

**LIVESTOCK ORDINANCE 10-13-15**

**AN ORDINANCE OF THE CITY OF FRANKSTON PROHIBITING LIVESTOCK ON ANY PROPERTY WITHIN THE CITY LIMITS OF FRANKSTON, TEXAS THAT HAS LESS THAN TWO (2) CONTINGOUS ACRES. FAILURE TO COMPLY WILL RESULT IN A FINE OF UP TO \$200.00 PER DAY FOR EACH AND EVERY DAY OF THE VIOLATION.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRANKSTON, TEXAS:**

**SECTION 1.** This entire ordinance is and shall be deemed an exercise of the police power of the State of Texas and of the City of Frankston, Texas, for the public safety, comfort, convenience and protection of the City and citizens of said City, and all of the provisions hereof shall be construed for the accomplishment of that purpose.

**SECTION 2.** No horse, goat, sheep, swine or other livestock may be kept within the city limits of Frankston, Texas on a tract of less than 2 contiguous acres.

**SECTION 3.** In the event that any person shall maintain or keep livestock in the City of Frankston in violation of the provisions of this ordinance. The governing body of The City of Frankston or the Frankston Police Department shall notify the owner or person in charge of such livestock, either orally or in writing, to remove such livestock from the City of Frankston, Texas. Any person after 3 days receiving such notice, shall fail to remove such livestock, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined the sum of Two Hundred Dollars (\$200.00) each and every day that such livestock is maintained and kept after the 3<sup>rd</sup> day of receipt of the notice provided for herein shall constitute a separate offense and shall be punishable as such.

**SECTION 4.** The term livestock shall not include household pets such as dogs and cats.

**SECTION 5.** This ordinance shall not apply to any owner or other person maintaining or keeping livestock in the City of Frankston on a contiguous tract containing at least two (2) acres or more of area.

**SECTION 6.** It shall be unlawful for any person to permit livestock to roam at large in the City of Frankston. Any person owning or having charge of any livestock shall be responsible for maintaining said livestock in an adequate enclosure so said livestock may not roam at large.

**SECTION 7.** The fact that the City of Frankston now has no ordinance governing these matters regulated herein so as to protect the citizens of the City of Frankston and their property and persons, as aforesaid, creates an emergency, which is here and now declared, and this ordinance shall take effect and be in force from and after its passage and publication as provided by law.

**PASSED AND APPROVED THIS \_\_\_\_\_ Day of \_\_\_\_\_ 2015.**

**Attest:**

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**Sharyn Harrison**  
**Mayor**  
**Frankston, TX**

\_\_\_\_\_  
**Jan Hamilton**  
**City Secretary**