

ORDINANCE NO. 308

AN ORDINANCE AMENDING SECTION 6-90, CITY CODE, TO DEFINE LIVESTOCK AND REQUIRE LIVESTOCK TO BE CONFINED AND NOT RUN FREE; PROVIDING A PENALTY; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Town Council of the Town of Fulton has determined that livestock should be kept in a confined space; and

WHEREAS, the Town Council of the Town of Fulton has determined that livestock that are not confined are a danger to the health, safety and welfare of the citizens; and

WHEREAS, the Town Council of the Town of Fulton has determined that livestock roaming free constitute a danger to the health, safety and welfare of the citizens.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FULTON:

Section 1. That Section 6-90, City Code of Ordinances is hereby amended to hereafter read as follows:

“Sec. 6-90. Livestock to be confined in stalls, pastures or padlocks with fencing.

- A. Livestock shall mean any four-legged animal normally considered as such, including, but not limited to: horses, cattle, sheep, goat, swine, llamas, alpacas, or other similar animals.
- B. Livestock shall and must be kept in stalls, or in enclosed pastures or padlocks with acceptable fencing. No livestock shall be allowed to freely roam within the Town of Fulton. No livestock shall be allowed on any public place within the Town of Fulton unless properly tethered and under control.”

Section 2. Any person, firm, partner, corporation or other entity who fails to comply with or willfully violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in an amount not to exceed Five Hundred (\$500.00) Dollars, and a separate offense shall be deemed committed upon each day during or on which a violation occurs or continues.

Section 3. All Ordinances, Resolutions and/or rules contrary to this Ordinance are hereby repealed.

Section 4. If any provision, section, sentence, clause or phrase of this Ordinance, or the application of this Ordinance to any person or set of circumstances is, for any reason, held to be unconstitutional, void or invalid, the validity of the remaining portions of this

Ordinance shall not be affected thereby, it being the intent of the Town Council in adopting this Ordinance that no portion hereof or provisions or regulations contained herein, shall become inoperative or fail by reason of any constitutionality of any other portion hereof and all provisions of this Ordinance are declared severable for that purpose.

Section 5. This Ordinance shall be published by publishing the caption hereof on two separate occasions in the official newspaper of the Town of Fulton and be effective after such publication.

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

TOWN OF FULTON

\_\_\_\_\_  
Kelli Cole  
Mayor

ATTEST:

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Stephanie Garcia  
City Secretary