

9/15/16

ORDINANCE NO. 30240

An ordinance amending Chapter 2, "Administration," by amending Section 2-72, Chapter 5, "Aircraft and Airports," by amending Section 5.3, and Chapter 47A, "Transportation for Hire," by amending Section 47A-3.2, of the Dallas City Code, as amended; deleting transportation regulation duties from the director of code compliance; adding transportation regulation duties to the director of aviation; replacing director of code compliance to the director as defined in Chapter 47A in Section 47A-3.2, "Requirements for Horses in Service"; providing a saving clause; providing a severability clause; and providing an effective date; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Section 2-72, "Duties of the Director of Code Compliance," of Article VII, "Department of Code Compliance," of Chapter 2, "Administration," of the Dallas City Code, as amended, is amended to read as follows:

"SEC. 2-72. DUTIES OF THE DIRECTOR OF CODE COMPLIANCE.

The director of the department of code compliance shall perform the following duties:

- (1) Supervise and administer the department of code compliance.
- (2) Supervise and administer code enforcement programs of the city, except as otherwise provided by the city manager.
- (3) ~~[Provide for the administration, implementation, and enforcement of the city's transportation regulations.~~
- (4)] Perform such other duties as may be required by the city manager or by ordinance of the city council."

SECTION 2. That Section 5-3, "Director of Aviation – Duties Generally," of Article I, "In General," of Chapter 5, "Aircraft and Airports," of the Dallas City Code, as amended, is amended by adding a new Subsection (d) to read as follows:

“(d) The director of aviation shall be responsible for the administration, implementation, and enforcement of the city’s transportation regulations.”

SECTION 3. That Subsection (c) of Section 47A-3.2, “Requirements for Horses in Service,” of Article III, “Regulations Specific to Non-Motorized Passenger Transport Vehicles,” of Chapter 47A, “Transportation for Hire,” of the Dallas City Code, as amended, is amended to read as follows:

“(c) The director, or a designated representative of the [city] department [~~of code compliance~~], may require the operating authority or driver of a horse-drawn carriage to remove from service any horse that appears to be ill, overtired, undernourished, overloaded, injured, or lame or whose health or life, in the opinion of a veterinarian or qualified equine animal services officer, is in imminent danger. To reinstate a horse removed from service, the horse must be re-examined and a new state certificate of veterinarian inspection issued for the horse by a veterinarian licensed by the State of Texas and specializing in equine medicine, which certificate must be submitted to the director.”

SECTION 4. That Chapters 2, 5, and 47A of the Dallas City Code, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 5. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 6. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Dallas City Charter, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER D. BOWERS, Interim City Attorney

By  _____
Assistant City Attorney

SEP 28 2016

Passed _____



PROOF OF PUBLICATION – LEGAL ADVERTISING

The legal advertisement required for the noted ordinance was published in the Dallas Morning News, the official newspaper of the city, as required by law, and the Dallas City Charter, Chapter XVIII, Section 7.

DATE ADOPTED BY CITY COUNCIL SEP 28 2016

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DATE PUBLISHED OCT 01 2016

ATTESTED BY: