

**CITY OF SAGINAW  
ORDINANCE NO. 2020-11**

**AN ORDINANCE AMENDING SECTION 6-37, “KEEPING OF ANIMALS AND FOWL;” AMENDING STANDARDS FOR KEEPING BACKYARD CHICKENS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Saginaw, Texas, is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the City Council has previously adopted regulations governing the keeping of animals and fowl within the City; and

**WHEREAS**, the City Council now desires to amend regulations permitting the keeping of backyard chickens on certain property within the City limits by amending Chapter 6, Article II, Division 1, Section 6-37(b) of the Code of Ordinances of the City of Saginaw; and

**WHEREAS**, the City Council hereby finds and determines that the amendment set forth herein is in the best interest of the public and is adopted in furtherance of the public health, safety, and general welfare.

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

**SECTION 1.**

That Section 6-37(b) “Keeping of animals and fowl” of the Saginaw Code of Ordinances is hereby amended to read as follows:

**Sec. 6-37. – Keeping of animals and fowl.**

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“(b) Backyard Chickens Allowed – After issuance of a permit by the City, a person may keep a maximum of six (6) female chickens of the species *Gallus gallus domesticus* on residential property; property owned or leased by the city; a public or private school; or a college, junior college, or university in accordance with the following requirements:

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## **SECTION 2.**

This Ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Saginaw, and this ordinance shall not operate to repeal or affect the Saginaw City Code or any other ordinances.

## **SECTION 3.**

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph, or section.

## **SECTION 4.**

Any person, firm, association of persons, corporation, or other organization violating any provision of this ordinance shall be deemed to be guilty of a misdemeanor and, upon conviction, shall be fined an amount not to exceed \$500.00, as provided by Sec. 1-13 of the Saginaw City Code. Each day that a violation continues shall be deemed a separate offense.

## **SECTION 5.**

The City Secretary of the City of Saginaw is hereby directed to publish in the official newspaper of the City of Saginaw, the caption and the penalty clause of this ordinance in accordance with Section 52.013(b) of the Texas Local Government Code.

## **SECTION 6.**

This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the laws of the State of Texas.

**PASSED AND APPROVED ON this the \_\_\_\_ day of \_\_\_\_\_, 2020.**

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TODD FLIPPO, MAYOR

ATTEST:

\_\_\_\_\_  
JANICE ENGLAND, CITY SECRETARY

APPROVED AS TO FORM AND LEGALITY:

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BRYN MEREDITH, CITY ATTORNEY