

**ORDINANCE NO. 1195**

**AN ORDINANCE OF THE CITY OF CANYON, TEXAS,  
AMENDING § 3.01 OF THE CODE OF ORDINANCE TO  
ADD § 3.01.012 PROHIBITING THE MAINTENANCE  
OF AN ATTRACTIVE ENVIRONMENT FOR NON-  
OWNED ANIMALS; AND PROVIDING FOR  
SEVERABILITY A PENALTY AND AN EFFECTIVE  
DATE.**

WHEREAS, The City Commission has determined that persons feeding or otherwise creating an attractive environment for feral cats and wild animals within the city has given rise to a nuisance and a public health threat; and,

WHEREAS law enforcement including the animal control officer for the City has recommended additional enforcement provisions in the code to reduce or mitigate the problem caused by persons who do not own the animals maintaining an attractive environment for feral or wild animals; and,

WHEREAS, the City Commission of the City of Canyon has determined that the practice of maintaining an attractive environment for feral or wild animals within the city should be prohibited;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS;**

**SECTION 1:**

§ 3.01.012 Attractive environment for unconfined animals, exceptions.

It shall be unlawful for any person knowingly to cause or permit the maintenance of an attractive environment for any animal which is not owned by said person, by the placement of food or other means. It is a defense prosecution under this section that the person placed the food or other attractive environment solely for the purpose of apprehending an animal for surrender to humane organization or to the animal control officer. Use of bird feeders designed for feeding wild birds is permitted under this section.

**SECTION 2:**

The provisions of this Ordinance shall be effective upon its adoption and publication as required by law.

**SECTION 3:**

The remaining provisions of § 3.01, et seq shall remain effective and are not superseded by this amendment.

**SECTION 4:**

It is hereby declared to be the intention of the City Commission that 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 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, and sections of this Ordinance, since the same would have been enacted by the City Commission without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

ADOPTED ON January 8, 2024.

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GARY HINDERS, Mayor

ATTEST:

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Gretchen Mercer, City Clerk