was posted at 5:00 P.M. on April 3, 2024, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting.

**WITNESS MY HAND AND SEAL OF OFFICE**

**THIS 3<sup>RD</sup> DAY OF APRIL 2024.**

  
\_\_\_\_\_  
Geoffrey R. Calderon, TRMC  
*City Secretary & Chief Governance Officer*





**ANIMAL ADVISORY BOARD  
MEETING AGENDA ITEM COVER MEMO  
APRIL 9, 2024**

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**APPROVAL OF MINUTES**

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1. January 9, 2024 Regular Meeting Minutes.

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**BACKGROUND**

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NONE.

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**SUPPORTING MATERIALS**

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1. January 9, 2024 Regular Meeting Minutes.

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**STAFF RECOMMENDATION**

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1. APPROVE.

**CITY OF ALPINE  
ANIMAL ADVISORY BOARD  
TUESDAY, JANUARY 9, 2024 – 6:00 P.M.  
MINUTES**

1. **Call to Order** – Patsy Culver, Chair of the Animal Advisory Board, called the meeting to order at 5:52 P.M. The meeting was held in City Council Chambers located at 803 West Holland Avenue, Alpine, Texas, 79830 and via Zoom video conference.

2. **Determination of quorum.**

**Board Members Physically Present:**

Councilor Judy Stokes, Board Member  
Patsy Culver, Chair of the Board  
Jennifer Stewart, Animal Services Supervisor  
Mary Ann Vega, Board Member  
James Etchison, Board Member  
Lauren Spear, Board Member  
Dr. Mary Dodson, Veterinarian Board Member

**Board Members Not Present:**

Manuel Martinez, Board Member  
Pat McCall, Board Member

**City Staff Present:**

Megan Antrim, City Manager

**City Staff Present virtually:**

Geoffrey R. Calderon, City Secretary

3. **Public Comments** – (Limited to 3 minutes per person) – None.

4. **Approval of minutes of previous meetings** –

a) October 10, 2023 Regular Meeting Minutes

*On a motion by Board Member Etchison and seconded by Board Member Spear to approve the meeting minutes, the Animal Advisory Board unanimously voted to adopt the motion.*

5. **Public Hearings** – None.

6. **Discussion Items** –

a) Discuss – 10-186 (b) Dangerous Dog Determination, 10-118 Impoundment, and 10-148 (b) Report of rabies, suspects, quarantine method and testing. (P. Culver, Chair)

7. **Action Items** – None.

8. **Board Member Comments.**

*On a motion by Board Member Etchison and seconded by Board Member Vega to adjourn, the meeting was adjourned.*

9. **Adjourn. (6:32 P.M.)**

APPROVED:

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Patsy Culver, Chair of the Animal Advisory Board

**CERTIFICATION**

I, Geoffrey R. Calderon, hereby certify that notice of this meeting was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at [www.cityofalpine.com](http://www.cityofalpine.com) pursuant to Section 551.043, Texas Government Code. The said notice was posted at 5:00 P.M. on January 5, 2024, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting.

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Geoffrey R. Calderon, City Secretary



**ANIMAL ADVISORY BOARD  
MEETING AGENDA ITEM COVER MEMO**

**APRIL 9, 2024**

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**DISCUSSION ITEMS**

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- a) Discuss making a recommendation to the City Council to amend Chapter 10 – Animals to the Alpine Code of Ordinances; Providing updated definitions within the Chapter including definitions of adequate shelter, definition of euthanasia, and definition of current vaccination requirements; Amending the processes, procedures, and timelines for the impoundment and humane destruction, or euthanasia, of animals impounded by the city. (P. Culver, Chair)
- b) Discussion regarding the next meeting date of the Animal Advisory Board. (P. Culver, Chair)

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**BACKGROUND**

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NONE.

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**SUPPORTING MATERIALS**

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NONE.

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**STAFF RECOMMENDATION**

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**APPROVE.**



**ANIMAL ADVISORY BOARD  
MEETING AGENDA ITEM COVER MEMO**

**APRIL 9, 2024**

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**ACTION ITEMS**

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- a) Approve a recommendation to the City Council to amend Chapter 10 – Animals to the Alpine Code of Ordinances; Providing updated definitions within the Chapter including definitions of adequate shelter, definition of euthanasia, and definition of current vaccination requirements; Amending the processes, procedures, and timelines for the impoundment and humane destruction, or euthanasia, of animals impounded by the city. (P. Culver, Chair)

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**BACKGROUND**

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NONE.

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**SUPPORTING MATERIALS**

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1. Proposed Ordinance 2024-04-04.

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**STAFF RECOMMENDATION**

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APPROVE.

**ORDINANCE 2024-05-03**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING CHAPTER 10 – ANIMALS TO THE ALPINE CODE OF ORDINANCES; PROVIDING FOR UPDATED DEFINITIONS WITHIN THE CHAPTER INCLUDING DEFINITIONS OF ADEQUATE SHELTER, DEFINITION OF EUTHANASIA, AND DEFINITION OF CURRENT VACCINATION REQUIREMENTS; AMENDING THE PROCESSES, PROCEDURES, AND TIMELINES FOR THE IMPOUNDMENT AND DESTRUCTION, OR EUTHANASIA, OF ANIMALS IMPOUNDED BY THE CITY; PROVIDING THE ESTABLISHMENT OF UP TO A \$500 PENALTY PER OCCURRENCE FOR VIOLATIONS OF THE ORDINANCE.**

**WHEREAS**, the Animal Advisory Board is composed of community members who advise the City Council on policy decisions that affect the health and safety of animals within the City; and

**WHEREAS**, the Animal Advisory Board has recommended changes to the City Council that would implement update the general definitions of the chapter and update processes, procedures, and timelines for the impoundment and destruction of animals impounded by the City; and

**WHEREAS**, the amendments recommended by the Animal Advisory Board will allow the Animal Services Department to provide a more effective and efficient service to the community and to ensure adequate animal welfare within the City; and

**WHEREAS**, it is deemed by the City Council to be in the best interest of the City to amend the current animal ordinances as recommended by the Animal Advisory Board.

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

**SECTION I  
FINDINGS OF FACT**

The Alpine Code of Ordinances is hereby amended to reflect the changes hereto attached as Exhibit “A.” The premises attached as Exhibit “A” are found to be true and correct legislative and factual findings of the City Council of the City of Alpine and are hereby approved and incorporated herein as findings of fact.

**SECTION II  
INCLUSION IN THE CODE OF ORDINANCES**

The provisions of this ordinance shall become and be made a part of the Code of Ordinances of Alpine, Texas. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section,” “article,” or any other appropriate word. The codifier of the City is empowered to make amendments to match the style of the existing code.

**SECTION III**



**CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

**SECTION IV  
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

**SECTION V  
PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION VI  
PUBLIC HEARING**

A public hearing was held on May 21, 2024, where interested parties had the opportunity to make public comments on this ordinance prior to approval. Notice of the date and time of the hearing and notice of how to obtain copies of the proposed ordinance was published in the Alpine Avalanche, the official newspaper of the City of Alpine, on May 16, 2024.

**SECTION VII  
EFFECTIVE DATE**

This ordinance shall be effective upon passage and publication as required by State and Local law.

**PASSED AND ADOPTED THIS 21<sup>st</sup> DAY OF MAY 2024 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.**

**INTRODUCTION AND FIRST READING  
MAY 7, 2024**

**SECOND AND FINAL READING  
MAY 21, 2024**

APPROVED:

ATTEST:

\_\_\_\_\_  
Catherine Eaves, Mayor

\_\_\_\_\_  
Geoffrey R. Calderon, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

## EXHIBIT "A"

### EDITOR'S NOTE:

Additions are Underlined. ~~Omissions appear in red Strikethrough Text.~~

## Chapter 10 ANIMALS

### ARTICLE I. IN GENERAL

#### Sec. 10-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Adequate shelter* means a sturdy structure:

- (1) ~~That provides the dog protection from inclement weather; and~~ Have a weatherproof top, bottom, and sides;
- (2) ~~With dimensions that allow the dog while in the shelter to stand erect, sit, turn around, and lie down in a normal position.~~ Have an opening on no more than one side that allows the dog to remain dry and provides adequate shade during daylight hours to prevent overheating and discomfort to the dog;
- (3) Have a floor that is level and dry;
- (4) Be free from cracks, depressions, and rough areas that might be conducive to insects, parasites, and other pests;
- (5) Be of adequate size to allow the dog to stand erect with the dog's head up, to turn around easily, and to sit and lie down in a comfortable and normal position.
- (6) Have sufficient clean and dry bedding material or other means of protection from the weather that will allow the dog to retain body heat when the weather is colder than what a dog of that breed and condition can tolerate;
- (7) Provide suitable means for the prompt elimination of excess liquids;
- (8) Be structurally sound, maintained in good repair, and constructed with material that protects the dog from injury; and
- (9) Allows the dog in and out.

*Altered animal* means an animal having been spayed or neutered.

*Animal* means ~~any living vertebrate creature except human beings and with the exclusion of fish, amphibians, reptiles, caged birds and small rodents when kept as pets in a private residence, or enclosed in a commercial enclosure. The word "animal" shall mean only a mammal when referring specifically to the control of rabies.~~ every living nonhuman creature.

*Animal control officer, animal services officer, or ACO* means a duly authorized person responsible for the enforcement of this chapter including peace officers.

*Animal shelter* means any premises designated or operated by the city for the purpose of impounding and caring for animals under the authority of this chapter.

*Appendix C: Animal Services Fees* means the official animal services fee schedule, established by city council resolution and available during normal business hours at city hall or online by visiting [www.cityofalpine.com/fees](http://www.cityofalpine.com/fees).

*Attack* means definite vigorous, aggressive action by a dog directly against a person or other animal which results in the infliction of bodily injury, or the threat of bodily injury, by such dog to a person or other animal.

*Bee, bee keeping and bee hives* means any of numerous hairy-bodied insects including social and solitary species, the cultivation of bees on any commercial scale for the production of honey or bees, and a hive is a manmade receptacle that houses a swarm of bees.

*Bite* means an abrasion, scratch, puncture, tear or piercing of the skin actually or suspected of being caused by the mouth of any animal.

*City or City of Alpine* means officials of the City of Alpine including, but not limited to, the city manager, the animal control officer, and any City of Alpine peace officer.

*Collar* means a band, chain, harness or other suitable device worn about the neck of an animal to which a current rabies vaccination registration tag can be affixed.

*Continual noise or frequent or long continued noise* means noise pollution, unwanted or excessive sound, a nuisance that interferes with activities, for example owning an animal that causes frequent or long-continued noise, by barking or howling, that disturbs the comfort of any person.

*Current vaccination* means vaccinated and satisfying the following:

- (1) ~~The animal must have been at least three months of age at the time of vaccination.~~ The animal must have been vaccinated against rabies with a vaccine license by the United States Department of Agriculture (USDA) for that species at or after the minimum age requirement and using the recommended route of administration for the vaccine.
- (2) ~~At least 30 days have elapsed since the initial vaccination.~~ At least 30 days have elapsed since the initial vaccine.
- (3) ~~Not more than 12 months have elapsed since the most recent vaccination.~~ The time elapsed since the most recent vaccination has not exceeded the recommended interval for booster vaccination as established by the manufacturer.

*Dangerous animal* means any animal that:

- (1) Has inflicted severe injury on a human being without provocation;
- (2) Has injured or killed a domestic animal without provocation; or

- (3) Has been previously found to be potentially dangerous, the owner having received notice of such and the animal again aggressively bites, attacks, or endangers the safety of humans or domestic animals.

*Potentially dangerous animal* means any animal that when unprovoked:

- (1) Inflicts injury on a human or a domestic animal; or
- (2) Chases or approaches a person upon the streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack; or
- (3) Has a known propensity, tendency, or disposition to attack, or to cause injury or otherwise to threaten the safety of humans or domestic animals.

*Dangerous dog* means a dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; or
- (2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and such acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person.

*Dilapidated* means a building, structure or material that has fallen into partial ruin by neglect or misuse or into a condition of partial decay.

*Dog* means any member of the *canis familiaris* species.

*Domestic animals* means animal species which generally have their breeding controlled by people and which by their long association with people have been developed into breeds or types for specific uses by people.

*Domesticated* means a tame animal that is subject to the dominion and control of an owner and accustomed to living in or near human habitation without requiring extraordinary restraint or unreasonably disturbing such human habitation.

*Dwelling* means any building or portion thereof which is designed and used for residential purposes. An attached garage shall be deemed to be part of a dwelling.

~~*Enclosed structure*~~ *Enclosure* means a building or other similar structure that is fully enclosed with a roof and sides ~~in place~~ to provide a degree of protection; as well as preventing the ability of escape ~~and does not include a yard or fence.~~

*Euthanasia* means putting to death of an animal in a manner and method which causes no pain or distress to the animal ~~which does not cause pain nor take longer than one minute to effect unconsciousness or death~~, and is in compliance with the provisions of V.T.C.A., Health and Safety Code ~~ch. 823~~ Chapter 821, Subsection C. Shooting firearms into a pen or enclosure containing multiple animals is prohibited by the Texas Health and Safety Code and shall not satisfy the requirement under the definition of euthanasia or humane destruction of animals. Lethal injection ~~and efficiently operating carbon monoxide chambers~~ shall, throughout this chapter, be presumed to be the method of euthanasia employed by the city.

*Euthanize* means to kill in a humane manner.

*Exotic animal* means any animal that is not livestock or a domesticated animal and includes, but is not limited to, ~~no matter how well trained~~: all alligators and crocodiles; all bears; all cats other than the commonly accepted domesticated cats, including but not limited to cheetah, leopard, lion, lynx, panther, cougar, mountain lion, bobcat, and tiger; all dogs other than domesticated dogs, including but not limited to wolf, part wolf, fox, part fox, coyote, and part coyote; all porcupines; all nonhuman primates; all raccoons; all skunks; all venomous fish and piranha; all venomous snakes and lizards; and all weasels other than ferrets.

*Exposed to rabies* means an animal which has been exposed to rabies ~~if it has been~~ either by being bitten by another animal or has been in contact with any animal known to be or suspected of being infected with rabies.

*Feral animal* means formerly domesticated animals and their offspring which have roamed at large for a sufficient period of time and with sufficient success at survival as to be deemed no longer domesticated.

*Feral cat* means a domestic cat who has been born and raised without contact with humans, or a cat who has not had contact with humans for a significant period of time and has become unsocialized. It can also mean a free-roaming domestic cat which is not owned.

*Feral cat colony* means any group of feral cats which have a keeper who is maintaining and caring for the feral cats by providing food and water and other forms of sustenance.

*Feral keeper* means any person or organization, harboring, regularly feeding or having in his or her possession any feral cat. A person becomes a "keeper" when any person has possession of or control over the animal and has fed the cat for three or more consecutive days. Also, a "keeper" can be any individual who permits a cat to habitually be or remain on or be lodged or fed within such persons property or premises.

~~Food means bread products, corn, fruit, oats, hay, nuts, wheat, alfalfa, salt blocks, feed, grain, vegetables, and commercially sold wildlife feed, or livestock feed, but excludes live naturally growing shrubs, live crops, plants, flowers, vegetation, gardens, trees, and fruit or nuts that have fallen on the ground or are within reach of wildlife.~~

*Fowl* means any domesticated bird used as food by people, such as chickens, ducks, turkeys, geese, guinea fowl, peafowl or pigeons.

*Harness* means a set of straps constructed of nylon, leather, or similar material, specifically designed to restrain or control a dog.

*Horse* means any member of the equine family.

~~Humanely destroy means to cause the death of an animal by a method which:~~

~~(1) Rapidly produces unconsciousness and death without visible evidence of pain or distress; or~~

~~(2) Utilizes anesthesia produced by an agent which causes painless loss of consciousness and death following such loss of consciousness.~~

*Inclement weather* includes rain, hail, sleet, snow, high winds, extreme low temperatures, or extreme high temperatures.

*Keep or harbor* means to have charge, custody or control of an animal or fowl, or permitting the animal or fowl to habitually remain or be lodged or fed within the ~~house, store, yard, enclosure or place~~ property of the owner or occupant of the premises.

*Kennel* means any premises on which four or more dogs or four or more cats, four months of age or older, are kept; or where the business of buying, selling, breeding, grooming, training or boarding of dogs or cats is conducted. The term "kennel" does not include veterinary hospitals or ~~humane societies~~ animal shelters.

*Large livestock animal* means cattle, horses, mules, beasts of burden, or any other similar domesticated animal.

*License, registration or permit* means a printed authorization issued by the city allowing the holder to keep the animal described within the ~~corporate city~~ city limits.

*Livestock* means domestic animals of the equine, bovine, ovine, caprine or porcine genera.

*Nuisance* means disturbing the peace, emitting noxious or offensive odors or otherwise endangering or being offensive to the environment of the city.

*Own* means to ~~own~~, keep, harbor or have charge, custody or control of an animal or fowl.

*Owner* means any person who owns, harbors, keeps, ~~or~~ causes or permits to be harbored or kept, or has in ~~his~~ their care, an animal or bird on or about ~~his~~ their premises; or any person keeping, harboring, having charge or control of, or permitting to habitually be or remain on such person's premises any animal for a period of ~~six~~ three consecutive days or more.

*Pet animal* means dogs, cats, birds, guinea pigs, hamsters, mice, snakes, iguana and turtles. Pet animal shall also include any domesticated animal that a person owns or that is sold or offered for sale for the purpose of being kept indoors as household pets.

*Properly fitted* means, with respect to a collar or harness, a collar or harness that:

- (1) Is appropriately sized for the dog based on the dog's measurements and body weight;
- (2) Does not choke the dog or impede the dog's normal breathing or swallowing; and
- (3) Does not cause pain or injury to the dog.

*Provoke, provoking, or provocation* means that:

- (1) A situation or action that encourages, ~~provokes~~ or incites a dog to bite someone. It can also be actions that excite a dog or cause it to feel defensive, regardless of a person's intent.

*Quarantine* means to place an animal in a secure enclosure which precludes physical contact with any other animal.

*Rabies* means an acute viral disease of man and animal affecting the central nervous system and usually transmitted by an animal bite.

*Restrained or confined* means an animal restricted to the property of the owner or under the direct physical control of a competent person.

*Restraint* means a chain, rope, tether, leash, cable, or other device that attaches a dog to a stationary object or trolley system.

*Retail sale* means the business of selling pet animals directly to consumers of the public.

*Run at large* means free of physical restraint beyond an enclosed or fenced area; includes any animal that is not under the actual control of its owner.

*Small livestock animal* means swine, sheep, goats or any other domesticated or wild animal of smaller stature, except pet animals or fowl.

*Stray* means any animal running free with no physical restraint beyond the premises of the owner.

*Swine* means any member of the Suidae species.

*Unaltered animal* means an animal that has not been spayed or neutered.

*Vaccination* means the inoculation of an animal with a vaccine that is licensed by the United States Department of Agriculture, and which is administered by a veterinarian for the purpose of immunizing the animal against rabies or other diseases.

*Veterinarian* means a veterinarian holding a current and valid license to practice veterinary medicine in the state.

*Wild animal* means any non-domestic animal.

*Wildlife* means any undomesticated animals living in the wild.

(Ord. No. 2008-11-01, § 1, 1-6-09; Ord. No. 2015-11-01, Exh. A, 6-21-16; Ord. No. 2021-03-02, § I(Exh. A), 3-16-21; Ord. No. 2021-05-03, § I(Exh. A), 7-20-21; Ord. No. 2022-02-01, § 1(Exh. A), 3-15-22); Ord. No. 2022-05-02, § I(Exh. A), 6-7-22; Ord. No. 2023-05-02, § I(Exh. A), 5-16-23)

Cross reference(s)—Definitions generally, § 1-2.

### **Sec. 10-118. Impoundment and destruction.**

- (a) Any animal found to be in noncompliance with the provisions of this chapter shall be impounded by the city. In lieu of impoundment, the known owners of such animals may be issued a citation by the city that shall require the owner to appear in a municipal court within ten days to answer a charge of a violation of the provisions of this chapter.
- (b) Reasonable efforts shall be made by the city to promptly notify by telephone or personal contact the owner of any animal impounded, and any animals who are not microchipped shall be microchipped at the cost of the owner.
- (c) Animals impounded by the city shall be redeemed by the owner upon correction of the reason for such impoundment and the payment of all fees and penalties or upon order of the municipal court unless such animals are being held in quarantine or observation for a bite incident, have been or are under suspicion of having been exposed to rabies, or are being held on a complaint filed against the owner for violation of this chapter in the municipal court of the city. ~~Animals eligible for redemption, if the owner and not redeemed within four days of impoundment become the property of the city. Such animals may be euthanized or the ownership of such animals may be transferred to any competent person; provided, the animals have no history of exposure to zoonotic diseases, are in apparent good health, have no history of biting or attacking a person or other domestic animal, are currently vaccinated against rabies if such animals are dogs or cats, four months of age or older, and the person~~

~~applying for ownership pays all required fees.~~ not redeemed within the following hold periods shall be eligible for adoption, transport to other rescues, or euthanasia if applicable:

- (1) 3 days, owner unknown, found within the city limits.
  - (2) 5 days, owner known, found within the city limits.
  - (3) 5 days, owner unknown, found in Brewster County, but outside of the city limits.
  - (4) 7 days, owner known, found in Brewster County, but outside of city limits.
  - (5) 10 days, found outside of Brewster County.
- (d) Any animal impounded and suffering from serious injuries, in apparent great pain or having a disease which would endanger the public health may be euthanized prior to the hold times listed in 10-118 (c) 1-5 after reasonable efforts to locate the owner have failed and there is no apparent reason for allowing the continued suffering of the animal. Animals may be ~~disposed of~~ euthanized prior to 72 hours from the time of impoundment, if upon notification of impoundment, the owner states ~~he does~~ they do not wish to redeem the animal and releases the animal in writing to the sole jurisdiction of the ~~animal control officer~~ the city of alpine animal services department.
- (e) No person shall leave any animal at the animal shelter except when an animal services ~~officer~~ staff member is available to accept the animal.
- (f) Any animal removed from a home or vehicle due to search and seizure, arrest or medical emergency of owner shall be reclaimed by said owner or approved family member/friend no later than the tenth day of the removal of animal and all impound fees are paid in full. If not reclaimed, after the tenth day of impoundment, the animal becomes the property of the city and is subject to adoption or euthanasia if the animal is found not to be adoptable. It is the duty of the arresting agency to provide owner information to the animal services officer and to notify animal services if the owner is being transferred to another facility. Notice will be sent by certified mail during that ten-day period to the last known address with the intention that the animal will become the property of the city and is subject to adoption or euthanasia if the animal is found to not be adoptable.

(Ord. No. 2008-11-01, § 1, 1-6-09; Ord. No. 2015-11-01, Exh. D, 6-21-16; Ord. No. 2019-12-05, 1-21-20; Ord. No. 2022-02-01, § 1(Exh. A), 3-15-22)