

NOTICE OF WORK SESSION AGENDA LANCASTER CITY COUNCIL JAMES R. WILLIAMS PUMP STATION TRAINING ROOM, 1999 JEFFERSON, LANCASTER, TEXAS



Monday, July 18, 2022 - 7:00 PM

While a quorum of Councilmembers will be physically present at the James R. Williams Pump Station, one or more Councilmembers may attend via video or audio link due to the COVID-19 emergency situation.

Please click the link below to join the webinar:

https://us02web.zoom.us/meeting/register/tZcvc-qqqTMoHdLYEOxvQ ttSZ03EE-v5HMV

The meeting will be broadcast live via video at the following address:

http://www.lancaster-tx.com/324/Watch-Meetings

WORK SESSION 7:00 P.M.

CALL TO ORDER

- 1. Receive a presentation regarding University of North Texas at Dallas (UNT Dallas) and the Campus District.
- 2. Discuss the implementation of a mandatory spay and neuter ordinance.
- 3. Discuss implementation of regulations regarding "restraint of dogs/tethering" and Senate Bill 5 (SB5) the Safe Outdoor Dogs Act, of the 87th Session of the Texas Legislature.
- 4. Discuss Lancaster Code of Ordinance, Chapter 4 Animal, Article 4.01, Section 4.01.001, Definitions, "Dangerous Dogs" to consider amendments to add definitions of a vicious animal.
- 5. Discuss Specific Use Permits (SUPs) in Retail zoning districts.
- 6. Discuss the FY2021/2022 city council travel budget.
- 7. Discuss and receive an update on the third quarter of Fiscal Year (FY) 2021/2022 on the operations and management of Country View Golf Course.
- 8. Receive a presentation and discuss the Quarterly Financial Report for the third quarter of FY 2022 for the period ending June 30, 2022.
- 9. Discuss and receive a presentation regarding the City Council's Five-Year Goals and Objectives established during the annual City Council Strategic Planning Session held on June 25th and 26th, 2021, for the third quarter of the Fiscal Year 2021/2022.

ADJOURNMENT

EXECUTIVE SESSION: The City Council reserves the right to convene into executive session on any posted agenda item pursuant to Section 551.071(2) of the Texas Government Code to seek legal advice concerning such subject.

ACCESSIBILITY STATEMENT: Meetings of the City Council are held in municipal facilities and are wheelchair-accessible. For sign interpretive services, call the City Secretary's office, 972-218-1311, or TDD 1-800-735-2989, at least 72 hours prior to the meeting. Reasonable accommodation will be made to assist your needs.

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Certificate

I hereby certify the above Notice of Meeting was posted at Lancaster City Hall on July 14, 2022 @ 9:30 p.m. and copies thereof were provided to the Mayor, Mayor Pro-Tempore, Deputy Mayor Pro-Tempore and Council members.

Carey D^yNeal, Jr.

Assistant City Manager

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Financially Sound Government

Healthy, Safe & Engaged Community

Sound Infrastructure Quality Development

Professional and Committed City Workforce

Submitted by: Opal Mauldin-Jones, City Manager

Agenda Caption:

Receive a presentation regarding University of North Texas at Dallas (UNT Dallas) and the Campus District.

Background:

In 2006, the City Council approved Ordinance 2006-08-28 that adopted the Campus District Master Plan and Overlay District. The plan was prepared in coordination with the City of Dallas and the University of North Texas at Dallas Campus leadership. The planning process was a comprehensive process which involved property owners and other community stakeholders.

The UNT Dallas Campus opened in 2000 and it has continued to experience significant growth. The Dallas Area Rapid Transit (DART) Blue Line light rail was extended to the area on October 24, 2016, and has improved mobility in the area.

The UNT administration recently updated their campus master plan with the help of Page, Alliance Transportation Group, Gojer, IN2 Architecture, and Purdy-McGuire.

City Council will receive an update from UNT Dallas President Bob Mong.

Attachments

2020 Campus District Master Plan University of North Texas at Dallas

1.

UNIVERSITY OF NORTH TEXAS AT DALLAS 2020 CAMPUS MASTER PLAN

FOREWORD

MESSAGE FROM THE CHANCELLOR

The University of North Texas System is the only university system based exclusively in the Dallas-Fort Worth (DFW) region, and includes the University of North Texas, University of North Texas Health Science Center and University of North Texas at Dallas. As DFW's regional leader in higher education, we are setting a new standard for North Texas and beyond – creating opportunities and meeting economic needs through forward-thinking education.

As one of the fastest-growing universities in Texas, UNT Dallas remains focused on providing access to higher education for students who might not have had the opportunity in the past. Selflessly focused on the state's 60x30 goals, UNT Dallas is a Hispanic Serving/Minority Serving institution that provides an affordable pathway to a college degree and socioeconomic mobility. With its main campus located in Southern Dallas and UNT Dallas College of Law in the heart of downtown, the UNT Dallas campuses not only impact educational attainment in urban Dallas, but also economic growth and redevelopment.

UNT Dallas is uniquely designed to foster its surrounding community and strive toward equity in education. To support its mission, vision, values and planned strategic growth, this 2020 Campus Master Plan aligns the continued growth of the UNT Dallas student population to its physical campus. Identifying near-term transformations, along with long-term capacities, the campus plan carefully and strategically lays out the future development of DFW's emerging urban university.

With this 2020 Campus Master Plan, UNT Dallas has a clear and strategic road map to help ensure that its future physical growth supports the vision of university leadership, as well as the needs of urban Dallas, the DFW region and all of Texas.



LESA B. ROE
University of North Texas System
Chancellor

MESSAGE FROM THE PRESIDENT

The University of North Texas at Dallas is uniquely positioned as the only four-year university in Dallas-Fort Worth committed to creating pathways to socioeconomic mobility for our region's urban students.

Through thoughtful collaborations with industry and community partners, UNT Dallas has built a reputation for delivering high-quality education at a low cost, while also minimizing student loan debt. Determined to close the education equity gap, UNT Dallas has emerged as the fastest-growing public university in Texas, now with nearly 4,200 students, of which 85 percent are minority and 70 percent are the first in their families to attend college. We are truly educating and training the diverse and skilled future workforce that will strengthen the economies of our city, state and nation.

The majority of our graduates fulfill high-need jobs in the communities where they grew up, fostering a community spirit that will improve our historically under-resourced southern Dallas neighborhoods and fuel economic development.

Our bold 2020 Campus Master Plan for both our main campus and the UNT Dallas College of Law in downtown Dallas mirrors our ambitious strategies to grow enrollment and our beautiful, 264-acre, tree-lined campus. We have already added the campus' first residence hall, and in 2019 we opened the \$63 million Student Center and adjacent amphitheater. The recent opening of the Runyon Creek Trail that connects our campus with miles of scenic trails along grassy meadows will provide outdoor educational opportunities and improve quality of life for students, employees and community members.

The College of Law moved into its gorgeous, \$71-million renovated downtown home, the Dallas Municipal Building—the old city hall at 106 South Harwood Street, and now focuses on achieving full accreditation.

With so much open space to expand our southern Dallas campus and a clear strategy, we are excited to watch projects like a science building, a special events center, additional oncampus housing and so much more take shape as we continue to transform UNT Dallas into Dallas' urban university.



BOB MONG
University of North Texas Dallas
President

ACKNOWLEDGEMENTS

The following individuals contributed to the UNT Dallas Campus Master Plan:

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Nick Ricco Jr. Frank Ricupati

Representative Carl Sherman

Senator Royce West

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Page

Master Planning, Urban Design, Landscape Architecture, Signage, Wayfinding, Space Planning

Alliance Transportation Group

Mobility and Transportation

Gojer

Civil Engineering

IN2 Architecture

Academic Space Planning

Purdy-McGuire

MEP Engineering

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1.1 BACKGROUND

ABOUT UNT DALLAS

The University of North Texas Dallas (UNT Dallas) is recognized as one of the most diverse universities in the state of Texas. As part of the University of North Texas System (UNT System), it offers students the most affordable tuition in the Dallas region, and is known for providing innovative, high-quality undergraduate and graduate academic programs that include opportunities for rich experiential learning. UNT Dallas is a value-based institution comprised of the School of Business, School of Education, School of Human Services, School of Liberal Arts and Sciences, and College of Law.¹

UNT Dallas offers bachelor's, master's, and juris doctoral degrees, and is focused on placing graduates directly into the workforce after commencement, providing pathways to socioeconomic mobility. Between a dedicated career center, personalized counseling, a supportive community, and allied partnerships, students are afforded multiple opportunities to blaze their own trails.²

CAMPUS HISTORY Beginnings

UNT Dallas was established in 2000 when the Texas Higher Education Coordinating Board (THECB) granted permission to the University of North Texas to open the UNT System Center at Dallas. In 2001, when enrollment had surpassed the 1,000-student threshold, Texas Governor Rick Perry signed into law Senate Bill 576, which authorized the formal creation of an independent campus. In 2003, the Legislature authorized \$25.4 million in funding for construction of the university's first academic facility—the threestory Multi-Purpose Academic Building—which was completed and occupied in 2006.

2009 was a significant year for the university.
Construction began on a second academic facility—
Founders Hall— and legislation was passed establishing the UNT Dallas College of Law, to be located in downtown Dallas.

CHAPTER 1 INTRODUCTION

Recent Growth

In the fall of 2010, UNT Dallas welcomed its first freshman class, thereby formalizing its transition to become the only public, accredited four-year university in the City of Dallas. Within four years, the College of Law also admitted its first class, later occupying the historic Municipal Building as its permanent home downtown.

Dallas Area Rapid Transit (DART) opened a new station on campus in 2016, enhancing access to the campus across the broader Dallas region. In that same year, full-time enrollment jumped to more than 3,000 students, an increase of over 20 percent over the previous year — a trend of growth and expansion that continued for several years. UNT Dallas now has the fastest growing enrollment of any public university in Texas. With the recent completion of the Student Center, approved membership in the National Association

of Intercollegiate Athletics (NAIA), and the opening of a new residence hall, the university is rapidly maturing.

Towards the Future

Within a decade, UNT Dallas has emerged to play a major role in the economic, social, and cultural vitality of the communities that surround it, and the broader City of Dallas. In many ways the university is a model for a new urban institution, committed to affordable educational attainment and career readiness. The university's 2019 Pathways to the Future strategic plan envisions continued growth, and a campus that provides students with a complete college experience. The plan outlines the following mission, vision, values, and goals for the next ten-to-twenty years.



The UNT Dallas College of Law celebrates moving into the historic Dallas Municipal Building, the former Dallas City Hall, in 2019 following a \$71 million dollar renovation. (Source: UNT Dallas)

UNT DALLAS STRATEGIC PLAN MISSION, VISION, VALUES AND GOALS

MISSION

Empower. Transform. Strengthen.

UNT Dallas empowers students, transforms lives, and strengthens communities.

VISION

Through education and community connectedness, UNT Dallas aspires to be the pathway to socioeconomic mobility in its primary market.

VALUES Diversity

We value our differences, experiences, and backgrounds. People are individuals and a great asset to the group.

Creativity

We teach, learn, research, and support each other and the community in creative ways. We boldly find new ways to approach a problem or issue. We turn new and imaginative ideas into reality.

Leadership and Integrity

We lead. We strive to consistently make the right decision for the right reason.

Trailblazing

We establish new pathways for building and mentoring tomorrow's leaders. We exemplify our commitment by helping firstgeneration students complete degrees, with job placement and overall success.

Lifelong Learning

We are self-motivated to learn, and never stop learning. We know being open to new ideas and information gives us a better understanding of the world around us.

GOALS

Rooted In Community

Become the leading university in metro Dallas and the inner-ring suburbs.

Growth

Increase enrollment, retention and completion rates with experiential learning, while developing critical thinking and marketable skills for every student.

Commitment

Relentless pursuit of student success.

MUNT Dallas' mission, vision, values, and goals are articulated in the *Pathways to the Future* Strategic Plan.

CHAPTER 1 INTRODUCTION

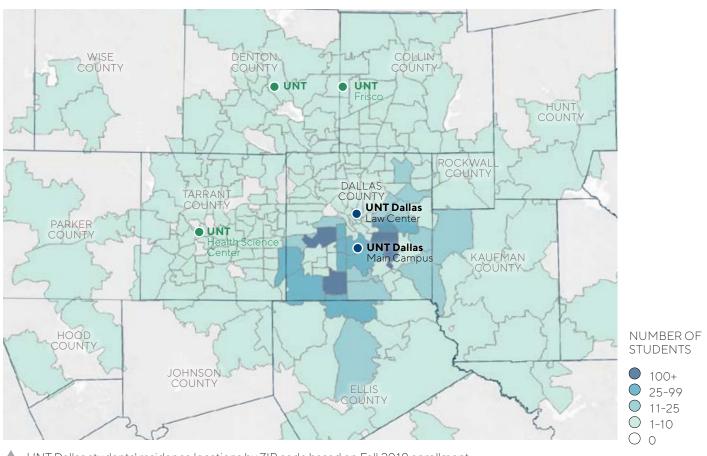
STUDENT PROFILE **Diversity**

The UNT Dallas student body is comprised of a mix of first-generation students, active duty service members and veterans from the armed forces, adult students, working students, students with children, and students taking part-time courses. With that in mind, UNT Dallas has invested in ensuring a welcoming, enriching, and inclusive campus environment for the diverse student population. The university's commitment to enrolling and serving under-represented students has resulted in its designation by the U.S. Department of Education as a Hispanic-Serving Institution (HSI) and Minority-Serving Institution (MSI).

Student Distribution

The Dallas-Fort Worth Metroplex covers an 11-county area in North Texas, and is the main capture area for UNT Dallas (see Figure 1.1). Students from the City of Dallas, Dallas County, and nearby communities are the most represented, although the university also draws students from across Texas, and to some degree from nearby states. Recruiting efforts, however, are generally focused on neighboring Dallas communities and surrounding suburbs, which have the highest diversity in the state.





UNT Dallas students' residence locations by ZIP code based on Fall 2019 enrollment.

UNIVERSITY PARTNERSHIPS

UNT Dallas is engaged in a range of partnerships with the broader Dallas community that have implications for the campus plan. Chief among these are its collaborations with educational institutions that aim to close the disparity gap that currently exists in North Texas. These partnerships include, among others, the Dallas County Promise, through which the university provides affordable post-secondary education to first-generation and low-income city residents, and partnerships with area community colleges to offer four-year degree opportunities.

In addition to educational partnerships, the university works with area civic and non-profit organizations to promote the health and wellbeing of its students, and the broader Dallas community. Examples include the UNT Dallas Community Youth Development Program Rising Blazers project, which provides mentoring and leadership development opportunities for area youth; the Meadows Mental Health Policy Institute, through which the university is addressing innovative solutions to complex policing problems; and the North Texas Food Bank, through which the campus serves as a food distribution site for the surrounding community.

The campus plan supports these and similar initiatives, providing spaces that help the university to accommodate a diverse population of new and continuing students, and to further its community-focused mission.

"We are laser focused on our vision: Provide a Pathway to Socioeconomic Mobility for our students. We collaborate strategically with area school districts, community colleges, non-profits, and industry partners like no other area university."

BOB MONG

UNT Dallas President







■ UNT Dallas served as a staging site for the North Texas Food Bank during the COVID-19 pandemic. (Source: UNT Dallas)

CHAPTER 1 INTRODUCTION

1.2 PURPOSE OF THE PLAN

The 2020 campus plan is the first major update to the original campus plan for the UNT Dallas campus in over fifteen years. The plan lays out a strategy for the university's continued growth for the next ten-to-twenty years, providing updated recommendations for academic, administrative, campus life, and athletics and recreation space, as well as open space, wayfinding, and mobility systems.

The plan is intended to be bold and strategic, outlining an exciting and aspirational vision for the campus that will help the university realize its strategic goals. The campus plan vision:

- Creates a strong sense of place that offers an inspiring collegiate experience
- Reinforces the strong university-community connections
- Improves efficiencies and ensures that proper infrastructure is in place
- Addresses emerging needs with cost-effective solutions and prioritized investments
- Leverages the location of the campus next to the new UNT Dallas DART station







(Top-left) 70 percent of UNT Dallas students are first in their families to attend college. (Top-right) Students conversing between classes in front of the Multi-Purpose Building, (Bottom) Students participating in an urban agriculture course. (Source: UNT Dallas)

1.3 PLANNING PROCESS

The campus plan was prepared through an inclusive three-part process that involved a thorough and comprehensive investigation of campus needs and conditions, followed by collaborative development of the plan's guiding principles, driving ideas, and recommendations (See Figure 1.2). The following is an overview of the three phases:

BY THE NUMBERS

2 CAMPUS FORUMS

2BOARD OF REGENTS MEETINGS

6WORK SESSIONS

22BI-WEEKLY MEETINGS

36
STAKEHOLDER INTERVIEWS

108 SURVEY RESPONSES

PHASE 1: DISCOVERY

Early project activities focused on interviews with an array of university stakeholders—including faculty, staff, and students—the purpose of which was to understand the overall goals, issues and key priorities for the plan. Existing conditions, both on campus and in the surrounding area, were investigated to understand the physical and social factors impacting the plan. A space needs assessment was also performed to establish the current and anticipated future program and facility requirements for the main campus, and the College of Law.

PHASE 2: EXPLORATION

The exploration phase established the overall vision for the campus and focused on developing design alternatives to convey opportunities and constraints regarding program accommodation, land use, open space, mobility and infrastructure systems, and the overall approach to the campus organization. Figure 1.3 depicts three conceptual alternatives for the campus organization that were considered. Input from university leadership and stakeholders over the course of several work sessions informed decisions and enabled ongoing adjustments to the alternatives. A preferred campus plan alternative was selected at the end of this phase, and reflected the broad input received from university and community constituents. Planning for the College of Law during this phase focused on opportunities to accommodate program needs, and potential future academic programs that would benefit from a downtown Dallas location.

PHASE 3: SYNTHESIS

The final phase synthesized the preferred alternative into a more refined vision for the development of the campus over time. The final campus plan report serves as a guide for capitalizing on development opportunities, prioritizing future investment, and implementing projects in a manner that reflects the university's strategic goals and bold vision. It also documents space needs for the College of Law, which will require careful planning, given potential space constraints relating to planned growth.

FIGURE 1.2: PLANNING PROCESS AND SCHEDULE

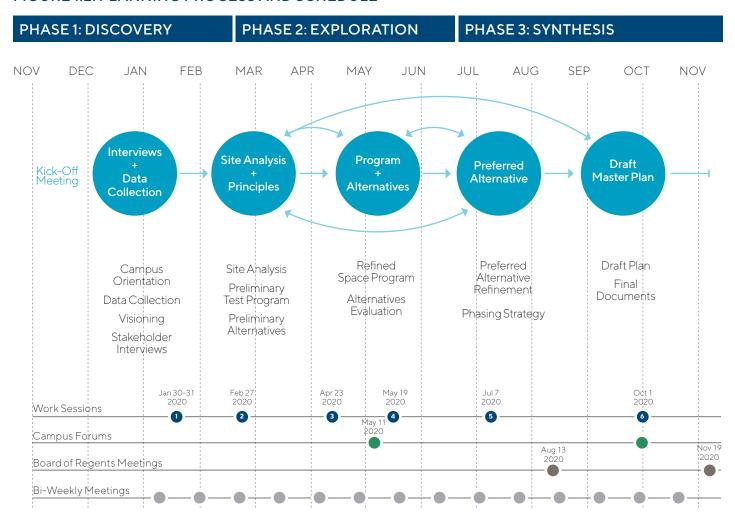


FIGURE 1.3: CONCEPT ALTERNATIVES





CHAPTER 1 INTRODUCTION

CAMPUS PLAN GOVERNANCE

Campus plan Steering and Resource Committees were established to guide the development of the plan.

Steering Committee

The Steering Committee was composed of the President, executive team, and UNT System leadership. The committee was charged with setting the strategic direction for the plan, confirming overall goals, principles and recommendations, and providing guidance to the campus plan team at key steps in the process.

Resource Committee

The Resource Committee included a broad array of university stakeholders including faculty, staff, and students, as well as city and state elected officials, community members, and business and agency partners. The committee provided feedback to the consultant team as the plan was developed.

ENGAGEMENT PROCESS

Development of the campus plan included comprehensive engagement with university stakeholders that initially involved traditional inperson meetings during the Discovery phase of work. At the start of the COVID-19 pandemic in March, 2020, engagement transitioned to fully digital platforms, and occurred through video calls, online meetings and work sessions, and virtual forums with text polling, interactive surveys, and chat rooms to solicit input. Figure 1.4 illustrates examples of online polling results that informed the plan's development during the Exploration phase.

Stakeholder Interviews

At the beginning of the planning process, interviews were held with a broad range of UNT Dallas stakeholders, including university leaders, the deans of each school and the College of Law, students,

faculty, staff representing the university's student life, student service, and administrative departments, community groups, and local representatives. The interviews provided a comprehensive perspective on the goals, priorities and issues the plan needed to address. Additional stakeholder meetings were conducted in subsequent stages of the planning process to gain further insight on a range of planning and technical issues.

Campus Forums

Campus-wide forums provided opportunities for campus community input and questions and were attended by faculty, staff, students, and the broader community. In addition to presentations, the forum events included online polling surveys to solicit input on the plan as it was developed.

Pop-Up Tables

Prior to COVID-19 pandemic restrictions, pop-up tables were set up in the lobby of Founders Hall on the main campus. The booths provided another way to disseminate information to the campus community, and were particularly helpful in soliciting student input.

Work Sessions

Comprehensive work sessions were held with the Steering and Resource Committees throughout the planning process, both in-person and via conference calls, to share project progress and exchange ideas, solicit feedback, and establish direction.

Board of Regents Presentations

Presentations were made to the UNT System Board of Regents at the draft and final plan stages.

STAKEHOLDER INTERVIEWS

Interviews conducted in the planning process involved one-on-one or group meetings with the following stakeholders:

Academics

- Dean, College of Law
- · Dean, Graduate School
- Dean, School of Business
- Dean, School of Education
- Dean, School of Human Services
- Dean, School of Liberal Arts & Sciences
- Director, Graduate Admissions
- Faculty

Student Life & Student Services

- Athletics Director
- AVP, Student Access & Success, Dean of Students Affairs
- Director, Academic Advising
- Director, Housing, Residence Life
- Director, Student Services
- Director, University Accreditation and Policy

Staff

- Facilities Director
- Budget Director
- Chair of Administrative Team
- President, Staff Council

Administration

- President
- Executive VP, Finance & Administration
- Executive VP, Academic Affairs & Provost
- VP. Student Access & Success
- VC, Facilities
- Chair of Admin Team

Community

- · Chief of Police at UNT Dallas
- City of Dallas Chief of Equity and Inclusion
- City of Dallas Police/Assistant Chief of Administrative Command
- DART
- Principal, Dallas ISD
- Friends of UNT Dallas
- Texas Trees Foundation, Director of Operations and Urban Forestry

City and State Representatives

- Chief of Staff to Texas Senator Royce West
- City Council District 5, Jaime Resendez
- City Council District 8, Tennell Atkins
- Texas Senator District 23, Royce West
- Texas House Member District 109, Carl Sherman

CHAPTER 1 INTRODUCTION

KEY THEMES FROM STAKEHOLDER INTERVIEWS

The campus engagement process surfaced a wide range of issues, needs and concerns that informed the campus plan. Topics discussed encompassed academic programs, space needs, student life and housing, student success, campus conditions, community partnerships, sustainability, resilience, and community health.

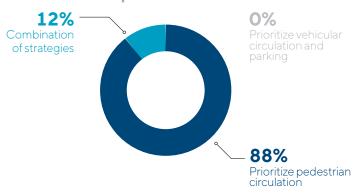
The following is a summary of the key themes that emerged through the interviews (further detail is provided in Appendix-A to this report):

- There is a strong, consistent commitment to the university's mission – providing a pathway for social and economic mobility in Dallas and beyond
- The university is committed to career readiness, and partnering with the City of Dallas and other entities to provide internship and externship experiences
- The university has a student-first focus; space is needed to allow high-touch student support services
- With rapid growth, space demand is outpacing supply

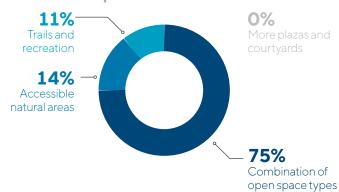
- Additional instructional and support space is a critical need
- Specialized instructional space is needed for planned new academic programs across all schools
- A diverse array of on-campus housing is needed to attract and retain students and meet different needs
- Additional dining and student life amenities are needed to support campus life
- Childcare services are critical to meeting the needs of students and staff
- Facilities are needed to support participation in the National Association of Intercollegiate Athletics with initial programs in Men's and Women's Cross Country, Track & Field, and Basketball
- Students are very sensitive to the cost of education; preserving affordability is a high priority
- There is a desire for campus- and communitysupporting development in areas surrounding the campus

FIGURE 1.4: SAMPLE RESPONSES FROM ONLINE POLL

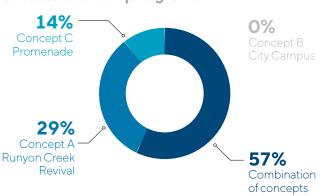
How should mobility and circulation be handled on campus?



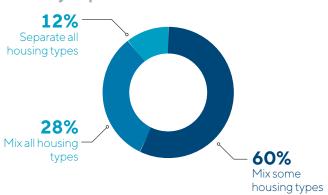
What kind of open spaces would you like to see on campus?



Which option best supports student success and campus growth?



What kind of residential village mix do you prefer?

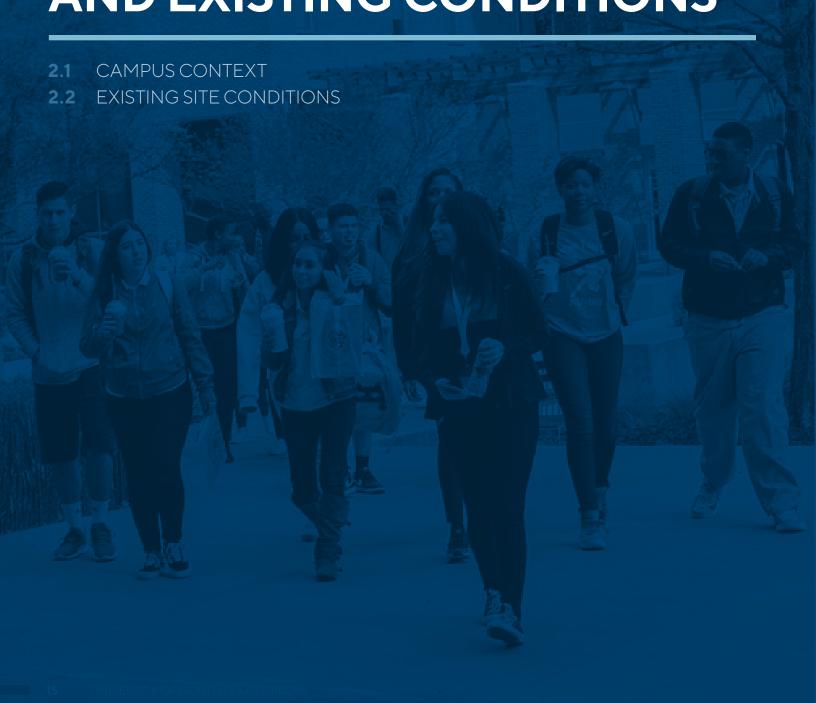






(Left) Staff member providing feedback at a campus master planning pop-up table. (Right) Responses at outreach event on the main campus. (Source: Page)





2.1 CAMPUS CONTEXT

CAMPUS LOCATIONS

Main Campus

The UNT Dallas main campus is located approximately ten miles south of downtown Dallas, near the city's limits, in a primarily residential area. It is immediately north of the new UNT Dallas blue line DART station. The presence of DART signals that new investment is starting to occur in what has been historically an underserved area of the city.

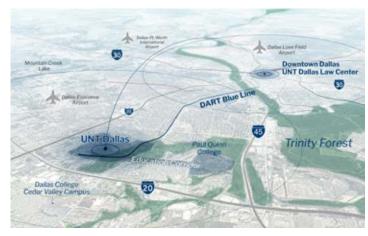
The campus is situated along the Runyon Creek corridor, which is part of a network of open space and trail corridors that includes Five Mile Creek and the Trinity Forest. It is unique within the Dallas region, and serves as a significant environmental and recreational asset.

The university also sits within the Grow South! Education Corridor, a group of local institutions including Paul Quinn College and Cedar Valley College, that are part of a City of Dallas cooperative strategy to promote sustainable growth, infrastructure, and capital improvements in the southern part of Dallas County.

UNT Dallas Law Center

The UNT Dallas College of Law is located in the historic City of Dallas Municipal Building—across the street from Main Street Garden Park in downtown Dallas. The college's moot court and library occupy the Lee F. Jackson Building a half block away. With its convenient downtown location, the UNT Dallas Law Center has a close relationship to the Dallas community, and offers legal resources, educational access, and a diverse array of internship opportunities to a broad constituency. UNT Dallas anticipates offering new graduate and professional continuing education programs in downtown Dallas over time, positioning the university for an even greater impact in the city.

FIGURE 2.1: UNT DALLAS LOCATIONS AND CONTEXT



CHAPTER 2 CAMPUS CONTEXT AND EXISTING CONDITIONS

MAIN CAMPUS SETTING

The main UNT Dallas campus is bounded by Camp Wisdom Road to the north, University Hills Boulevard to the west, the DART Blue Line to the south, and a vacant parcel to the east that is bisected by the Runyon Creek Trail. It is positioned on a site that provides panoramic views of the Dallas skyline, and is generally surrounded by low- to medium-density single-family residential neighborhoods, including the Hidden Valley, Singing Hills, and Runyon Springs neighborhoods.

There are several planned or recently completed development districts and projects near the UNT Dallas campus that have the potential to greatly influence the character of the surrounding community. These include:

University TIF District

The 458-acre University TIF District (161 acres in the University Center Sub-District, and 297 acres in the University Hills Sub-District) was created by the city of Dallas in 2017 to provide a funding mechanism to stimulate private investment and development. The district is intended to guide growth near the UNT Dallas campus, a key focus of the GrowSouth Initiative. This property is yet to be developed. The TIF is scheduled to expire at the end of 2047.

Lancaster Campus District Plan

The City of Lancaster proposed a 450-acre mixed-use village within walking distance of the campus and the nearby DART Station, with plans to develop retail, a warehouse district, resort hotel, research park, and several high-rise residential buildings near a centrally located village center. The district has yet to be developed but if realized, would result in significant new population and economic activity south of the campus.

Savannah Estates

A national multi-family home developer has proposed a mixed-use, mixed-income project located northwest of the main campus. The first proposed phase includes approximately 250 residential units and retail frontage along Camp Wisdom Road and University Hills Boulevard, with additional housing in other parts of the site. A key feature of the design is the preservation of the site's natural characteristics, including its wooded areas. This development has the potential to complement the UNT Dallas campus, and could contribute to the broader surrounding open space network.

DART Blue Line Camp Wisdom Station

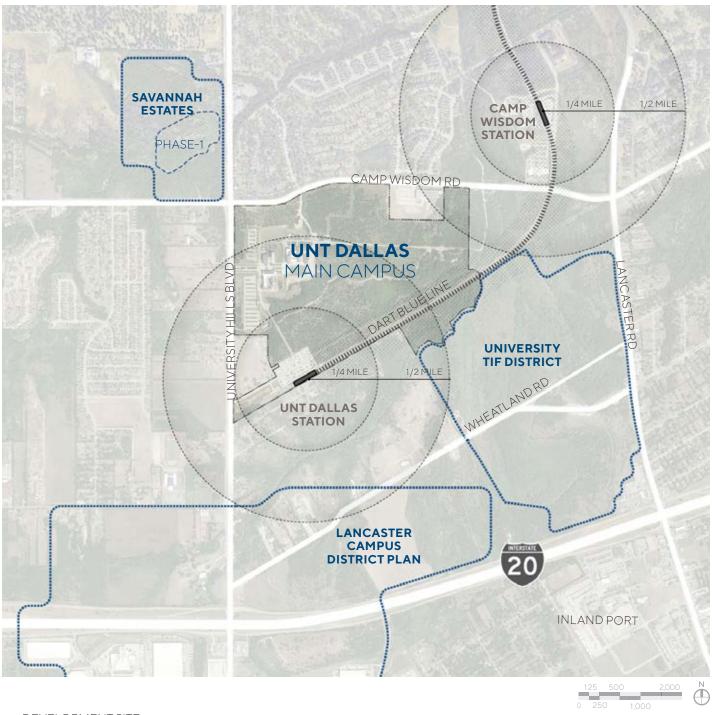
The DART Camp Wisdom Station is located approximately 1.2 miles northwest of the UNT Dallas Station, and has the potential to spur transit-oriented development (TOD) proximate to the campus.

International Inland Port of Dallas (IIPOD)

South of the campus, the International Inland Port of Dallas (IIPOD) is an intermodal logistics district that encompasses 7,500 acres across five municipalities. It is home to tens of thousands of jobs and hundreds of employers with global, national, regional, and local market connections. Employment at the IIPOD is synergistic with the university's educational programs, including the Supply Chain and Marketing Management program in the School of Business. Its proximity to the campus presents opportunities for advanced manufacturing jobs for university graduates.

The university is interested in partnering with the City of Dallas and other entities to support the realization of mutually-beneficial development around the campus, and to help the campus to serve as an economic and cultural anchor institution within the southern Dallas area.

FIGURE 2.2: POTENTIAL DEVELOPMENT NEAR THE UNT DALLAS MAIN CAMPUS



.... DEVELOPMENT SITE

DART BLUE LINE

DART STATION

CHAPTER 2 CAMPUS CONTEXT AND EXISTING CONDITIONS

FIGURE 2.3: CHANGES SINCE THE 2005 CAMPUS MASTER PLAN



CURRENT AND PREVIOUS PLANS

This campus plan builds on several previous studies that informed the analysis of campus needs, and influenced campus development strategies. They range from campus-focused plans to city-wide policies and include, in chronological order:

UNT Dallas Campus Master Plan 2005

The 2005 campus plan established the initial development pattern for the campus, and included several elements that were carried through to the current campus plan, including the core plaza, the primary pedestrian promenades, and the orthogonal development pattern in the western part of the site. Changes that have occurred since the plan's completion include:

1. The DART station and DART pathway were constructed approximately 100 feet to the west of where they were anticipated. This led to a shift in the location of the pedestrian promenade.

- 2. The first residence hall was located further west than originally planned. This influenced the location of the freshmen and sophomore housing district adjacent to the academic core.
- 3. The Kathlyn Gilliam Collegiate Academy is located further west than originally anticipated, creating a five-acre space at the northeast corner of the campus that has been identified as a good location for an allied organization.

UNT Dallas Area Plan

2009

The City of Dallas created an area plan for the UNT Dallas environs that envisioned walkable mixed-use development blocks, multi-modal transportation options, and ample open space. This plan reinforced the university's interests in the southern portion of the campus.

UNT Dallas Campus Tree Inventory and Ecosystem Service Benefits Report 2016

UNT Dallas partnered with the Texas Trees
Foundation (TTF) to perform an assessment of all
trees on campus. TTF provided a detailed picture
of the urban forest consisting of 68,040 trees
resulting in 43 percent canopy cover on site. Over
half of those trees are one species—Eastern Red
Cedar. Other common species on campus are Cedar
Elm and Green Ash. The report concluded that
increasing species diversity as the university grows
will help to create a more resilient landscape and
ensure a greener, cleaner, and cooler campus, with
the provision that the campus forest continue to be
maintained, enhanced, and revitalized.

UNT Dallas College of Law Program Study 2016

This program study identified the space needs and criteria for the renovation of the Dallas Municipal Building to support the mission of the UNT Dallas College of Law at its permanent location in downtown Dallas. Additional recommendations were provided for the existing UNT Dallas-occupied

spaces in the Lee F. Jackson building. The study identified specific space assignments for offices, classroom and instructional spaces, courtroom and advocacy training facilities, student life spaces, and experiential learning facilities, including a legal clinic. It also provided for the retention of the existing law library, the moot courtroom and a classroom and lab in the 1901 Main Street System building. Room utilization, planning test-fits, technical evaluations, historic considerations, and the renovation schedule were all addressed in the study.

UNT Dallas CIP Proposed New Projects White Paper

2017

The Proposed New Projects White Paper recommended six priority projects to support the growing UNT-Dallas campus with a 21st-century learning environment. These projects comprised instructional facilities, including a 126,000 GSF STEM building and a 144,000 GSF business technology building, a 250-bed residence hall, a 3,000-seat events center, a 1,000-space parking structure, and a centrally located landmark tower.

Dallas Urban Heat Island Management Study 2017

The Dallas Urban Heat Island Management Study was one of the largest urban heat assessments in the United States. The study provided strategies to mitigate urban heat and identified the city's most vulnerable neighborhoods, several of which are those surrounding UNT Dallas.

Smart Growth for Dallas Initiative 2018

The City of Dallas forms part of the Dallas Metroplex, one of the fastest growing metro regions in the United States. The city is a major economic center, but is also experiencing significant environmental and social challenges. The Trust for Public Land and supporting partners used geo-spatial data to study over 315,000 parcels of land in the city. The findings provided recommendations to improve

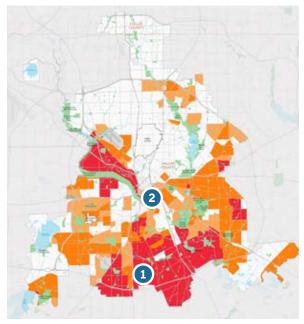
the city's social, economic, and environmental resilience. Figure 2.4 displays the areas identified as priorities for health-promoting green infrastructure investments to address chronic health issues, such as respiratory disease, diabetes, and anxiety. Many of the communities west and south of downtown, including neighborhoods around the UNT Dallas campus, fell into the "very-high" category for these conditions. These findings make evident the need for access to nature, recreational facilities, and other health-promoting amenities on the campus that may not otherwise be readily available to community residents.

UNT Dallas Strategic Plan: Pathways to the Future

2019

The campus plan derived its basic foundation and guiding principles from this document, which outlined the university's mission, vision, values, and goals. The plan is described in Chapter 1.

FIGURE 2.4: HEALTH PRIORITY AREAS IDENTIFIED BY THE TRUST FOR PUBLIC LAND



1. UNT Dallas Main Campus 2. UNT Dallas Law Center

CHAPTER 2 CAMPUS CONTEXT AND EXISTING CONDITIONS

2.2 EXISTING SITE CONDITIONS

The development of the campus plan included an analysis of existing site conditions to identify its assets and constraints. The analysis helped to define the plan's parameters and surfaced both challenges and opportunities for the design of the campus.

EXISTING CAMPUS BUILDINGS

The UNT Dallas campus includes four buildings totaling 341,315 GSF. Most buildings currently serve multiple functions as the campus is fairly new and enrollment is relatively small, but their use may evolve as the campus grows over time. The existing buildings on the campus include:

1. Multi-Purpose Academic Building

This facility was the first building on the campus and opened in 2007. It serves many purposes, and accommodates the campus bookstore, classrooms, conference rooms, offices, and gathering spaces for students.

2. Founders Hall

Completed in 2010, Founders Hall was central to the university's evolution to a standalone campus. Designed to be flexible and functional, the building contains teaching, learning and office space, as well as a small cafeteria, accessible green roof, and plaza. It integrates sustainable systems such as water collection, daylighting, and photovoltaic (PV) solar electric power, and achieved Leadership in Energy and Environmental Design (LEED) Gold certification.

3. Student Center

Completed in 2019, the Student Center nearly doubled the campus footprint. It contains cafes, social gathering spaces, study halls, administrative offices, a ballroom, and other student-serving functions that enhance the university's ability to meet the needs of students. It also serves as a community venue for campus events and activities. The Student Center achieved LEED Gold Certification.

4. Wisdom Hall

Wisdom Hall is the first student residence hall on campus. The building contains approximately 120 beds, study spaces, a community kitchen, a fitness room, and other university resources for students.

A Dallas ISD facility, the Kathlyn Joy Gilliam Academy, was opened in 2011 and is located on a 10-acre site in the northeast corner of the campus. The university does not own the site of the school.

TABLE 2-1: EXISTING BUILDING SPACE

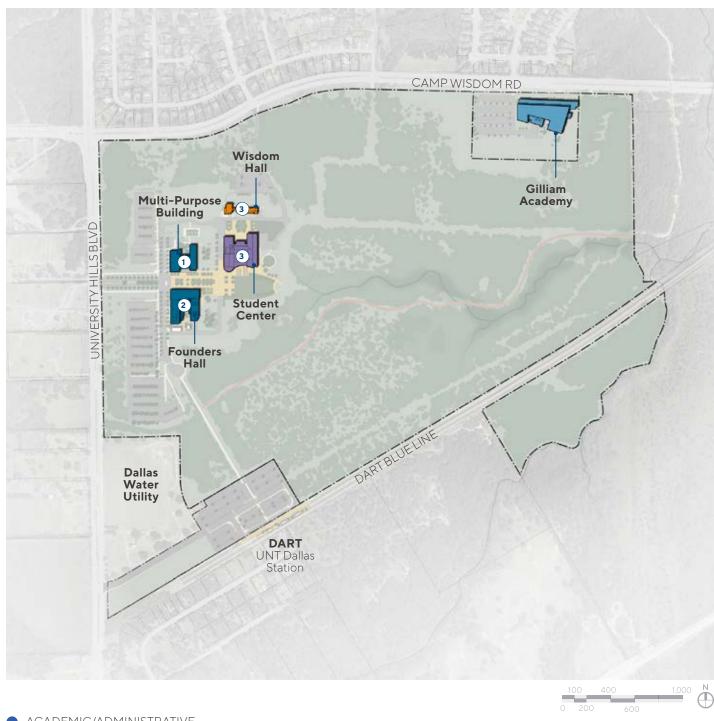
ID	Services	Levels	GSF
1	Multi-Purpose Building	3	77,093
2	Founders Hall	4	104,161
3	Student Center	4	131,061
4	Wisdom Hall	4	29,000
	TOTAL		341,315





(Top) Multi-Purpose Building and Founders Hall. (Bottom) Student Center. (Source: UNT Dallas)

FIGURE 2.5: EXISTING CAMPUS BUILDINGS



ACADEMIC/ADMINISTRATIVE

HOUSING

CAMPUS LIFE

NON-UNIVERSITY OWNED

CHAPTER 2 CAMPUS CONTEXT AND EXISTING CONDITIONS

EXISTING VEHICULAR CIRCULATION

Vehicular circulation on the campus consists of a primary entrance and north-south corridor to the west of the Multi-Purpose Building and Founders Hall. As the campus grows, creating a clear and functional network of roads will be needed to efficiently move vehicles throughout the campus while prioritizing pedestrian safety.

Gateways

The primary campus gateway is a tree-lined formal entry drive along University Hills Boulevard, which ends in a vehicular drop-off area between the Multi-Purpose Building and Founders Hall. There is also an access drive from University Hills Boulevard to the DART station. Two secondary campus entrances are being constructed at the time of this plan's completion. They include a north entrance at the intersection of Sweet Sue Lane and Camp Wisdom Road, and a second west entrance between the primary entrance and the Dallas Water Utility on University Hills Boulevard. These new entrances are intended to distribute traffic and provide additional capacity for vehicles entering and exiting the campus.

Circulation

The primary existing campus road runs north-south at the terminus of the University Hills Boulevard entry drive. The road feeds two large surface parking lots north and south of the entry drive. The Multi-Purpose Building and Founders Hall are located along the east side of the road. In addition to the main road, there are service roads that extend from the main road and access each of the buildings.

Parking

Two large surface parking lots, Lots 1 and 2, are located along University Hills Boulevard on the

west side of campus. A new surface parking lot, Lot 3, is being constructed north of Wisdom Hall. Additional overflow parking is accommodated near the DART station, Lot 4, where some spaces are leased to the university for shared purposes. Across these four lots there are 1,416 parking spaces on the campus. Parking is primarily designated for general use, but also includes visitor, resident, reserved, handicap, fuel efficiency vehicle, and carpool parking. Anecdotal surveys suggest that there is an adequate overall number of parking spaces on the campus, but the areas closest to campus buildings are highly utilized such that many people have difficulty finding parking at peak times of the day. The parking spaces close to the DART station are perceived by many to be an inconvenient walk from campus destinations.

Service and Emergency Access

Service and emergency vehicle access are located on the periphery of the campus core. Access routes are primarily paved but also include grass turn-around areas next to the Student Center and a short green path extending from the Founders Hall service area to the central part of campus. Adequate and efficient service and emergency vehicle access will be required throughout the campus with continued growth.

TABLE 2.2: EXISTING PARKING SPACES

Lot	Space Types	Count
1	Visitor, Reserved, General	204
2	Visitor, Reserved, General, Carpool, Fuel Eff.	614
3	Residential	100
4	DART (Including Leased Spaces)	498
	Total Including All DART Spaces	1.416

Gilliam Academy Entrance Secondary Entrance Non-Signalized Non-Signalized CAMP WISDOM RD LOT LOT Primary Entrance Entrance Non-Signalized Secondary Entrance Non-Signalized LOT **2** LOT Dallas Water Utility DART UNT Dallas Station DART Entrance Non-Signalized

FIGURE 2.6: EXISTING VEHICULAR CIRCULATION

- MAJOR CIRCULATION
- CAMPUS CIRCULATION
- SERVICE CIRCULATION
- SURFACE PARKING

EXISTING TRANSIT

Bus

DART bus routes around the main campus are limited in their coverage area, and do not provide direct links to other parts of the city beyond a one-mile radius without additional transfers. The campus is served by Local Bus Route 415 and has two stops—one adjacent to the DART station and the other directly across from Founders Hall. Rail Feeder and Transit Center Bus Route 516 does not enter the campus, but runs along Camp Wisdom Road at its northern edge, connecting the Singing Hills Recreation Center and surrounding neighborhood with DART's Camp Wisdom Station.

Representatives from DART participated in the campus plan's development and expressed a commitment to continuing to support the university with needed transit connections.

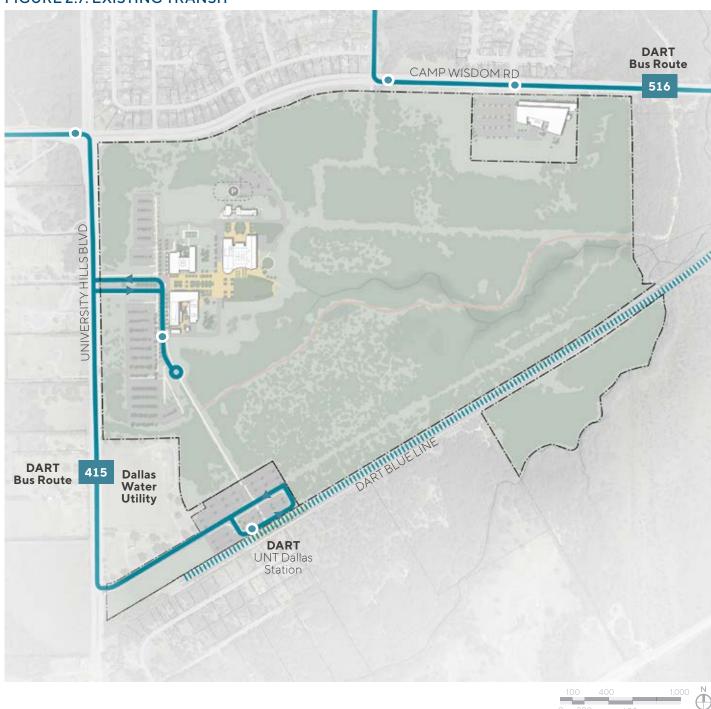
Light Rail

The DART Blue Line extension was completed in October 2016, and serves as a vital transit link to UNT Dallas, helping to reduce overall vehicle trips. Its connection from downtown to the main campus provides convenient access between the main campus and the UNT Dallas Law Center.



▲ UNT Dallas DART Station. (Source: Page)

FIGURE 2.7: EXISTING TRANSIT



- DART BUS CIRCULATION
- DART LIGHT RAIL LINE
- BUS STOP

EXISTING PEDESTRIAN CIRCULATION Perimeter Sidewalks

Sidewalk connections to the campus from the surrounding community are limited or incomplete, except for a dedicated path along University Hills Boulevard. Several "desire lines" where sidewalks do not exist can be observed in worn grass patterns, suggesting the need for increased campus-neighborhood connectivity.

Campus Core

There are numerous pedestrian pathways within the campus core, and a network of ADA-compliant pathways and ramps facilitate accessibility. The compact nature of the existing campus core allows for short walking distances





(Top) DART pathway. (Bottom) Runyon Creek Trail. (Source: Page)

between most campus destinations, compared to many campuses. Figure 2.8 illustrates a five- and ten-minute walk distance from the campus core, and reveals that most of the site can be reached on foot, within ten minutes. With continued campus growth, it will be critical to maintain this compact development pattern to maximize convenience, integrate open space, and preserve campus land for future needs.

DART Pathway

The DART pathway is a continuous pedestrian route from the campus core to the UNT Dallas station. While the route is less than a quarter mile, stakeholder feedback suggested that there is a general perception that the distance is much longer. As the campus develops, new facilities and spaces between the campus core and the station should mitigate this perception.

Concerns about pedestrian safety have been expressed, particularly with respect to nighttime travel. In response, the university provides courtesy escorts between the campus core and the DART station and adjoining UNT Dallas parking lots, actively promoting a safe and secure campus environment.

Trails

Completed in 2020, the 2.7-mile Runyon Creek Trail connects the campus to the Singing Hills Recreation Center, Camp Wisdom DART Station, and Five Mile Creek Trail to the north. The trail passes through a roughly 60-acre nature conservation park—the Runyon Creek Park—to the east of the campus. A nature observation platform is being constructed in the eastern area of the campus as part of the trail extension project. Collectively, these features improve the quality of life for the campus population, as well as the broader community, and will continue to be an essential recreational resource.

To Singing Hills Park and Recreation Center / Five-Mile Creek Trail Perimeter CAMP WISDOM RD **Sidewalks** Runyon **Creek Trail** 1/4 mile radius 5 min walk 1/2 mile radius 10 min walk Campus Core Dallas Water Utility DART UNT Dallas Station

FIGURE 2.8: EXISTING PEDESTRIAN CIRCULATION

RUNYON CREEK TRAILPATHWAY/SIDEWALK

EXISTING LANDSCAPE AND OPEN SPACE

The UNT Dallas campus has a unique and beautiful natural character with rolling hills, creeks, and an expansive wooded area. Key features of the campus landscape include the following:

Campus Forest and Creek

The campus possesses a significant tree canopy along Runyon Creek, which is part of a network of open space and trail corridors that extends through the area south of downtown Dallas. This landscape is unique within the Dallas region, and is a significant environmental and recreational asset. In addition to providing opportunities for physical exercise and mental health benefits, these forested areas help to offset the urban heat island effect, which is known to exacerbate chronic health conditions. The UNT Dallas campus was recognized in 2019 by the Arbor Day Foundation as a "Tree Campus USA School" due to the ecosystem benefits of the campus tree canopy, and the university's commitment to effective urban forest management. While largely inaccessible today, the forest has the potential to contribute to the campus' sense of place as development extends to the east over time. Efforts will need to be made to preserve the more ecologically healthy tree stands, while managing invasive species and enhancing biodiversity.

The wooded area of campus south of the DART Blue Line is further removed from the center of campus, and has steep-to-moderate slopes, making future development difficult compared to the more contiguous campus.

Campus Core

The existing campus buildings are sited in an orthogonal arrangement, and frame a generously

sized main plaza that serves as a formal outdoor gathering area for the UNT Dallas community. The campus core is comprised of plazas, planting areas, and an east-facing amphitheater, and contains flexible and permanent seating. There is a large plaza at the Student Center, a smaller-scale plaza behind the Multi-Purpose Building, and a courtyard and green roof at Founders Hall. When funding for the planned Ryan Tower is available, it is expected to be located prominently within the heart of the campus core near the Student Center, creating a significant new landmark.

Outdoor Recreation

On-campus outdoor recreation facilities consist of a multi-purpose soccer field and basketball court located north of the Multi-Purpose Building. While these facilities are relatively limited, they provide a designated location on campus for individual recreation and team sports, and are well utilized.

Topography

There is a 92-foot grade change from the highest campus elevation at 578 feet to the lowest at 486 feet. Some areas of the campus are relatively flat—in particular, the southwest portion of the campus near the DART rail line—and are generally suitable for development, with minimal need for significant earthwork or retaining walls. In other areas the land is more sloped, particularly along Runyon Creek, presenting significant constraints to development. Two high areas located on the north part of the site near Camp Wisdom Road provide stunning views of the surrounding community and downtown Dallas. These panoramic viewpoints are important elements of the campus design.

FIGURE 2.9: EXISTING LANDSCAPE AND OPEN SPACE

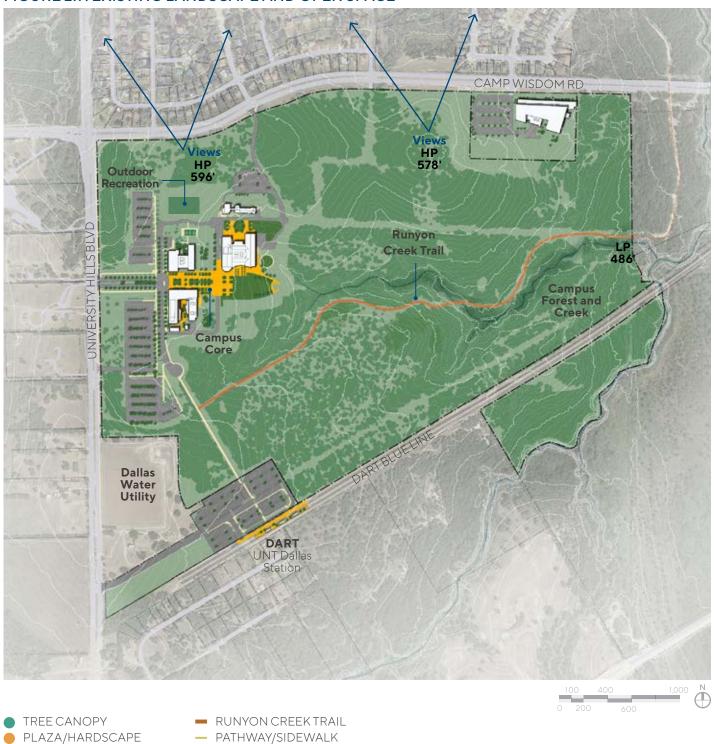
PLAZA/HARDSCAPE

GREEN LAWN

∧ VISTA VIEWS

HP HIGH POINT

LP LOWPOINT









(Bottom-left) Hart Amphitheater. (Top) Founders Hall and surrounding landscape. (Bottom-right) Existing tree canopy. (Source: UNT Dallas)







(Top-left) Seating area near the Student Center. (Top-right) Founders Hall green roof. (Bottom) New landscape in the campus core. (Source: UNT Dallas)

EXISTING UTILITY INFRASTRUCTURE

Utility infrastructure on and around the campus includes electrical, gas, domestic water, sanitary sewer, and stormwater systems. Utility capacity is addressed in Chapter 4 of this document.

Energy and Gas

Electric service to the campus is provided by Oncor. The primary point of delivery is located on University Hills Boulevard. There is a major electrical transmission easement running along the southern boundary of the campus, generally parallel to the DART Blue Line from east-to-west, and continuing north along University Hills Boulevard and west along Camp Wisdom Road. The existing utility lines along University Hills Boulevard detract from the appearance of the campus perimeter, and could present a challenge to potential streetscape improvements, such as tree planting or lighting.

The four existing buildings on campus are served by their own independent chillers and hot water heaters.

Water

Domestic and Fire Water

The campus is currently connected to the City of Dallas water system from water lines in University Hills Boulevard and Camp Wisdom Road.

Sanitary Sewer

There is a 12-to-18-inch wastewater line extending through the center of the campus eastward, connecting to a City of Dallas 27-inch wastewater line that extends along Runyon Creek on the eastern side of the site. Existing buildings connect to the main wastewater line by 8- and 10-inch wastewater line branches.

Stormwater

Runyon Creek extends through the center of the site from a high point on the west to the low point on the east, and stormwater generally drains toward the creek. Stormwater infiltration is hampered by clay soils. Most of the site is outside the 500-year flood plain, except for Runyon Creek Branch, which is within the 100-year flood plain on the southeast side of the campus. However, flooding has occurred north of the campus near the Runyon Springs and Singing Hills neighborhoods, and stormwater management measures will need to be incorporated into the campus design with future growth. There is an existing 20-foot public drainage easement along the southern university property line.

Dallas Water Utility District

There is a Dallas Water Utility facility on University Hills Boulevard south of the campus entrance. The aesthetic treatment of this property will be important in enhancing the campus appearance along University Hills Boulevard, and at the DART station entrance. Landscape improvements and preservation of existing trees should be considered to screen the facility.



 Overhead electrical powerlines along on the campus perimeter. (Source: Page)

CAMP WISDOM RD Abandoned 8" Wastewater Line Gas Line **Wastewater Line** UNIVERSITY HILLS BLVD Elec/Com Conduit Water Line Dallas Water Utility **DART** UNT Dallas Station

FIGURE 2.10: EXISTING UTILITY INFRASTRUCTURE

- ELECTRIC
- ••• WATER
- ••• WASTEWATER
- --- GAS

- ••• STORMWATER
- -- ABANDONED WASTEWATER
- 100-YR FLOOD PLAIN

BUILDABLE LAND ANALYSIS

Constraints to campus development include steep slopes, utility easements, and drainage areas. Avoiding development in these areas will minimize costs for utility relocation and site grading.

The DART rail line also creates a large barrier along the southern edge of the property, which hinders access to the 20-acre southeast campus property. The potential for additional crossings is limited due to the gradual grade change that accommodates the overpass on Camp Wisdom Road towards the Camp Wisdom Station.

Figure 2.11 illustrates a composite of campus land constraints and indicates that most developable land is on the west side of campus.

While there is a general perception that most of the 264-acre site is available for development, roughly 75 acres (30 percent of the site) are constrained, leaving 190 acres of prime buildable land (70 percent of the site). Future campus development will need to be concentrated in a compact development pattern to make efficient use of limited space.



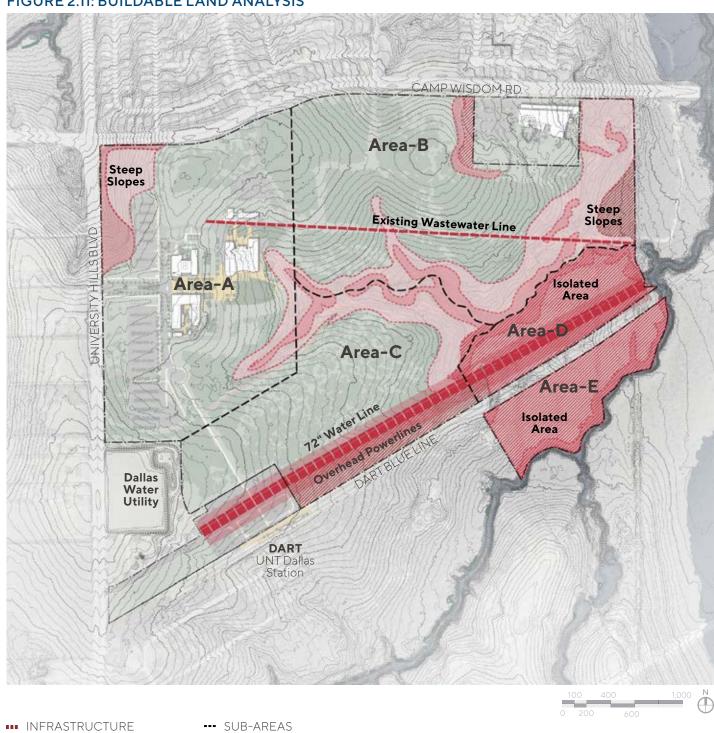
Area	Acres	Buildable Acres*	Buildable %*
Α	80	72	90%
В	64	58	90%
С	80	60	75%
D	20	0	0%
E	20	0	0%
TOTAL	264	190*	70%*

^{*} Moderate slope areas may be developed, but are subject to additional costs and further feasibility analysis. Moderate slope areas are not included in buildable acres and buildable percentages.



Wastewater line extending through the existing campus forest. (Source: Page)

FIGURE 2.11: BUILDABLE LAND ANALYSIS



- 10'CONTOURS
- 2' CONTOURS
- MODERATE SLOPES
- STEEP SLOPES
- ISOLATED AREAS



- 3.1 PURPOSE AND METHODOLOGY
- 3.2 SPACE ANALYSIS ASSUMPTIONS
- 3.3 SPACE ANALYSIS FINDINGS

3.1 PURPOSE AND METHODOLOGY

SPACE NEEDS ANALYSIS

Early in the planning process, an analysis of space needs was prepared for UNT Dallas's main campus and the College of Law. The analysis assessed the general amount of space that would be needed to accommodate the university's current and future on-campus student, faculty and staff populations. It included projections for academic, administrative space, campus life and support space, planned athletics and recreation program space (including outdoor fields), housing and parking.

The space needs generated through the analysis were the basis of the overall campus plan development program. The program was used to assess the physical capacity of the campus and the UNT Dallas Law Center during the analysis phase of the planning process, and is reflected in the final campus plan.

METHODOLOGY

The space needs analysis was informed by the university's 2019 Pathway's to the Future strategic plan, and the mission, vision, values and goals reflected in the plan. It was developed through an iterative process that began with the initial stakeholder conversations, which highlighted key issues around space, as well as program needs.

Space projections were subsequently generated using a model that integrated the THECB's space planning

metrics for education and general space, and the Association for Learning Environments' (A4LE) national space planning guidelines for campus life, intercollegiate athletics and recreation, and other space categories not addressed by the THECB model. Space types were grouped into several categories, including:

- Academic Space: Classrooms, teaching and research labs, offices, library and study space
- · Campus Life Space: Assembly, exhibition, dining, retail, and student collaboration and social space
- Athletics and Recreation Space: Intercollegiate athletics and campus recreation space
- Support Space: Data processing rooms, shops, storage, vehicle storage, and associated service areas
- Student Housing: For all levels of undergraduate students, as well as graduate students and families

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CHAPTER 3 SPACE NEEDS PROJECTIONS AND PROGRAM

The space analysis compared existing space in assignable square feet (ASF) to projected needs to establish either surpluses or deficits across each space type. The ASF figures were then converted to gross square feet (GSF) to generate the campus plan program.

University leadership, including the provost and the deans of each school and the UNT College of Law, provided input on the metrics and guidelines underlying the projections for each space type. The composition of the university's student body, with a large percentage of part-time and non-traditional students, and the share of courses delivered through online instruction, were significant factors that shaped the space projections. The university's plans for new intercollegiate athletics sports and targets for student housing were additional key factors.

The space analysis was reviewed with UNT System Facilities Department staff, and subsequently by the campus plan Steering and Resource Committees. The analysis was refined based on the input provided through this process.

Further detail on the space needs calculations and campus plan program is provided in an appendix to this report.

COVID-19 IMPACT

While the space analysis identified the optimal provision of space for current and future campus populations, the analysis was performed in advance of the current COVID-19 pandemic crisis, and did not account for potential changes in building use and occupancy that may result from practices adopted during the pandemic. Should practices such as remote working and increased online instruction continue in the future, campus space needs may be somewhat lower than the analysis projections.











"UNT Dallas is committed to providing our students with the highest quality education, whether it is delivering curriculum inclassroom or completely virtual as we are doing during the COVID-19 crisis."

BETTY STEWARTUNT Dallas Provost

▲ Students, faculty, and staff utilizing facilities on campus. (Source: UNT Dallas)

3.2 SPACE ANALYSIS ASSUMPTIONS

Enrollment targets of 8,000 headcount students in the midterm and 25,000 students in the future were used as the basis.

UNT Dallas currently serves approximately 4,000 students (headcount) at its main campus and in the College of Law, and through online instruction. The space needs analysis projected the university's space requirements for current enrollment, and for future enrollments of 8,000 students in the mid-term and 25,000 students in the long-term. The following assumptions informed in the analysis:

 Full-time equivalent (FTE) enrollment, rather than headcount, was used to project space needs. FTE enrollment provides a more accurate measure of the demand for space, as it accounts for part-time students, who may only attend one or two courses at a time.

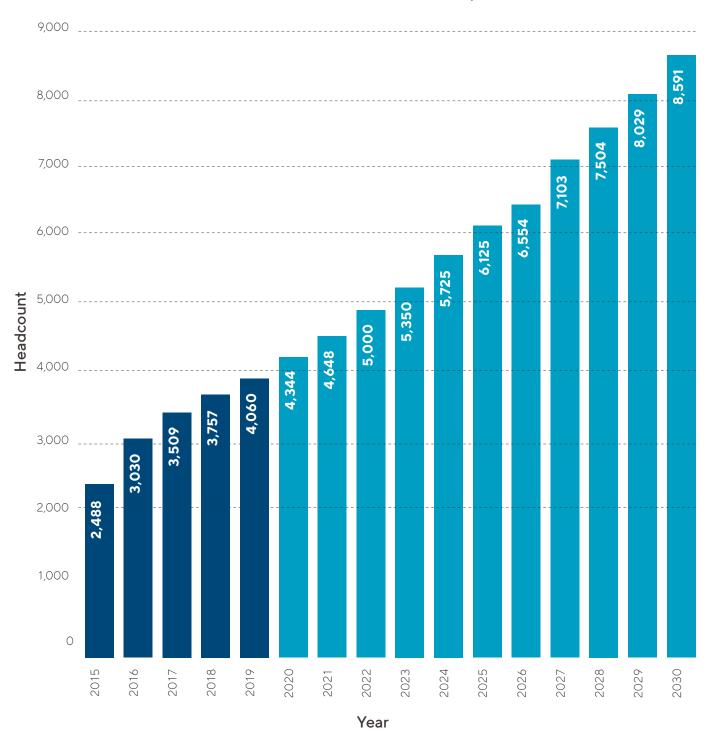
TABLE 3.1: PROJECTED UNT DALLAS FTE POPULATION AT ENROLLMENT MILESTONES

Enrollment Milestones	2019	8,000 нс	25,000 нс
Main Campus			
Total Enrollment FTE	2,294	4,790	15,510
Undergraduate	2,117	4,400	14,310
Graduate	177	390	1,200
Faculty FTE	151	280	860
Staff FTE	279	530	1,590
College of Law			
Enrollment FTE	372	530	620
Faculty FTE	55	80	110
Staff FTE	38	60	90

- FTE enrollment was determined using THECB metrics, which are based on credit hours, with 15 credit hours for a full-time undergraduate student, and 12 credit hours for a full-time graduate student. These metrics generated FTE enrollments of approximately 2,700 FTE for 4,000 headcount students, 5,300 FTE for 8,000 headcount, and 16,100 FTE for 25,000 headcount.
- The College of Law has a current enrollment of 370 FTE. The dean of the college provided projections for future enrollment, which were approximately 530 FTE for the overall university 8,000-student enrollment milestone, and 620 FTE for the 25,000-student milestone.
- For the purposes of the analysis, enrollment in online courses was deducted from the FTE figures, as these courses do not generate a demand for space.
- The projections maintained current studentto-faculty and student-to-staff ratios, and used industry standards to convert part-time faculty and staff to ETE
- The analysis incorporated the university's plans to provide an additional 900 beds of student housing for the 8,000-student milestone goals, and to accommodate 20 percent of FTE enrollment for the 25,000-student milestone.

Table 3.1 contains a breakdown of enrollment and faculty and staff FTE today, and for each enrollment milestone at the main campus and the College of Law. Historic and projected annual headcount enrollment from 2015 through 2030 is illustrated in Table 3.1. Further detail on the assumptions underlying the space analysis are provided in an appendix to this report.

FIGURE 3.1: PAST AND PROJECTED UNT DALLAS ENROLLMENT, 2015-2030



▲ Enrollment at UNT Dallas is projected to double in size over the next ten years.

CHAPTER 3 SPACE NEEDS PROJECTIONS AND PROGRAM

3.3 SPACE ANALYSIS FINDINGS

MAIN CAMPUS

At the UNT Dallas main campus, the space needs analysis found there is a deficit of space for current enrollment, which occurs across virtually all space categories. (A small surplus in campus life space is attributable to the combined assembly and meeting space in the Student Center building, which contains a large ballroom and several large meeting rooms that serve multiple functions.) Total non-residential space needs for current enrollment amounted to approximately 321,000 ASF, or approximately 144,000 ASF more non-residential space than the university has today. The university current has 119 beds of student housing.

Growth will generate a need for significantly more space across all space categories. The introduction of several intercollegiate athletics sports, and the

provision of additional student housing will further contribute to the need for future facilities. Total space needs at the 8,000-student milestone were projected to be approximately 619,000 ASF of non-residential space, and a total of 1,020 beds of student housing. At the 25,000-student milestone, an estimated 1.76 million ASF of non-residential space would be needed, and a total of 3,100 beds of student housing.

Space needs across each space use category are illustrated in Figure 3.2 for current and future enrollments at the main campus. Aggregate ASF and GSF space needs are illustrated in Figures 3.3 and 3.4.



Media Lab. (Source: UNT Dallas)

FIGURE 3.2: SPACE NEEDS BY SPACE TYPE (ASF) - MAIN CAMPUS

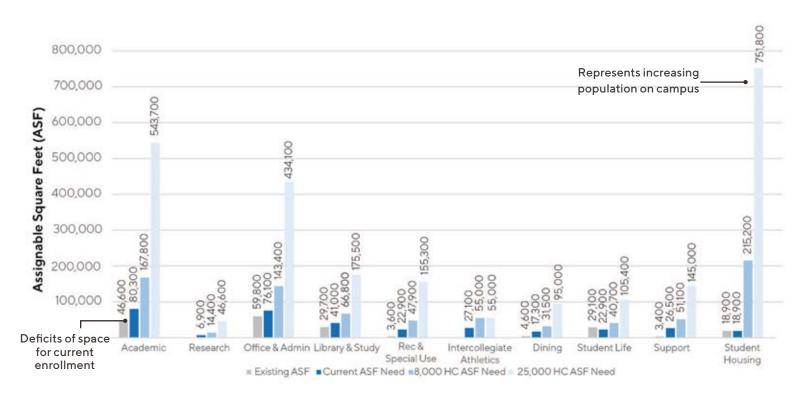
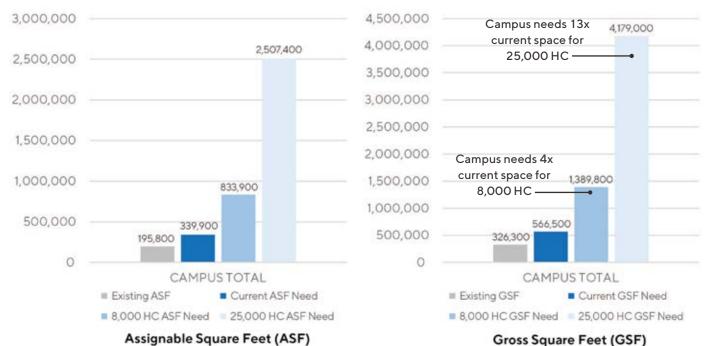


FIGURE 3.3: TOTAL SPACE NEEDS (ASF) MAIN CAMPUS FIGURE 3.4: TOTAL SPACE NEEDS (GSF) MAIN CAMPUS



CHAPTER 3 SPACE NEEDS PROJECTIONS AND PROGRAM



⚠ The renovated City of Dallas Municipal Building houses the College of Law. (Source: UNT Dallas)

COLLEGE OF LAW

For the College of Law, the space needs analysis found there was sufficient instructional and office space for current enrollment, but a deficit of study and student life space. Total space needs amounted to approximately 73,000 ASF, compared to existing space of approximately 64,000 ASF. Space needs were projected to be approximately 98,000 ASF at the 8,000-student enrollment milestone, and 120,000 ASF at the 25,000-student milestone.

A question that emerged in the analysis was how much space would be required for the College of Law library collection, given current trends towards digital versus physical resources. Research into collection practices at other law libraries did not reveal specific metrics or recommendations concerning the balance between digital and hard copy materials. In discussions on this topic, the College of Law librarian and dean advised that the college plans to retain its current physical collection and anticipates some growth, but that future acquisitions were likely to be predominantly digital. With this guidance, the librarian confirmed that it would be reasonable to plan for growth of the physical collection through to the 8,000-student milestone, and to limit growth of that portion of the collection

for subsequent enrollment growth. This strategy is reflected in the projections of library space needs, which remain constant at the 8,000- and 25,000-student milestones.

The College of Law currently occupies the former City of Dallas Municipal Building, and additional space in the Lee F. Jackson building. While the college has an option to expand in the Municipal Building Annex, the total available space is somewhat limited. Given potential space constraints, the college will need to plan carefully to ensure that future enrollment can be adequately accommodated. In addition to limiting growth of the library collection, strategies could include providing shared or hotel-style office space for certain faculty and staff positions, providing flexible, multi-purpose space for student study, activity and collaboration space, or leveraging the college's downtown Dallas context to meet the need for retail and dining space beyond the UNT Dallas Law Center, among others.

Space needs across each space use category are illustrated in Figure 3.5 for current and future enrollments at the College of Law. Aggregate ASF and GSF space needs are shown in Figures 3.6 and 3.7.

FIGURE 3.5: SPACE NEEDS BY SPACE TYPE (ASF) - UNT DALLAS LAW CENTER

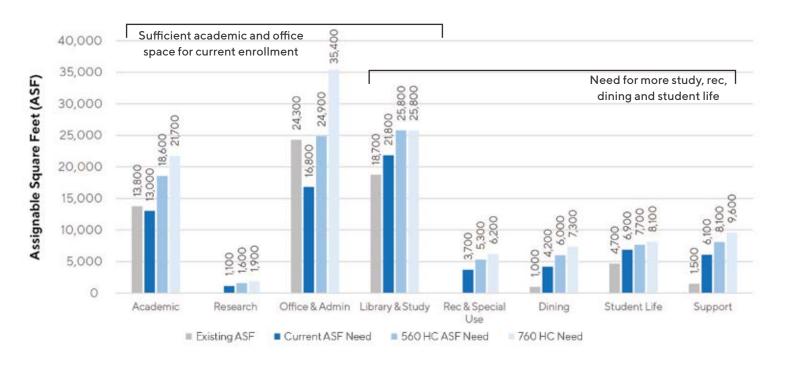


FIGURE 3.6: TOTAL SPACE NEEDS (ASF) UNT DALLAS LAW CENTER

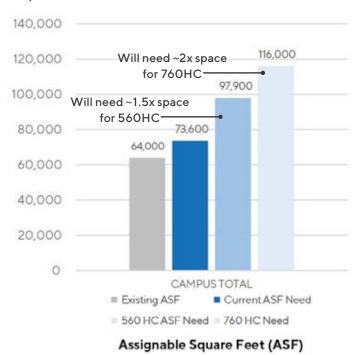
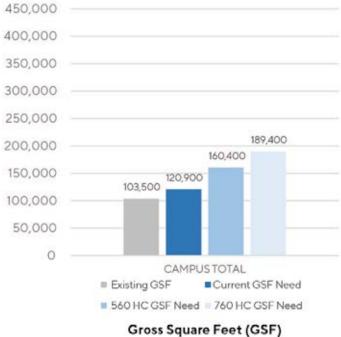


FIGURE 3.7: TOTAL SPACE NEEDS (GSF) UNT DALLAS LAW CENTER



CHAPTER 3 SPACE NEEDS PROJECTIONS AND PROGRAM

ADDITIONAL MAIN CAMPUS PROGRAM ELEMENTS Student Housing

The university plans to add 900 beds of student housing to its current housing supply of approximately 120 beds by the 8,000-student milestone (1,120 beds total), and to provide housing for 20 percent of students over the long term (approximately 3,100 beds total). Existing housing consists of traditional dorms, geared to undergraduate students. To accommodate a more diverse range of students, housing at the 8,000-student milestone will include a balanced mix of dorms, suite-style units, and apartments, while future housing will include a higher percentage of apartments to accommodate more graduate students and families. This distribution was provided by the university's housing director and campus administration.

TABLE 3.2: STUDENT HOUSING PROGRAM

Academic	2019 BEDS	8,000 нс	25,000 нс
Residents Hall Units	119	419	621
Suites	-	300	621
Apartments	-	300	1,864
Total BEDS	119	1,019	3,106
Total ASF	18,850	234,000	752,000
Total GSF	29,000	360,000	1,157,000

The campus plan housing program was generated based on these assumptions. The specific breakdown of unit types is as follows:

- 8,000-student milestone: 40 percent traditional residence hall (dormitory-style), 30 percent suites, and 30 percent apartments
- 25,000-student milestone: 20 percent traditional residence hall units, 20 percent suites, and 60 percent apartments

Each unit type has different space requirements, ranging from a low of approximately 90 ASF per bed for a double occupancy room, to up to 350 ASF per bed for a student apartment. For planning purposes, space factors within the mid-range for each unit type were used to project housing needs at each enrollment milestone. A net-to-gross ratio of 65 percent—an industry standard—was used to convert ASF to GSF. Further detail on the metrics for each housing type are provided in an appendix to this report. Examples of different unit floorplans are illustrated in Figure 3.8.

Housing may be provided through a range of funding models, which could include public/private partnerships (P3), master leases with private developers, or other strategies that reduce the university's up-front costs, and potential risks.





(Left) Social space in Wisdom Hall. (Right) Kitchen commons in Wisdom Hall. (Source: UNT Dallas)

FIGURE 3.8: HOUSING UNIT TYPE EXAMPLES

Residence Hall Units



174 sf 87 sf/bed

Suite Units







394 st 197 st/bed

Apartment Units



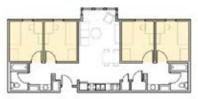
155 sf

155 sf/bed

300 sf 300 sf/bed



676 sf 338 sf/bed



1016 sf 254 sf/bed



960 sf 240 sf/bed





(Left) Camp Wisdom Hall. (Source: Page) (Right) Student utilizing the kitchen commons. (Source: UNT Dallas)

CHAPTER 3 SPACE NEEDS PROJECTIONS AND PROGRAM





Existing sports courts located just north of the Multi-Purpose Building. (Source: UNT Dallas)

INTERCOLLEGIATE ATHLETICS AND RECREATION

The university recently gained membership in the National Association of Intercollegiate Athletics (NAIA) program with initial sports in men's and women's cross country, track and field, and basketball. Potential future sports could include baseball, softball, soccer, volleyball, and tennis.

The space needs analysis accounted for additional space to accommodate these programs, but assumed that athletics, recreation and physical education space would be shared for efficiency. It also listed the number of outdoor fields and courts that would be needed for each intercollegiate athletics program, and recommended that additional fields and courts. be provided to accommodate campus recreation needs. The need for recreation fields and courts is unique to each institution, and depends on the institution's student profile, student life programs, and available space. The campus plan program for recreation fields and courts reflects the needs identified by the university's athletics director, and their potential accommodation based on the initial analysis of campus capacity.

The campus plan program for outdoor athletics and recreation fields and courts is summarized in Table 3.3.

TABLE 3.3: ATHLETICS AND RECREATION PROGRAM

Program	2019	8,000 нс	25,000 нс
Track & Field	-	1	1
Baseball Diamond	-	-	1
Softball Diamond	-	-	1
Soccer Fields	-	1	2
Tennis Courts	-	6	12
Outdoor Basketball Courts	1	2	4
Multi-Purpose Rec Fields	1	2	3

PARKING

Parking ratios were calculated for residential students, commuter students, and faculty and staff based on an analysis that considered the current campus population, mode-splits and parking lot utilization. These ratios, which are documented in Table 3.4, were applied to generate future parking needs. Access to DART helps to reduce the demand for parking, and was taken into consideration in the projections of parking needs. Over the long-term, parking costs, transportation demand management (TDM) strategies, and other mobility strategies are expected to further reduce the number of required on-campus spaces campus.

Applying the ratio generates a need for 2,100 spaces at the 8,000-student milestone, and 5,800 spaces at the 25,000-student milestone.

TABLE 3.4: PARKING RATIOS

	8,000 нс	25,000 нс
Residential Students	.49	.40
Commuter Students	.35	.31
Faculty and Staff	.35	.31

TABLE 3.5: PARKING PROGRAM

Spaces/FTE	Current	8,000 нс	25,000 нс
Parking Spaces	918*	2,100	5,800

^{*}Does not include DART surface lot of 498 spaces.

SUPPORT

The campus plan program includes a ten-acre area along the DART line, which is designated for warehousing, services, staff parking, laydown areas, general campus support, small office facilities, and storage.



4.1 GUIDING PRINCIPLES

The campus plan is informed by the university's vision, mission, and values and will guide the physical development of the campus for the next ten to twenty years.

UNT Dallas often refers to its locations as "beacons to the community." The main campus is envisioned as the center for a strong, vibrant and inclusive university community. The UNT Dallas Law Center forms the second "beacon," and is envisioned as an epicenter for programs and activities that benefit downtown Dallas. Building on this vision, UNT Dallas has made major investments to establish a distinct campus environment at both the main campus and the Law Center. While accommodating rapid enrollment growth, the university continues to take thoughtful steps to create a high-quality setting for learning.

The following three principles, derived from the strategic plan and the extensive stakeholder input in the early stages of the planning process, are intended to guide decisions about future campus development and were drivers of the campus plan.



PRINCIPLE #1 Promote educational access, student success, and career readiness

- · Serve students from all backgrounds
- · Create places for all types of learning
- Enhance community health and wellbeing



PRINCIPLE #2 Expand connections to surrounding communities

- Be a resource to the community.
- Create a destination for knowledge sharing
- Accommodate industry/community partners on campus



PRINCIPLE #3 Enhance everyday campus life

- Create social and recreational spaces while respecting the natural environment
- Model safe, sustainable, efficient campus development
- Maximize mobility to, from, and within the campus

CHAPTER 4 CAMPUS PLAN

4.2 VISION

CAMPUS ORGANIZATION

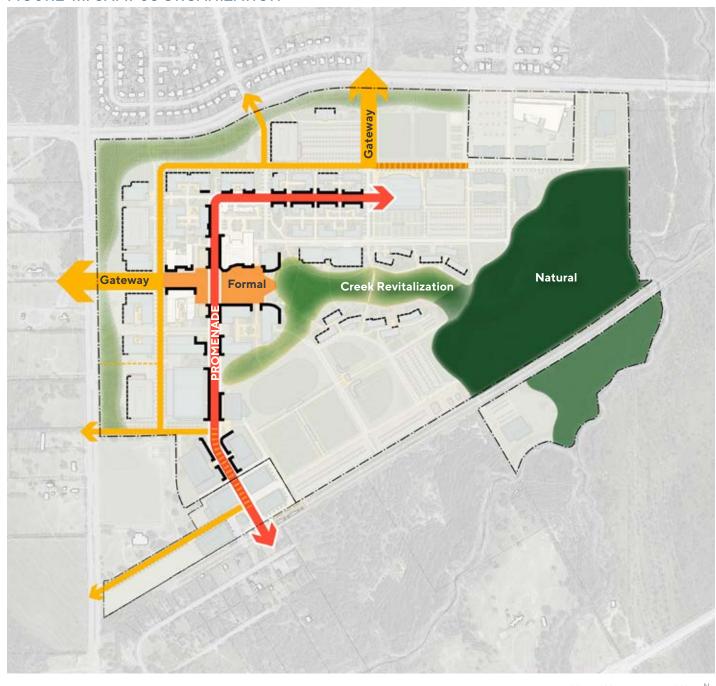
The campus organizational framework informs the placement of future buildings, open space, circulation, and infrastructure.

The main feature of the campus is an open space spine that runs from the west to the east through the formal campus core. The spine changes in character from the built campus fabric to more informal naturalized areas, through the revitalized creek area, and into the eastern campus, which will remain largely natural in character. A landscaped perimeter serves as an attractive forecourt to the campus.

The pedestrian promenade is a key organizing element of the campus and runs from the DART station north, then turns east through a residential village, concentrating activity in a car-free, animated pedestrian environment. Public plazas and courtyards framed by buildings provide additional places for outdoor gathering and student engagement.

The primary campus gateway will remain at the existing location on University Hills Boulevard. Additional gateways include a new significant campus entrance from Camp Wisdom Road adjacent to the planned recreational fields, as well as the three minor drives—the two that are currently under construction on Camp Wisdom Road and on University Hills Boulevard to the south, and a DART station access drive. The campus road network is kept to the campus perimeter.

FIGURE 4.1: CAMPUS ORGANIZATION



- MAJOR VEHICULAR CIRCULATION
- CAMPUS PROMENADE
- MAJOR OPEN SPACE/QUAD
- NATURAL AREAS
- SHARED STREET

CHAPTER 4 CAMPUS PLAN

CAMPUS PLAN

A comprehensive and inspiring campus setting is a critical factor in student success and sets the tone for the university's quality and contribution to the Dallas community.

The campus plan proposes the arrangement of buildings, open spaces, paths, roads, and infrastructure envisioned to accommodate 25,000 students on the main UNT Dallas campus. Buildings are organized along pedestrian pathways and are sited compactly to create vibrancy, facilitate travel, minimize the extension of infrastructure, and preserve significant land for open space.

The campus core opens out towards the Runyon Creek corridor, which is lined with buildings. Preserving significant campus open space is a defining feature of the plan, and will result in a distinct sense of place. It will also provide access to nature for the campus population and broader community. The following pages describe the components of the plan in more detail.

BY THE NUMBERS

4.2 M

1.5 M
PARTNERSHIP GSF

0.03EXISTING
FLOOR AREA RATIO

0.55
PLANNED
FLOOR AREA RATIO*

- E1 MULTI-PURPOSE BLDG.
- E2 FOUNDERS HALL
- E3 STUDENT CENTER
- E4 WISDOM HALL
- A1 STEM BUILDING
- A2 BUSINESS TECHNOLOGY BUILDING
- A3-12 ACADEMIC/ADMINISTRATION
- C1 DINING HALL
- C2 EARLY-LEARNING CENTER
- C3 RECREATION CENTER
- C4 LEARNING COMMONS
- C5 EVENTS CENTER
- C6 ATHLETICS HALL/TRAINING CENTER
- H LOWER/UPPER DIVISION HOUSING
- HC UPPER DIVISION/GRADUATE HOUSING
- GD GATEWAY PARTNERSHIP DISTRICT
- PP GILLIAM PARTNERSHIP AREA
- LE REGIONAL LAW ENFORCEMENT CENTER
- A RECREATION FIELDS
- B ATHLETICS VILLAGE
- C RUNYON CREEK TRAIL
- D CAMPUS LOOP TRAIL
- E TRAILBLAZER PLAZA

PS1-4 PARKING STRUCTURE S1 SERVICE/SUPPORT

^{*} Total includes partnership GSF

FIGURE 4.2: CAMPUS PLAN





NEW BUILDING-CAMPUS

NEW BUILDING-PARTNERSHIP

NEW PARKING STRUCTURE

PLAZA

PEDESTRIAN

ATHLETICS/REC FIELDS

TREES/OPEN SPACE

CHAPTER 4 CAMPUS PLAN

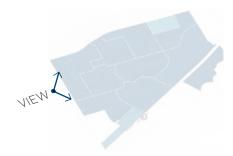


FIGURE 4.3: CAMPUS BUILDOUT AT 25,000 STUDENT MILESTONE





At the 25,000 student milestone, the campus will be a comprehensive environment with the full array of academic facilities and campus-life and community-supporting amenities.

The illustration depicts the view facing east with University Hills Boulevard in the foreground, looking down the main campus entrance into the campus core and beyond towards the creek and the reserve. New buildings are constructed on what are currently surface parking lots on either side of the campus entrance. A campus loop trail runs along the perimeter. To the right, the DART station is surrounded by transit-oriented development. Athletics and recreation facilities can be seen in the distance.

It should be noted that the visual illustrations of the campus in this document are merely suggestive of future building scale and massing. Specific building design will be determined as individual projects are implemented over time. To the extent possible, buildings should be architecturally sophisticated, signaling the aspirations of the university and the potential of each individual student.

CHAPTER 4 CAMPUS PLAN



The Trailblazer Plaza will anchor the pedestrian promenade in the southern portion of the campus and serve as the heart of a new campus events district.

An events center to the west and athletics hall and training center to the east will frame the new plaza. The state-of-the-art events center, home to the basketball arena and a variety of other gatherings, will be a hub for students, faculty, staff and community members. The facility will be a new destination in Dallas with convenient access from the DART Blue Line.

The athletics hall will complement the events center with sports training facilities, offices, and locker rooms, and will host pep rallies and other campus-life activities. Its location on the plaza will give athletics prominence on the campus.

Pedestrians will pass through this space while walking to and from the DART station making the plaza a showcase to the community. Ryan Tower, visible in the distance, will be an orienting landmark on the approach to the campus core.

FIGURE 4.4: TRAILBLAZER PLAZA



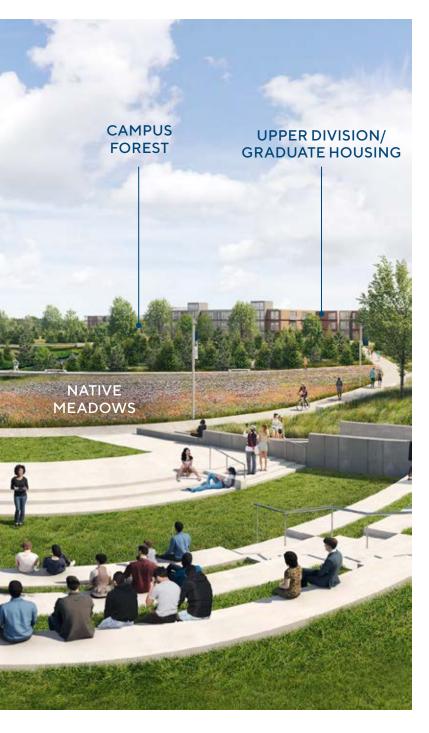
View facing north.





FIGURE 4-5: HART AMPHITHEATER AND CAMPUS CREEK





The Hart Amphitheater and campus creek come together at the heart of the campus. The transition from open lawn, to native meadow, into the campus forest forms a transect of placemaking open spaces.

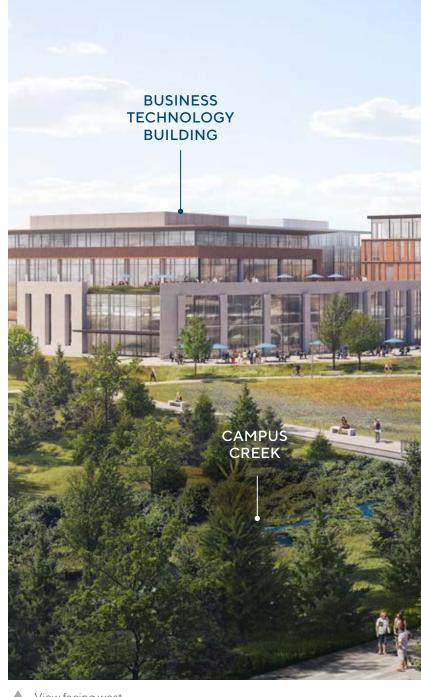
A full-service dining hall, offering an array of healthy food choices and comfortable seating areas, will animate the core plaza. To the east, a new learning commons and upper division and graduate apartments will line the creek corridor along meandering pathways. Students, staff, and faculty will cross through this space from many directions, and gather here throughout the day and night.



The campus core will be a distinctive and memorable setting with new state-ofthe-art academic buildings and a dining hall framing the main plaza and Hart Amphitheater.

In this view to the west from the creek, the new STEM and Business Technology buildings bring architectural distinction to the campus environment. The dining hall and learning commons, together with the student center beyond, will be a hub of student life and give the core a 24/7 vibrancy. On the learning commons terrace, students will socialize and study, while taking in views of the campus' distinctive natural beauty.

FIGURE 4.6: CAMPUS CORE AND CREEK



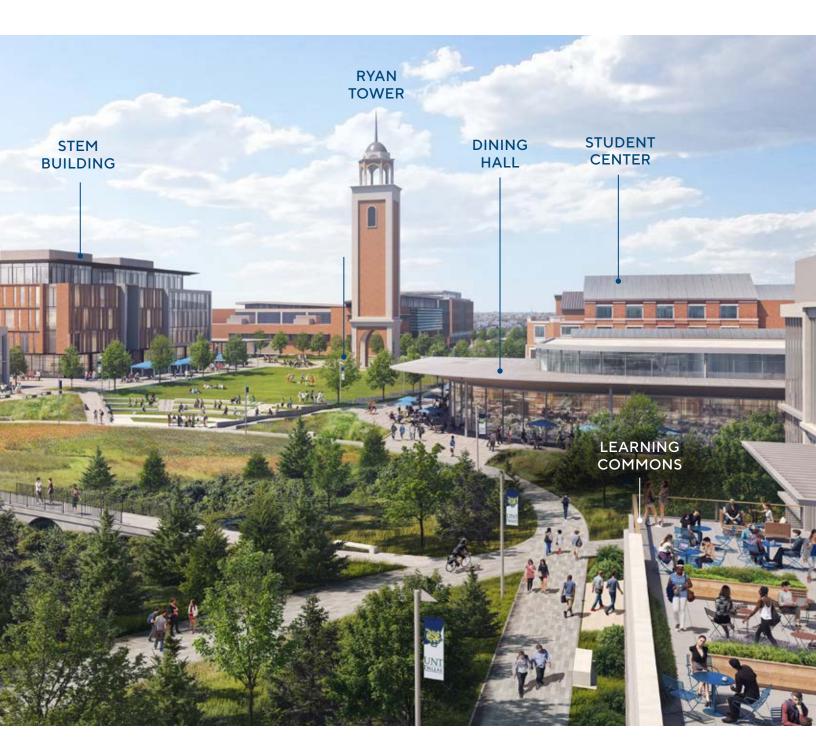
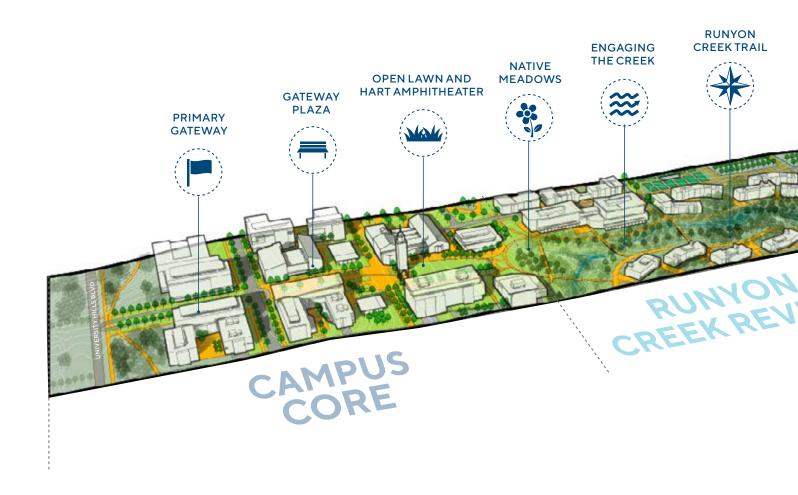
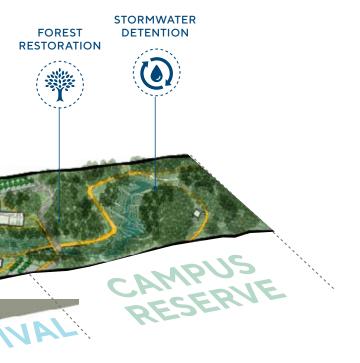




FIGURE 4.7: SPECTRUM OF EXPERIENCES

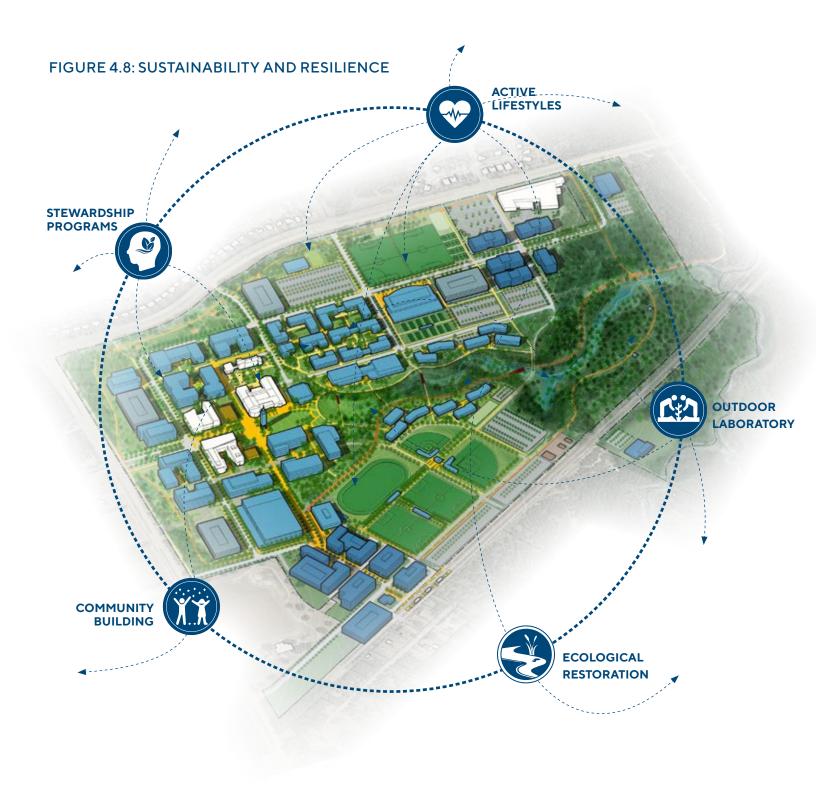


▲ Illustrative section showing range of landscape experiences proposed on campus.



The campus will offer a range of experiences as campus and community members navigate the campus.

The primary campus gateway from University Hills Boulevard will be lined with new campus buildings that announce the university to the community. The gateway plaza, with Ryan Tower at its center, will animate the campus core with pedestrian and social activity. Moving to the east, small gatherings, outdoor classes, and cultural performances will be viewed in the open lawn and Hart Amphitheater. This space will extend into native meadows and the Runyon Creek corridor. Pathways will weave to the east and pass in front of the learning commons and apartment buildings. Plazas, terraces, and residential courtyards will open to the creek, animating the walkways. Pedestrian bridges will connect the north and south campus, and will allow people to immerse themselves in the rustic wooded landscape. The Runyon Creek Trail will connect the campus to the regional trail network, and will provide a much-needed recreational amenity within the surrounding neighborhoods. Stormwater detention and forest restoration initiatives will be identified with interpretive signage along the trail network, making the campus a learning laboratory. The eastern campus forest, removed from the busy campus core, will offer opportunities for outdoor learning and research, as well as reflection and respite, and will be used by university students and area school groups.



Sustainability and resilience are key tenets of the plan, and are critical in promoting health and wellbeing.

Key ideas embedded in the plan include revitalizing the creek and campus landscape by enhancing its ecological function, demonstrating responsible sustainable practices so that the campus serves as a learning laboratory, promoting environmental stewardship, and supporting community resilience with campus facilities and amenities.

OUTDOOR LABORATORY

- o Provide teaching and research opportunities in the campus reserve
- o Integrate on-site renewable energy generation where feasible
- o Create a learning landscape to demonstrate responsible environmental practices

ECOLOGICAL RESTORATION

- o Activate the creek
- o Preserve and enhance the campus forest
- o Enhance species diversity and manage invasive plants
- o Integrate green infrastructure into the campus landscape

COMMUNITY RESILIENCE

- o Provide affordable student housing to meet a variety of student needs
- Locate community facilities and services within close proximity

ONGOING STEWARDSHIP

- o Partner with community-serving organizations
- o Encourage student, faculty, staff, and community leadership roles
- o Incentivize efficient use of water and natural resources

ACTIVE LIFESTYLES

- o Promote active lifestyles to support health and wellbeing
- o Ensure healthy activity and promote proper nutrition





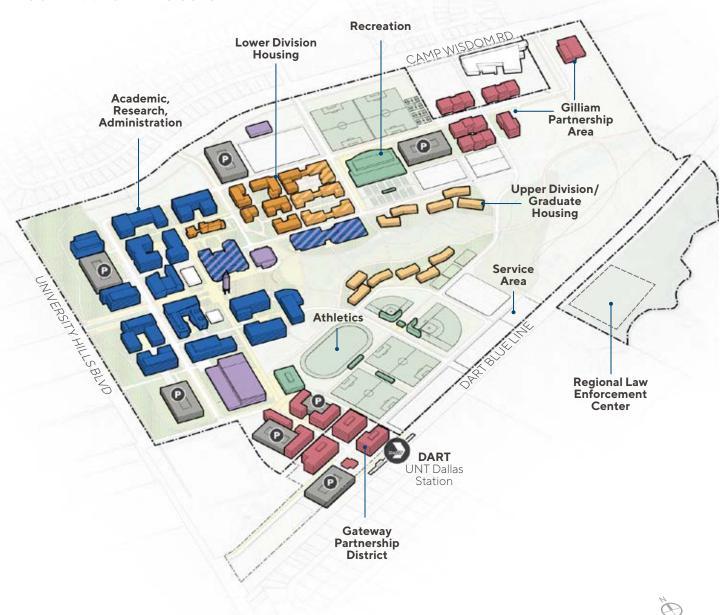




(Top) Students planting trees on campus during Arbor Day 2019. (Middle) Students socializing in residential hall. (Bottom) Students playing basketball. (Source: UNT Dallas)

4.3 FRAMEWORK

FIGURE 4.9: BUILDING USES



- ACADEMIC, RESEARCH, ADMINISTRATION
- CAMPUS LIFE
- HOUSING-LOWER DIVISION
- O HOUSING-UPPER DIVISION/GRADUATE
- PARTNERSHIP SPACE
- ATHLETICS/RECREATION
- PARKING STRUCTURE

As a roadmap for the physical campus development, the campus plan addresses the anticipated use of future buildings, the landscape and open space structure, the vehicular, transit and pedestrian networks, and the infrastructure that will be required to support the campus.

BUILDING USES Academic and Campus Life

The existing campus buildings, including Founders Hall, the Student Center, and the Multi-Purpose Building, are all within a short walking distance of one another, and new facilities should be densely developed nearby to maintain convenience and promote interaction. New academic, research, and administrative space will be clustered in the current campus core to ensure that long-term growth can be accommodated. Some infill opportunities exist, but most new development will eventually require expansion to the north and towards University Hills Boulevard on surface parking lots, which will be replaced elsewhere on campus.

Campus life buildings will continue to be concentrated at the center of the campus and integrated with academic activities, both within buildings and in adjacent facilities.

Housing

The plan accommodates 3,100 beds on campus. As UNT Dallas develops additional housing, traditional residence halls and suites for first-and second-year students will be located east of Wisdom Hall in a community-building residential village. Housing for

upper division and graduate students will primarily be located further from the core along the creek, providing a more independent experience.

Athletics and Recreation

Athletics uses will be consolidated to the south of the campus core near the DART rail line. The relatively flat topography in this area is best suited for fields. The athletic fields layout increases space efficiency through shared uses, including seating areas, restrooms, and concession stands. Training facilities, locker rooms, equipment storage, and athletics offices will be combined in a single building at the edge of the campus core.

Recreational facilities will be primarily located on the north end of campus adjacent to the residential village, where they will be convenient to community members in addition to students, faculty, and staff. These facilities include flexible multi-purpose recreation fields, courts, and trails anchored by the recreation and wellness center.

Partnerships

Two separate areas of the campus are set aside to provide generous and flexible space to accommodate a variety of allied organizations whose colocation with the university would provide mutual benefit. These organizations include a neighborhood near the DART UNT Dallas station that could accommodate research and industry partners with a relationship to the university's academic enterprise, and a second district near the Gilliam Collegiate Academy that may accommodate educational or civic partners.

Service and Parking

A campus service area will include storage structures, vehicle fleet parking, small office buildings, and a maintenance yard located on the south side of the campus along the DART rail line.

Parking structures, indicated in gray, will be distributed throughout the campus and are described in the vehicular circulation section of this document

LANDSCAPE AND OPEN SPACE

A diverse set of landscape and open space types are woven throughout the campus, providing a connected network of diverse outdoor gathering areas and amenities, enhancing the site's ecological function, and supporting human health.

Campus Foreground

The campus foreground serves as a transition area between the nearby single-family neighborhoods and the denser campus fabric. Embedded within this space are enhanced landscaping, including grasses, shrubs and tree stands, stormwater detention areas, seating areas, and a new perimeter trail loop that will encircle the campus and connect to the Runyon Creek Trail.

Campus Forest

Approximately 30 percent of the site will retain its campus tree canopy as the "campus forest" along the Runyon Creek corridor and campus edges. This lends a distinct sense of place to the campus and serves as a living laboratory. A natural reserve area in the eastern portion of the campus, which has limited development potential due to the site topography and drainage, is available for outdoor teaching and research, as well as respite and reflection.

Promenade

The promenade will be a transformative organizing element of the campus serving as the primary north-south pedestrian corridor and extending east through the housing village terminating at the future recreation center. This iconic 1.25-mile linear open space will be a spine of campus activity, connecting the campus districts and fostering interaction among students, staff, faculty, and community members.

Courtyards and Plazas

A series of interconnected courtyards, plazas, and gardens will complement the built fabric of the campus. Plazas will be located throughout the public realm of the campus and will host a variety of campus events and activities with paving, plentiful seating, and a welcoming atmosphere. Courtyards are envisioned as intimate, human-scaled outdoor spaces shaded by buildings offering places for small gatherings. Gardens will be sited adjacent to the housing along the creek, and will promote community building.

FIGURE 4.10: CAMPUS FOREGROUND



FIGURE 4.11: CAMPUS FOREST



- NATURAL AREAS
 - STORMWATER DETENTION

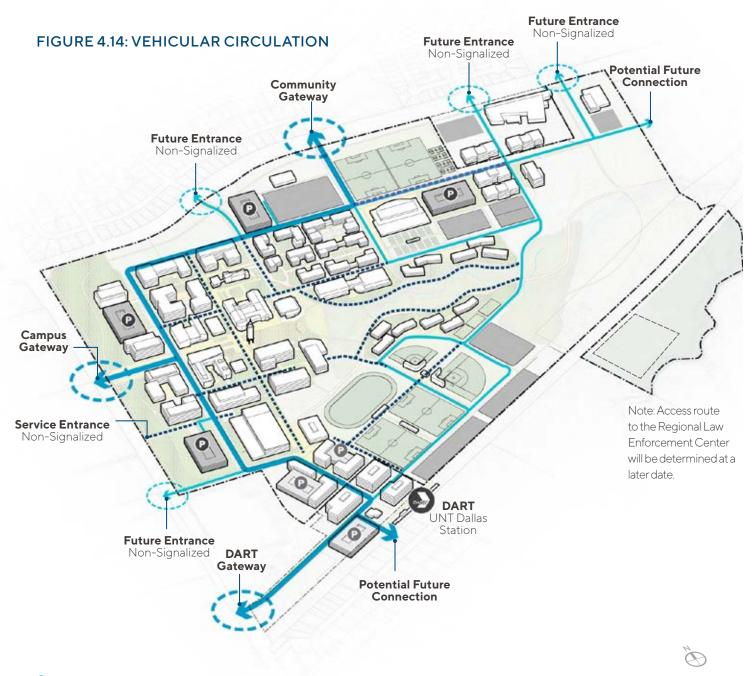
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FIGURE 4.12: PROMENADE

PROMENADE

FIGURE 4.13: COURTYARDS AND PLAZAS





- GATEWAY-PRIMARY
- GATEWAY-SECONDARY
- PRIMARY CIRCULATION
- SECONDARY CIRCULATION
- SERVICE/LIMITED ACCESS
- PARKING SURFACE
- PARKING STRUCTURE
- NON-UNIVERSITY PARKING STRUCTURE

VEHICULAR CIRCULATION Gateways

The primary campus gateway will remain at the existing location on University Hills Boulevard. Additional gateways include a new significant campus entrance from Camp Wisdom Road adjacent to the planned recreational fields, as well as the three minor drives—two that are currently under construction on Camp Wisdom Road and on University Hills Boulevard to the south, intended to relieve congestion, and a DART station access drive within DART's right-of-way. Each of the secondary gateways will provide right-in, right-out access only.

Circulation

The plan establishes a primary road around the campus between the Camp Wisdom Road and DART vehicular gateways. Some realignment of the existing road will be required south of the campus core around the proposed Events Center in order to accommodate that building footprint and function. An extended primary road will allow more evenly distributed traffic, and will minimize pedestrian/vehicular conflicts. Secondary roads will link less dense sections of the campus, and will be lightly used and designed to manage access. Personal vehicles will not be permitted in the campus core to preserve a pedestrian-priority area, while still accommodating accessible vehicle access.

Service and Emergency Access

A system of service and emergency access roads will be required to support campus operations and safety. Select pedestrian routes may accommodate service and emergency vehicles with larger pathway widths—shown in Figure 4.14- in dashed blue—particularly within the campus core. Secondary roads may also accommodate service and emergency vehicles.



- GATEWAY-PRIMARY
- GATEWAY-SECONDARY
- PRIMARY CIRCULATION
- SECONDARY CIRCULATION
- SERVICE/LIMITED ACCESS
- PARKING SURFACE
- PARKING STRUCTURE
- NON-UNIVERSITY PARKING STRUCTURE

Parking

Parking will be distributed outside of the campus core to create a pedestrian-friendly environment within the core. Three of the four parking structures are proposed to be located on the edge of campus. These locations were established to distribute traffic evenly around new development on the west side of campus. Approximately 60 percent of the 5,200 parking spaces on campus will be accommodated in parking structures, with the remainder in surface lots. An additional 600 parking spaces may be accommodated in place of the partnership areas near the Gilliam Partnership area, bringing the potential total to 5,800 parking spaces. The first parking structure will repurpose existing surface lots located near University Hills Boulevard, and will be sized to provide 800 spaces, accommodating the campus population at the 8.000-student milestone.

Sufficient parking to accommodate campus growth to 25,000 students will be provided. Parking for the partnership areas shown in the plan is in addition to campus parking. If needed, remote surface parking could be employed, served either by a shuttle or local DART bus line. It is anticipated that parking across the campus may

TABLE 4.1: PARKING PROGRAM

Surface Lots	Spaces	Levels
Surface Lot-1	400	-
Surface Lot-2	280	-
Surface Lot-3	120	-
Surface Lot-4	75	-
Surface Lot-5	75	-
Surface Lot-6	400	-
Surface Lot-7	300	-
Surface Lot-8	350	-
On-Street/Other	50	-
Sub-Total	2,050*	
Parking Structure-1**	800	5
Parking Structure-2 **	800	5
Parking Structure-3 **	800	5
Parking Structure-4	800	5
Sub-Total	3,200	
TOTAL	5,200*	

* 600 spaces are accommodated in place of the partnership building footprints adjacent to the Gilliam Academy bringing the total parking to 5,800 spaces

be used to accommodate athletics and other events, as many events will take place in the evening. An additional 2,600 spaces may be accommodated in the Gateway Partnership District. See Table 4.1 for details.

Parking demand may be reduced through investment in TDM, particularly with the anticipated growth in DART ridership and new mobility applications. Parking facilities will be constructed incrementally and may not all be needed in the long term.

Connected and Shared Mobility

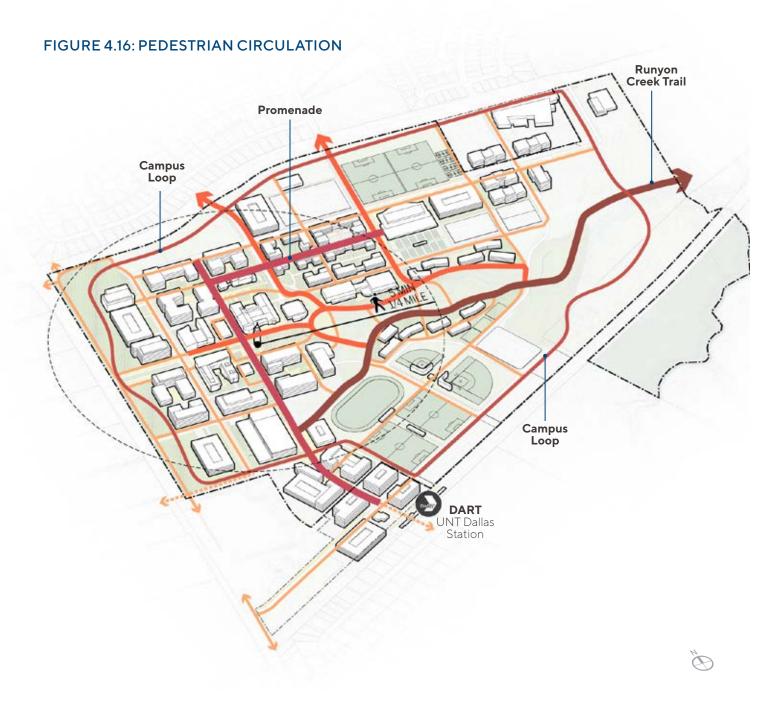
To date, the culture of mobility on campus has been centered on the car, which can be traced to a number of factors, including a high commuter student population, low student resident population, poor pedestrian connectivity in the surrounding area, and lack of comprehensive incentives to utilize transit. Over time, with improvements in alternative travel mode options, the priority for the campus will be to provide robust pedestrian, bicycle, and micromobility routes and facilities.

The role of rapidly changing technology should also be considered in the future mobility needs for the campus. Increases in on-demand travel options, and generally declining car ownership by the college-age population, is likely to impact the parking strategy as the campus is developed over time.



Student using an e-scooter, an example of micro-mobility options. (Source: The CityFix)

^{**}Parking structure GSF includes space to accommodate Central Utility Plant



- WALK CIRCLE
- PRIMARY CIRCULATION
- SECONDARY CIRCULATION
- ···· SERVICE/LIMITED ACCESS
- REGIONAL TRAIL

PEDESTRIAN CIRCULATION

A network of pedestrian paths and trails will connect campus buildings and open space. Creating a compact, walkable environment will enhance the campus experience, allowing people to traverse the campus quickly and conveniently, and discouraging driving between campus destinations.

Promenade and Runyon Creek Trail

The primary pedestrian routes on the campus are the pedestrian promenade and the Runyon Creek Trail, which will greatly enhance campus pedestrian connectivity.

Completed in 2020, the UNT Dallas portion of the Runyon Creek Trail extends from the academic core to the east end of the campus, making connections to regional trails and providing a significant recreational amenity for the campus population and community members.

Extending the promenade through the campus concentrates pedestrian activity and organizes future development along a vibrant, interactive spine. A secondary network of pedestrian pathways connects all campus destinations.

Completing the central open space in the campus core will continue to enhance the pedestrian environment at the heart of the campus. New buildings should include active ground-level uses such as food service, small-scale convenience retail, and social gathering space from which activities can spill onto and activate the promenade.

Campus Loop

A walking and running trail will be located at the edge of campus, forming a 2.8-mile circle around the 264-acre site. The campus loop will enhance the existing trail, and provide additional connectivity with small seating areas located along the route for rest and relaxation. The loop will be used by campus and community members, and could be lined with outdoor exercise amenities in the recreation district along Camp Wisdom Road.

4.4 DISTRICTS

ORGANIZATION

The campus is organized into several interrelated districts, or small neighborhoods, each with its own identity and function. Vehicular, pedestrian, and open space networks will link the districts together. The campus districts include the following:

- Academic and campus life space is concentrated in the campus core and in the academic foreground in the northwest corner of the campus. These areas generally fall within a ten-minute walk to ensure convenient access to services for students, encourage social interaction, and facilitate timely class change.
- The creek is bordered by the campus core and new housing neighborhoods in the central area of campus. Recreation facilities and fields are located near the residential villages facilitating health-promoting and communitybuilding activities.
- A residential village will offer traditional residence hall and suite-style housing options to freshmen and sophomores within convenient distance of the campus core.
- A wellness district houses recreation and other health-related facilities, and is accessible by both the university and neighboring communities.

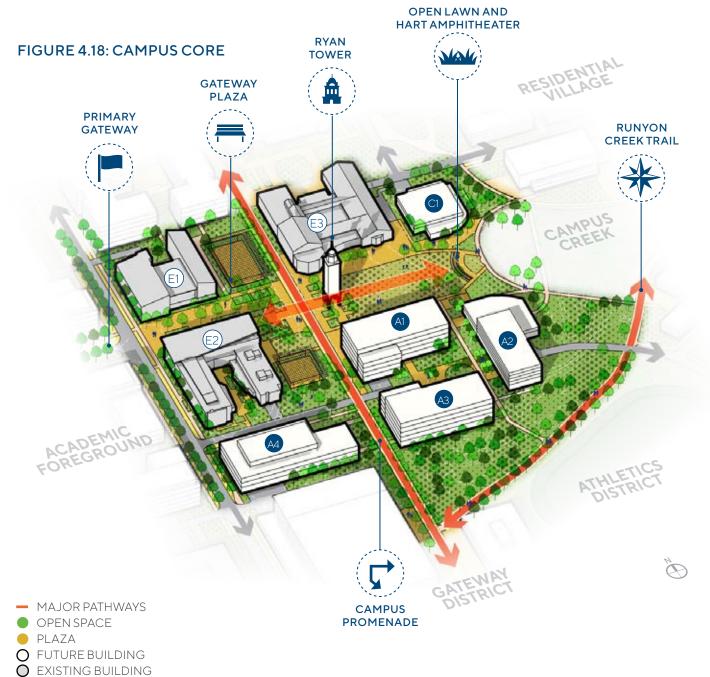
- Most athletics functions are located within their own district near the DART station and the campus events center.
- Areas identified for colocation of university partners are identified adjacent to the DART station and in the northeast corner of the campus. Facilities in these areas may be implemented through public-public or public-private partnership arrangements, and would provide mutually beneficial programs and ventures.
- The natural areas to the east are conceived as campus reserve areas that serve stormwater management functions and as a living laboratory for education and research purposes.

FIGURE 4.17: CAMPUS DISTRICTS



CAMPUS PROPERTYOWNED BY OTHERS





CAMPUS CORE

The existing Multi-Purpose Building, Founders Hall, and Student Center form the beginning of the campus core and will be complemented by additional buildings that frame the gateway plaza and line the campus entrance from University Hills Boulevard. To the north of the plaza, a new dining hall will offer additional campus life amenities to students, staff, and faculty. To the south of the plaza new signature academic buildings—the STEM and Business Technology Buildings—enhance the distinctive core setting. Additional academic buildings will complete the core district with continued campus growth. The spaces to the east of the Multi-Purpose Building and Founders Hall, at the crossroads of the gateway plaza and promenade, are key opportunity sites. They could be used for distinctive shade structures or landscape features, which could activate the district as admissions tour staging areas, open-air cafés, or visitor or alumni facilities. Between buildings, courtyards and small greens will host social and recreation activities.

High-quality academic and campus facilities in a beautiful outdoor setting will encourage students to stay on campus throughout the day and evening to study, dine, and socialize in a vibrant and safe environment.

TABLE 4.2: CAMPUS CORE PROGRAM

ID	Program	Levels	GSF
E1	Multi-Purpose Building	3	77,093
E2	Founders Hall	4	104,161
E 3	Student Center	4	131,061
C1	Dining Hall*	1	25,000
A1	STEM Building*	5	126,000
A2	Business Technology Building*	5	144,000
А3	Academic/Administrative	5	140,000
A4	Academic/Administrative	5	140,000

TOTAL 887,315 GSF

*GSF based on UNT Dallas CIP Proposed New Projects White Paper 2017







(Left) Rendering of Ryan Tower. (Top-right) Founders Hall. (Bottom-right) Student Center arcade. (Source: UNT Dallas)





CAMPUS CREEK

The campus creek district, at the heart of campus, is a center of campus life, with the learning commons and upper division and graduate apartments lining the creek corridor. Buildings are oriented to the creek, with plazas, courtyards, and gardens visible from the meandering pedestrian paths. Modest pedestrian bridges connect the north and south areas of campus, providing access to the rustic wooded landscape. The pathways change in character from formal to informal, as part of a broader strategy to reduce landscape maintenance.

Housing in this area consists of 1,005 beds in apartment units, and will accommodate a diverse student population, including students with families and children.

A small recreation area and residential parking lot is located south of the housing. Proximity to the athletics district will attract the broader campus community to this neighborhood.

The creek area functions as a health-promoting and ecologically beneficial wooded open space, and also serves stormwater detention purposes. The Runyon Creek Trail passes through this district, and connects the campus to the regional trail network, providing a much-needed recreational amenity for students, faculty, staff, and campus neighbors.

TABLE 4.3: CAMPUS CREEK PROGRAM

ID	Program	Levels	GSF	
C4A	LC (Phase-1)**	4	100,000	
C4B	LC (Phase2)**	4	100,000	
	TOTAL		200,000 gsf	
ID	Program*	Levels	GSF	Beds
HC1	Housing - Apts.*	3	30,000	75
HC2	Housing - Apts.*	3	30,000	75
НС3	Housing - Apts.*	4	40,000	95
HC4	Housing - Apts.*	4	40,000	95
HC5	Housing - Apts.*	4	40,000	95
HC6	Housing - Apts.*	4	40,000	95
НС7	Housing - Apts.*	4	40,000	95
HC8	Housing - Apts.*	4	40,000	95
НС9	Housing - Apts.*	4	40,000	95
HC10	Housing - Apts.*	4	40,000	95
HC11	Housing - Apts.*	4	40,000	95
	TOTAL		420,000 GSF	1,005 BEDS
ID	Parking	Levels	Spaces	
P5	Surface Parking	-	75	
	TOTAL		75 SPACES	

^{*}Upper Division/Graduate housing

^{**} Learning Commons



Examples of the creek building edges and plaza spaces. (Source: AMLI)



CAMPUS RESERVE

The eastern area of the campus along the Runyon Creek corridor is envisioned as a wooded reserve, and is not planned for significant development. The reserve is used for activities that take advantage of the natural setting including serving as a living laboratory for outdoor teaching and research. Small pavilions and outdoor classrooms could host university classes or area school groups, and could also be used for retreats by university or community groups.

As a designated Tree Campus USA School, the university is committed to preserving the campus forest, through strategies that include enhancement of its biodiversity and habitat value through invasive species management. In addition to its ecological benefits, the reserve will promote human health by helping to offset the urban heat island effect, improving air quality, and providing opportunities for relaxation and exercise along the Runyon Creek Trail. Preserving this area as forest will be critical for stormwater management as well.

South Parcel

The portion of the university property south of the DART line is relatively isolated from the rest of the campus and may be an appropriate location for a partnership facility that does not require direct and frequent access to the campus core. The site is being considered for development of a new Regional Law Enforcement Center, which would house classrooms, offices, and advanced training spaces. The center would have ties to university criminal justice and other programs and would promote positive interactions between police and community residents. Other specialized outdoor training facilities may be located offsite in a nearby location.

The south parcel may also be used to accommodate renewable energy generation technology such as solar

arrays or wind turbines. Any renewable energy being considered would require a financial feasibility study and it's likely that a grant would be needed. While onsite energy generation technology would not meet all of the campus' needs, its installation, where feasible, would signal to the community the priority the university places on sustainable practices.

It should be noted that the land in this area of the campus is steeply sloped along the Runyon Creek corridor and wooded, so use of this site for buildings will require significant investment to provide access and prepare land for construction. It is envisioned that the unbuildable portion of the site will remain forested.

Service Area

At the western edge of the district, a three-acre area is set aside for operations facilities, maintenance yard, storage, and service vehicle fleet parking, as well as a new building for Facilities Department staff offices.

TABLE 4.4: CAMPUS RESERVE PROGRAM

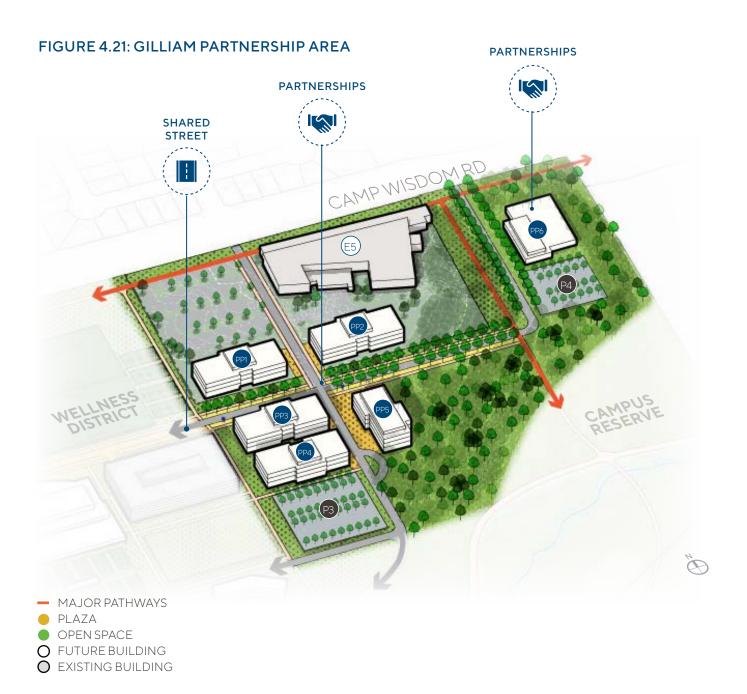
ID	Program	Levels	GSF
LE	Regional Law Enforcement Center	2	140,000
	TOTAL		140,000 GSF
ID	Parking	Levels	Spaces
	Parking Surface Parking	Levels	Spaces 400



Example of an outdoor classroom. (Source: Washington and Lee University)

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GILLIAM PARTNERSHIP AREA

The northeast corner of the campus is set aside for partnership facilities adjacent to the Gilliam Academy and the campus wellness district. This location may be conducive to development by UNT Dallas' many educational, civic and health-related partners who would benefit from colocation with campus and community facilities. These organizations may offer services or programs to university students or nearby community members.

The district is within a short walk of the core campus, and is conveniently accessed from Camp Wisdom Road. While the Gilliam Academy is currently not directly accessed from the university property, new road and pathway connections could facilitate joint development. Parking could potentially be shared with the university in the planned parking structure immediately west of the district.

TABLE 4.5: PARTNERSHIP PROGRAM

ID	Program	Levels	GSF
E 5	Gilliam Collegiate Academy	2	111,000
PP1	Partnership Building*	1	50,000
PP2	Partnership Building*	3	80,000
PP3	Partnership Building*	3	80,000
PP4	Partnership Building*	3	80,000
PP5	Partnership Building*	3	80,000
PP6	Partnership Building*	3	80,000

	TOTAL*		561,000 GSF
ID	Parking	Levels	Spaces
Р3	Surface Parking	-	120
P4	Surface Parking	-	75

TOTAL**

195 SPACES

^{**} Total does not include Gilliam surface parking





(Top) Example of community meeting rooms. (Bottom)

Example of open, transparent building frontage. (Source: LMS)

^{*} Partnership GSF is for illustrative purposes and not based on a specific program



FIGURE 4.22: WELLNESS DISTRICT



WELLNESS DISTRICT

In the northern part of the campus along Camp Wisdom Road, a concentration of facilities is planned to promote university and community health and wellbeing. The recreation center anchors the wellness district and will provide fitness and club sports facilities, as well as space for health education programs such as cooking and nutrition, meditation, or other healthy lifestyle practices. North of the recreation center, recreation fields present an active campus face to the surrounding community, and are complemented by community gardens, a playground, and outdoor courts and yoga space. Tennis courts to be used for recreation and athletics programs will be constructed south of the recreation center. The campus loop trail extends into the wellness district from the campus foreground, and continues through the district and ultimately connect to the Runyon Creek Trail.

Between the recreation center and fields, the eastwest road will be designed and managed as a shared street that can be converted to plaza space and house temporary and seasonal campus and community events, such as farmers markets, wellness fairs, and other community-focused programs. An early learning center will provide childcare services to students, faculty, staff, and campus neighbors, and will provide applied learning opportunities for School of Education programs. Future partnership development nearby may also contribute to creating a lively community-oriented wellness hub that promotes healthy lifestyles, provides visual access to nature, and supports mental health and stress management. An optional 800-space parking structure may also be built next to the recreation center in the long term, depending on future mobility needs.

Collectively, the resources concentrated in the wellness district are intended to support the surrounding community and begin to address the food and health care desert challenges faced by this area of Dallas.

TABLE 4.6: WELLNESS DISTRICT PROGRAM

ID	Program	Levels	GSF
C2	Early Childhood Learning Center	1	10,000
С3	Recreation Center	2	130,000
	TOTAL		140,000 GSF
ID	Parking	Levels	Spaces
ID P2	Parking Surface Parking	Levels	
		Levels - 5	Spaces







(Top-left) Example of shared street. (Top-right) Example of plaza area near the recreation center. (Bottom) Example of highly visible and accessible community gardens. (Sources: Page/MIG)





Ö FUTURE PARKING STRUCTURE

O EXISTING BUILDING

RESIDENTIAL VILLAGE

Wisdom Hall, north of the campus core, was the first campus housing constructed on campus with approximately 120 beds in a traditional residence hall configuration. The hall has been very popular, and students have expressed a desire for more housing since its construction. A residential village to the east of Wisdom Hall will provide approximately 2,100 additional beds primarily for freshmen and sophomores, and will consist of mostly traditional residence hall and suite style units, as well as some apartment units. Students living on campus are the most active participants in campus life and are more likely to persist with their education. The residential village will provide convenient access to many of the university's resources and amenities, including the student center, dining hall, learning commons, and recreation center, and will help to promote student success with an engaging collegiate experience. Additional social and study spaces, and other campuslife promoting uses will be incorporated into the housing facilities.



TABLE 4.7: RESIDENTIAL VILLAGE PROGRAM

ID	Program	Levels	Beds*	GSF
E4	Wisdom Hall	4	119	29,000
H1	Res Hall	5	200	60,000
H2	Res Hall/Suites	5	170	60,000
Н3	Suites	5	170	60,000
Н4	Suites/Apts.	4	105	45,000
Н5	Suites/Apts.	4	105	45,000
H6A	Suites	4	93	44,000
Н6В	Suites	4	93	44,000
H7	Res Hall/Suites	5	279	90,000
Н8	Suites/Apts.	5	275	90,000
Н9	Suites/Apts.	5	275	90,000
H10	Suites/Apts.	5	219	80,000
	TOTAL		2,103 BEDS	737,000 GSF
ID	Parking	Levels		Spaces
PS3	Parking Structure	5		800
P1	Surface Parking	_		400

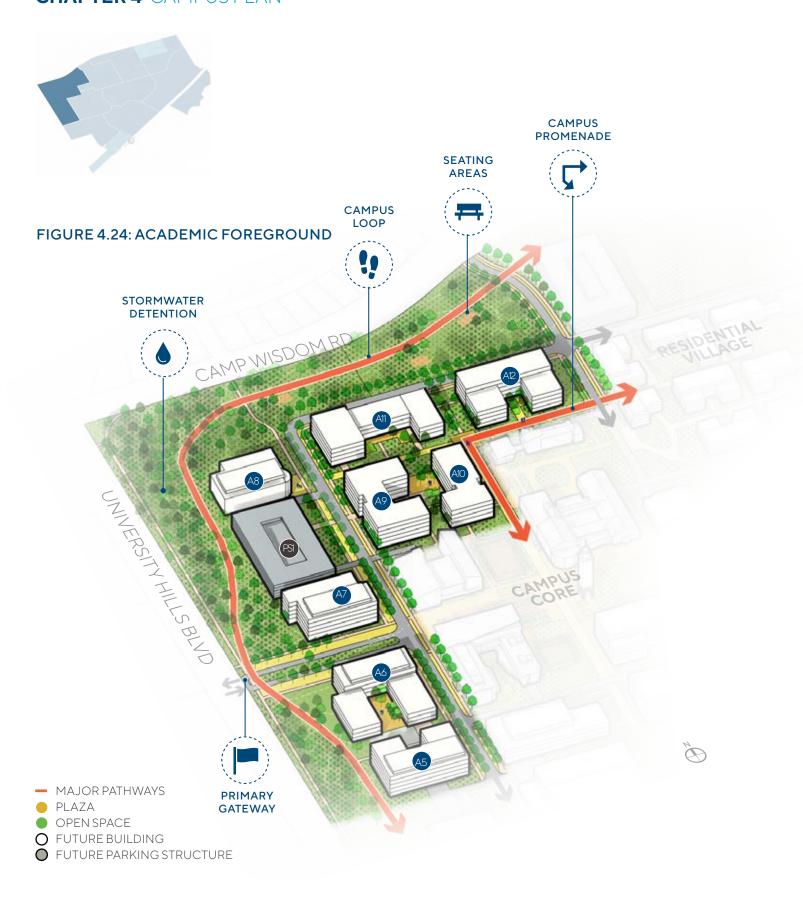
^{*} The total number of beds per building may differ depending on the utilization of common areas and ground level activities.

TOTAL



(Left/Right) Wisdom Hall student rooms and common areas. (Source: UNT Dallas)

1,200 SPACES



ACADEMIC FOREGROUND

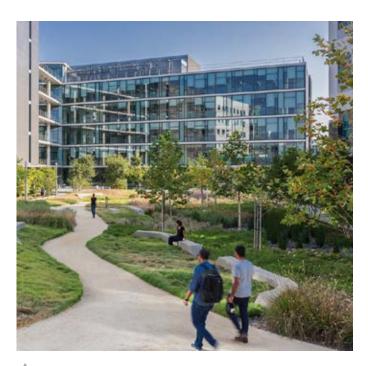
The northwest corner of campus will serve as the foreground to the campus, accommodating academic, administrative, and parking functions adjacent to the academic core. These buildings will be the face of the university along University Hills Boulevard and Camp Wisdom Road, and will announce the university to the Dallas community. The placement and scale of buildings will be sensitive to the residential context with a generous setback. Parking will be screened. Because the district is bisected by a campus road, the facilities west of the road may be best suited for nonstudent facing administrative or research uses to minimize pedestrian/vehicular conflicts. The road may also be designed to encourage slow traffic and accommodate pedestrians with generous sidewalks and an attractive streetscape.

The foreground includes a campus loop trail which will be used as a recreational amenity by students, staff, faculty, and community members. The loop defines the outer edges of this district and will connect to other parts of the campus, including the wellness district to the east. Along the loop there will be seating with plentiful shade through existing tree canopy, as well as new plantings. On-site stormwater detention will also take place in this area.

TABLE 4.8: ACADEMIC FOREGROUND PROGRAM

ID	Program	Levels	GSF
A5	Academic/Administrative	5	130,000
A6	Academic/Administrative	5	130,000
A7	Academic/Administrative	5	100,000
A8	Academic/Administrative	5	100,000
A9	Academic/Administrative	5	130,000
A10	Academic/Administrative	5	130,000
A11	Academic/Administrative	5	160,000
A12	Academic/Administrative	5	130,000
	TOTAL		1,010,000 GSF
ID	Parking	Levels	Spaces
PS1	Parking Structure (60,000 GSF)	5	800

TOTAL 800 SPACES



Example of the campus loop pathway and seating areas. (Source: BNIM)



ATHLETICS DISTRICT

The athletics district focuses on the needs of Trailblazer student-athletes and provides new community building opportunities for UNT Dallas fans, students, alumni, staff and donors. Athletics uses are consolidated to the south of the campus core near the DART rail line. The fields are organized in a space-efficient manner, with shared seating areas, restrooms, and concession stands. Training facilities, locker rooms, equipment storage, and athletics offices are combined in a single building, the athletics hall and training center, on Trailblazer Plaza. The events center, across the plaza, will house the basketball program in a 3,000-seat arena, in addition to hosting other campus and community events, and will be a new destination within Dallas.

The plan addresses the needs for each of the sports teams on campus using National Association of Intercollegiate Athletics (NAIA) guidelines. This 30-acre area of campus was determined to be the most optimal location on campus for multiple athletics programs and outdoor fields due to its flat topography. Anticipated near- and long-term sports programs include:

Sports Programs

Confirmed Programs: Basketball, Track & Field, and Cross Country

Potential Future Programs: Baseball, Softball, Volleyball, and Soccer

The athletics fields configuration shown is conceptual. Specific facilities may vary, and locations may change, depending on priorities. Potential location of athletics facilities off site will be explored as well.

TABLE 4.9: ATHLETICS DISTRICT PROGRAM

ID	Program	Levels	GSF
C5	Events Center	3	150,000
C6	Athletics Hall & Training Center	2	50,000
	TOTAL*		200,000 GSF
ID	Parking	Levels	Spaces
P7	Surface Parking	-	300
	TOTAL		300 SPACES

^{*}Does not include seating, restrooms, or concession facilities

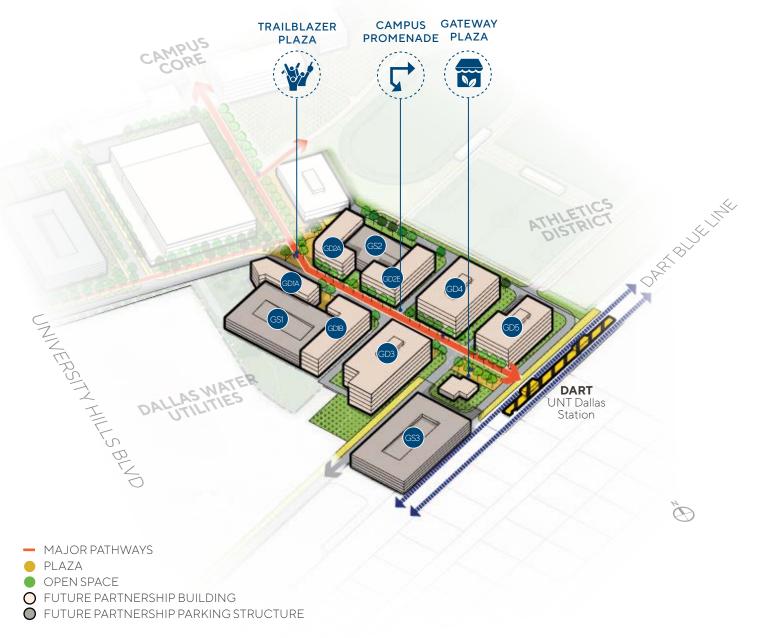


Example of athletics field. (Source: UW Bothell)

CHAPTER 4 CAMPUS PLAN



FIGURE 4.26: GATEWAY PARTNERSHIP DISTRICT



GATEWAY PARTNERSHIP DISTRICT

A new campus gateway district is envisioned south of the campus core and Trailblazer Plaza. This location is ideal for a mixed-use transit-oriented development around the DART station that can serve as a southern gateway to the campus. Research and industry partner development in this neighborhood will benefit from proximity to the academic enterprise, and can also take advantage of the events center and the Trailblazer Plaza space. Industry colocation on campus will offer applied learning opportunities to students and help to provide a graduate pipeline to employers.

The gateway district has a capacity of almost 900,000 GSF if built compactly while minimizing dedicated parking areas. Office and lab buildings could be approximately five stories, and should have active street fronts that animate the campus promenade. Amenities in this district may include restaurants or informal eateries, convenience retail, student life spaces, conferencing facilities, or visible labs that give the district a transparency and dynamic character, while enhancing the pedestrian experience between the campus core and the DART station. A new plaza space at the station could be a center of activity that announces the university's presence to DART riders.

Compact mixed-use development around the DART stations is directly aligned with DART's Transit Oriented Development Policies, in particular section 4.3.c, which calls for reallocating surface parking lots to transit-oriented uses.

Refer to DART document for more information: https://www.dart.org/economicdevelopment/DARTTODGuidelines2020.pdf

TABLE 4.10: PARTNERSHIP PROGRAM

ID	Program	Levels	GSF
GD1A	Partnership Building	5	75,000
GD1B	Partnership Building	5	150,000
GD2A	Partnership Building	5	75,000
GD2B	Partnership Building	5	125,000
GD3	Partnership Building	5	225,000
GD4	Partnership Building	5	175,000
GD5	Partnership Building	5	75,000
	TOTAL		900,000 GSF
ID	Parking	Levels	Spaces
GS1	Parking Structure	4	600



Parking Structure

TOTAL

Parking Structure (Shared DART)

GS3



6

800

1,200

2.600

SPACES



Examples of partnership area elements such as placemaking, architectural features, and open spaces. (Sources: Page/Cloud Gehshan/ArtHouse)

CHAPTER 4 CAMPUS PLAN

DOWNTOWN DALLAS

The university has a strong presence in downtown Dallas, with the UNT Dallas Law Center occupying the historic Dallas Municipal Building. This central location benefits from proximity to a diverse business community, with startups to Fortune 500 companies in the defense, financial services, information technology, telecommunications, and transportation sectors.

This area of downtown is poised for growth, with recent investment to the east in the Deep Ellum district, and increased development activity occurring in the surrounding blocks. Over time, the university is well positioned to expand its profile and footprint near the Law Center, or another downtown

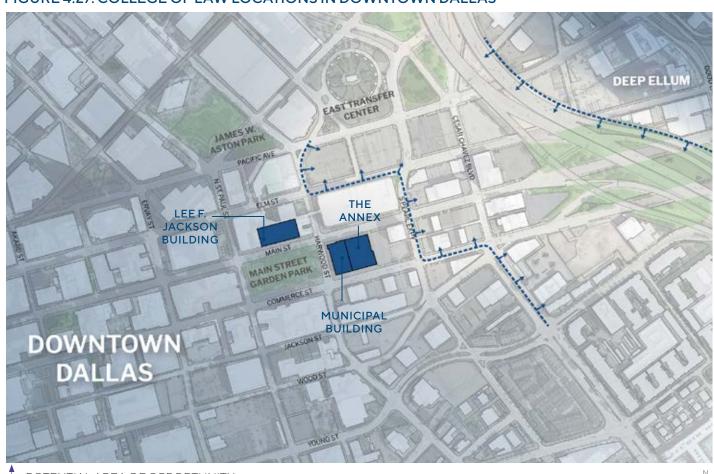
area, offering new graduate and professional continuing education programs. As College of Law enrollment increases in the future, the university may expand into the adjacent Municipal Building Annex, which is currently used for city offices.

See Chapter 3 for Law Center program details.



(Top) Lee F. Jackson Building. (Bottom-left) Old Dallas Municipal Building - UNT Law Center. (Bottom-right) Downtown DART station. (Source: UNT Dallas)

FIGURE 4.27: COLLEGE OF LAW LOCATIONS IN DOWNTOWN DALLAS



- POTENTIAL AREA OF OPPORTUNITY

UNT SYSTEM/UNT DALLAS FACILITIES

4.5 INFRASTRUCTURE

ENERGY AND GAS

Electric service to the campus is provided by Oncor and the existing primary service to the campus can provide up to 3.4 megawatts (MW). The poles and wires extending from the substation to the primary point of delivery on University Hills Boulevard may need to be upgraded to achieve this service level. As of September 2019, the peak kilowatt (KW) load on campus was 1,586 KW. The current load capacity should support a STEM building of approximately 150,000 GSF. The proposed electrical distribution line routing is shown in Figure 4.28.

The four existing buildings on campus are served by their own independent chillers and hot water heaters. The current estimated cooling load in the three academic buildings is 892 tons. In the future, these buildings will be connected to a central utility plant. The estimated total cooling load for non-residential buildings on campus at the 25,000-student milestone is 7,550 tons. It is estimated that when campus development reaches about 1,000,000 GSF of non-residential space, the cooling load will be large enough to make an initial phase central utility plant efficient and cost effective. This is likely to coincide with the 8,000-student milestone.

To promote flexibility, the strategy to provide chilled water supply is to have multiple district utility plants, instead of a single central plant. With a single plant, the cost of underground service lines is higher because the lines must be oversized to serve future buildings that may not be constructed for many years. As the energy efficiency of the chillers in multiple plants will be the same as a single central plant, the campus plan proposes to provide three utility plants distributed around the campus, ideally located within future parking garages. The advantages of this strategy are:

 The plants are well-spaced around the campus and central to the buildings they serve

- Locations within parking structures provide the vehicular access that the central plant requires
- The plants can be built as demand increases with the development of future buildings
- Underground chilled water lines from the plants to new buildings would be shorter
- Three plants with cross connections will provide redundancy.

Figure 4.28 illustrates the proposed location of the three central utility plants and chilled water lines. Hot water will be provided by individual building boilers.

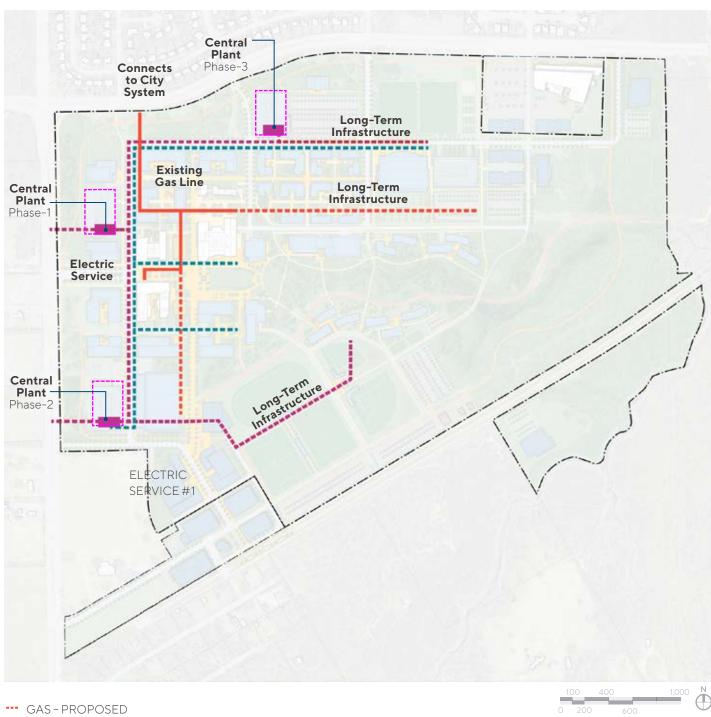
Housing

Stand-alone HVAC is recommended for future student housing so energy use can be monitored and billed separately from other university buildings. If there is a desire to connect to the local utility plant directly, a BTUH meter should be added with the chilled water feeding the buildings. A dedicated utility transformer feeding power to HVAC units for housing is recommended, because no prorating of energy costs is required. Housing often has tight construction budgets, so stand-alone HVAC is a less expensive up-front cost compared to a central plant connection. In addition, there are inefficiencies when running chillers at low loads off-hours or during summer residence hall closure.



▲ UNT Highland Street Parking Structure with integrated utility plant. (Source: Google Earth)

FIGURE 4.28: CURRENT AND PROPOSED INFRASTRUCTURE LINES



- GAS EXISTING
- --- CHILLED WATER LINE PROPOSED
- *** ELECTRICAL LINE PROPOSED
- CENTRAL PLANT PROPOSED

CHAPTER 4 CAMPUS PLAN

WATER

The campus is currently connected to the City of Dallas water system from water lines in University Hills Boulevard and Camp Wisdom Road. The lines provide adequate water supply capacity and fire protection pressure to serve the campus at the 25,000-student development milestone. Figure 4.29 shows existing and proposed water lines to serve proposed campus development. Varying looped 8-to-12-inch main lines will be necessary to provide domestic and fire protection services, including fire hydrants and services for building sprinkler systems.

Water lines can be provided in phases as the campus develops over time. The proposed water line layout includes several water loops to provide service in the event of line disruptions.

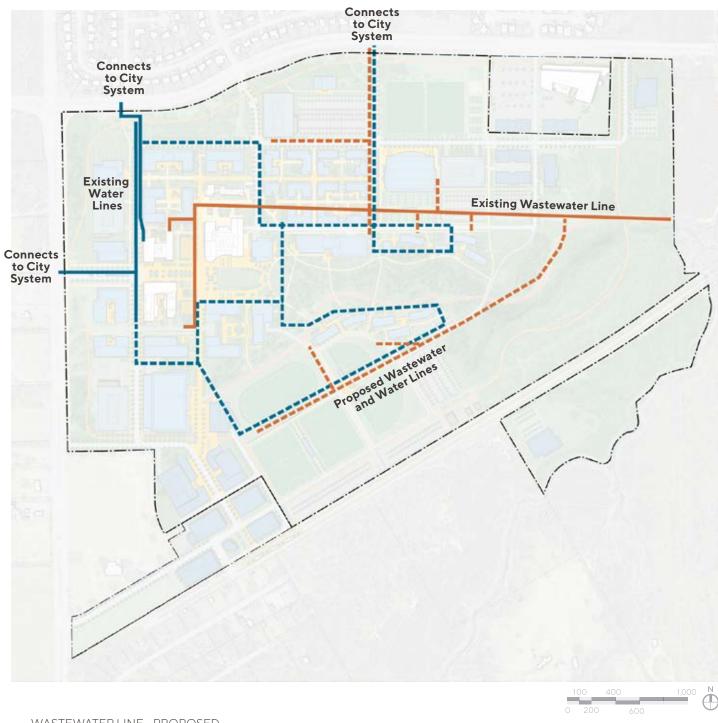
The proposed new main lines would likely be public, and located in new water main easements owned and maintained by Dallas Water Utilities. This would require individual building metering in lieu of one large campus water meter.

WASTEWATER

A 12-to-18-inch wastewater line extends through the center of the campus, and connects to the city's 27-inch wastewater line, which is located along Runyon Creek on the eastern side of the campus. This existing wastewater has the capacity to accommodate the development of the campus to the 25,000-student milestone.

Existing buildings connect to the main wastewater line by 8- and 10-inch sewer branches. Future wastewater main construction will be necessary to support campus expansion plans as illustrated in Figure 4.29. These new lines will branch off the wastewater main running through the center of campus, and would likely be located in new wastewater main easements owned and maintained by Dallas Water Utilities.

FIGURE 4.29: CURRENT AND PROPOSED WATER AND WASTEWATER LINES



- **...** WASTEWATER LINE PROPOSED
- WASTEWATER LINE EXISTING
- ... WATER LINE PROPOSED
- WATER LINE EXISTING

CHAPTER 4 CAMPUS PLAN

STORMWATER

Underground pipes, bioswales, and detention areas work as a comprehensive system that collects runoff from buildings and nearby surface parking lots across the campus. A key stormwater management goal is to reduce water runoff rates and discharge stormwater responsibly into Runyon Creek and the City stormwater system through a series of check dams within detention areas.

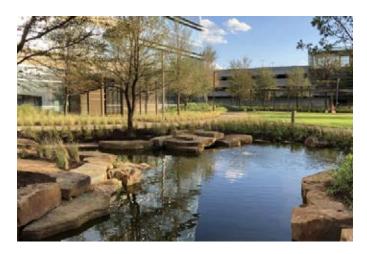
Five acres of detention area are recommended for campus development at the 25,000-student milestone, and two acres for the 8.000-student milestone.

A branch of Runyon Creek extends through the center of the campus from a high point on the west to a low point on the east. Most of the site is outside the 500-year flood plain, with the exception of the Runyon Creek Branch, which is in zone "AE" within the 100-year flood plain on the southeast side of the campus.

Detention will be required for future development, with an estimated 55-to-85 acre-feet of detention area required to limit impacts on the 100-year flood plain downstream.

In general, surface drainage is more cost effective than underground systems. Some of the detention requirement can be achieved through rainwater harvesting roof drainage, green roof systems, vegetated bioswale channels, french drains with perforated piping, underground cisterns, and surface ponds. Oil and grit separators should be used where this type of waste is generated, before discharge enters site drainage systems.

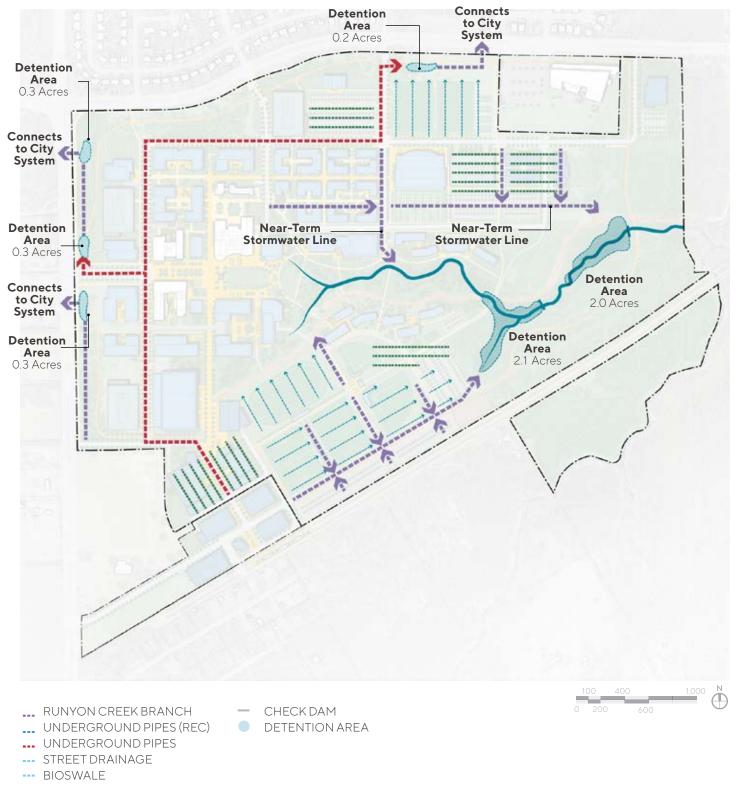
The proposed storm drainage system includes underground pipes, bioswales, and detention areas that work as a collective system throughout the campus to collect runoff from buildings and nearby surface parking lots as shown on Figure 4.30.





Examples of bioswales, and effective use of detention areas with landscaped areas. (Sources: OJB/SV)

FIGURE 4.30: CURRENT AND PROPOSED STORMWATER LINES





IMPLEMENTATION

- **5.1** DEVELOPMENT PHASING
- 5.2 ACQUISITION BOUNDARY
- **5.3** DESIGN REVIEW PROCESS

5.1 DEVELOPMENT PHASING

The campus plan provides a roadmap that will guide campus growth during the next phases of development, investment, and growth.

Future campus modifications are inevitable, but should align with the principles and framework established in this plan. Goals that influenced the phasing plans include creating a sense of completion at each phase of development; building compactly to reduce infrastructure costs and promote student engagement; prioritizing surface parking over structured parking in the early phases; and locating surface parking in permanent locations to the extent possible. As the campus continues to grow over time, phasing as described in this section may vary depending on funding, changing campus needs, and partnership opportunities.

The COVID-19 pandemic may also result in fundamental long-term changes in higher education delivery. More students may choose online and hybrid classes, and some faculty and staff may choose to work remotely. This may impact the need for space on campus, as well as the types of spaces needed.

During the planning process, several projects have been implemented and are included in the campus plan. These projects include:

- · Runyon Creek Trail
- · Secondary entrance off Camp Wisdom Road
- Secondary entrance from University Hills Boulevard
- Student center, central open space, and the Hart Amphitheater

CHAPTER 5 IMPLEMENTATION

FIGURE 5.1: PHASE 1A



PHASE 1A

The phasing plan, Figure 5.1, identifies anticipated projects to serve a student population of 8,000 students. While the building uses may change from what is illustrated in the plan, the location of buildings is intended to create cohesive development. The following projects are anticipated to be part of Phase 1A.

- A STEM (A1) and business technology building (A2) are anticipated to be UNT Dallas' next priorities. These buildings are proposed to be located on the central open space along the south side of the main plaza. This location will frame the open space and complete this ensemble of buildings.
- A third general purpose classroom building (A3) would be needed in this phase, as well and is proposed to be located south of Founders Hall to begin to make the campus connection to the DART light rail station. This project will be supported by a pedestrian promenade extension to the DART station.
- The learning commons (C4A) might be built in two phases with the first phase providing a link between the residence halls and the academic core. It is also conveniently located next to the proposed new dining hall.
- A new dining hall (C1) would serve the students in the existing and new residence halls (H1-5, HC1-2) as well as the faculty and staff. Its location on the central open space will activate the space and provide views out to the landscape.
- The early-learning center (C2) is a near-term need as well. It is proposed to be located near the proposed new gateway entrance off of Camp Wisdom Road for easy vehicular drop off. In this location the center will have convenient access to the adjacent recreation open space.
- Access and parking improvements include the loop road extension to the new north entry gateway (P1-2) and additional surface parking lots. When enrollment reaches the 8.000 student milestone it is estimated that construction of the first parking garage will be required.
- Other important investments include the first recreation field (A), the athletics track facility (B), the

TABLE 5.1: PHASE 1A BUILDING PROGRAM

ID	Program	Levels	Beds	GSF
A1	STEM Building	5	-	126,000
A2	Business Technology Bldg.	5	-	144,000
А3	Academic/Administrative	5	-	140,000
C4A	Learning Commons (P-1)	4	-	100,000
C1	Dining Hall	1	-	25,000
C2	Early Childcare Center	1	-	10,000
H1	Housing - Res Hall **	5	200	60,000
H2	Housing - Res Hall/Suites **	5	170	60,000
Н3	Housing - Res Hall/Suites **	5	170	60,000
Н4	Housing - Suites/Apts. **	4	105	45,000
Н5	Housing - Apartments **	4	105	45,000
HC1	Housing - Apartments **	3	75	30,000
HC2	Housing - Apartments **	3	75	30,000
	New Program Sub-Total		900*	875,000 GSF
ID	Parking			Spaces
P1	Surface Parking			400
P2	Surface Parking			280

P1	Surface Parking	400
P2	Surface Parking	280
	TOTAL	680 SPACES

*Does not include existing 119 beds at Wisdom Hall.

Phase 1A Non-Building Program:

- A. MULTI-PURPOSE RECREATION FIELD
- TRACK FACILITY
- C. CAMPUS LOOP
- D. ROAD ALIGNMENT
- E. NORTH ENTRANCE ON CAMP WISDOM
- **PROMENADE EXTENSION**
- G. EARLY-PHASE STORMWATER MANAGEMENT
- H. SUPPORT/SERVICE
- **TENNIS COURTS**

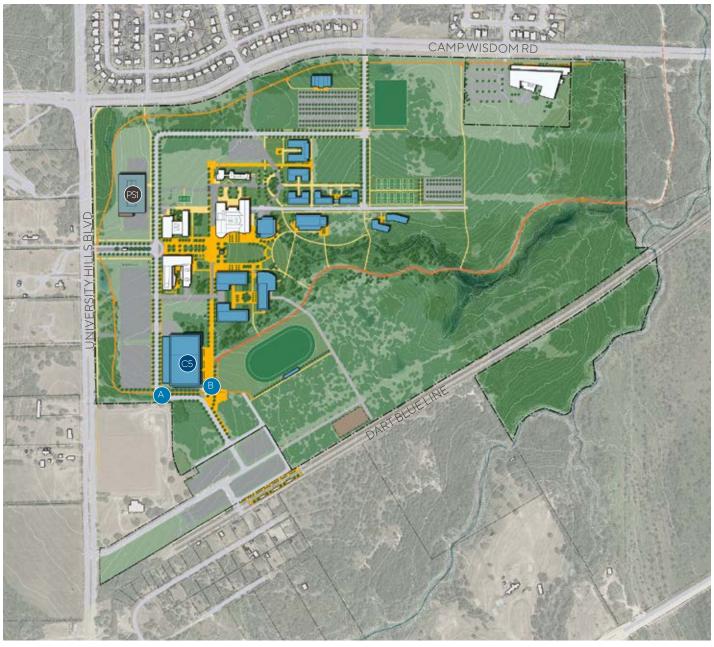
campus loop (C), road re-alignments (D), and required campus infrastructure (D-G). These investments will position the university for long-term growth, provide future flexibility in phasing, and facilitate development in additional areas of the campus.

• The support and service yard (H) is located adjacent the DART line in the south east corner of the campus.

^{**} GSF includes shared ground level program.

CHAPTER 5 IMPLEMENTATION

FIGURE 5.2: PHASE 1B



PHASE 1B - EVENTS CENTER

The development of the events center (C5) may require the construction of an additional parking structure (PS1). It is anticipated that approximately 200 surface parking spaces will be lost in order to accommodate the structure. Given the relatively large footprint, the events center will require removing a portion of the existing DART pedestrian pathway to the station. This realignment (A) will occur with the concurrent development of Trailblazer Plaza (B), a centralized destination for game-day events, recreation, and school pride. The event center will be located along the promenade and close to the DART station, activating this end of the promenade.

TABLE 5.2: PHASE 1B BUILDING PROGRAM

ID	Program	Levels	GSF
C5	Events Center (3000 seat)	-	150,000
	TOTAL		150,000 gsF
ID	Parking	Levels	Spaces
	9		Spaces
PS1	Parking Structure (60,000 GSF)	5	800

Phase 1B Non-Building Program:

- A. REALIGNMENT OF CAMPUS ROADWAY
- B. TRAILBLAZER PLAZA

CHAPTER 5 IMPLEMENTATION

FIGURE 5.3: CAMPUS AT 25,000 STUDENTS



CAMPUS AT 25,000 STUDENTS

Future long-term growth to accommodate 25,000 students will consist of development primarily located close to the promenade. The campus foreground, creek, and reserve areas will remain intact, with modest physical and maintenance improvements carried out to ensure connectivity and safety. At the 25,000-student milestone, the plan accommodates 2.9 million GSF of academic, administrative, and student support space, approximately 3,100 beds of student housing, and 5,800 parking spaces, 3,200 of which would be accommodated in three parking structures. Several important campus facilities are proposed to be added over time, including:

- University recreation center (C3) located near expanded student housing (H7-10) and recreation fields (A)
- Student apartment housing located along the creek (HC3-11). Additional infill housing with realigned road (H6A-B).
- Expansion of the learning commons (C4B)
- The athletics hall (21) and the athletics district (B-E) located adjacent to Trailblazer Plaza
- Service road across the creek (F)
- South parcel development (G)
- Stormwater capacity expansion (I)
- The perimeter campus loop (H) and connection to the Runyon Creek Trail

With investment in transportation demand management, parking demand may be reduced, particularly with anticipated growth in DART ridership and new mobility modes, mitigating the potential need for parking over the long term.

Full Buildout Non-building Program:

- A. RECREATION FIELDS
- B. SOCCERFIELD
- C. SOCCER FIELD
- D. BASEBALL FIELD
- E. SOFTBALL FIELD
- F. SERVICE ROAD EXTENSION
- G. SOUTH PARCEL PARTNERSHIP AREA
- H. CAMPUS LOOP
- I. STORMWATER EXPANSION AREA

Note: The athletics fields configuration shown is conceptual. Specific facilities may vary, and locations may change, depending on priorities. Potential location of athletics facilities off site will be explored as well.

CHAPTER 5 IMPLEMENTATION

TABLE 5.3: ADDITIONAL PROGRAM

CAMPUS DETAILS				
ID	Program	Levels	Beds	GSF
С3	Recreation Center	2	-	130,000
C4B	Learning Commons (Phase-2)	4	-	100,000
C6	Athletics Hall/Training Center	2	-	50,000
H6A	Housing - Suites	3	93	44,000
H6B	Housing - Suites	3	93	44,000
H7	Housing - Res Hall/Suites	5	277	90,000
Н8	Housing - Suites/Apts.	5	275	90,000
Н9	Housing - Suites/Apts.	5	275	90,000
H10	Housing - Suites/Apts.	5	219	80,000
НС3	Housing - Apartments	4	95	40,000
HC4	Housing - Apartments	4	95	40,000
HC5	Housing - Apartments	4	95	40,000
HC6	Housing - Apartments	4	95	40,000
НС7	Housing - Apartments	4	95	40,000
HC8	Housing - Apartments	4	95	40,000
HC9	Housing - Apartments	4	95	40,000
HC10	Housing - Apartments	4	95	40,000
HC11	Housing - Apartments	4	95	40,000
A4	Academic/Administrative	5	-	140,000
A5	Academic/Administrative	5	-	130,000
A6	Academic/Administrative	5	-	130,000
A7	Academic/Administrative	5	-	100,000
A8	Academic/Administrative	5	-	100,000
A9	Academic/Administrative	5	-	130,000
A10	Academic/Administrative	5	-	130,000
A11	Academic/Administrative	5	-	160,000
A12	Academic/Administrative	5	-	130,000

2,087 2,228,000 GSF

PARTNERSHIP DETAILS			
ID	Program		GSF
PP	Partnership-Gateway District		900,000
GD	Partnership-Gilliam Area**		450,000
	TOTAL		1,350,000 GSF

REGIONAL LAW ENFORCEMENT CENTER			
ID	Program	Levels	GSF
LE	Reg. Law Enforcement Cntr.	2	140,000
	TOTAL		140,000 GSF

PARKING DETAILS				
ID	Parking	Levels	Spaces	
PS2	Parking Structure	5	800	
PS3	Parking Structure	5	800	
PS4	Parking Structure	5	800	
Р3	Surface Parking	-	120	
P4	Surface Parking	-	75	
P5	Surface Parking	-	75	
P6	Surface Parking	-	400	
P7	Surface Parking	-	300	
Р8	Surface Parking	-	350	
	TOTAL		3,720 SPACES	

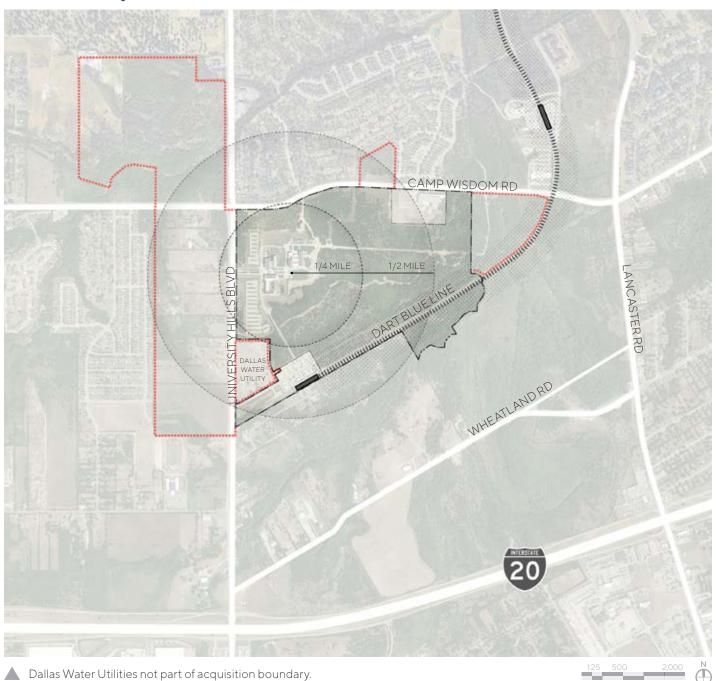
TOTAL*

^{*}Only includes program after Phase 1B.

^{**} Does not include GIlliam Academy GSF.

5.2 ACQUISITION BOUNDARY

FIGURE 5.4: ACQUISITION BOUNDARY



.... ACQUISITION BOUNDARY

.... DART BLUE LINE

■ DART STATION

ACQUISITION BOUNDARY AREA

The acquisition boundary is an effective long-term planning tool for university and community decision-making when particular parcels become available. The campus plan maintains the university's existing boundary within the campus property defined by Camp Wisdom Road to the north, University Hills Boulevard to the west, vacant property to the east, and the DART line to the south.

The university seeks to identify potential areas for campus expansion to accommodate continued enrollment growth. Future development could be an opportunity to brand the university area as a college district, and promote a walkable, mixed-use environment that supports increased campus enrollment, visibility, and accessibility.

The university will continue to work with the city and local organizations to encourage reinvestment in this area that can serve students, faculty, staff, and the broader community.

CHAPTER 5 IMPLEMENTATION

5.3 DESIGN REVIEW PROCESS



The university intends to establish a Design Review Committee (DRC) comprised of UNT System and UNT Dallas campus leaders. The purpose of the design review process is to ensure campus development is consistent with the principles and essential elements of the plan. The DRC will review and approve landscape, architecture, urban design, and wayfinding projects and improvements.

The landscape guidelines for the UNT Dallas campus will be prepared by the UNT System in concert with the campus as part of a larger system-level effort to develop in-depth design standards and guidance for future projects and campus plans. General guidance on landscape and open space for UNT Dallas can be found in the 2005 campus plan.

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Healthy, Safe & Engaged Community

Professional and Committed City Workforce

Submitted by: Carey Neal, Assistant City Manager

Agenda Caption:

Discuss the implementation of a mandatory spay and neuter ordinance.

Background:

The Animal Shelter Advisory Committee, at a Work Session, discussed implementation of additional spay/neuter stipulations to address the pet "overpopulation" in our community. Proximity to three (3) interstate highways (IH35, IH20, I45), and the availability of undeveloped land creates an opportunity for individuals to abandon pets within the city. Pet "overpopulation" encompasses two primary factors: 1). allowing cats and dogs to reproduce with little chance of finding homes for their offspring and, 2). pets being relinquished by owners who can no longer keep or have a desire to keep their animals.

The American Humane Society recommends spaying and neutering as one of the mechanisms to decrease the overpopulation occurring. The City of Lancaster currently has regulations in place for animals that have been impounded on more than one occasion. The Lancaster Code of Ordinances established a mandatory microchip requirement, and it provides incentives for voluntary animal neutering or spaying. The adopted code stipulates in Sec. 4.04.005 - "Release of an impound animal" in (2) (c): If an owner of an animal impounded agrees to neuter or spay the animal, either under the provisions of subsection (b), or voluntarily for animals not subject to the mandatory sterilization provisions of that subsection, he or she shall be entitled to a discount of fifty percent (50%) of the impound fees.

Attachments

Lancaster Code of Ordinance Section 4.04.005

2.

ORDINANCE NO. 2017-11-51

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, AMENDING THE LANCASTER CODE OF ORDINANCES, CHAPTER 4, "ANIMALS" TO PROVIDE FOR: MANDATORY MICROCHIPPING OF DOGS AND CATS OVER FOUR MONTHS OF AGE; THE ESTABLISHMENT OF NEW IMPOUNDED ANIMAL REDEMPTION REQUIREMENTS FOR REPEATED IMPOUNDMENTS; THE ESTABLISHMENT OF INCENTIVES FOR VOLUNTARY OR REQUIRED ANIMAL NUETERING OR SPAYING; AND THE REDUCTION OF MICROCHIP FEES; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALING CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the use of subcutaneous microchips in dogs and cats has been shown to be an effective method of increasing the rates of recovery of stray pets by their owners and decreasing the time that stray pets spend in municipal impoundment; and

WHEREAS, subcutaneous microchips have been shown to be a low-cost method of providing life-long identification of animals in a manner that complements and streamlines administrative procedures for municipal animal control personnel; and

WHEREAS, stray animals that have not been sterilized can quickly reproduce, resulting in a burden on public resources and significant public health and safety impacts;

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

<u>SECTION 1</u>. That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.01. "General Provisions," Section 4.01.001 "Definitions" a new definition entitled "Microchip", which shall read as follows:

"Sec. 4.01.001 Definitions

Microchip. An electronic device that is injected into an animal by means of a sterilized implanting device for purposes of identification and/or recovery of the animal by its owner or by local or other animal control authorities."

That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.02 "Cats and Dogs" a new Section 4.02.003 entitled "Microchipping of Dogs and Cats Required", which shall read as follows:

"Sec. 4.02.003 Microchipping of Dogs and Cats Required

Any dog or cat over the age of four (4) months, kept, harbored, or maintained by their owners or keepers in the city shall have a microchip implanted with contact information for the dog or cat's current owners. The microchip shall be implanted within thirty (30) days after the dog or cat has reaches four (4) months of age, or within thirty (30) days of after the dog or cat is newly acquired or brought into the city or permitted to come into the city, whichever event occurs first. Upon a change in ownership of the dog or cat, the new owner shall update the chip information within thirty (30) days of the change in ownership. It shall be an affirmative defense to prosecution of a violation under this Section that proof of microchip implantation is presented to the court within twenty (20) days of the date a citation for failure to comply with this section is issued."

That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.02 "Cats and Dogs" Section 4.02.031 "Required; procedures," an additional sentence which shall read as follows:

Sec. 4.02.031. Required; procedures

(a) License Required. All dogs over the age of four (4) months kept, harbored, or maintained by their owners or keepers in the city shall be licensed and registered annually. In addition, such animals which are kept by owners outside the city limits, but regularly come within the city limits, shall also be licensed and registered annually. All dogs must have an implanted microchip with current owner information encoded on the microchip prior to the issuance or renewal of a permit."

That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.04 "Impoundment," Section 4.04.005 "Redemption of animal by owner; failure to redeem," additional subsections (d) and (e) which shall read as follows:

"Sec. 4.04.005 Redemption of animal by owner

- (d) If the same animal is impounded more than once by the city, it shall be a condition of redemption that the animal be neutered or spayed by a licensed veterinarian prior to redemption. In the alternative, and in the discretion of the animal control officer of the city, an owner may sign an agreement to have the animal neutered or spayed by a licensed veterinarian to present proof of the completion of the procedure within thirty (30) days of the date of the agreement.
- (e) If an owner of an animal impounded agrees to neuter or spay the animal, either under the provisions of subpart (d), or voluntarily for animals not subject to the mandatory sterilization provisions of that subpart, he or she shall be entitled to a discount of fifty percent (50%) of the impound fees."

The fees for microchipping of dogs and cats, previously set at \$25.00 per microchip, are hereby reduced to \$15.00 per microchip, and all applicable municipal fee schedules are hereby amended to reflect this change.

SECTION 2. That all provisions of the Code of Ordinances in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the Code of Ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 4. That any person, firm, or corporation violating any provisions or terms of this Ordinance shall be subject to the same penalty as provided for in the City of Lancaster, as heretofore amended and upon conviction shall be punished by a fine not exceeding \$500.00. The penalty imposed for a violation of this ordinance shall not exceed or be less than the penalty prescribed by state law, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 5 That this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide, with the exception of newly adopted Chapter 4, Article 4.02, Section. 4.02.003, and the last sentence of newly adopted Chapter 4, Article 4.02, Section 4.02,031, which shall be effective ninety (90) days from the date of passage, approval, and adoption.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 13th day of November, 2017.

ATTEST:	APPROVED:
Sorangel O. Arenas, City Secretary	Marcus E. Knight, Mayor
APPROVED AS TO FORM:	
David T. Ritter, City Attorney	
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CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Healthy, Safe & Engaged Community

Professional and Committed City Workforce

Submitted by: Carey Neal, Assistant City Manager

Agenda Caption:

Discuss implementation of regulations regarding "restraint of dogs/tethering" and Senate Bill 5 (SB5) the Safe Outdoor Dogs Act, of the 87th Session of the Texas Legislature.

Background:

In December 2020, City Council adopted a resolution establishing legislative priorities for the 87th Session of the State Legislature. One of the priorities was to support legislation to amend SB295/HB940 to further define unlawful tethering of dogs and implement a more enforceable penalty that does not limit an officer's ability to enforce the law.

- Texas Health and Safety code, § 821.077, "Unlawful Restraint of Dogs", was created in 2007, to establish requirements for restraining a dog to ensure the safety and health of the animal and community. The Texas Animal Control Association, Law Enforcement Officers (LEO's), and prosecutors maintain the law is unenforceable due to confusing language and a mandatory 24-hour warning period that limits officers' immediate enforcement of this statute, thereby preventing them from intervening in a critically unsafe situation.
 - Senate Bill 5 (SB5) established the following:
 - (a) The tethering device must allow the dog access to a shelter of adequate size to allow the dog to stand erect, to turn easily, and to sit and lay down in a comfortable and normal position and constructed in such a manner as to keep the dog dry and protected from exposure to extreme temperatures. (b) The tethering device must allow the dog access to shade from direct sunlight and potable drinking water. (c) The length of the tethering device must be at least five times the length of the dog as measured from the tip of the dog's nose to the base of the dog's tail or twelve feet whichever is greater. (d)The tethering device must be attached to a collar or harness constructed of nylon, leather, or similar material properly fitted to the dog. (e) The tethering device must have swivels on both ends to prevent the dog from becoming entangled. (f) The tethering device cannot be made of metal chain links more than a quarter of an inch thick or have any weights attached to it. (g) The tethering device must be capable of keeping the dog from: (i) leaving the owner's property; (ii) entering within six feet of a public sidewalk, road, or highway; or (iii) reaching an object or hazard that poses a risk of injury or strangulation to the dog.

In October 2021, Governor Greg Abbott signed the Safe Outdoor Dogs Act formerly known as Senate Bill 5 (SB5). The bill bans the use of chains for tethering dogs and requires dog owners to only use humane materials such as trolley systems or hiplines for their outside animals. In addition to the required materials for tethering, the bill also mandates owners to provide adequate shelter, shade, and clean water whenever the dog is tethered.

On April 20, 2022, the Animal Shelter Advisory Committee discussed Senate Bill 5 (SB5), the Safe Outdoor Dogs Act, and at their June 2, 2022, Special Meeting, approved a resolution recommending City

3.

Council implement an Ordinance with stipulations displayed in Senate Bill 5 (SB5), the Safe Outdoor Dogs Act.

City Council will receive a presentation regarding unlawful restraint of dogs.

Attachments

Tethering Ordinance Draft- Redline Tethering Ordinance Draft

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, AMENDING THE LANCASTER CODE OF ORDINANCES, CHAPTER 4,... "ANIMALS" TO PROVIDE FOR AMENDMENTS

CONFORMING WITH: STATE LAW REQUIREMENTS REGARDING TETHERING AND THE UNLAWFUL ACTS SURROUNDING THE TOPICREGARDING UNLAWFUL RESTRAINT OF DOGS; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALING CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, On January 18, 2022, a new tethering lawthe Safe Outdoor Dogs Act (S.B. 5) of the 87th Texas Legislative Session has taken effect that imposes criminal penalties on Texas dog owners who chain up their petsunlawfully restrain or tether their dogs outside in inhumane conditions; and

WHEREAS, The Safe Outdoor Dogs Act (S85)the Act bans the use of chains or heavyweights as restraints for dogs kept outside without adequate shelter, shade, and potable water, among other requirements, outside, and also requires owners to provide adequate shelter, shade, and clean water for the tethered animals; and

WHEREAS, The City Council of the City of Lancaster desires to implement an ordinance amend its Animal Control Ordinance in a manner that complies with the newly-enacted state law within its jurisdiction.

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

SECTION 1. That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.0102." General Provisions," a new Section 4.01,001.02.004 entitled "Tethering of Dogs-"," Definitions" a new definition entitled "Tethering", which shall read as follows:

Tethering. The securing of an animal to an anchor point to confine it to the desired area.

_ ++++++++++

That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.02 "Cats and Dogs" a new Section 4. 02. 004 entitled "Tethering of Dogs", which shall read as follows: Sec. 04.02.004 Requirements for tethering

- (a) Any tether The tethering device must allow the dog access to a shelter of adequate size to allow the dog to stand erect, to turn easily, and to sit and lay down in a comfortable and normal position and constructed in such a manner as to keep the dog dry and protected from exposure to extreme temperatures.
- (b) (b) The tethering device must allow the dog access to shade from direct sunlight and potable drinking water.
- (c) (e) The length of the tethering device must be at least five times the length of the dog as measured from the tip of the dog's nose to the base of the dog's tail or twelve-ten feet whichever is greater.
- (d) (d) The tethering devicetether must be attached to a collar or harness constructed of nylon, leather, or similar material properly fitted to the dog and which does not cause injury or pain to the dog.
- (e) (e) The tethering device must have swivels on both ends to prevent the dog from becoming entangled.

- (f) (f) The tetherring device cannot be made of metal chain links more than a quarter of an inch thick or have any weights attached to it.
- (g) (g) The tethering device must be capable of keeping the dog from: (i) leaving the owner's property; (ii) entering within six feet of a public sidewalk, road, or highway; or (iii) reaching an object or hazard that poses a risk of injury or strangulation to the dog."

SECTION 2. That all provisions of the Code of Ordinances in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the Code of Ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any word, sentence, paragraph, subdivision, clause, phrase, or section of this ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of the said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 4. That any person. firm, or corporation violating any provisions or terms of this Ordinance shall be subject to the same penalty as provided for in the City of Lancaster, as heretofore amended and upon conviction shall be punished by a fine not exceeding \$ 500. 00. The penalty imposed for a violation of this ordinance shall not exceed or be less than the penalty prescribed by state law, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 5. That this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED and approved by the City Council of the City of Lancaster. Texas, on this the

day of, 2022	, , , , =
ATTEST:	APPROVED:
Sorangel 0. Arenas, City Secretary	Clyde C. Hairston, Mayor
APPROVED AS TO FORM:	

David T. Ritter, City Attorney

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, AMENDING THE LANCASTER CODE OF ORDINANCES, CHAPTER 4, "ANIMALS" TO PROVIDE FOR AMENDMENTS CONFORMING WITH STATE LAW REQUIREMENTS REGARDING TETHERING AND THE UNLAWFUL ACTS REGARDING UNLAWFUL RESTRAINT OF DOGS; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALING CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, On January 18, 2022, the Safe Outdoor Dogs Act (S.B. 5) of the 87th Texas Legislative Session has taken effect that imposes criminal penalties on Texas dog owners who unlawfully restrain or tether their dogs outside in inhumane conditions; and

WHEREAS, the Act bans the use of chains or weights as restraints for dogs kept outside without adequate shelter, shade, and potable water, among other requirements, and

WHEREAS, The City Council of the City of Lancaster desires to amend its Animal Control Ordinance in a manner that complies with the newly-enacted state law within its jurisdiction.

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

SECTION 1. That the Lancaster Code of Ordinances be, and the same is, hereby amended by adding to Chapter 4 "Animals," Article 4.02." General Provisions," a new Section 4.02.004 entitled "Tethering of Dogs," which shall read as follows:

"Sec. 04.02.004 Requirements for tethering

- (a) Any tether must allow the dog access to a shelter of adequate size to allow the dog to stand erect, to turn easily, and to sit and lay down in a comfortable and normal position and constructed in such a manner as to keep the dog dry and protected from exposure to extreme temperatures.
- (b) The tether device must allow the dog access to shade from direct sunlight and potable drinking water.
- (c) The length of the tethering device must be at least five times the length of the dog as measured from the tip of the dog's nose to the base of the dog's tail or ten feet whichever is greater.
- (d) The tether must be attached to a collar or harness constructed of nylon, leather, or similar material properly fitted to the dog and which does not cause injury or pain to the dog.
- (e) The tether must have swivels on both ends to prevent the dog from becoming entangled.
- (f) The tether cannot be made of metal chain links more than a quarter of an inch thick or have any weights attached to it.
- (g) The tethering device must be capable of keeping the dog from: (i) leaving the owner's property; (ii) entering within six feet of a public sidewalk, road, or highway; or (iii) reaching an object or hazard that poses a risk of injury or strangulation to the dog."

SECTION 2. That all provisions of the Code of Ordinances in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the Code of Ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any word, sentence, paragraph, subdivision, clause, phrase, or section of this ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or

unconstitutional, the same shall not affect the validity of the remaining portions of the said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 4. That any person. firm, or corporation violating any provisions or terms of this Ordinance shall be subject to the same penalty as provided for in the City of Lancaster, as heretofore amended and upon conviction shall be punished by a fine not exceeding \$ 500. 00. The penalty imposed for a violation of this ordinance shall not exceed or be less than the penalty prescribed by state law, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 5. That this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the _ day of, 2022			
ATTEST:	APPROVED:		
Sorangel 0. Arenas, City Secretary	Clyde C. Hairston, Mayor		
APPROVED AS TO FORM:			
David T. Ritter, City Attorney			

SECTION 3. That should any word, sentence, paragraph, subdivision, clause, phrase, or section of this ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of the said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 4. That any person. firm, or corporation violating any provisions or terms of this Ordinance shall be subject to the same penalty as provided for in the City of Lancaster, as heretofore amended and upon conviction shall be punished by a fine not exceeding \$ 500. 00. The penalty imposed for a violation of this ordinance shall not exceed or be less than the penalty prescribed by state law, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 5. That this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the _ day of, 2022			
ATTEST:	APPROVED:		
Sorangel 0. Arenas, City Secretary	Clyde C. Hairston, Mayor		
APPROVED AS TO FORM:			

David T. Ritter, City Attorney

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Healthy, Safe & Engaged Community

Submitted by: Carey Neal, Assistant City Manager

Agenda Caption:

Discuss Lancaster Code of Ordinance, Chapter 4 Animal, Article 4.01, Section 4.01.001, Definitions, "Dangerous Dogs" to consider amendments to add definitions of a vicious animal.

Background:

Recently, the Lancaster Animal Shelter has received several reports of dog-on-dog attacks. These occurrences have been vicious, first-time offenses. The Lancaster Code of Ordinance Chapter 4 Animal, Article 4.01, Section 4.01.001, Definitions, of a vicious animal does not provide an enforcement action for a vicious, first-time attack or if the attack occurs with a group or pack of dogs. The Lancaster Code of Ordinances does not provide enforcement actions by the Lancaster Animal Services Officer when dealing with a first-time offender. The Code of Ordinance limits the Animal Services personnel from properly providing adequate enforcement. The Code of Ordinances provides a definition of a vicious animal, to read as follows:

- ".... <u>Vicious animal</u> shall mean any individual animal that has, <u>on two previous occasions</u>, without provocation, attacked or bitten any person or other animal, or other individual animal which the local health authority or his representative has reason to believe has a dangerous disposition likely to be harmful to humans or other animals.
- " The Lancaster Code of Ordinance defines a "Dangerous Dog" as one that either:
 - Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own, or;
 - Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and those acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person.

The Animal Shelter Advisory Committee met at a Special Meeting on April 20, 2022, and again on June 2, 2022. At the June 2, 2022, Special Meeting, the Animal Shelter Advisory Committee approved a resolution recommending the City Council amend the Lancaster Code of Ordinance, Chapter 4 Animal, Article 4.01, Section 4.01.001, Definitions, "Dangerous Dogs" to decrease the number of times an animal is allowed to attack another animal or human being before being considered a vicious animal from three attacks to just one. Attached is the original ordinance with redline proposed amendment.

City Council will receive a presentation regarding the Lancaster Code of Ordinance Chapter 4 Animal, Article 4.01, Section 4.01.001, Definitions, "Dangerous Dogs".

Attachments

Code of Ordinance - Chapter 4 Animals

Code of Ordinance - Chapter 4 Animals - Redline

4.

CHAPTER 4

ANIMALS

ARTICLE 4.01 GENERAL PROVISIONS

Sec. 4.01.001 Definitions

The following terms, words and phrases, as used in this chapter, are defined as hereinafter set out, unless specifically provided to the contrary herein:

<u>Animal</u>. Any living creature of whatever genus or species.

<u>Animal control officer</u>. The person appointed as the animal control officer of the city or his/her representative.

<u>Cat</u>. The domestic mammal Felis catus commonly found in the environs of the city.

Dog. The domestic mammal Canis familiaris commonly found in the environs of the city.

<u>Dog at large</u>. Not completely confined by a building, wall or fence of sufficient strength or construction to restrain the animal, except when such animal is either on a leash or held in the hands of the owner or keeper, or under direct supervision of the owner within the limits of the owner's private property. An animal within an automobile or other vehicle shall not be deemed running at large.

(2002 Code, sec. 2.106)

<u>Grazing animal livestock</u>. Domestic grazing animals that feed on grass or other lower vegetation and may be kept in open fields or structures for training, boarding, sales, or breeding and production, including, but not limited to, horses, mares, miniature horses, mules, jacks, jennies, colts, cows, calves, bulls, oxen, sheep, goats, lambs or llamas traditionally raised or kept in a farm or ranch environment. This definition does not define household pets, i.e., dogs, cats and potbellied pigs, as livestock. (Ordinance 2011-08-17, sec. 1, adopted 8/8/11)

<u>Inoculated</u>. An injection of a type of rabies vaccine approved by the state veterinarian and applied by a veterinarian licensed under the laws of the state.

<u>Kennel</u>. Any lot, building, structure, enclosure or premises where five (5) or more adult animals are kept. An adult animal is an animal that is six (6) months of age or older.

<u>Livestock</u>. Domestic fowl, horses, mules, cows, hogs, goats and sheep and all four-footed animals with the exception of domestic dogs and cats, of any and all kinds, and shall include both the male and female gender.

(2002 Code, sec. 2.106)

<u>Microchip</u>. An electronic device that is injected into an animal by means of a sterilized implanting device for purposes of identification and/or recovery of the animal by its owner or by local or other animal control authorities. (Ordinance 2017-11-51 adopted 11/13/17)

<u>Vicious animal</u>. Any individual animal that has on two previous occasions without provocation attacked or bitten any person or other animal, or other individual animal which the local health authority or his representative has reason to believe has a dangerous disposition likely to be harmful to humans or other animals.

<u>Wild animal</u>. Any mammal, amphibian, reptile or fowl which is of a species which is wild by nature, and of a species which due to size, vicious nature or other characteristic is dangerous to human beings. Such animals shall include but not be limited to deer, lions, tigers, leopards, panthers, bears, wolves, raccoons, skunks, apes, gorillas, monkeys, foxes, elephants, rhinoceroses, alligators, crocodiles and all forms of poisonous reptiles. The term "wild animal" as used in this code shall not include gerbils, hamsters, guinea pigs, mice or rabbits.

(2002 Code, sec. 2.106)

Sec. 4.01.002 Administration

All duties and responsibilities herein provided and mandated for the city manager may be delegated or assigned either directly or indirectly by the city manager to any person employed or appointed by the city to carry out such functions. (2002 Code, sec. 2.101)

Sec. 4.01.003 Animal control officer

The city manager may designate a qualified person to be the animal control officer, who shall be responsible for the enforcement of the provisions of this code and may, when justified, issue citations or take other appropriate action hereunder. (2002 Code, sec. 2.111)

Sec. 4.01.004 Ownership of animal defined; responsibilities of owner

- (a) The owner of an animal or fowl shall be any person who actually has the right of control, or the right to sell and otherwise deal with the animal or fowl, or, if such person is a minor, then the natural or legal guardian of said minor. If any animal or fowl shall make its home upon any property within the city limits, or shall have been provided food and shelter and no person claims to be the owner of said animal or fowl, said animal or fowl shall be deemed to be the property of any adult resident, inhabitant or person in possession of the property or improvements thereon located where such animal or fowl makes its home.
- (b) Unless otherwise specifically provided herein, the owner shall be obligated to comply with all of the terms and provisions of this code and may be prosecuted for any actions or conduct of any animals which are owned, possessed or permitted to remain on property and improvements owned or controlled by the owner in violation of this code.

(2002 Code, sec. 2.102)

Sec. 4.01.005 Running at large prohibited

- (a) It shall be unlawful for the owner or person who possesses, keeps or harbors any dog or other animal other than a cat to fail to keep such dog or animal from running at large as defined herein, within the corporate limits of the city.
- (b) The local health authorities are authorized to impound such animals running at large.

(2002 Code, sec. 2.207)

State law reference—Restraint of dogs and cats, V.T.C.A., Health and Safety Code, sec. 826.033.

Sec. 4.01.006 Animals in parks or playgrounds

- (a) General restrictions.
- (1) No person having the control or care of any dog shall suffer or permit such dog to enter or remain in a park or public playground unless it is held by a leash not more than six (6) feet long, except in park areas designated and posted by the parks and recreation department director to be "dog friendly areas," and such hours also designated and posted by the director of parks and recreation.
- (2) No person shall bring more than three (3) dogs at any given time to any park area.
- (3) The owner of the dog and/or the person in control or care of the dog shall be responsible for, and to make good, any damage caused in any event by such dog, whether or not leashed. The provisions of this subsection do not relieve the owner and/or person in control or care of said dog from liability to the city for violation of this section.
- (4) This section shall not be applicable wherein a dog or cat is participating in a show or exhibition held at a park or playground, provided such show or exhibition has received prior approval of the director of parks and recreation or his/her designate, and it was made known to the director of parks and recreation or his/her designate prior to approval that dog or cat participation would be a part of the event.
- (5) No person shall bring dogs, cats, or other animals into any city park for show or exhibition unless penned, caged or on a leash of [not] more than six feet (6) in length.
- (6) This prohibition shall not apply to a police service dog while under the supervision of a duly authorized peace officer in the performance of official duties or to dogs which have been specially trained and are being used by blind or disabled persons to aid and guide them in their movements.
- (b) Removal of animal waste. No person shall allow or permit their dog or other animal to defecate upon park property and fail to remove and dispose of in a sanitary manner any feces left by such

animal.

(2002 Code, secs. 2.208, 2.209)

Sec. 4.01.007 Noisy animals

It shall be unlawful for any person to keep any animal, mammal, bird, or any other creature within the city limits which shall cause frequent, long, continued, excessive or unusual noise which is audible to persons on adjoining property or public rights-of-way and which disturbs the comfort or repose of persons of ordinary temper, sensibility or disposition. (2002 Code, sec. 2.103)

Sec. 4.01.008 Beekeeping

It shall be unlawful for any person to keep or maintain upon any property within the city limits in excess of eight (8) hives of bees. (2002 Code, sec. 2.104)

Sec. 4.01.009 Cruelty to animals

A person commits an offense if he intentionally or knowingly:

- (1) Tortures or seriously overworks an animal;
- (2) Does not provide necessary food, care or shelter for an animal in his custody;
- (3) Abandons without placing in the custody of others an animal in his custody;
- (4) Transports or confines an animal in a cruel manner;
- (5) Kills, injures or administers poison to any animal, although it shall be a defense to prosecution hereunder if a person practicing veterinary medicine destroys an animal in accordance with appropriate veterinary practice, or an animal control officer or police officer destroys an animal pursuant to defending himself or herself or another person or animal from an attacking animal, or an animal control officer or police officer destroys an animal pursuant to appropriate procedures concerning disposing of sick, injured or abandoned animals; or
- (6) Causes an animal to fight with another.

(2002 Code, sec. 2.105)

State law references–Cruelty to livestock animals, V.T.C.A., Penal Code, sec. 42.09; cruelty to nonlivestock animals, V.T.C.A., Penal Code, sec. 42.092.

Sec. 4.01.010 Confinement and restraint of dangerous or vicious animal

It shall be the duty of every citizen of the city who is the owner or possessor of a dangerous or vicious animal, who has knowledge of the likely dangerous or vicious propensities of an animal, to keep such animal muzzled, under confinement, under restraint or within a house or garage or upon a leash or chain strong enough to restrain such animal and prevent such animal from running loose or breaking loose. The city manager may at any time specify conditions for the maintenance of a dangerous or vicious animal within the city or may order the removal of such an animal as hereinafter required. (2002 Code, sec. 2.109)

Sec. 4.01.011 Destruction of vicious animal; order to remove animal from city

- (a) Any vicious animal found running at large and endangering the safety of persons and property may be destroyed by the local health authority or any police officer or animal control officer in the interest of public safety if such danger is imminent and a real or apparent necessity exists to destroy such vicious animal.
- (b) The local health authority may order any owner or person having care, custody or control of any vicious animal to take such animal permanently from the city. This order may be appealed in writing within five days of receipt of the order to the judge of the municipal court of the city. The judge of the municipal court may uphold, reverse or modify the order and may stipulate restrictions on the animal as a condition to allow the animal to remain in the city. If the judge of the municipal court upholds the order, the owner or person having care, control or custody shall not bring the animal back inside the city limits. If any animal subject of an appeal under this section has been placed in quarantine, such quarantine shall continue until the appeal as provided herein has been exhausted.
- (c) If the owner or person having care, custody or control of the vicious animal has failed to remove such animal as provided for in subsections (a) and (b) above, such animal may be impounded and humanely euthanized.

- (d) The owner or person having care, custody or control of a vicious or wild animal must report the disposition and relocation of such animal to the local health authority, in writing, within ten days after the expiration date for removal of such animal from the city. Each day thereafter such information is not provided shall constitute a separate offense.
- (e) The local health authority shall be authorized to obtain a search and seizure warrant if there is probable cause to believe that an animal ordered to be removed from the city for being vicious has not been so removed, or any other violation in which the Texas Code of Criminal Procedure authorizes issuance of search warrants.

(2002 Code, sec. 2.110)

Sec. 4.01.012 Notice of vicious or dangerous propensities of animal

Any person who has knowledge of any animal who is or demonstrates vicious or dangerous propensities may, upon application to the clerk of the city municipal court, cause written notice to be given by said clerk to the owner of such animal, such notice to be mailed to the owner by registered or certified mail, return receipt requested. A copy of such letter with the receipt showing delivery shall be prima facie evidence that the owner of such animal has notice of the vicious or dangerous propensity of such animal. The city manager may cause an investigation to be made of such complaint and may, under such circumstances as deemed appropriate, require the removal of any animal of a vicious or dangerous propensity from the city. (2002 Code, sec. 2.112)

Sec. 4.01.013 General cleanliness

- (a) Any owner of an animal shall be required to keep the premises on which such animal is kept or housed in a clean and sanitary condition. All droppings shall be removed at regular intervals and disposed of in a sanitary manner, which shall be daily or more frequently if necessary.
- (b) No offensive odors or noises shall disturb the peace and tranquility of persons of ordinary sensibilities who reside in proximity to the place or location where an animal is kept or housed. The owner or person keeping the animal shall construct and/or maintain such facilities as are necessary to insure the maintenance of the health, safety and well-being of the citizens, residents and inhabitants of the city.

(2002 Code, sec. 2.113)

Sec. 4.01.014 Inspections

- (a) The owner of any animal or any person in charge of any animal shall, upon request of the chief of police, the city manager or their designee, permit access to the premises on which an animal is kept in order that a reasonable inspection can be made to determine whether or not such animal is being kept and housed in accordance with the terms and provisions of this code and whether other requirements of law have been met.
- (b) In addition, such inspections may occur for the purpose of determining whether or not additional restrictions, conditions, limitations or requirements shall reasonably be imposed as a condition for the maintenance or habitation of any animal within the city. Failure to permit an inspection upon reasonable notice shall be deemed a violation of this code. No advance notice of inspections shall be necessary when there exists a condition which is likely to adversely affect the health, safety and well-being of the residents, citizens and inhabitants of the city. In the event any person shall restrict or refuse to permit inspections, the city manager may cause the issuance of such court orders and/or administrative decrees as shall be necessary to secure the required inspections.

(2002 Code, sec. 2.114)

Sec. 4.01.015 Keeping wild animal

The keeping or maintenance of a wild animal within the city without express consent of the city manager and under such circumstances and conditions as may be established by the city manager is prohibited. (2002 Code, sec. 2.115)

State law reference-Dangerous wild animals, V.T.C.A., Health and Safety Code, sec. 822.101 et seq.

Sec. 4.01.016 Keeping animal in violation of zoning restrictions

No person may keep any animal in any place or area within the city limits in violation of zoning code restrictions. (2002 Code, sec. 2.116)

Sec. 4.01.017 Keeping grazing animals, livestock or fowl

- (a) It shall be unlawful for the owner or any person in control of real property located within any district to keep or allow to be kept grazing animals and/or livestock on the property unless the owner or person in control complies with all the requirements set forth in this section.
- (1) <u>Large grazing animals or livestock</u>. In all non-agricultural districts, large grazing animals or livestock must have a minimum fenced or enclosed area of 15,000 square feet per animal. Small grazing animals or livestock must have a minimum fenced or enclosed area of 3,000 square feet per animal, and a minimum lot size of one acre (43,560 square feet).
- (2) <u>Unoccupied lots</u>. In all platted zoned residential districts, it shall be unlawful for the owner or any person in control of an unoccupied lot where no residence is maintained to keep or allow to be kept a grazing animal or livestock, regardless of size.
- (3) <u>Swine</u>. In all districts and notwithstanding subsections (1) and (2) above, it shall be unlawful for owner or any person in control of real property to keep or allow to be kept swine, including pigs and hogs, within the city limits.
- (4) <u>Poultry and fowl</u>. Poultry and fowl shall be limited to those properties not located within any platted zoned residential subdivision. In those zoning districts other than a platted zoned residential subdivision, all poultry and fowl are to be kept within a fenced enclosure or coops and not allowed to run at large.
- (b) Notwithstanding the conditions above:
- (1) <u>Accumulation of manure</u>. It shall be unlawful for any owner or person in control of real property to allow the accumulation of manure to the extent that such accumulation creates an offensive odor, causes the accumulation of flies, poses any health hazard to any person or animal (whether defined in this section or not), or creates a nuisance to any person or animal.
- (2) <u>Fences and enclosures</u>. It shall be unlawful for any owner or person in control of real property to construct or maintain any perimeter fences, gates or other property boundary enclosures wherein animals defined in this section are enclosed in such a manner that any animal contained within the enclosure is able to get through or beyond the fence, gate, or enclosure.
- (3) <u>Proximity to residences</u>. All fences, pens, corrals, or other enclosures wherein animals defined in this section are enclosed shall be located at least 75 feet from any adjacent residence.
- (4) <u>Animal care</u>. It shall be unlawful for any owner or person in control of real property to keep or allow to be kept grazing animals and/or livestock on the property for any period of time without necessary food, care or shelter of adequate size and construction so as to protect all grazing animals and/or livestock on the property from the elements of nature.
- (5) <u>Livestock exhibitions</u>. Nothing in this section shall prohibit the temporary exhibition of farm livestock at any show, fair, exhibition or exposition provided such show, fair, exhibition, or exposition has received prior approval of the city manager and it was made known to the city manager prior to approval that livestock participation would be a part of the event; however, the exceptions made in this subsection shall not relieve the persons in charge of such livestock from the operation of this section and other ordinances of the city relative to the health, safety and well-being of the livestock and the citizens of the city.

(Ordinance 2011-08-17, sec. 1, adopted 8/8/11)

Sec. 4.01.018 Livestock exhibitions

Nothing in this article shall prohibit the temporary exhibition of farm livestock at any show, fair, exhibition or exposition provided such show, fair, exhibition, or exposition has received prior approval of the city manager and it was made known to the city manager prior to approval that livestock participation would be a part of the event; however, the exceptions made in this section shall not relieve the persons in charge of such livestock from the operation of this article and other ordinances of the city relative to the health, safety and well-being of the livestock and the citizens of the city. (2002 Code, sec. 2.118)

Division 1. Generally

Sec. 4.02.001 Number allowed

No more than four (4) dogs and/or cats over the age of six (6) months shall be kept on their owner's premises within the city limits, nor shall any person keep, house, feed, breed or maintain more than four (4) dogs or cats over the age of six (6) months at any time within the city without having first obtained a permit to increase the number as hereinafter provided. (2002 Code, sec. 2.201)

Sec. 4.02.002 Permit for additional dogs or cats

The city manager, under such procedures as shall be from time to time established, may issue permits for the keeping of numbers of dogs and/or cats in excess of the maximum as herein provided. The city manager, however, shall not issue a permit unless there appears, as demonstrated by the application of the person requesting the permit, such conditions or circumstances reasonably necessitating the maintenance of dogs and/or cats in the numbers sought. The city manager shall investigate the applications and may in his/her discretion issue or deny the requested permit. The city manager shall specify conditions, limitations and restrictions in the permit. (2002 Code, sec. 2.202)

Sec. 4.02.003 Microchipping of dogs and cats required

Any dog or cat over the age of four (4) months, kept, harbored, or maintained by their owners or keepers in the city shall have a microchip implanted with contact information for the dog or cat's current owners. The microchip shall be implanted within thirty (30) days after the dog or cat has reached four (4) months of age, or within thirty (30) days of after the dog or cat is newly acquired or brought into the city or permitted to come into the city, whichever event occurs first. Upon a change in ownership of the dog or cat, the new owner shall update the chip information within thirty (30) days of the change in ownership. It shall be an affirmative defense to prosecution of a violation under this section that proof of microchip implantation is presented to the court within twenty (20) days of the date a citation for failure to comply with this section is issued. (Ordinance 2017-11-51 adopted 11/13/17)

Secs. 4.02.004-4.02.030 Reserved

Division 2. Licensing of Dogs[†]

Sec. 4.02.031 Required; procedures

- (a) <u>License required</u>. All dogs over the age of four (4) months kept, harbored, or maintained by their owners or keepers in the city shall be licensed and registered annually. In addition, such animals which are kept by owners outside the city limits, but regularly come within the city limits, shall also be licensed and registered annually. All dogs must have an implanted microchip with current owner information encoded on the microchip prior to the issuance or renewal of a permit. (Ordinance 2017-11-51 adopted 11/13/17)
- (b) <u>Application for license; fee</u>. A dog license shall be issued by the city without fee. The owner shall provide, at the time the application is made for such license, upon printed forms as provided for such purpose, his name, address and telephone number, and the name, breed, color, sex and rabies inoculation date and tag number of each dog owned or kept by him.
- (c) <u>Additional information</u>. All owners seeking to license animals hereunder shall also provide such additional information as shall be required by the city manager. In addition, the city manager is authorized either before or after the issuance of a license to request additional information at any time concerning the animal, the premises wherein it is to be kept, and conditions in which the animal is to be kept.
- (d) <u>Time for obtaining license</u>. A license shall be applied for within thirty (30) days after the dog has been inoculated, or within thirty (30) days after the dog reaches four (4) months of age, or within thirty (30) days after the dog is newly acquired or brought into the city or permitted to come into the city, whichever event occurs first.
- (e) <u>Exceptions</u>. The provisions of this section do not apply to dogs whose owners are persons who reside temporarily within the city limits for a period not to exceed two (2) weeks, nor to dogs brought into the city for the purpose of participating in any dog show, nor to "seeing eye" dogs properly trained to

assist blind persons when such dogs are actually being used by blind persons for the purposes of aiding them in going from place to place. The city manager may at any time require licensing of any dog if deemed necessary for the protection of the health, safety, and well-being of the residents, citizens, and inhabitants of the city.

(2002 Code, sec. 2.203)

Sec. 4.02.032 Appeal of denial or suspension of license

- (a) Any person denied a dog license shall have the right to file a written appeal with the city manager within ten (10) days from the date of receipt of notice of such denial or suspension of a permit or license.
- (b) In the event of an emergency termination where no notice is given, then, within a period of ten (10) days subsequent to the notification that termination has occurred, a written appeal may be taken to the city council by filing a request with the city secretary within the time specified.
- (c) Such written appeal shall specify in full such reasons, allegations or statements relied upon by the appellant as a basis for such appeal.

(2002 Code, sec. 2.107)

Sec. 4.02.033 Issuance of tag; wearing of tag and collar

Upon compliance with the requirements for the issuance of a permit, a pre-struck license identification tag shall be issued. The tag shall have stamped thereon the year for which it was issued and the number corresponding with the number on the dog license certificate. Each owner shall be required to provide each dog in the owner's possession or under the owner's control with a collar to which the city license tag and inoculation tag must be affixed, and the owner shall be required to insure that the collar and tags are constantly worn, affixed or attached to the dog. Dogs regularly used for law enforcement canine operations under the direction of a police officer are specifically exempted from this provision. (2002 Code, sec. 2.204)

Sec. 4.02.034 Replacement tags

In the event any dog shall lose a dog tag, or the owner of such dog should permit a dog tag to be lost or destroyed, a duplicate of the dog tag will be issued upon request of the owner of the dog. (2002 Code, sec. 2.205)

Sec. 4.02.035 Transfer of tag

Dog tags shall not be transferable from one dog to another. (2002 Code, sec. 2.206)

Secs. 4.02.036-4.02.060 Reserved

Division 3. Dangerous Dogs

Sec. 4.02.061 Definition

As used in this division, "dangerous dog" means a dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; or
- (2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and those acts caused a person to reasonably believe that the dog will attack and cause bodily injury to that person.

(2002 Code, sec. 2.601)

Sec. 4.02.062 Investigation; determination that dog is dangerous

- (a) If a person reports an unprovoked attack as described in <u>section 4.02.061</u>, the chief of police or his or her designee may investigate the incident. If after receiving the sworn statements of any witnesses the chief of police or his or her designee determines that the dog is a dangerous dog, he/she shall notify the owner of that fact.
- (b) An owner, not later than the 30th day after the date the owner is notified that his/her dog is a

dangerous dog, may appeal the determination of the chief of police or his or her designee to the municipal court of competent jurisdiction. An owner may appeal the decision of the municipal court in the same manner as appeal for other civil cases.

(2002 Code, sec. 2.602)

Sec. 4.02.063 Requirements for owner

- (a) Not later than the 30th day after a person learns that he/she is the owner of a dangerous dog, he/she shall:
- (1) Register the dangerous dog with the chief of police or his or her designee;
- (2) Restrain the dangerous dog at all times on a leash in the immediate control of a person or in a secure enclosure; and
- (3) Obtain liability insurance coverage or show financial responsibility in an amount of at least one hundred thousand dollars (\$100,000.00) to cover damages resulting from an attack by the dangerous dog causing bodily injury to a person.
- (b) For purposes of this section, a person learns that he/she is the owner of a dangerous dog when:
- (1) The owner knows of an attack described in section 4.02.061; or
- (2) The owner is informed by the chief of police or his or her designee that the dog is a dangerous dog.

(2002 Code, sec. 2.603)

Sec. 4.02.064 Registration

- (a) The chief of police or his or her designee shall formally register a dangerous dog if the owner:
- (1) Presents proof of:
- (A) Liability insurance or financial responsibility as required by <u>section 4.02.063(a)(3)</u>;
- (B) Current rabies vaccination of the dangerous dog; and
- (C) The secure enclosure in which the dangerous dog will be kept; and
- (2) Pays an annual registration fee as established by the city council.
- (b) The chief of police or his or her designee shall provide to the owner registering a dangerous dog a registration tag. The owner must place the tag on the dog's collar.
- (c) If an owner of a registered dangerous dog sells or moves the dog to a new address within the city, he/she, not later than the 14th day after the date of sale or move, shall notify the chief of police or his or her designee. On presentation by the current owner of the dangerous dog's prior registration tag and payment of a fee as established by the city council, the chief of police or his or her designee shall issue a new registration tag to be placed on the dog's collar.
- (d) Every owner of a registered dangerous dog shall notify the chief of police or his or her designee by whom the dog was registered of any attacks the dangerous dog makes on people.

(2002 Code, sec. 2.604)

Sec. 4.02.065 Attacks by dangerous dog

- (a) A person commits an offense if his/her dangerous dog makes an unprovoked attack on another person outside the dog's enclosure and causes bodily injury to the other person. Should the attack cause serious bodily injury or death, the person may be subject to other criminal prosecution under the laws of the state in a court of competent jurisdiction.
- (b) If a person is found guilty of an offense under this division, the court may order that the dangerous dog be destroyed.
- (c) In addition to criminal prosecution, a person who commits an offense under this section is liable for a civil penalty not to exceed ten thousand dollars (\$10,000.00.00). The city attorney may file suit in a court of competent jurisdiction to collect the penalty. Penalties collected under this subsection shall be retained by the city.

(2002 Code, sec. 2.605)

Sec. 4.02.066 Defenses

- (a) It is a defense to prosecution under this division that the person is a veterinarian, a peace officer, a person employed by a recognized animal shelter or a person employed by the state or a political subdivision of the state to deal with stray animals and has temporary ownership, custody or control of the dog in connection with and while performing the duties of that position.
- (b) It is a defense to prosecution under this division that the person is an employee of the institutional division of the state department of criminal justice or a law enforcement agency and trains or uses dogs for law enforcement or corrections purposes and such person has temporary ownership, custody or control of the dog in connection with and while performing the duties of that position.
- (c) It is a defense to prosecution under this division that the person is a dog trainer or an employee of a guard dog company under the Private Security Act found at V.T.C.A., Occupations Code, chapter 1702, and while performing the duties of that position.

(2002 Code, sec. 2.606)

ARTICLE 4.03 ANIMALS OTHER THAN DOGS AND CATS

Sec. 4.03.001 Exemption for small pets

- (a) This article shall not apply to small birds such as parakeets, finches and canaries, guinea pigs, hamsters, gerbils, white mice, rabbits or such other animals as shall be declared exempt from the terms and provisions of this article by the city manager.
- (b) In addition, the city manager is authorized to temporarily remove from this exemption such small pets if facts and circumstances existing from time to time make it necessary and desirable for the health, safety and well-being of the residents, citizens and inhabitants of the city.

(2002 Code, sec. 2.301)

Sec. 4.03.002 Veterinary examinations; keeping diseased animal

- (a) All animals maintained within the city limits shall be examined by a doctor of veterinary medicine at any time there exists a reasonable basis to suspect such animal is ill, diseased or likely to become ill or diseased.
- (b) The city manager may require such examination as a condition to the maintenance or keeping of any animal within the city.
- (c) It shall be a violation of this code for any owner to knowingly keep or maintain a sick or diseased animal.

(2002 Code, sec. 2.302)

Sec. 4.03.003 Seizure and impoundment authorized; right of entry

- (a) <u>Seizure of wild animals</u>. The chief of police of the city and the city manager are hereby authorized at any time to seize any wild animal found to be within the city limits in violation of this article or any provisions of this code and to impound the same at such location as shall be deemed desirable and necessary, or cause the same to be done by their designees.
- (b) Right of entry. The chief of police and the city manager are authorized to enter any building within the city limits, or to enter upon any unfenced lot, tract, or parcel of land, for the purpose of seizing any animal which is housed, kept, maintained or otherwise located therein, found in violation of the terms and provisions of this code, or cause the same to be done by their designees.
- (c) Refusal to permit entry. All persons must comply with the terms and provisions of this section and must permit entry or it will constitute a separate violation of this code for each time such refusal shall occur, and, further, such refusal shall be grounds for the issuance of a warrant by any magistrate authorized to issue warrants for the search of property or the seizure of property. However, no warrant shall be necessary if reasonable cause exists for a determination that a violation is occurring or will likely occur within the city limits during such time that a warrant might be reasonably requested or sought.

(2002 Code, sec. 2.303)

Sec. 4.03.004 Nonliability of person seizing animal

No person seizing or attempting to seize an animal maintained in violation of this article shall at any time be liable for injuring or destruction of any animal, nor shall any person attempting to make a seizure be liable for any reasonable or necessary destruction of private property in order to seize, confine or remove an animal maintained in violation of the terms and provisions of this article. (2002 Code, sec. 2.304)

ARTICLE 4.04 IMPOUNDMENT*

Sec. 4.04.001 Generally; payment of fees

- (a) The provisions of this article shall be applicable to the impoundment of all animals.
- (b) All animals impounded shall be held at such location as designated by the city manager, chief of police or animal control officer, at the owner's expense, and all impoundment fees, which shall include the cost of capture, cost of transportation, medical care and food and housing of such animal, shall be paid by the owner of said animal prior to the return of the impounded animal to the lawful owner. In addition, the city manager, the chief of police or animal control officer may require the animal to be inoculated prior to the release of the animal.
- (c) If any owner shall refuse to pay the required impoundment and other fees as established by the city council, no animal so impounded shall be returned to such owner unless specifically authorized by the city manager, and the city shall have the right to commence such proceedings as shall be necessary in a court of competent jurisdiction to order recovery all such costs incurred.

Sec. 4.04.002 Authority

The chief of police and animal control officer are hereby authorized to seize and impound, subject to the provisions of this article, all animals found within the city limits in violation of the provisions of this chapter, whether or not such animal shall be in the immediate presence of its owner or custodian.

Sec. 4.04.003 Registry of impounded animals

The animal control officer, upon impounding or receiving any animal, shall make a complete registry of such animal, entering the breed (if known), the color and sex of the animal, whether the animal has been vaccinated and the time and place of taking such animal into custody.

Sec. 4.04.004 Establishment of fees

The city manager is directed and authorized to establish from time to time a schedule of fees, charges and expenses assessed for impoundment, which shall include but not be limited to such costs incurred by the city in the capture of the animal, transportation of the animal, costs incurred during the time the animal was impounded and such other costs and expenses as shall be from time to time incurred during the term of the impoundment, including veterinarian and other expenses reasonably incurred.

Sec. 4.04.005 Release of impounded animal

- (a) The city manager may not release an animal impounded under this article unless the owner or handler:
- (1) Pays all applicable fees, including the impound fee; and
- (2) For a dog or cat, provides proof of current vaccination or vaccinates the animal.
- (b) If the same animal is impounded more than once by the city, it shall be a condition of redemption that the animal be neutered or spayed by a licensed veterinarian prior to redemption. In the alternative, and in the discretion of the animal control officer of the city, an owner may sign an agreement to have the animal neutered or spayed by a licensed veterinarian to present proof of the completion of the procedure within thirty (30) days of the date of the agreement.
- (c) If an owner of an animal impounded agrees to neuter or spay the animal, either under the provisions of subsection (b), or voluntarily for animals not subject to the mandatory sterilization provisions of that subsection, he or she shall be entitled to a discount of fifty percent (50%) of the impound fees.

Sec. 4.04.006 Disposition of an impounded animal

(a) An animal surrendered by its owner to the city is deemed to be immediately abandoned by its

owner and becomes the property of the city. The city may transfer, place, or sell an animal surrendered by its owner at any time after intake.

- (b) Except as provided in subsection (f), the animal shelter must not euthanize an animal before the animal has been impounded for seven (7) business days.
- (c) Except as provided in subsection (d), the city shall hold an impounded animal not surrendered by its owner for a period of three (3) business days following impoundment of the animal for owner reclamation. On the fourth business day, an impounded animal becomes the property of the city.
- (d) In order to save the life of an impounded animal not surrendered by its owner, the city may transfer that animal to a 26 U.S.C. section 501(c)(3) organization that is an animal shelter, animal rescue organization, or other animal-welfare organization prior to the expiration of the period described in subsection (c) subject to the following conditions:
- (1) The city shall maintain documentation, in physical form reviewable by the public, of an animal transferred under this subsection, including a photograph of the animal and all information pertaining to the animal's impoundment and transfer, at the animal shelter for three business days following the impoundment of the animal by the city.
- (2) An animal transferred under this subsection is considered abandoned by its owner, and becomes the property of the transferee organization, upon the expiration of three (3) business days from impoundment by the city.
- (3) Prior to the expiration of the period described in subsection (d)(2), the transferee organization is the designated caretaker of the animal.
- (4) An animal transferred under this subsection remains subject to reclamation by its owner prior to the expiration of the period described in subsection (d)(2).
- (e) An animal in the custody of the city solely for purposes of sterilization, vaccination, or microchipping, is not subject to a mandatory period of impoundment. The city is the designated caretaker, but not owner, of such animal during any period of custody.
- (f) Subsection (b) does not apply to an animal who has a poor or grave prognosis for being able to live without severe, unremitting physical pain even with comprehensive, prompt, and necessary veterinary care, as certified in writing by a licensed veterinarian.
- (g) Subsections (a) through (d) do not apply to an animal that is a dangerous animal under <u>section</u> 4.01.010 (confinement and restraint of dangerous or vicious animal) of this code.
- (h) For purposes of calculating time periods in this section, the date of initial impound is not counted.
- (i) Each day the city's animal shelter is open to the public for reclamation and adoption is a business day.

Sec. 4.04.007 Vaccination for rabies and other diseases prior to redemption

- (a) Any owner of any impounded domesticated animal which has not been vaccinated or inoculated against diseases as required by this chapter, upon satisfactory proof of ownership, may redeem the animal.
- (b) Prior to the release of the animal, such animal shall be vaccinated at the expense of the owner for rabies and such other communicable diseases as shall be deemed necessary and desirable by the chief of police of the city in order to protect the health, safety and well-being of the residents, citizens and inhabitants of the city.

Sec. 4.04.008 Nonliability of city

- (a) The city shall at no time ever incur liability because of the impoundment of any animal. In the event of loss, destruction, illness, deformity or other injury to an animal subject to impoundment at any time during the tenure of impoundment, such loss shall be the loss of the owner.
- (b) The city council specifically finds and declares that the establishment of rules for impoundment is in the direct discharge of their governmental obligations and functions as provided under the laws of the state.

ARTICLE 4.05 RABIES CONTROL

Division 1. Generally

Sec. 4.05.001 Rabies inoculation

- (a) It shall be the duty of the owner or keeper of any animal in the city requiring inoculation under regularly accepted veterinary practices to have such animal inoculated at the age of four (4) months and annually thereafter against rabies by a veterinarian licensed to practice in the state. Each animal so inoculated shall wear a tag affixed to its collar at all times showing it has been inoculated and the date thereof. This provision shall be directly applicable to dogs and cats and other animals requiring inoculation under regularly accepted veterinarian practices. The owner or possessor of any animal shall provide reasonable proof of rabies vaccination upon request of the chief of police or city manager, or the representative of either. It shall be an offense for the owner of any animal, including dogs and cats, to keep an animal within the city that requires inoculation for rabies without having in the possession of the owner a certification issued by a registered doctor of veterinary medicine evidencing rabies inoculation within the last one (1) year period.
- (b) No license shall be issued under provisions of this chapter in the absence of a certificate showing that the animal sought to be licensed has been inoculated as required by this section.

(2002 Code, sec. 2.108)

State law reference-Rabies vaccinations, V.T.C.A., Health and Safety Code, sec. 826.021 et seq.

Secs. 4.05.002-4.05.030 Reserved

Division 2. Reports and Quarantine

Sec. 4.05.031 Exemptions

Hospitals, clinics and other premises operated by licensed veterinarians for the care and treatment of animals are exempt from the provisions of this division, except where expressly stated. (2002 Code, sec. 2.501)

Sec. 4.05.032 Report of suspected rabid animals

It shall be the duty of every licensed veterinarian conducting business within the city, or treating an animal believed to be housed whether temporarily or permanently within the city, to report to the city manager any animal considered to be a rabies suspect. (2002 Code, sec. 2.502)

State law reference-Reports of rabies, V.T.C.A., Health and Safety Code, sec. 826.041.

Sec. 4.05.033 Report of bite cases

It shall be the duty of every physician or other medical practitioner conducting business within the city, and/or treating a person who resides either permanently or temporarily within the city, to report to the city manager the names and addresses of persons treated for bites inflicted by animals together with such other information as will be helpful in rabies control. (2002 Code, sec. 2.503)

Sec. 4.05.034 Surrender of suspected rabid animal; reclaiming by owner

- (a) It shall be the duty of any owner upon demand by the city manager to forthwith surrender any animal which has bitten any person or which is suspected as having been exposed to rabies, for supervised quarantine, the expense of which shall be borne by the owner. Said animal may be reclaimed by the owner, if it is free of rabies, upon payment of the costs incurred by the city.
- (b) It shall be the duty of the owner to claim such animal within seventy-two (72) hours after notification that the quarantine period has expired. If said animal remains unclaimed seventy-two (72) hours after notification, the animal may be destroyed.

(2002 Code, sec. 2.504)

State law reference—Release or disposition of quarantined animal, V.T.C.A., Health and Safety Code, sec. 826.043.

Sec. 4.05.035 Quarantine of suspected rabid animal

- (a) Any animal which bites or scratches a person or which otherwise gives symptoms of having rabies shall immediately be reported to the city manager, and it shall be the duty of the owner to securely quarantine and restrict such animal for such period of time as shall be directed by the city manager. The conditions of quarantine shall further be specified, and it shall be the duty of the owner or the keeper of said animal to comply with the conditions of such quarantine.
- (b) In the event the quarantine shall not be permitted to occur upon the premises of the owner, the owner shall be required to deliver such animal to such person or location as shall be reasonably required for the purposes of keeping the animal in quarantine. The cost of quarantine, as well as any other costs incurred in the capture, housing or transportation of a quarantined animal, shall solely be at the expense of the owner. The owner shall be required to pay such costs to the city.
- (c) If the owner shall fail to pay the cost incurred, the city shall have the right to bring suit in a court of competent jurisdiction to recover such cost.

(2002 Code, sec. 2,505)

State law reference—Quarantine of animals, V.T.C.A., Health and Safety Code, sec. 826.042.

Sec. 4.05.036 Area-wide quarantine

- (a) <u>Authority</u>. The city manager, in the event of suspected or diagnosed rabies, shall have the power and authority to impose a quarantine within a designated area and within such period of time as shall be determined. Upon the invoking of such quarantine, no animal shall be taken into the streets or permitted to be in the streets during the period of quarantine, and no animal may be taken or shipped from the city without permission of the city manager.
- (b) <u>Vaccination program</u>. During the area-wide quarantine period and as long thereafter as he decides it is necessary to prevent the spread of rabies, the city manager may require that all animals four (4) months of age or older shall be vaccinated against rabies. All vaccinated animals shall be restricted (leashing or confinement on enclosed premises) for thirty (30) days after vaccination. During the quarantine period, the city manager is hereby empowered to provide for a program of mass immunization by the establishment of temporary emergency canine rabies vaccination clinics strategically located through the area impacted.
- (c) <u>Adoption of stray animals restricted</u>. No animal which has been impounded by reason of its being a stray, unclaimed by its owner, shall be allowed to be adopted from any animal shelter during the period of rabies emergency quarantine, except by special authorization of the city manager.

(2002 Code, sec. 2.506)

State law reference-Area rabies quarantine, V.T.C.A., Health and Safety Code, sec. 826.045.

Sec. 4.05.037 Destruction or isolation of animal bitten by rabid animal

- (a) Animals bitten by a known rabid animal(s) may be immediately destroyed by the owner or by the order of the city manager.
- (b) If the owner chooses not to destroy the exposed animal, such animal shall be kept in strict isolation in a kennel designated by the city manager for such a time as deemed necessary. If such animal has been previously vaccinated within time limits established by the public health service, the animal shall be revaccinated and restrained (through leasning or confinement) for thirty (30) days.

(2002 Code, sec. 2.507)

Sec. 4.05.038 Killing suspected rabid animal or removing from city

No person shall kill or cause to be killed any rabid animal, any animal suspected of having been exposed to rabies or any animal biting a human, nor remove such animal from the city limits. Any animal suspected of having been exposed to rabies or an animal biting a human shall be reported to the city manager or a doctor of veterinary medicine. (2002 Code, sec. 2.508)

Sec. 4.05.039 Disposition of carcass when animal dies while under quarantine

When rabies has been diagnosed in an animal under quarantine or rabies is suspected by a licensed veterinarian and the animal dies while under such observation, the owner of that animal shall have no claim for the return of the animal carcass, but the same shall be disposed of as directed by the city manager. (2002 Code, sec. 2.509)

Sec. 4.05.040 Surrender of carcass of animal exposed to rabies

The carcass of any dead animal exposed to rabies shall upon demand be surrendered to the city manager. (2002 Code, sec. 2.510)

Sec. 4.05.041 Compliance; obedience to animal control officer

- (a) Any person who shall refuse to comply with the request or requirements imposed by an animal control officer designated by the city manager shall be deemed to be in violation of the terms and provisions of this code and shall be punished by fine to the maximum extent as provided for by law.
- (b) Any person who shall violate any provisions of this division or refuse to comply therewith shall be punished by fine to the maximum extent provided for by law.

(2002 Code, sec. 2.511)

CHAPTER 4

ANIMALS

ARTICLE 4.01 GENERAL PROVISIONS

Sec. 4.01.001 Definitions

The following terms, words and phrases, as used in this chapter, are defined as hereinafter set out, unless specifically provided to the contrary herein:

Abandon. To fail to adequately provide an animal with one (1) or more of the necessities of life, including but not limited to, air, food, potable water, sanitary conditions, shelter, protection from the heat, cold, or other environmental conditions, or under other circumstances that may cause bodily injury, serious bodily injury, or death of the animal, for twenty-four (24) or more hours, or to leave an animal in the care, custody, or control of another person without his or her consent.

Adult Animal. An animal that is four (4) months of age or older.

Animal. Any living creature of whatever genus or species.

Animal control officer. The person appointed as the animal control officer of the city or his/her representative. Animal exhibition. Any temporary spectacle, display, event, exhibition or act featuring one (1) or more performing animals including, but not limited to, circuses, pony rides, animal exhibits, weight pull events, and petting zoos. This term does not include resident or non-resident dog and cat shows which are sponsored by the animal services department. For this definition, temporary means lasting seven (7) days or less.

Animal fighting paraphernalia. Any item or equipment that is designed, adapted, or used for animal fighting purposes, including, but not limited to, instruments designed, adapted, or used in a manner that attaches to the leg of a bird, such as a knife, gaff, or other sharp instrument, or items used to train or condition animals to fight, such as hanging devices or "bite sticks."

Animal housing enclosure. Any structure or other enclosure contained within the owner's property limits and designed, adapted, or used to segregate an animal to a smaller area or restrict an animal to a limited space, including, but not limited to, pens, kennels, dog runs, rooms, cages, compartments, hutches, coops, and fenced portions of a yard or property. This term does not include the term shelter as defined in this section.

Animal services director. The person designated by the city manager to be in charge of the animal services division of the city or his/her representative.

Animal shelter. An establishment operated by the City of Lancaster for the temporary confinement, safekeeping, and control of animals which come into the custody of the City of Lancaster.

Assistance animal. An animal as defined in V.T.C.A. Human Resources Code, chapter 121.

At large. An animal that meets at least one (1) of the following criteria:

- (1) An animal that is not confined to the premises of the owner by substantial physical means of restraint of sufficient height, strength, and/or manner of construction to preclude the animal form leaving the premises of the owner or being able to come within six (6) feet of any public area;
- (2) An animal that is not under direct physical control of a person by means of a tether of sufficient strength and of a length of not more than six (6) feet.

The term "at large" does not apply to an animal that is lawfully in any off-lease site or dog park authorized by the City of Lancaster or the City of Lancaster's Code of Ordinances, so long as the person with care, custody, or control of the animal is in compliance with all other requirements of the Lancaster Code of Ordinances. This definition does not apply to an indigenous wild or feral animal.

<u>Basic grooming</u>. The maintaining of the eyes, ears, beaks, hooves, feet, nails, coat, and skin of an animal in such a manner that is reasonably necessary for the health and safety of the animal.

Bodily injury. Physical pain, illness, or any impairment of physical condition that would cause a reasonably

prudent person to seek treatment from a medical professional or veterinarian without regard to whether the person actually sought the treatment. This term includes, but is not limited to, a bite or scratch wound and any bodily injury resulting from the victim attempting to escape or prevent contact with the injuring animal.

Business day. A day during which the Animal Shelter is open for business.

<u>Cat</u>. The domestic mammal Felis catus commonly found in the environs of the city.

City. The City of Lancaster, Texas.

<u>City enforcement agent.</u> Any designee of the City of Lancaster Animal Services Director or law enforcement officer that is employed by the City of Lancaster.

Conviction. Any of the following:

- (1) An adjudication of guilt;
- (2) A sentence imposed by a court; or
- (3) A court order of community supervision, including deferred adjudication.

Dangerous Animal. Any of the following:

- (1) An animal that makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own; or
- (2) An animal that commits unprovoked acts in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own and those acts cause a person to reasonably believe that the animal will attack and cause bodily injury to that person; or
- (3) An animal that commits an unprovoked attack on a human being that causes serious bodily injury or death and occurs in an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own unless the person who was attacked was trespassing or otherwise violating the law by being within the enclosure; or
- (4) An animal that is at large and commits an unprovoked attack on a domestic animal [JRP2]that causes the death of the attacked animal; or
- (5) An animal that is at large and commits an unprovoked attack on a domestic animal that causes serious bodily injury to the attacked animal and the attacking animal has already committed at least one unprovoked attack on a previous occasion against a human being or domestic animal.

The term dangerous animal does not include an animal that commits an unprovoked attack on a human being in an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure where the person who was attacked was trespassing or otherwise violating the law by entering the enclosure.

Department. The City of Lancaster Animal Services Department.

<u>Designated caretaker</u>. The provisional assumption of ownership for the purposes of administering preventative immunizations and treatment including emergency humane euthanasia as directed by a <u>licensed veterinarian</u> in the event of suffering during an animal's stray hold period at an impound facility.

<u>Direct physical control</u>. Having precautions in place so the person may exercise physical control over the animal in the event it should become necessary to do so to protect the animal, a human, or another animal from harm. For the purposes of this chapter, voice control, shock collars, e-collars, and collar-mounted electronic training devices, regardless of the animal's proximity or training status, shall not be considered direct physical control

Dog. The domestic mammal Canis familiaris commonly found in the environs of the city.

<u>Dog at large</u>. Not completely confined by a building, wall or fence of sufficient strength or construction to restrain the animal, except when such animal is either on a leash or held in the hands of the owner or keeper, or under direct supervision of the owner within the limits of the owner's private property. An animal within an automobile or other vehicle shall not be deemed running at large.

Domesticated animal. Any animal that lawfully may be kept as a pet or as livestock within the City of

Lancaster so long as all of the required provisions of this chapter are met, ownership or possession of said animal is not prohibited by any international, federal, local or state law, and it is not a wild animal, as defined herein, including but not limited, to the following animals:

- (1) Reptiles. Any non-venomous reptile that does not typically reach total lengths greater than eight (8) feet;
- (2) Birds. Any birds commonly kept as pets, or any bird kept for falconry purposes by a state and federally permitted falconer;
- (3) Amphibians. Any frogs or toads commonly kept as pets;
- (4) Fish. Any fish commonly kept as pets; and
- (5) Mammals. Any mammals commonly kept as pets or livestock including, but not limited to, dogs, cats, ferrets, rabbits, guinea pigs, hamsters, hedgehogs, rats, mice, chinchillas, sugar gliders, horses, cows, alpacas, and llamas.

Estrus. A regular period of reproductive excitement in female mammals, during which the animal seeks to mate.

<u>Euthanasia</u>. The termination of an animal by a person using methods authorized by state and federal <u>laws</u>.

Feral animal. Any unowned, untamed animal living in the wild that will not voluntarily accept handling by human beings despite usually being considered a domestic animal.

<u>Grazing animal-livestock</u>. Domestic grazing animals that feed on grass or other lower vegetation and may be kept in open fields or structures for training, boarding, sales, or breeding and production, including, but not limited to, horses, mares, miniature horses, mules, jacks, jennies, colts, cows, calves, bulls, oxen, sheep, goats, lambs or llamas traditionally raised or kept in a farm or ranch environment. This definition does not define household pets, i.e., dogs, cats and potbellied pigs, as livestock.

Impound. The placing of an animal in the city's animal shelter.

<u>Inoculated</u>. The An injection of an animal with an anti-rabies vaccine that is licensed by the United States Department of Agriculture for use in that species and which is administered in accordance with the label's directions and all state and federal laws for the purpose of immunizing the animal against rabies of a type of rabies vaccine approved by the state veterinarian and applied by a veterinarian licensed under the laws of the state.

<u>Kennel</u>. Any lot, building, structure, enclosure or premises where five (5) or more adult animals are kept and wherein any person engages in the business of boarding, breeding, buying, letting for hire, training for a fee, or selling dogs, cats, or other animals. An adult animal is an animal that is six (6) months of age or older.

<u>Livestock</u>. Any domesticated animal typically kept to provide food or fiber or perform work, whether or not they actually provide these functions, including but not limited to, regardless of age, sex, or breed: horses, consisting of all equine species including ponies, mules, donkeys, jackasses, and burros; cattle, consisting of all bovine species; sheep, consisting of all ovine species; llamas and alpacas; goats, consisting of all caprine species; rabbits kept primarily outdoors or raised as a food or fiber source; chickens, ducks, and other fowl; and pigs or hogs, consisting of all swine species, Domestic fowl, horses, mules, cows, hogs, goats and sheep and all four-footed animals with the exception of domestic dogs and cats, of any and all kinds, and shall include both the male and female gender.

<u>Local rabies control authority (LRCA)</u>. The person designated by the governing body of a municipality to enforce the Texas Health and Safety Code, as amended.

<u>Microchip</u>. An electronic device that is injected into an animal by means of a sterilized implanting device for purposes of identification and/or recovery of the animal by its owner or by local or other animal control authorities.

Notice. As used herein, notice may be by personal service, certified mail (return receipt requested), or a written notice left at the entrance to the premises where the animal is harbored.

Owner. Any person or persons, firm, partnership, corporation, association or entity that harbors, shelters, keeps, controls, manages, possesses or has whole or part interest in any animal. The occupant, owner or head of household of any premises where an animal remains for seventy-two (72) hours or more shall

be presumed to be the owner of the animal. A property owner, occupant, or head of household of any premises on which a dog or cat remains or customarily returns to is an owner for purposes of this chapter. If a person under the age of seventeen (17) years owns an animal, the parent, legal guardian, or the head of the household shall be the owner for purposes of this chapter. There may be more than one (1) person who is the owner or responsible for an animal. This term shall include persons who are in temporary possession of the animal, including but not limited to, pet sitters, groomers, boarders, walkers, and trainers.

Person. An individual or any association, corporation, firm, partnership or body politic and corporate.

<u>Police service animal.</u> An animal owned by the City of Lancaster, or other governmental law enforcement agency, specifically trained or equipped to assist personnel in a law enforcement capacity.

Quarantine. To confine and isolate from human beings and other animals in a state-approved quarantine facility or in compliance with all stipulations of a home quarantine when allowed by the local rabies control authority. The quarantine period for a dog, cat, or a domestic ferret for rabies observation is two hundred forty (240) hours from the date and time of the bite, scratch or other exposure, or as specified by state law or rule.

Restrain. To control an animal by physical means.

<u>Search and rescue activity</u>. Any activity by a trained search and rescue dog under the direction and control of a non-profit search and rescue organization or governmental entity to assist in the location of lost or missing persons or for other law enforcement or public safety purposes being performed at the request of a law enforcement agency.

Secure enclosure. An animal housing enclosure that meets all of the following criteria:

- (1) Is located inside a separate fenced area;
- (2) Is locked;
- (3) Is capable of preventing the entry of the general public, including children;
- (4) Is capable of preventing the escape or release of an animal in the enclosure;
- (5) Is clearly marked as containing a dangerous animal;
- (6) Has an attached, secure roof;
- (7) Has a concrete floor or sides buried not less than two (2) feet into the ground and constructed to prevent the animal from digging under the secure enclosure and escaping;
- (8) Is located a minimum of five (5) feet from any fence line or wall that abuts private property or a public area; and
- (9) Complies with all additional requirements as established and provided in writing to the owner by the animal services department or this chapter.

<u>Serious bodily injury</u>. An injury characterized by severe bite wounds or severe ripping and tearing of muscle that would cause a reasonably prudent person to seek treatment from a medical professional and would require hospitalization without regard to whether the person actually sought medical treatment.

Shelter. A structure that is capable of adequately providing cover and protection from heat, cold, and other environmental conditions. At minimum, a shelter must have three (3) sides, a top, and a bottom and must be adequately ventilated. It must have bedding material. It must be large enough so that the animal can enter, stand, turn around, and lie down, but small enough to prevent the loss of body heat during cold weather.

Sterilize. An animal rendered incapable of reproduction.

<u>Tether.</u> Any leash, chain, cord, rope, or other means of restraining an animal or the act of chaining, tying, fastening or otherwise securing an animal to a fixed point so that it can move or range only within certain limits.

<u>Unprovoked.</u> The animal was not hit, kicked, pulled, struck, pinched, poked, prodded, shocked, or squeezed by a person with an object or part of the person's body, or otherwise teased or tormented in any manner.

Vicious animal. Any individual animal that has on two previous occasions without provocation attacked

or bitten any person or other animal, or other individual animal which the local health authority or his representative has reason to believe has a dangerous disposition likely to be harmful to humans or other animals.

<u>Wild animal</u>. Any– animal not normally considered domesticated, regardless of the state or duration of captivity, that can typically be found in a wild state which, because of its size, vicious nature, potential disease threat, or other natural characteristic(s), would constitute a danger to human life, property or domestic animals, or any animal that is restricted from ownership by any international, federal, or state law including, but not limited to, the following animals:

- (1) Reptiles: venomous reptiles, crocodiles, alligators, any reptile that typically reaches a total length greater than eight (8) feet, and iguanas;
- (2) Birds: emus, ostriches, or rheas;
- (3) Mammals: ocelots, lions, tigers, jaguars, leopards, cougars, bobcats, wolves, dingoes, coyotes, jackals, elephants, armadillos, kangaroos, wallabies, wallaroos, opossums, beavers, porcupines, weasels, martins, minks, badgers, pandas, bears, raccoons, bats, foxes, skunks, cheetahs, servals, caracals, hyenas, squirrels, wild rabbits, or non-human primates;
- (4) Any species illegal to own under federal or state law, or any animal which is, or may be hereafter, listed as a "high risk" animal in the Texas Rabies Control Act;
- (5) Any hybrid of any animal classified as a wild animal.

mammal, amphibian, reptile or fowl which is of a species which is wild by nature, and of a species which due to size, vicious nature or other characteristic is dangerous to human beings. Such animals shall include but not be limited to deer, lions, tigers, leopards, panthers, bears, wolves, raccoons, skunks, apes, gorillas, monkeys, foxes, elephants, rhinoceroses, alligators, crocodiles and all forms of poisonous reptiles. The term "wild animal" as used in this chapterode shall not include gerbils, hamsters, guinea pigs, mice or rabbits.

Sec. 4.01.002 Administration Enforcement, seizures and penalties

- (a) The animal services director and his designee(s) shall be responsible for the enforcement of this chapter and all other ordinances in the City of Lancaster Code of Ordinances pertaining to animals, unless otherwise provided by law or this chapter.
- (b) The animal services director and his designee(s) shall be responsible for the enforcement of all laws and regulations of the State of Texas pertaining to animals that authorize the local health authority or animal services officers to enforce the same.
- (c) Any person violating any provision of this chapter by committing a prohibited act or by failing to commit a required act may be issued a notice to appear or summons to appear for such violation, and upon conviction thereof, the person shall be deemed guilty of a misdemeanor and punished as provided in subsection 1.01.009 of the Code of Ordinances of the City of Lancaster.
- (d) Each twenty-four (24) hour period of violation, and each separate animal or condition in violation of any provision of this chapter, shall constitute a separate offense.
- (e) For the purpose of proving violations of this chapter, the requirement of a culpable mental state is expressly waived, unless otherwise stated. If the definition of an offense under this chapter does not prescribe a culpable mental state, then a culpable mental state is not an element of the offense and is not required to be proven for conviction of the offense. Such offense shall be punishable by a fine not to exceed five hundred dollars and no cents (\$500.00).
- (f) City enforcement agents are authorized to seek a warrant or order from a court of competent jurisdiction to enforce this chapter, pursuant to all applicable local, state, and federal laws.
- (g) City enforcement agents shall have the power to search, seize and impound an animal with a warrant or court order [JRP3]under one (1) or more of the following conditions:
 - (1) When the city enforcement agent has probable cause to believe that the animal creates a nuisance as described in subsection 4.01.005 of this chapter;
 - (2) When the city enforcement agent has probable cause to believe that the animal has been abandoned or is being treated inhumanely as described in this chapter;
 - (3) When the city enforcement agent has probable cause to believe that the animal has rabies

- or has been exposed to rabies;
- (4) When the city enforcement agent has probable cause to believe that the animal is not being guarantined for rabies observation under appropriate conditions as defined in this chapter;
- (5) When the city enforcement agent has probable cause to believe that the animal meets the definition of a dangerous animal as defined in this chapter;
- (6) When the city enforcement agent has probable cause to believe that the animal meets the definition of a wild animal as defined in this chapter;
- (7) When the city enforcement agent has probable cause to believe that the animal has been infected with rabies or other zoonotic disease; or
- (8) When the city enforcement agent has probable cause to believe that the animal is being possessed or harbored in violation of this chapter.
- (h) City enforcement agents shall have the power to search, seize and impound an animal without a warrant or court order, with probable cause as set forth in subsection 4.01.002, of the Code of Ordinances of the City of Lancaster, under the following conditions:
 - (1) On public property, in all cases;
 - (2) On private property, if:
 - a. The consent of the resident or property owner, or someone with apparent authority to consent, is obtained; or
 - b. Exigent circumstances exist, the city enforcement agent reasonably believes that there is imminent danger of serious bodily injury or death to a human being, another animal, or the animal in question, and there is insufficient time to obtain a warrant.
 - (3) Upon the request of a peace officer if the owner is not available and there is no one seventeen (17) years of age or older to accept responsibility for the animal.
- A city enforcement agent shall have forty-eight (48) hours or the next day the municipal court is open for business, whichever is later, from the time of the animal's seizure to request a hearing in the Lancaster Municipal Court to determine the disposition of the animal in accordance with this chapter.

 URP4|If no hearing is requested, the animal shall be returned to its owner upon request from the owner.
- (j) The city enforcement agent is authorized to use necessary force, including but not limited to breaking a vehicle's window, to make lawful seizures of animals pursuant to this chapter, subject to all local, state, and federal laws and court orders.

All duties and responsibilities herein provided and mandated for the city manager may be delegated or assigned either directly or indirectly by the city manager to any person employed or appointed by the city to carry out such functions.

Sec. 4.01.003 Animal control officer [JRP5]

The city manager may designate a qualified person to be the animal control officer, who shall be responsible for the enforcement of the provisions of this code and may, when justified, issue citations or take other appropriate action hereunder.

Sec. 4.01.004 Ownership of animal defined; responsibilities of owner [JRP6]

- (a) The owner of an animal or fowl shall be any person who actually has the right of control, or the right to sell and otherwise deal with the animal or fowl, or, if such person is a minor, then the natural or legal guardian of said minor. If any animal or fowl shall make its home upon any property within the city limits, or shall have been provided food and shelter and no person claims to be the owner of said animal or fowl, said animal or fowl shall be deemed to be the property of any adult resident, inhabitant or person in possession of the property or improvements thereon located where such animal or fowl makes its home.
- (b) Unless otherwise specifically provided herein, the owner shall be obligated to comply with all of the terms and provisions of this code and may be prosecuted for any actions or conduct of any animals which are owned, possessed or permitted to remain on property and improvements owned or controlled by the owner in violation of this code.

Sec. 4.01.0035 Running at large prohibited Nuisances

(a) A person commits an offense if the person is an owner of an animal and the person permits, or by

insufficient control allows, any of the following to occur:

- (1) Creation of any condition on the owner's property, or that carries over to an adjacent property, that renders the ground, the water, the air or the food hazardous or injurious to human or animal life or health or that is offensive to the senses or that is detrimental to the public health;
- (2) The animal to be at large as defined by this chapter; [JRP7]
- (3) Creation of a condition conducive to the breeding of flies, mosquitoes, ticks, fleas, or other pests;
- (4) Permitting the premises on which such animal is kept or housed to be in an unclean or unsanitary condition;
- (5) Breeding or causing to be bred any animal within the public view; or
- (6) Allowing any female animal in estrus to be on any public property, or any private property not owned by the animal's owner, except to transport said animal to a veterinarian for treatment or to a planned breeding in compliance with all other provisions of this chapter.
- (b) A person commits an offense if the person causes an animal not owned by him to be at-large by intentionally, knowingly, or recklessly releasing a confined animal.
- (c) A person commits an offense if the person is the owner of an animal and the person fails to immediately remove and dispose of any excreta the animal produces, including on park property.
- (d) It is an affirmative defense to prosecution under subsections 4.01.005(c) if the owner proves by preponderance of the evidence that:
 - (1) The property where the animal defecated was owned, leased, or controlled by the owner of the animal at the time it defecated;
 - (2) The animal was an assistance animal, and at the time it defecated, the animal was in the presence of its disabled person or was present on the property of its disabled person;
 - (3) The owner of the property or person in control of the property had given prior consent for the animal to defecate on the property;
 - (4) The animal is a police service animal being used in official law enforcement activities; or
 - (5) The animal is under the direction and control of a non-profit search and rescue organization participating in an authorized search and rescue activity.
- (e) It is an affirmative defense to prosecution under subsections 4.01.005(a)(2), (a)(4) and (a)(5) if the owner proves by a preponderance of the evidence that the animal was at large due to forces of nature, fire, or the criminal act of a third party who was not residing at the animal owner's residence.
- (f) After the third offense resulting in conviction, as defined in this chapter, of any person with care, custody, or control of an animal, for violating subsection 4.01.005(a) in any twelve (12) consecutive month period, a city enforcement agent may petition the City of Lancaster Municipal Court for a hearing to determine if such animal is a continuing public nuisance. After the hearing, the municipal court judge may order the:
 - (1) Disposition of the animal as provided in article 4.04 of this chapter, except that the animal may not be returned to the location where the animal resided at the time of the nuisance action;
 - (2) Exclusion from the city limits of Lancaster of the animal; or
 - (3) Return of the animal to the owner.
- (g) After an order in subsection (f) is issued by the municipal court, the owner shall comply with the order or within the time specified in the court order, or if no time for compliance is specified in the order, within forty-eight (48) hours after the order is signed by the judge.
- (i) If a judge orders that the animal is to be removed from the city limits of Lancaster, the owner shall provide the address of the location of the animal to the animal services director in writing within seventy-two (72) hours of the signing of the order.
- (a) It shall be unlawful for the owner or person who possesses, keeps or harbors any dog or other

animal other than a cat to fail to keep such dog or animal from running at large as defined herein, within the corporate limits of the city.

(b) The local health authorities are authorized to impound such animals running at large.

State law reference-Restraint of dogs and cats, V.T.C.A., Health and Safety Code, sec. 826.033.

Sec. 4.01.0036 Animals in parks or playgrounds

(a) General restrictions.

- (1) No person having the control or care of any dog shall suffer or permit such dog to enter or remain in a park or public playground unless it is held by a leash not more than six (6) feet long, except in park areas designated and posted by the parks and recreation department director to be "dog friendly areas," and such hours also designated and posted by the director of parks and recreation. [JRP8]
- (12) No person shall bring more than three (3) dogs at any given time to any park area.
- (23) The owner of the dog and/or the person in control or care of the dog shall be responsible for, and to make good, any damage caused in any event by such dog, whether or not leashed. The provisions of this subsection do not relieve the owner and/or person in control or care of said dog from liability to the city for violation of this section.
- (34) This section shall not be applicable wherein a dog or cat is participating in an animal show or exhibition held at a park or playground, provided such show or exhibition has received prior approval of the director of parks and recreation or his/her designate, and it was made known to the director of parks and recreation or his/her designate prior to approval that dog or cat participation would be a part of the event.
- (45) No person shall bring dogs, cats, or other animals into any city park for show or exhibition unless penned, caged or on a leash of fnot more than six feet (6) in length.
- (56) This prohibition shall not apply to a police service <u>dog_animal_while</u> under the supervision of a duly authorized peace officer in the performance of official duties or to <u>dogs_animals_which</u> have been specially trained and are being used by blind or disabled persons to aid and guide them in their movements.
- (b) Removal of animal waste. No person shall allow or permit their dog or other animal to defecate upon park property and fail to remove and dispose of in a sanitary manner any feces left by such animal. [JRP9]

Sec. 4.01.007 Noisy animals [JRP10]

It shall be unlawful for any person to keep any animal, mammal, bird, or any other creature within the city limits which shall cause frequent, long, continued, excessive or unusual noise which is audible to persons on adjoining property or public rights of way and which disturbs the comfort or repose of persons of ordinary temper, sensibility or disposition.

Sec. 4.01.008 Beekeeping [JRP11]

It shall be unlawful for any person to keep or maintain upon any property within the city limits in excess of eight (8) hives of bees.

Sec. 4.01.0047 Cruelty to Inhumane treatment of animals

- (a) A person commits an offense if, either through his action or omission, he:
 - (1) Docks the tail or removes the dew claws of an animal over five (5) days of age, or crops the ears of an animal of any age, unless he is licensed to practice veterinary medicine in the State of Texas;
 - (2) Transfers ownership or otherwise physically removes from its mother any dog, cat, ferret, or rabbit less than six (6) weeks old, or any other animal that is not yet weaned, except as advised by a licensed veterinarian;
 - (3) Dyes or otherwise artificially colors any animal;
 - (4) Displays, transfers ownership, or offers to transfer ownership of any dyed or otherwise artificially colored animal;
 - (5) Abandons any animal that he or she has possession or ownership of at the animal shelter,

- at any other place of business, on public property, or with any person that has not consented or has revoked consent to be responsible for the care of the animal;
- (6) Fails to reclaim any animal that he owns from the animal shelter or any person who had temporary possession of the animal;
- (7) Fails to notify the department within twenty-four (24) hours after a motor vehicle being operated by him strikes an animal;
- (8) Euthanizes, kills or attempts to euthanize or kill an animal in a manner other than one allowed in this chapter;
- (9) Carries or transports an animal in any motor vehicle, conveyance, or trailer and fails to effectively restrain the animal so as to prevent the animal from leaving or being accidentally thrown from the vehicle, conveyance, or trailer;
- (10) Places or confines an animal, or allows an animal to be placed or confined, in a motor vehicle, conveyance, or trailer without providing adequately for the necessities of life, including air, food, potable water, sanitary conditions, shelter, or protection from the heat, cold, or other environmental condition, or under other circumstances that may cause bodily injury, serious bodily injury, or death of the animal;
- (11) Causes or allows an animal to remain in its own filth;
- (12) Owns or has care, custody, or control of an animal having an infestation of ticks, fleas, or other parasites, without having the animal treated by a veterinarian or following a proper commercially available treatment regimen for the infestation;
- (13) Owns or has care, custody, or control of an animal having an obvious or diagnosed illness, injury, or communicable illness transmittable to animal or human, without having the animal treated by a veterinarian or following a proper treatment regimen for the injury or illness;
- (14) Fails to provide basic grooming for an animal;
- (15) Causes, allows, or trains an animal to fight another animal or possesses animal fighting paraphernalia or training equipment;
- (16) Fails to adequately provide an animal owned by him or under his care, custody, or control with necessities of life, including food, potable, non-frozen water in a clean container suitable for the size, species, and number of animals being housed, sanitary conditions, shelter, and protection from heat, cold, and other environmental conditions or circumstances that may cause bodily injury, serious bodily injury or death of the animal;
- (17) Mutilates or allows to be mutilated any dead animal for reasons other than food preparation or taxidermy. Dissection in compliance with medical or veterinary research, medical or veterinary necropsy, and bona fide educational use of dead animals shall not be considered mutilation;
- (18) Attaches or allows to be attached a collar or harness to an animal that is of an inadequate size so that it restricts the animal's growth or causes damage to the animal's skin;
- (19) Attaches or allows to be attached a tether that is not appropriately sized for the animal or so heavy as to restrict or burden the animal's movements;
- (20) Displays, transfers ownership, or offers to transfer ownership of any turtle with a carapace of less than four (4) inches in length;
- (21) Teases, taunts, beats, or provokes an aggressive reaction from an animal; or
- (22) Fails to prevent the breeding of flies, mosquitos, or other insects or the growth of plant material in any water troughs, bowls, tanks, or other containers.
- (b) Animals seized pursuant to this section may be impounded and the city enforcement agent may petition the municipal court for a hearing to determine whether the animal was inhumanely treated and to determine the disposition of the animal. The petition shall be filed within forty-eight (48) hours of the seizure. If the court is not open during this forty-eight (48) hour period, the petition shall be filed the next day the court is open for business. If a hearing is not requested, then the animal shall be returned to the owner upon request of the owner.

(c) This section shall not be interpreted to restrict the lawful activities and legitimate operations of rodeos, 4H clubs, or FFA clubs.

A person commits an offense if he intentionally or knowingly:

- (1) Tortures or seriously overworks an animal;
- (2) Does not provide necessary food, care or shelter for an animal in his custody;
- (3) Abandons without placing in the custody of others an animal in his custody;
- (4) Transports or confines an animal in a cruel manner;
- (5) Kills, injures or administers poison to any animal, although it shall be a defense to prosecution hereunder if a person practicing veterinary medicine destroys an animal in accordance with appropriate veterinary practice, or an animal control officer or police officer destroys an animal pursuant to defending himself or herself or another person or animal from an attacking animal, or an animal control officer or police officer destroys an animal pursuant to appropriate procedures concerning disposing of sick, injured or abandoned animals; or
- (6) Causes an animal to fight with another.[JRP12]

State law references—Cruelty to livestock animals, V.T.C.A., Penal Code, sec. 42.09; cruelty to nonlivestock animals, V.T.C.A., Penal Code, sec. 42.092.

Sec. 4.01.010 Confinement and restraint of dangerous or vicious animal [JRP13]

It shall be the duty of every citizen of the city who is the owner or possessor of a dangerous or vicious animal, who has knowledge of the likely dangerous or vicious propensities of an animal, to keep such animal muzzled, under confinement, under restraint or within a house or garage or upon a leash or chain strong enough to restrain such animal and prevent such animal from running loose or breaking loose. The city manager may at any time specify conditions for the maintenance of a dangerous or vicious animal within the city or may order the removal of such an animal as hereinafter required.

Sec. 4.01.011 Destruction of vicious animal; order to remove animal from city

- (a) Any vicious animal found running at large and endangering the safety of persons and property may be destroyed by the local health authority or any police officer or animal control officer in the interest of public safety if such danger is imminent and a real or apparent necessity exists to destroy such vicious animal.
- (b) The local health authority may order any owner or person having care, custody or control of any vicious animal to take such animal permanently from the city. This order may be appealed in writing within five days of receipt of the order to the judge of the municipal court of the city. The judge of the municipal court may uphold, reverse or modify the order and may stipulate restrictions on the animal as a condition to allow the animal to remain in the city. If the judge of the municipal court upholds the order, the owner or person having care, control or custody shall not bring the animal back inside the city limits. If any animal subject of an appeal under this section has been placed in quarantine, such quarantine shall continue until the appeal as provided herein has been exhausted.
- (c) If the owner or person having care, custody or control of the vicious animal has failed to remove such animal as provided for in subsections (a) and (b) above, such animal may be impounded and humanely euthanized.
- (d) The owner or person having care, custody or control of a vicious or wild animal must report the disposition and relocation of such animal to the local health authority, in writing, within ten days after the expiration date for removal of such animal from the city. Each day thereafter such information is not provided shall constitute a separate offense.
- (e) The local health authority shall be authorized to obtain a search and seizure warrant if there is probable cause to believe that an animal ordered to be removed from the city for being vicious has not been so removed, or any other violation in which the Texas Code of Criminal Procedure authorizes issuance of search warrants.

Sec. 4.01.012 Notice of vicious or dangerous propensities of animal

Any person who has knowledge of any animal who is or demonstrates vicious or dangerous propensities may, upon application to the clerk of the city municipal court, cause written notice to be given by said clerk to the owner of such animal, such notice to be mailed to the owner by registered or

certified mail, return receipt requested. A copy of such letter with the receipt showing delivery shall be prima facie evidence that the owner of such animal has notice of the vicious or dangerous propensity of such animal. The city manager may cause an investigation to be made of such complaint and may, under such circumstances as deemed appropriate, require the removal of any animal of a vicious or dangerous propensity from the city.

Sec. 4.01.013 General cleanliness[JRP14]

- (a) Any owner of an animal shall be required to keep the premises on which such animal is kept or housed in a clean and sanitary condition. All droppings shall be removed at regular intervals and disposed of in a sanitary manner, which shall be daily or more frequently if necessary.
- (b) No offensive odors or noises shall disturb the peace and tranquility of persons of ordinary sensibilities who reside in proximity to the place or location where an animal is kept or housed. The owner or person keeping the animal shall construct and/or maintain such facilities as are necessary to insure the maintenance of the health, safety and well-being of the citizens, residents and inhabitants of the city.

Sec. 4.01.014 Inspections [JRP15]

- (a) The owner of any animal or any person in charge of any animal shall, upon request of the chief of police, the city manager or their designee, permit access to the premises on which an animal is kept in order that a reasonable inspection can be made to determine whether or not such animal is being kept and housed in accordance with the terms and provisions of this code and whether other requirements of law have been met.
- (b) In addition, such inspections may occur for the purpose of determining whether or not additional restrictions, conditions, limitations or requirements shall reasonably be imposed as a condition for the maintenance or habitation of any animal within the city. Failure to permit an inspection upon reasonable notice shall be deemed a violation of this code. No advance notice of inspections shall be necessary when there exists a condition which is likely to adversely affect the health, safety and well-being of the residents, citizens and inhabitants of the city. In the event any person shall restrict or refuse to permit inspections, the city manager may cause the issuance of such court orders and/or administrative decrees as shall be necessary to secure the required inspections.

Sec. 4.01.015 Keeping wild animal [JRP16]

The keeping or maintenance of a wild animal within the city without express consent of the city manager and under such circumstances and conditions as may be established by the city manager is prohibited.

State law reference-Dangerous wild animals, V.T.C.A., Health and Safety Code, sec. 822,101 et seq.

Sec. 4.01.00516 Keeping animal in violation of zoning restrictions

No person may keep any animal in any place or area within the city limits in violation of the City of Lancaster Development Code, as amendedzoning code restrictions.

Sec. 4.01.017 Keeping grazing animals, livestock or fowl[JRP17]

- (a) It shall be unlawful for the owner or any person in control of real property located within any district to keep or allow to be kept grazing animals and/or livestock on the property unless the owner or person in control complies with all the requirements set forth in this section.
- (1) <u>Large grazing animals or livestock</u>. In all non-agricultural districts, large grazing animals or livestock must have a minimum fenced or enclosed area of 15,000 square feet per animal. Small grazing animals or livestock must have a minimum fenced or enclosed area of 3,000 square feet per animal, and a minimum lot size of one acre (43,560 square feet).
- (2) <u>Unoccupied lots</u>. In all platted zoned residential districts, it shall be unlawful for the owner or any person in control of an unoccupied lot where no residence is maintained to keep or allow to be kept a grazing animal or livestock, regardless of size.
- (3) <u>Swine</u>. In all districts and notwithstanding subsections (1) and (2) above, it shall be unlawful for owner or any person in control of real property to keep or allow to be kept swine, including pigs and hogs, within the city limits.
- (4) Poultry and fowl. Poultry and fowl shall be limited to those properties not located within any platted zoned residential subdivision. In those zoning districts other than a platted zoned residential subdivision, all poultry and fowl are to be kept within a fenced enclosure or coops and not allowed to run

at large.

- (b) Notwithstanding the conditions above:
- (1) <u>Accumulation of manure</u>. It shall be unlawful for any owner or person in control of real property to allow the accumulation of manure to the extent that such accumulation creates an offensive odor, causes the accumulation of flios, poses any health hazard to any person or animal (whother defined in this section or not), or creates a nuisance to any person or animal.
- (2) <u>Fences and enclosures</u>. It shall be unlawful for any owner or person in control of real property to construct or maintain any perimeter fences, gates or other property boundary enclosures wherein animals defined in this section are enclosed in such a manner that any animal contained within the enclosure is able to get through or beyond the fence, gate, or enclosure.
- (3) <u>Proximity to residences</u>. All fences, pens, corrals, or other enclosures wherein animals defined in this section are enclosed shall be located at least 75 feet from any adjacent residence.
- (4) <u>Animal care</u>. It shall be unlawful for any owner or person in control of real property to keep or allow to be kept grazing animals and/or livestock on the property for any period of time without necessary food, care or shelter of adequate size and construction so as to protect all grazing animals and/or livestock on the property from the elements of nature.
- (5) <u>Livestock exhibitions</u>. Nothing in this section shall prohibit the temporary exhibition of farm livestock at any show, fair, exhibition or exposition provided such show, fair, exhibition, or exposition has received prior approval of the city manager and it was made known to the city manager prior to approval that livestock participation would be a part of the event; however, the exceptions made in this subsection shall not relieve the persons in charge of such livestock from the operation of this section and other ordinances of the city relative to the health, safety and well-being of the livestock and the citizens of the city.

Sec. 4.01.018 Livestock exhibitions

Nothing in this article shall prohibit the temporary exhibition of farm livestock at any show, fair, exhibition or exposition provided such show, fair, exhibition, or exposition has received prior approval of the city manager and it was made known to the city manager prior to approval that livestock participation would be a part of the event; however, the exceptions made in this section shall not relieve the persons in charge of such livestock from the operation of this article and other ordinances of the city relative to the health, safety and well-being of the livestock and the citizens of the city.

ARTICLE 4.02 DOGS AND CATS

Division 1. Generally

Sec. 4.02.001 Number allowed

No more than four (4) dogs and/or cats over the age of <u>foursix</u> (<u>46</u>) months shall be kept on their owner's premises within the city limits, nor shall any person keep, house, feed, breed or maintain more than four (4) dogs or cats over the age of <u>foursix</u> (<u>46</u>) <u>IJRP18</u> months at any time within the city without having first obtained a permit to increase the number as hereinafter provided.

Sec. 4.02.002 Permit for additional dogs or cats

The city manager, under such procedures as shall be from time to time established, may issue permits for the keeping of numbers of dogs and/or cats in excess of the maximum as herein provided. The city manager, however, shall not issue a permit unless there appears, as demonstrated by the application of the person requesting the permit, such conditions or circumstances reasonably necessitating the maintenance of dogs and/or cats in the numbers sought. The city manager shall investigate the applications and may in his/her discretion issue or deny the requested permit. The city manager shall specify conditions, limitations and restrictions in the permit.

Sec. 4.02.003 Microchipping of dogs and cats required

Any dog or cat over the age of four (4) months, kept, harbored, or maintained by their owners or keepers in the city shall have a microchip implanted with contact information for the dog or cat's current owners. The microchip shall be implanted within thirty (30) days after the dog or cat has reached four (4) months

of age, or within thirty (30) days of after the dog or cat is newly acquired or brought into the city or permitted to come into the city, whichever event occurs first. Upon a change in ownership of the dog or cat, the new owner shall update the chip information within thirty (30) days of the change in ownership. It shall be an affirmative defense to prosecution of a violation under this section that proof of microchip implantation is presented to the court within twenty (20) days of the date a citation for failure to comply with this section is issued.

Division 2. Licensing Registration of Dogs[JRP19]

Sec. 4.02.031 Required; procedures

- (a) RegistrationLicense required. All dogs over the age of four (4) months kept, harbored, or maintained by their owners or keepers in the city shall be licensed and registered annually with the city. In addition, such animals which are kept by owners outside the city limits, but regularly come within the city limits, shall also be licensed and registered annually. All dogs must have an implanted microchip with current owner information encoded on the microchip prior to the issuance or renewal of a permit.
- (b) Application for license; fee. No fee shall be charged by the city for the registration of aA dog-license shall be issued by the city without fee. Prior to application, the owner must comply with the microchipping requirements contained in this Article. The owner shall provide, at the time of the application is made for such license, upon printed forms as provided for such purpose, the owner's his name, address and telephone number, and the name, breed, color, sex and rabies inoculation date and tag number of each dog owned or kept by himsaid owner.
- (c) <u>Additional information</u>. All owners seeking to <u>license animalsregister a dog</u> hereunder shall also provide such additional information as shall be required by the city manager. <u>In addition, the city manager is authorized either before or after the issuance of a license to request additional information at any time concerning the animal, <u>including</u> the premises wherein <u>the dogit</u> is to be kept, and <u>the conditions</u> in which the <u>animal dog</u> is to be kept.</u>
- (d) <u>Time for registration-obtaining license</u>. A <u>doglicense</u> shall be <u>registered applied for</u> within thirty (30) days after <u>the dogit</u> has been inoculated, or within thirty (30) days after <u>the dogit</u> reaches four (4) months of age, or within thirty (30) days after the dog is newly acquired or brought into the city or permitted to come into the city, whichever event occurs first.
- (e) Exceptions. The provisions of this section do not apply to dogs whose owners are persons who reside temporarily within the city limits for a period not to exceed fourteen (14) daystwo (2) weeks, nor to dogs brought into the city for the purpose of participating in an animal exhibition of the city for the purpose of participating in an animal exhibition of the show, nor to "seeing eye" guide dogs properly trained to assist blind or visually impaired persons when such dogs are actually being used by blind or visually impaired persons for the purposes of aiding them in going from place to place. Dogs regularly used for law enforcement canine operations under the direction of a police officer are also specifically exempted from this provision. The city manager may at any time require licensing of any dog if deemed necessary for the protection of the health, safety, and well-being of the residents, citizens, and inhabitants of the city.

Sec. 4.02.032 Appeal of denial or suspension of license

- (a) Any person denied a dog license shall have the right to file a written appeal with the city manager within ten (10) days from the date of receipt of notice of such denial or suspension of a permit or license.
- (b) In the event of an emergency termination where no notice is given, then, within a period of ten (10) days subsequent to the notification that termination has occurred, a written appeal may be taken to the city council by filing a request with the city secretary within the time specified.
- (c) Such written appeal shall specify in full such reasons, allegations or statements relied upon by the appellant as a basis for such appeal.

Sec. 4.02.0323 Issuance of tag; wearing of tag and collar

Upon compliance with the requirements for the issuance of a permitcontained herein, the city shall issue to the owner a pre-struck license identification tag-shall be issued. The tag_shall have stamped thereon the year for which it was issued and the number corresponding with the number on the dog license certificate. Each owner shall be required to provide each dog in the owner's possession or under

the owner's control with a collar to which the city <u>registration</u>license tag and inoculation tag must be affixed, and the owner shall be required to insure that the collar and tags are constantly worn, affixed or attached to the dog. Dogs regularly used for law enforcement canine operations under the direction of a police officer are specifically exempted from this prevision.

Sec. 4.02.0334 Replacement tags

In the event <u>of a lost or destroyed registration</u> any <u>dog shall lose a dog</u> tag, <u>or the owner of such dog should permit a dog tag to be lost or destroyed</u>, a duplicate <u>of the dogregistration</u> tag will be issued upon request <u>byof</u> the owner of the dog.

Sec. 4.02.0345 Transfer of tag

Dog tags shall not be transferable from one dog to another.

Sec. 4.02.035 Offense

A person commits an offense if he is the owner of a dog and it has been more than thirty (30) days since said dog has been (i) inoculated, (ii) over the age of four (4) months, or (iii) newly acquired or brought within the city limits, and does not have a current city registration for the dog.

ARTICLE 4.03 DANGEROUS ANIMALS[JRP20]

Division 3. Dangerous Dogs

Sec. 4.032.0061 Definition Complaints

As used in this division, "dangerous dog" means a dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; or
- (2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and those acts caused a person to reasonably believe that the dog will attack and cause bodily injury to that person.
- (a) Upon receipt of a sworn, written complaint by any person over the age of eighteen (18) years charging that a particular domestic animal is a dangerous animal as defined in this chapter, the city enforcement agent shall investigate the complaint, and if there is sufficient evidence of dangerousness, a hearing before the animal services director prepartion his designee shall be held to determine whether the animal is dangerous, unless the matter is resolved by agreement of the animal services director and owner of the animal that is the subject of the complaint prior to the hearing. To be considered valid, a sworn, written complaint shall contain at least the following information:
 - (1) Name, address and telephone number of complainant(s) and other witnesses;
 - (2) A description of the animal and the address where it resides, and, if known, the name and telephone number of the owner of the animal;
 - (3) A statement describing the facts upon which the complaint is based including: a description of the incident or incidents which cause the complainant to believe the animal is a dangerous animal; the date, time and location of the incident; a description of the injuries sustained and whether medical assistance was sought and the outcome of that treatment; and
 - (4) Any other facts that the complainant believes to be important.

Sec. 4.03.002 Impoundment pending hearing.

(a) Prior to the hearing before the animal services director, the animal shall be impounded and boarded at the owner's expense at the animal shelter, or any other state approved quarantine facility, pending the outcome of the hearing. If the animal that is the subject of the hearing was already impounded for being an animal at large, was seized pursuant to this chapter, or was abandoned at the animal shelter, the animal shall remain impounded until the conclusion of the hearing.

- (b) A person commits an offense if he interferes with the lawful seizure or impoundment of an animal by a city enforcement agent.
- (c) A person commits an offense if he harbors, hides, transports, or secures the transport for any animal for the purpose of preventing its impoundment.
- (d) A person commits an offense if the person operates or manages a quarantine facility other than the animal shelter, and he fails to properly confine the animal to prevent its escape, releases it to any person, or fails to account for the animal's whereabouts.
 - (1) Subsection 4.03.002(d) shall not apply if the person operating or managing the quarantine facility first obtains written permission from the animal services director to release the animal.

Sec. 4.03.003 Hearing.

- (a) The hearing before the animal services director to determine if an animal is a dangerous animal shall be conducted within twenty (20) business days after receipt of the sworn complaint, impoundment, or seizure of the animal, whichever occurs later.
- (b) Notice of the hearing before the animal services director shall be provided by the animal services director or his designee to the owner of the animal and all complainants who provided a sworn complaint by certified mail, return receipt requested or by personal service. At the hearing before the animal services director, any interested party, including the city attorney or his or her designee, shall be given opportunity to present evidence on the issue of whether the animal is dangerous.
- (c) Upon conclusion of a hearing to determine if an animal is a dangerous animal, the animal services director may find that the animal is not dangerous and order that it be promptly returned to its owner's custody after all impound and board fees have been paid. The animal services director shall have the authority to refund, reduce, or waive any fees incurred to the owner.
- (d) If the animal services director makes a finding that the animal meets the definition of a dangerous animal as described in section 4.01.001 of this chapter and that the destruction, removal, or registration of the animal is necessary to preserve the public health, safety, or welfare, then the animal services director shall order one (1) of the following:
 - (1) Euthanasia of the dangerous animal:
 - a. shall be ordered if the animal services director makes a finding that the animal caused the death of a person;
 - b. may be ordered if the animal services director makes a finding that the animal caused serious bodily injury or bodily injury to a person;
 - may be ordered if the animal services director makes a finding that the animal was
 outside its enclosure or yard and caused serious bodily injury or death to another
 animal;
 - d. may be ordered if the animal services director makes a finding that the animal was outside its enclosure or yard and caused bodily injury to another animal and has made at least one (1) unprovoked attack against an animal or person on a previous occasion;
 - e. may be ordered if the owner of the animal requests euthanasia of the animal.
 - (2) Removal of the dangerous animal from within the city limits.
 - a. Prior to the release of the animal from quarantine the owner shall make the animal available to the animal shelter for scanning of the microchip implanted in the animal and provide to the animal services director, in writing, all of the following:
 - The destination address of where the animal is to reside and the name of the person who will have care, custody, or control of the animal at the destination address;
 - Proof that the owner has alerted the agency responsible for animal services in that area; and
 - 3. Proof that a microchip has been implanted into the animal.
 - b. A person commits an offense if he removes the animal from the city under this section

and fails to:

- 1. Implant a microchip in the animal; or
- 2. Provide proof of the implanting of the microchip; or
- 3. Make the animal available for scanning.
- c. A person commits an offense if he removes the animal from a state approved quarantine facility prior to complying with the notice requirements in subsection 4.03.003(d)(2).
- d. A person commits an offense if he allows an animal that has been determined to be a dangerous animal and ordered to be removed from the city limits to return to the city limits.
- Return to the owner as a registered dangerous animal after the owner demonstrates compliance with this chapter and the following requirements. The owner shall maintain compliance with all of the following requirements for the remainder of the dangerous animal's life while the dangerous animal is located or resides in the city:
 - a. Obtain and maintain liability insurance coverage or showing financial responsibility in an amount of at least two hundred and fifty thousand dollars (\$250,000.00) to cover damages resulting from an attack by the Dangerous Animal causing bodily injury, serious bodily injury or death to a person or another animal. A certificate of insurance or other evidence of meeting the above requirements shall be kept on file at the animal shelter;
 - <u>b</u>. Registering the dangerous animal with the City of Lancaster by providing the name and address of the owner; the breed, age, sex, color and any other identifying marks of the animal; the address where the animal is to be kept; and at least two (2) color photographs that clearly identify the dangerous animal;
 - <u>c.</u> <u>Provide proof of animal sterilization;</u>
 - <u>d.</u> <u>Construct and maintain a secure enclosure for the animal;</u>
 - e. Post and maintain signs giving notice of a dangerous animal in the area or on the premises in which the animal is confined. The signs shall be conspicuously posted at both the front and rear property entrances and shall bear letters not less than two (2) inches high, stating "DANGEROUS ANIMAL ON PREMISES";
 - f. Provide and maintain on the animal a fluorescent yellow collar visible at fifty (50) feet in normal daylight with an attached tag provided by the department to the collar that is worn at all times so that the animal can be easily identified;
 - g. <u>Implant and maintain a microchip into the animal and register it for life with the</u> department and a recognized national registry;
 - <u>h.</u> Provide written notice of the animal's designation as dangerous to the owner or landlord of the property where the animal will be kept; and
 - i. Pay the appropriate dangerous animal annual permit fee.
- The owner shall have thirty (30) days from the determination by the animal services director that the animal is dangerous to comply with all of the required conditions as set forth by this chapter and the order of the animal services director, unless the determination is appealed pursuant to V.T.C.A. Health and Safety Code, § 822.0421, as amended. If the owner fails to provide proof of compliance with all of the requirements in the order, and the order is not appealed pursuant to V.T.C.A. Health and Safety Code, § 822.0421 as amended, the animal may be euthanized on the thirty-first (31st) day following the order of the animal services director.
- (f) A person commits an offense if he allows an animal that has been determined to be a dangerous animal to be kept or remain in any duplex or in any multi-family, residentially zoned property.
- (g) A person commits an offense if he allows an animal that has been determined to be a dangerous animal to be kept or remain on a porch, patio, or in any part of a house or structure that would allow the animal to exit of its own volition.

- (h) A person commits an offense if he allows an animal that has been determined to be a dangerous animal to be kept in a house or structure when any window is open or when any screen window or screen door is the only obstacle preventing the animal from exiting the structure.
- (i) A person commits an offense if he allows an animal that has been determined to be a dangerous animal to be outside of the owner's residence or its secure enclosure unless the animal is under continuous direct physical control by a person of competent mental and physical ability to restrain the animal under all circumstances.
- (j) A person commits an offense if he allows an animal that has been determined to be a dangerous animal tethered to an inanimate object, including, but not limited to a tree, post, or building, for any length of time.
- (k) A person commits an offense if he allows an animal that has been determined to be a dangerous animal to be outside its secure enclosure without being securely fitted with a muzzle that will prevent the animal from biting other animals or human beings without causing injury to the animal or interfering with its vision or respiration.
- (I) A person commits an offense if he is the owner of a permitted dangerous animal and refuses, upon request by the department, to make his animal, premises, facilities, equipment, and any necessary permits available for inspection at any reasonable time.
- (m) A person commits an offense if he is the owner of a dangerous animal and he fails to maintain the requirements in subsection 4.03.003(d)(3) for the remainder of the animal's life.
- (n) No domestic animal may be found to be a dangerous animal if the animal services director finds sufficient evidence that:
 - (1) The threat, injury, or damage was sustained by a person who at the time was committing or attempting to commit a willful trespass or other tort upon the premises occupied by the owner of the animal;
 - (2) The person was teasing, tormenting, abusing, or assaulting the animal or has in the past been observed to have teased, tormented, abused, or assaulted the animal;
 - (3) The person attacked was committing or attempting to commit a crime;
 - (4) The animal attacked was at large at the time of the incident, unless the attacking animal was also at large at the time of the incident and:
 - <u>a.</u> The attacking animal has committed an unprovoked attack on another person or animal on at least one (1) previous occasion; or
 - b. The animal attacked died as a result of the injuries it sustained during the attack.
 - (5) The animal attacked or killed at the time of the incident was teasing, tormenting, abusing, or attacking the alleged dangerous animal or if the animal attacked was not a domestic animal;
 - (6) The animal was protecting or defending a person within the immediate vicinity of the animal from an unjustified attack or assault;
 - (7) The animal was injured and responding to pain;
 - (8) The complaint filed against it is based solely on the animal's breed, size, or physical appearance; or
 - (9) The attack, bite, or mauling occurred while the dog was being used by a peace officer for law enforcement purposes.
- (o) If the animal services director finds probable cause to believe that an animal was at-large and involved in an incident that led to the filing of a dangerous animal complaint, and if the animal is not already identifiable by microchip, the owner shall pay a fee to have a microchip implanted into the animal regardless of whether it is deemed a dangerous animal or not.
- (p) A person commits an offense if the person fails or refuses to provide proof of complying with the animal services director's order to implant and register a microchip as required in subsection (o).
- Sec. 4.03.004 Dangerous animal: escape, death or subsequent attack
- (a) In the event that a registered dangerous animal escapes its enclosure or attacks a human being

or another animal, the owner of the dangerous animal shall notify the department. Additionally, the owner shall provide written documentation of the incident to the animal services director within one (1) business day of becoming aware of the escape or attack. The written documentation may be delivered by hand, U.S. mail or email.

- (1) A person commits an offense if he fails to provide notice as required in subsection 4.03.004(a).
- (2) A person commits an offense if he fails to provide written documentation as required in subsection 4.03.004(a).
- (b) In the event that a registered dangerous animal dies, the owner must present the body of the animal to the department or a licensed veterinarian for verification by microchip identification before disposal of its body. If the owner presents the animal to a licensed veterinarian, the owner shall provide written verification of the microchip reading to the department within three (3) business days of the scanning.
 - (1) A person commits an offense if he fails to have the identity of the dead animal verified by microchip scanning as required in subsection 4.03.004(b).
 - (2) A person commits an offense if he fails to provide verification of the scanning as required in subsection 4.03.004(b).

Sec. 4.03.005 Transferring ownership of registered dangerous animal

- (a) Prior to relocating, transferring ownership, offering to transfer ownership, or otherwise moving or offering to move in any way a registered dangerous animal, either inside or outside the city limits, the owner shall notify the animal services director in writing of his intention. If ownership is to be transferred, the notification shall include the name and address of the proposed new owner of the animal.
- (b) If ownership of the animal is being transferred to a person who resides within the city limits of Lancaster, the new owner will be required to provide proof to the animal services director of complying with all provisions of this chapter before the animal can be moved from the previous owner's custody.
- (c) If the animal is being moved outside the city limits, the owner must provide, in writing to the animal services director, proof that the new owner has alerted the agency responsible for animal services in that area.
- (d) A person commits an offense if he fails to comply with the requirements of section 4.03.005.

Sec. 4.03.006 Violations of conditions by owner of a registered dangerous animal

- (a) In the event that any owner of a registered dangerous animal violates any provision of this chapter, court order, or lawful order of the animal services director, the animal may be immediately seized and impounded by a city enforcement agent.
- (b) The registered dangerous animal shall be seized immediately if the animal bites, injures, or attacks a human being or another animal.
- (c) A dangerous animal hearing shall be held in accordance with section 4.03.003.
- (d) If the seizure or impoundment of a dangerous animal for violating any provision of this chapter cannot be made with safety, and the dangerous animal is putting people or other animals at risk of being attacked, the animal may be destroyed without prior notice to the owner.
- (e) It is an exception to the seizure of the animal under this section if the person attacked or injured was at the time committing a willful trespass, crime, or other tort upon the premises occupied by the owner of the animal.
- (f) It is an exception to the seizure of the animal under this section if the animal which was injured was inside the fence line or secure enclosure area maintained by the owner of the registered dangerous animal.

Sec. 4.03.007 Appeal

(a) Orders of the animal services director pertaining to a dangerous animal may be appealed to the Lancaster Municipal Court. Appeals to the court shall be made by the owner filing a written notice of appeal with the court not later than the fifteenth (15th) day after the date the animal services determination or order was entered. During the pendency of the appeal, the order of the animal services

director shall be suspended, and the animal shall remain impounded at the owner's expense at the animal shelter or other state approved quarantine facility for observation. The decision of the municipal court may be appealed to a court of competent jurisdiction.

- (b) The appeal before the municipal court shall be a trial de novo. The standard procedures for trial settings in the municipal court shall be used for these appeals.
- (c) The owner filing the appeal shall file an appeal bond with the municipal court in the amount determined by the court to adequately cover the estimated costs of housing and caring for the impounded animal during the appeal process, and the owner shall comply with all other requirements and restrictions imposed by the court as conditions of the appeal bond pursuant to V.T.C.A. Health and Safety Code, 822.047, as amended. The bond shall be used to cover the cost of daily care of the animal. Should the judge or jury determine the animal is not dangerous the appeal bond may be returned if the amount has not been assessed as costs of daily care.
- (d) The owner shall be responsible for any costs beyond feeding, including but not limited to: veterinary care, immunizations, medications, and care for other animals or employees injured by the animal.
- <u>(e)</u> The judge may render a verdict in the appeal which conforms to the findings in section 4.03.003 of this chapter.
- (f) The defenses to conduct found in subsection 4.03.003(n) shall be affirmative defenses in the trial de novo.
- (q) The owner shall pay all assessed costs before the animal is released to the owner.
- (h) The owner may appeal the decision of the municipal court in the manner described by V.T.C.A. Health and Safety Code, 822.0424, as amended.

Sec. 4.03.008 Animals deemed dangerous by other jurisdictions

- (a) The owner of an animal that has been determined to be dangerous by another jurisdiction, under guidelines similar to those in this chapter, is prohibited from bringing the animal into the city. Any animal that is brought into the city in violation of this section shall immediately be turned over to a city enforcement agent. On the sixteenth (16th) day, the impounded animal may be considered abandoned and disposed of as authorized in this chapter. The owner may elect to immediately remove the animal from the city and shall comply with the notice requirements of this chapter.
- (b) A person commits an offense if he is the owner of an animal that has been determined to be dangerous by another jurisdiction and brings such animal into the city limits.

Sec. 4.03.009 List of registered dangerous animals

The animal services director shall maintain a list that states the identifying information of all animals deemed dangerous. The dangerous animal's address, description, and pictures shall be included as well as any other information deemed pertinent.

Sec. 4.02.062 Investigation; determination that dog is dangerous

- (a) If a person reports an unprovoked attack as described in section 4.02.061, the chief of police or his or her designee may investigate the incident. If after receiving the sworn statements of any witnesses the chief of police or his or her designee determines that the dog is a dangerous dog, he/she shall notify the owner of that fact.
- (b) An owner, not later than the 30th day after the date the owner is notified that his/her dog is a dangerous dog, may appeal the determination of the chief of police or his or her designee to the municipal court of competent jurisdiction. An owner may appeal the decision of the municipal court in the same manner as appeal for other civil cases.

Sec. 4.02.063 Requirements for owner

- (a) Not later than the 30th day after a person learns that he/she is the owner of a dangerous dog, he/she shall:
- (1) Register the dangerous dog with the chief of police or his or her designee;
- (2) Restrain the dangerous dog at all times on a leash in the immediate control of a person or in a secure enclosure; and
- (3) Obtain liability insurance coverage or show financial responsibility in an amount of at least one

hundred thousand dollars (\$100,000.00) to cover damages resulting from an attack by the dangerous dog causing bodily injury to a person.

- (b) For purposes of this section, a person learns that he/she is the owner of a dangerous dog when:
- (1) The owner knows of an attack described in section 4.02.061; or
- (2) The owner is informed by the chief of police or his or her designee that the dog is a dangerous dog.

Sec. 4.02.064 Registration

- (a) The chief of police or his or her designee shall formally register a dangerous dog if the owner:
- (1) Presents proof of:
- (A) Liability insurance or financial responsibility as required by section 4.02.063(a)(3);
- (B) Current rabies vaccination of the dangerous dog; and
- (C) The secure enclosure in which the dangerous dog will be kept; and
- (2) Pays an annual registration fee as established by the city council.
- (b) The chief of police or his or her designee shall provide to the owner registering a dangerous dog a registration tag. The owner must place the tag on the dog's collar.
- (c) If an owner of a registered dangerous dog sells or moves the dog to a new address within the city, he/she, not later than the 14th day after the date of sale or move, shall notify the chief of police or his or her designee. On presentation by the current owner of the dangerous dog's prior registration tag and payment of a fee as established by the city council, the chief of police or his or her designee shall issue a new registration tag to be placed on the dog's collar.
- (d) Every owner of a registered dangerous dog shall notify the chief of police or his or her designee by whom the dog was registered of any attacks the dangerous dog makes on people.

Sec. 4.02.065 Attacks by dangerous dog

- (a) A person commits an offense if his/her dangerous dog makes an unprovoked attack on another person outside the dog's enclosure and causes bodily injury to the other person. Should the attack cause serious bodily injury or death, the person may be subject to other criminal prosecution under the laws of the state in a court of competent jurisdiction.
- (b) If a person is found guilty of an offense under this division, the court may order that the dangerous dog be destroyed.
- (c) In addition to criminal prosecution, a person who commits an offense under this section is liable for a civil penalty not to exceed ten thousand dollars (\$10,000.00.00). The city attorney may file suit in a court of competent jurisdiction to collect the penalty. Penalties collected under this subsection shall be retained by the city.

Sec. 4.02.066 Defenses

- (a) It is a defense to prosecution under this division that the person is a veterinarian, a peace officer, a person employed by a recognized animal shelter or a person employed by the state or a political subdivision of the state to deal with stray animals and has temporary ownership, custody or control of the dog in connection with and while performing the duties of that position.
- (b) It is a defense to prosecution under this division that the person is an employee of the institutional division of the state department of criminal justice or a law enforcement agency and trains or uses dogs for law enforcement or corrections purposes and such person has temporary ownership, custody or control of the dog in connection with and while performing the duties of that position.
- (c) It is a defense to prosecution under this division that the person is a dog trainer or an employee of a guard dog company under the Private Security Act found at V.T.C.A., Occupations Code, chapter 1702, and while performing the duties of that position.

ARTICLE 4.03 ANIMALS OTHER THAN DOGS AND CATS

- (a) This article shall not apply to small birds such as parakeets, finches and canaries, guinea pigs, hamsters, gerbils, white mice, rabbits or such other animals as shall be declared exempt from the terms and provisions of this article by the city manager.
- (b) In addition, the city manager is authorized to temporarily remove from this exemption such small pets if facts and circumstances existing from time to time make it necessary and desirable for the health, safety and well-being of the residents, citizens and inhabitants of the city.

Sec. 4.03.002 Veterinary examinations; keeping diseased animal

- (a) All animals maintained within the city limits shall be examined by a doctor of veterinary medicine at any time there exists a reasonable basis to suspect such animal is ill, diseased or likely to become ill or diseased.
- (b) The city manager may require such examination as a condition to the maintenance or keeping of any animal within the city.
- (c)—It shall be a violation of this code for any owner to knowingly keep or maintain a sick or diseased animal.

Sec. 4.03.003 Seizure and impoundment authorized; right of entry

- (a) <u>Seizure of wild animals</u>. The chief of police of the city and the city manager are hereby authorized at any time to seize any wild animal found to be within the city limits in violation of this article or any provisions of this code and to impound the same at such location as shall be deemed desirable and necessary, or cause the same to be done by their designees.
- (b) Right of entry. The chief of police and the city manager are authorized to enter any building within the city limits, or to enter upon any unfenced lot, tract, or parcel of land, for the purpose of seizing any animal which is housed, kept, maintained or otherwise located therein, found in violation of the terms and previsions of this code, or cause the same to be done by their designees.
- (c) Refusal to permit entry. All persons must comply with the terms and provisions of this section and must permit entry or it will constitute a separate violation of this code for each time such refusal shall occur, and, further, such refusal shall be grounds for the issuance of a warrant by any magistrate authorized to issue warrants for the search of property or the seizure of property. However, no warrant shall be necessary if reasonable cause exists for a determination that a violation is occurring or will likely occur within the city limits during such time that a warrant might be reasonably requested or sought.

Sec. 4.03.004 Nonliability of person seizing animal

No person soizing or attempting to soize an animal maintained in violation of this article shall at any time be liable for injuring or destruction of any animal, nor shall any person attempting to make a soizure be liable for any reasonable or necessary destruction of private property in order to soize, confine or remove an animal maintained in violation of the terms and provisions of this article.

ARTICLE 4.04 IMPOUNDMENT

Sec. 4.04.001 Generally; payment of fees

- (a) The provisions of this article shall be applicable to the impoundment of all animals.
- (b) All animals impounded shall be held at such location as designated by the city manager, chief of police or animal services directorcentrol officer, at the owner's expense, and all impoundment fees, which shall include the cost of capture, cost of transportation, medical care and food and housing of such animal, shall be paid by the owner of said animal prior to the return of the impounded animal to the lawful owner. In addition, the city manager, the chief of police or animal services directorcentrol officer may require the animal to be inoculated prior to the release of the animal.
- (c) If any owner shall refuse to pay the required impoundment and other fees as established by the city council, no animal so impounded shall be returned to such owner unless specifically authorized by the city manager, and the city shall have the right to commence such proceedings as shall be necessary in a court of competent jurisdiction to order recovery all such costs incurred.

Sec. 4.04.002 Authority

The chief of police and animal services director control officer are hereby authorized to seize and impound,

subject to the provisions of this article, all animals found within the city limits in violation of the provisions of this chapter, whether or not such animal shall be in the immediate presence of its owner or custodian.

Sec. 4.04.003 Registry of impounded animals

The animal <u>services director</u> officer, upon impounding or receiving any animal, shall make a complete registry of such animal, entering the breed (if known), the color and sex of the animal, whether the animal has been vaccinated and the time and place of taking such animal into custody.

Sec. 4.04.004 Establishment of fees

The city manager is directed and authorized to establish from time to time a schedule of fees, charges and expenses assessed for impoundment, which shall include but not be limited to such costs incurred by the city in the capture of the animal, transportation of the animal, costs incurred during the time the animal was impounded and such other costs and expenses as shall be from time to time incurred during the term of the impoundment, including veterinarian and other expenses reasonably incurred.

Sec. 4.04.005 Release of impounded animal

- (a) The city manager may not release an animal impounded under this article unless the owner or handler:
 - (1) Pays all applicable fees, including the impound fee; and
 - (2) For a dog or cat, provides proof of current vaccination or vaccinates the animal.
- (b) If the same animal is impounded more than once by the city, it shall be a condition of redemption that the animal be neutered or spayed by a licensed veterinarian prior to redemption. In the alternative, and in the discretion of the animal <u>services directoreontrol officer</u> of the city, an owner may sign an agreement to have the animal neutered or spayed by a licensed veterinarian to present proof of the completion of the procedure within thirty (30) days of the date of the agreement.
- (c) If an owner of an animal impounded agrees to neuter or spay the animal, either under the provisions of subsection (b), or voluntarily for animals not subject to the mandatory sterilization provisions of that subsection, he or she shall be entitled to a discount of fifty percent (50%) of the impound fees.

Sec. 4.04.006 Disposition of an impounded animal

- (a) An animal surrendered by its owner to the city is deemed to be immediately abandoned by its owner and becomes the property of the city. The city may transfer, place, or sell an animal surrendered by its owner at any time after intake.
- (b) Except as provided in subsection (f), the animal shelter must not euthanize an animal before the animal has been impounded for seven (7) business days.
- (c) Except as provided in subsection (d), the city shall hold an impounded animal not surrendered by its owner for a period of three (3) business days following impoundment of the animal for owner reclamation. On the fourth business day, an impounded animal becomes the property of the city.
- (d) In order to save the life of an impounded animal not surrendered by its owner, the city may transfer that animal to a 26 U.S.C. section 501(c)(3) organization that is an animal shelter, animal rescue organization, or other animal-welfare organization prior to the expiration of the period described in subsection (c) subject to the following conditions:
 - (1) The city shall maintain documentation, in physical form reviewable by the public, of an animal transferred under this subsection, including a photograph of the animal and all information pertaining to the animal's impoundment and transfer, at the animal shelter for three business days following the impoundment of the animal by the city.
 - (2) An animal transferred under this subsection is considered abandoned by its owner, and becomes the property of the transferee organization, upon the expiration of three (3) business days from impoundment by the city.
 - (3) Prior to the expiration of the period described in subsection (d)(2), the transferee organization is the designated caretaker of the animal.
 - (4) An animal transferred under this subsection remains subject to reclamation by its owner prior to the expiration of the period described in subsection (d)(2).
- (e) An animal in the custody of the city solely for purposes of sterilization, vaccination, or microchipping,

is not subject to a mandatory period of impoundment. The city is the designated caretaker, but not owner, of such animal during any period of custody.

- (f) Subsection (b) does not apply to an animal who has a poor or grave prognosis for being able to live without severe, unremitting physical pain even with comprehensive, prompt, and necessary veterinary care, as certified in writing by a licensed veterinarian.
- (g) Subsections (a) through (d) do not apply to an animal that is a dangerous animal under Article 4.03section 4.01.010 (confinement and restraint of dangerous or vicious animal) of this code.
- (h) For purposes of calculating time periods in this section, the date of initial impound is not counted.
- (i) Each day the city's animal shelter is open to the public for reclamation and adoption is a business day.

Sec. 4.04.007 Vaccination for rabies and other diseases prior to redemption

- (a) Any owner of any impounded domesticated animal which has not been vaccinated or inoculated against diseases as required by this chapter, upon satisfactory proof of ownership, may redeem the animal.
- (b) Prior to the release of the animal, such animal shall be vaccinated at the expense of the owner for rabies and such other communicable diseases as shall be deemed necessary and desirable by the chief of police of the city in order to protect the health, safety and well-being of the residents, citizens and inhabitants of the city.

Sec. 4.04.008 Nonliability of city

- (a) The city shall at no time ever incur liability because of the impoundment of any animal. In the event of loss, destruction, illness, deformity or other injury to an animal subject to impoundment at any time during the tenure of impoundment, such loss shall be the loss of the owner.
- (b) The city council specifically finds and declares that the establishment of rules for impoundment is in the direct discharge of their governmental obligations and functions as provided under the laws of the state.

ARTICLE 4.05 RABIES AND ZOONOSIS [JRP22] CONTROL

Division 1. Generally

Sec. 4.05.001 State regulations adopted

- (a) The City of Lancaster hereby adopts by reference the Texas State Rabies Control Act, as amended, and the standards established by the appropriate state agency or rule-making board as minimum standards for rabies control and quarantine provisions within the City of Lancaster.
- (b) The city manager [JRP23] or their designee shall serve as the local rabies control authority for the city. If the animal control director position is vacant or he is unavailable, and his designee has not been identified, then the city manager shall designate the local rabies control authority

Sec. 4.05.0024 Rabies inoculation

- (a) All animals that are required by the Texas State Rabies Control Act URP24 to have a rabies vaccination must have their current rabies tag affixed to a properly fitted collar or harness at all times. The owner shall retain the rabies vaccination certificate and make it available for inspection upon request by a city enforcement agent.
- (b) Rabies vaccination certificates will be valid for a period of time as determined by the issuing veterinarian in accordance with the Texas State Rabies Control Act.
- (c) A person commits an offense if he is the owner of an animal and fails to have the animal vaccinated as required by the Texas State Rabies Control Act.
- (d) A person commits an offense if he presents a rabies vaccination certificate to a city enforcement agent for any animal other than the animal for which the certificate was issued.

- (e) A person commits an offense if he attaches a rabies tag to any animal's collar or harness other than the animal for which the tag was issued.
- (f) A person commits an offense if he fails to display the rabies tag as required by this section.
- (g) A person commits an offense if he fails to provide proof of rabies vaccination upon request from a city enforcement agent.
- (a) It shall be the duty of the owner or keeper of any animal in the city requiring inoculation under regularly accepted veterinary practices to have such animal inoculated at the age of four (4) months and annually thereafter against rabies by a veterinarian licensed to practice in the state. Each animal so inoculated shall wear a tag affixed to its collar at all times showing it has been inoculated and the date thereof. This provision shall be directly applicable to dogs and cats and other animals requiring inoculation under regularly accepted veterinarian practices. The owner or possessor of any animal shall provide reasonable proof of rabies vaccination upon request of the chief of police or city manager, or the representative of either. It shall be an offense for the owner of any animal, including dogs and cats, to keep an animal within the city that requires inoculation for rabies without having in the possession of the owner a certification issued by a registered doctor of veterinary medicine evidencing rabies inoculation within the last one (1) year period.
- (b) No license shall be issued under provisions of this chapter in the absence of a certificate showing that the animal sought to be licensed has been inoculated as required by this section.

State law reference-Rabies vaccinations, V.T.C.A., Health and Safety Code, sec. 826.021 et seq.

Secs. 4.05.002-4.05.030 Reserved

Division 2. Reports and Quarantine

Sec. 4.05.031 Exemptions [JRP25]

Hospitals, clinics and other premises operated by licensed veterinarians for the care and treatment of animals are exempt from the provisions of this division, except where expressly stated.

Sec. 4.05.0312 Report of suspected rabid animals

It shall be the duty of every licensed veterinarian or technician working for a veterinarian conducting business within the city, or treating an animal believed to be housed whether temporarily or permanently within the city, to report to the <u>local rabies control authoritycity manager</u> any animal <u>diagnosed to have</u>, or suspected to have, rabies, a non-natural infection of anthrax, avian influenza, brucellosis, campylobacteriosis, Escherichia coli 0157:H7, hantavirus, Lyme Disease, monkey pox, plague, Q-fever, rabies, Rocky Mountain Spotted Fever, Salmonellosis, Tularemia, West Nile virus, or any other zoonotic encephalitis, or other zoonotic diseases transmissible to humansconsidered to be a rabies suspect.

Sec. 4.05.0323 Report of bite cases

It shall be the duty of every physician or other medical practitioner conducting business within the city, and/or treating a person who resides either permanently or temporarily within the city, to report to the city manager the names and addresses of persons treated for bites inflicted by animals together with such other information as will be helpful in rabies and zoonosis control.

Sec. 4.05.0334 Surrender of suspected infected rabid animal; reclaiming by owner

- (a) It shall be the duty of any owner upon demand by the city manager to forthwith surrender any animal which has bitten any person or which is suspected as having been exposed to rabies or other zoonotic disease, for supervised quarantine, the expense of which shall be borne by the owner. Said animal may be reclaimed by the owner, if it is free of rabies or other zoonotic disease, upon payment of the costs incurred by the city.
- (b) It shall be the duty of the owner to claim such animal within seventy-two (72) hours after notification that the quarantine period has expired. If said animal remains unclaimed seventy-two (72) hours after notification, the animal may be destroyed.

Sec. 4.05.0345 Quarantine of suspected infected rabid animal

(a) Any animal which bites or scratches a person or which otherwise gives symptoms of having rabies or other zoonotic disease shall immediately be reported to the city manager local rabies control authority,

and it shall be the duty of the owner to securely quarantine and restrict such animal for such period of time as shall be directed by the city managerin accordance with state law. The conditions of quarantine shall further be specified, and it shall be the duty of the owner or the keeper of said animal to comply with the conditions of such quarantine.

- (b) In the event the quarantine shall not be permitted to occur upon the premises of the owner, the owner shall be required to deliver such animal to such person or location as shall be reasonably required for the purposes of keeping the animal in quarantine. The cost of quarantine, as well as any other costs incurred in the capture, housing or transportation of a quarantined animal, shall solely be at the expense of the owner. The owner shall be required to pay such costs to the city.
- (c) If the owner shall fail to pay the cost incurred, the city shall have the right to bring suit in a court of competent jurisdiction to recover such cost.

Sec. 4.05.0356 Area-wide quarantine

- (a) <u>Authority</u>. The city manager, in the event of suspected or diagnosed rabies, shall have the power and authority to impose a quarantine within a designated area and within such period of time as shall be determined. Upon the invoking of such quarantine, no <u>dog</u>, <u>cat or warm-blooded</u> animal shall be taken into the streets or permitted to be in the streets during the period of quarantine, and no <u>such</u> animal may be taken or shipped from the city without permission of the city manager.
- (b) <u>Vaccination program</u>[JRP26]. During the area-wide quarantine period and as long thereafter as he decides it is necessary to prevent the spread of rabies, the city manager may require that all animals four (4) months of age or older shall be vaccinated against rabies. All vaccinated animals shall be restricted (leashing or confinement on enclosed premises) for thirty (30) days after vaccination. During the quarantine period, the city manager is hereby empowered to provide for a program of mass immunization by the establishment of temporary emergency canine rabies vaccination clinics strategically located through the area impacted.
- (be) Adoption of stray animals restricted. No animal which has been impounded by reason of its being a stray, unclaimed by its owner, shall be allowed to be adopted from any animal shelter during the period of rabies emergency quarantine, except by special authorization of the city manager.

Sec. 4.05.0367 Destruction or isolation of animal bitten by rabid-infected animal

- (a) Animals bitten by a known <u>rabid_infected_animal(s)</u> may be immediately destroyed by the owner or by the order of the <u>city managerlocal rabies control authority</u>.
- (b) If the owner chooses not to destroy the exposed animal, such animal shall be kept in strict isolation in a kennel designated by the <u>city managerlocal rabies control authority</u> for such a time as deemed necessary. If such animal has been previously vaccinated within time limits established by the public health service, the animal shall be revaccinated and restrained (through leasning or confinement) for thirty (30) days.

Sec. 4.05.0378 Killing suspected infected rabid animal or removing from city

No person shall kill or cause to be killed any <u>infectedrabid</u> animal, any animal suspected of having been exposed to rabies <u>or other zoonotic disease</u>, or any animal biting a human, nor remove such animal from the city limits. Any animal suspected of having been exposed to rabies or <u>other zoonotic disease or</u> an animal biting a human shall be reported to the city manager or a <u>doctor of veterinary medicinelicensed veterinarian</u>.

Sec. 4.05.0389 Disposition of carcass when animal dies while under quarantine

When rabies or other zoonotic disease has been diagnosed in an animal under quarantine or rabies is suspected by a licensed veterinarian and the animal dies while under such observation, the owner of that animal shall have no claim for the return of the animal carcass, but the same shall be disposed of as directed by the city managerin accordance with state law.

Sec. 4.05.03940 Surrender of carcass of animal exposed to rabies

The carcass of any dead animal exposed to rabies shall upon demand be surrendered to the city manager local rabies control authority.

Sec. 4.05.0401 Compliance; obedience to animal services director control officer

(a) Any person who shall refuse to comply with the request or requirements imposed by an animal

control officerservices director designated by the city manager shall be deemed to be in violation of the terms and provisions of this code and shall be punished by fine to the maximum extent as provided for by law

(b) Any person who shall violate any provisions of this division or refuse to comply therewith shall be punished by fine to the maximum extent provided for by law.

ARTICLE 4.063 ANIMALS OTHER THAN DOGS AND CATS

Sec. 4.063.001 Exemption for small pets

- (a) This articlechapter shall not apply to small birds such as parakeets, finches and canaries, guinea pigs, hamsters, gerbils, white mice, rabbits or such other animals as shall be declared exempt from the terms and provisions of this article by the city manager.
- (b) In addition, the city manager is authorized to temporarily remove from this exemption such small pets if facts and circumstances existing from time to time make it necessary and desirable for the health, safety and well-being of the residents, citizens and inhabitants of the city.

Sec. 4.03.002 Veterinary examinations; keeping diseased animal [JRP27]

- (a) All animals maintained within the city limits shall be examined by a doctor of veterinary medicine at any time there exists a reasonable basis to suspect such animal is ill, diseased or likely to become ill or diseased.
- (b) The city manager may require such examination as a condition to the maintenance or keeping of any animal within the city.
- (c) It shall be a violation of this code for any owner to knowingly keep or maintain a sick or diseased animal. Sec. 4.06.002 Beekeeping

It shall be unlawful for any person to keep or maintain upon any property within the city limits in excess of eight (8) hives of bees.

Sec. 4.06.003 Keeping wild animal JRP28]

The keeping or maintenance of a wild animal within the city without express consent of the city manager and under such circumstances and conditions as may be established by the city manager is prohibited.

Sec. 4.03.003 Scizure and impoundment authorized; right of entry [JRP29]

- (a) Seizure of wild animals. The chief of police of the city and the city manager are hereby authorized at any time to seize any wild animal found to be within the city limits in violation of this article or any provisions of this code and to impound the same at such location as shall be deemed desirable and necessary, or cause the same to be done by their designees.
- (b) Right of entry. The chief of police and the city manager are authorized to enter any building within the city limits, or to enter upon any unfenced lot, tract, or parcel of land, for the purpose of seizing any animal which is housed, kept, maintained or otherwise located therein, found in violation of the terms and provisions of this code, or cause the same to be done by their designees.
- (c) Refusal to permit entry. All persons must comply with the terms and provisions of this section and must permit entry or it will constitute a separate violation of this code for each time such refusal shall occur, and, further, such refusal shall be grounds for the issuance of a warrant by any magistrate authorized to issue warrants for the search of property or the seizure of property. However, no warrant shall be necessary if reasonable cause exists for a determination that a violation is occurring or will likely occur within the city limits during such time that a warrant might be reasonably requested or sought.

Sec. 4.03.004 Nonliability of person seizing animal

No person seizing or attempting to seize an animal maintained in violation of this article shall at any time be liable for injuring or destruction of any animal, nor shall any person attempting to make a seizure be liable for any reasonable or necessary destruction of private property in order to seize, confine or remove an animal maintained in violation of the terms and provisions of this article.

Sec. 4.061.00147 Keeping grazing animals, livestock or fowl

(a) It shall be unlawful for the owner or any person in control of real property located within any district

to keep or allow to be kept grazing animals and/or livestock on the property unless the owner or person in control complies with all the requirements set forth in this section.

- (1) Minimum standards Large grazing animals or livestock. In all non-agricultural districts, large grazing animals or livestock of 500 pounds or greater must have a minimum fenced or enclosed area of 15,000 square feet per animal. Small Ggrazing animals or livestock of less than 500 pounds must have a minimum fenced or enclosed area of 3,000 square feet per animal, and a minimum lot size of one acre (4310,00560 square feet). [JRP30]
- (2) Unoccupied lots. In all platted zoned residential districts, it shall be unlawful for the owner or any person in control of an unoccupied lot where no residence is maintained to keep or allow to be kept a grazing animal or livestock, regardless of size.
- (3) Swine. In all districts and notwithstanding subsections (1) and (2) above, it shall be unlawful for owner or any person in control of real property to keep or allow to be kept swine, including pigs and hogs, within the city limits.
- (4) Poultry and fowl. Poultry and fowl shall be limited to those properties not located within any platted zoned residential subdivision. In those zoning districts other than a platted zoned residential subdivision, all poultry and fowl are to be kept within a fenced enclosure or coops and not allowed to run at large.

(b) Notwithstanding the conditions above:

- (1) Accumulation of manure. It shall be unlawful for any owner or person in control of real property to allow the accumulation of manure to the extent that such accumulation creates an offensive odor, causes the accumulation of flies, poses any health hazard to any person or animal (whether defined in this section or not), or creates a nuisance to any person or animal.
- (2) Fences and enclosures. It shall be unlawful for any owner or person in control of real property to construct or maintain any perimeter fences, gates or other property boundary enclosures wherein animals defined in this section are enclosed in such a manner that any animal contained within the enclosure is able to get through or beyond the fence, gate, or enclosure.
- (3) Proximity to residences. All fences, pens, corrals, or other enclosures wherein animals defined in this section are enclosed shall be located at least 75 feet from any adjacent residence.
- (4) Animal care. It shall be unlawful for any owner or person in control of real property to keep or allow to be kept grazing animals and/or livestock on the property for any period of time without necessary food, care or shelter of adequate size and construction so as to protect all grazing animals and/or livestock on the property from the elements of nature.
- (5) Livestock exhibitions. Nothing in this section shall prohibit the temporary exhibition of farm livestock at any show, fair, exhibition or exposition provided such show, fair, exhibition, or exposition has received prior approval of the city manager and it was made known to the city manager prior to approval that livestock participation would be a part of the event; however, the exceptions made in this subsection shall not relieve the persons in charge of such livestock from the operation of this section and other ordinances of the city relative to the health, safety and well-being of the livestock and the citizens of the city.

Sec. 4.01.018 Livestock exhibitions [JRP31]

Nothing in this article shall prohibit the temporary exhibition of farm livestock at any show, fair, exhibition or exposition provided such show, fair, exhibition, or exposition has received prior approval of the city manager and it was made known to the city manager prior to approval that livestock participation would be a part of the event; however, the exceptions made in this section shall not relieve the persons in charge of such livestock from the operation of this article and other ordinances of the city relative to the health, safety and well-being of the livestock and the citizens of the city.

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Quality Development

Submitted by: Vicki D. Coleman, Development Services Director

Agenda Caption:

Discuss Specific Use Permits (SUPs) in Retail zoning districts.

Background:

As prescribed in the City Council Rules and Procedures as amended August 2021, Section D. City Council Agenda Process, Subsection 1.b, Council Member Marco Mejia requested that an item be included on a City Council work session for the purpose of discussing the requirement for a SUP in Retail zoning districts for certain land use types.

The Lancaster Development Code (LDC) generally describes that the Retail zoning district provides for retail and service uses for one or more neighborhoods. This district is intended for retail uses that are lighter in intensity and intended to be located close to residential areas. Therefore, its associated development standards are more stringent and require a higher standard of development because of its proximity to residential zoning districts.

Operational Considerations:

The Lancaster Development Code (LDC) requires a Specific Use Permit (SUP) for any use identified in the Land Use Table as requiring one. Through the use of an SUP, City Council is able to more closely consider requiring additional standards on a use as may be necessary based on the surrounding conditions and circumstances that may warrant protecting adjacent property or uses from any adverse impact.

As an example, an applicant proposing a nightclub in a retail zoning district would require an SUP. The SUP request process should allow the City Council to more closely consider potential adverse impacts on the surrounding property owners and businesses. Based on surrounding conditions, the City Council could consider requiring additional standards on the applicant to minimize possible negative impacts. For a nightclub, impacts such as noise, late night crowds, calls for police service may be nuisance activity that a City Council would seek to mitigate. With the SUP process, the Council has the opportunity to consider requiring additional conditions that prevent undesirable activities. For example, the City Council could consider requiring specific closing times to prevent late night crowds and noise from disrupting the quiet enjoyment of adjacent residential neighbors or businesses. Additionally, another option may be to terminate alcohol sales or to require a minimum percentage of cash receipts from food sales.

Another example of the benefits of an SUP might be a City Council seeking to establish conditions on an applicant desiring to locate a shooting range within a retail district. As part of the SUP consideration, City Council would consider the excessive noise associated with firearm usage and the impact on neighbors. To minimize the noise commonly associated with discharging firearms, the SUP process allows City Council to require the applicant to install sound attenuation measures throughout their building to prevent loud noises from intruding on surrounding businesses.

5.

In summary, the SUP process allows for an enhanced level of stipulations that would not otherwise occur without the additional requirement of City Council consideration. The additional stipulations allow the City Council to provide added protection, as necessary, if conditions exist that are potentially disruptive to the existing surrounding community. There may also be designated uses requiring an SUP that do not have intense activities.

The following land uses require SUP approval from the City Council in a Retail zoning district.

Permitted Uses	Retail
Rural & Animal-Related	
Animal Boarding/Kennel without Outside Pens	S
Animal Hospital, Clinic	S
Residential & Lodging	
Hotel or Motel	S
Hotel, Residence	S
Residential Care Facility	S
Urban Residential	S
Institutional & Community Services	
Child Care Facility	S
Private School Primary, Secondary, Senior	S
Social Service Provider, not Rescue Mission or Shelter	S
Recreation, Entertainment & Amusement	
Billiard Parlor or Pool Hall	S
Commercial Amusement/Recreation (Inside)	S
Commercial Amusement/Recreation (Outside)	S
Golf Driving Range	S
Gun Club, Skeet or Target Range (Indoor)	S
Private Sports Arena, Stadium or Track	S
Retail & Personal Services	
Night Club, Discoteque, or Dance Hall	S
Commercial & Business Services	
Rental Store, without Outside storage and Display	S
Retail Store, 25,000 Sq Ft or more	S
Retail store with more than 2 fuel dispensers	S
Used Merchandise Store	S
Tattoo, Body Piercing (does not include earlobe piercing)	S
Portable Buildings-Commercial	S
Auto & Marine-Related	
Auto Repair Garage Minor	S
Car Wash/Auto Detail	S
Car Wash, Self Service	S
Industrial & Manufacturing	

Mining and Extraction (Sand, Gravel Oil & other)	S
Utilities, Communications & Transportation	
Antenna, Commercial	S
Antenna, Commercial, Free-Standing	S
Antenna, Commercial, Mounted	S
Helipad	S
Utilities (Non-Municipally owned or Controlled), including Sanitary Landfill, Water Treatment, and Supply, and Wastewater Treatment	S
Portable Building	S
Private Streets	S
Railroad Yard or Shop	S
Recording Studio	S
Transit Passenger Facility	S
TV Broadcasting & Other Communication Service	S
Utilities Holding a Franchise from City of Lancaster	S
Utility Installation, Other than Listed	S
Wireless Communication Tower	S

This item is for City Council discussion.

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Financially Sound Government

Professional and Committed City Workforce

Submitted by: Opal Mauldin-Jones, City Manager

Sorangel Arenas, City Secretary

Agenda Caption:

Discuss the FY2021/2022 city council travel budget.

Background:

As prescribed in the City Council Rules and Procedures, amended in August 2021, Section D. City Council Agenda Process, Subsection 1.b., Mayor Hairston requested that an item be included on a Work Session for the purpose of discussing the city council travel budget.

Annually, during the budget process, City Council considers plans for training and education to meet the needs of the community. The Mayor is allocated \$5,000.00, and each City Councilmember \$4,500.00. In November 2017, city council adopted a travel policy regulating out-of-town travel, local meetings, entertainment, personal car mileage, and/or other expenses incurred by councilmembers while representing the City at various conferences, meetings, conventions, seminars, and other functions. City council mileage and official shirts all come from this budget.

Annually Council participates in various Texas Municipal League (TML) trainings, National League of Cities (NLC), as well as other regional, state, and national organizations such as the Innovating Commerce Serving Communities (ICSC) retail conference.

This list does not include meetings or event invitations city council receives throughout the year. Council receives invitations to events and programs that are declined due to funding.

City council previously discussed that no funds would be reallocated between districts and that any changes would be discussed and considered. Training, education, event participation and engagement is a city council priority. City council will discuss the FY2021/2022 city council travel budget.

Attachments

City Council Travel Policy FY 21/22 City Council Budget 6.



SUBJECT: Expenses, Meetings & for City Council	POLICY NO.: Resolution 2017-11-82	
APPROVED BY: City Council Resolution	POLICY DATE: 11/13/2017	REVISED DATE:

This establishes a City policy regulating out-of-town travel, local meetings, entertainment, personal car mileage, and/or other expenses incurred by City Council Members who are authorized to officially represent the City at various conferences, meetings, conventions, seminars, and other functions.

This policy is established to provide uniform guidelines and procedures for submission and processing of allowable expenditure requests and to establish proper accounting for approved allowable expenses, including travel advances, City credit card charges, and cash expenditures made for the purposes herein defined on behalf of the City.

General. The City will reimburse City Council Members for expenses incurred in the course of the Council Member's representation of the City on official City business up to the annual monetary limits established by the City Council. Expenses which will be reimbursed or otherwise paid by the City are discussed below.

- A Council Member's expenses must have a connection to official City business; that is, the Council member must have paid or incurred permitted expenses while performing services as a Council Member and authorized representative of the City.
- A Council Member must adequately account to the City for these expenses within ten
 (10) business days of returning from the trip. A copy of the event brochure/itinerary
 must be provided with the expense report.
- A Council Member must return any excess reimbursement or allowance to the City within ten (10) business days of returning from the trip.

Responsibilities. The Finance Director is responsible for the overall administration and compliance of the provisions stated in this policy. The Finance Director shall have the responsibility to report any abuse and/or misuse of travel funds to the City Manager's office, who shall then communicate it to each member of the City Council in writing.

Expenses. The annual allowance for expenses shall consist of \$3500 per Council Member and \$4000 for the Mayor, per fiscal year (or such other amount as the Council may designate by resolution or ordinance). All expenses must be directly related to City business. This amount may be spent at the discretion of each individual Council Member, so long as it is expended on the Council Member's personal attendance of conferences, meetings, conventions, seminars and other functions that constitute official City business and advance the interests of the City. Any amount remaining at the end of the fiscal year will be returned to the City's general funds, and no unspent funds may be transferred from one Council Member to another.

<u>Allowable Living Expenses</u>. Actual living expenses, within the specified limits, may be claimed by City Council Members when they are representing the City on official business away from Lancaster. Living expenses include such items as hotel rooms, meals, tips, parking, and ground transportation, as outlined:

- a) Hotels/Motels. The City will pay actual expenses for hotels, motels, or other lodging for the actual number of days of the conference or other meeting, plus allowance for travel time. The City will pay for charges at the hotel's single occupancy rate. Lodging per night will not exceed actual room cost plus, tax and tips.
- b) Early and Late Arrivals/Departures. Leaving early or staying over at a conference is the Council Member's individual financial responsibility if time is taken for personal recreation. However, if it is necessary due to membership on a board or committee or attendance at a conference then documentation shall be provided with a travel expense report in order to be compliant with travel policy, which allows either one (1) day early arrival or one (1) day late departure per trip.
- c) Parking. Council Members may claim actual parking expenses.
- d) Ground Transportation. Council Members may claim reasonable, actual ground transportation expenses, including shuttle services and taxis, and ride share services such as Uber or Lyft.
- e) Tips/Gratuities. Tips and gratuities are allowed and are considered reasonable when paid at the rate of approximately 15% (to allow for rounding) of meal cost or service and \$1.00 per piece of luggage.

<u>Meals</u>. Meals are covered when it is necessary for a Council member to stop for substantial sleep or rest to properly perform duties while traveling away from home on City business.

- a) Overnight Travel. If an advance is requested by a Council Member per this Policy, currently effective U.S. GSA per diem rates will be used for meals and incidentals while on overnight travel. The per diem rates are found on United States General Services Administration website. Per Diem rates are available for meals and incidentals for all locations.
- b) Business Meetings. Where certain business meetings are required, actual costs for meals/tips will be reimbursed if they exceed the per diem amount. Council Members must attach the detailed itemized receipt and an explanation of the circumstances, to the expense report. (Example: Traveling to Austin to discuss legislative matters with a member of the State Legislature over dinner). The Council Member may pay the actual cost of the meal and not be limited to the dinner per diem amount extended in the advance.

Prohibited Expenses. The cost of alcoholic beverages, room snacks and drinks (whether in a refrigerator or displayed), laundry/dry cleaning, in-room movies, fitness center fees, personal tours, personal entertainment, and spouse or other family expenses are specifically excluded from reimbursement by the City due to the personal, and not civic, nature of the expenses.

<u>Transportation.</u> Actual mileage is calculated in miles from City Hall to the destination. The City will reimburse either (1) actual mileage to and from the destination multiplied by the current rate per mile as determined by the Internal Revenue Service; or (2) the round-trip cost of the actual conveyance, e.g. airfare, that would be spent for the City Council Member traveling to the destination in the vehicle.

Travel Advances. When it becomes necessary that a City Council Member travel in the interest of the City, and at the option of the City Council Member (who may choose to file the request), the Finance Department shall provide a travel advance based on the proposed event schedule, using current U.S. GSA per diem meal and hotel rates for the location of the event. This request may be made on the Expense Report Form and should contain the name of the prospective traveler, purpose of the trip, date(s), times of travel, and other pertinent information. A copy of the conference brochure detailing meals, beginning date, ending date, location and topics is required. This request should be prepared and submitted at the earliest practical time, but preferably no later than fourteen (14) full working days prior to departure.

Filing Expense Reports.

1. Complete Expense Report Promptly. Upon return from travel, the City Council Member shall promptly fill out an Expense Report for submission to the City Secretary's office within ten (10) working days after return from the trip. City Council Members shall include all prepaid expenses (registration, airfare, etc.) related to travel on the Expense Report.

- 2. Return of Unused Funds. In instances where an advance of City funds was in excess of the per diem or if the trip was not taken, the City Council Member shall return the unused funds to the City Secretary's office for credit to the proper fund. The Finance Department shall ensure that the returned monies are credited to the same division and line item account from which they were originally drawn. Returned funds are due to the City by the due date of the Expense Report.
- 3. Finance Department Review. The Finance Department shall review the items submitted and determine their mathematical accuracy and the allowable expenses under this policy and shall submit all findings and reports to the City Manager's office for communication to the Council Members.

City Council

BUDGET REPORT Fund 1 GENERAL FUND LINE ITEM DETAIL Department 1 CITY COUNCIL BY DEPARTMENT Program 0 CITY COUNCIL

		2019		2020	2021		2021		2022	
Account Object	Description		Actual	Actual		D Actual			Proposed	
	OFFICE SUPPLIES	\$	1,314	\$ 1,428	\$	1,046	\$	1,200	\$	1,500
	UNIFORMS AND CLOTHING	\$	985	\$ 180	\$	553	\$	915	\$	1,120
1	MINOR EQUIP/FURN/FIX/TOOLS/ETC FOOD/BEV-MEETINGS/FUNCTIONS	\$	6,312 4,304	\$ 5,993	\$	- 1,557	\$	8,650	\$	7,510
	POSTAGE/SHIPPING/DELIVERY	\$	173	\$ 70	\$	47	\$	125	\$	125
	PC SOFTWARE	\$		\$ 	\$	1,188	\$		\$	123
-	Sub Total	\$	13,088	\$ 7,670	\$	4,391	\$	10,890	\$	10,255
		Dillo	YELL THE			SIBIR		Whi E	10	Total Water
Account Object	Description									
401	TELEPHONE & COMMUNICATIONS	\$	2,660	\$ 2,140	\$	1,440	\$	2,160	\$	2,880
407	SPECIAL SERVICES	\$	20,914	\$ 29,584	\$	25,917	\$	21,500	\$	23,500
409	TRAVEL & EDUCATION	\$		\$ - 4	\$	192	\$	-	\$	823
414	DUES & SUBSCRIPTIONS	\$	1,440	\$ 5,199	\$	5,012	\$	5,685	\$	3,185
416	OTHER/PROFESSIONAL SERVICES	\$	20,830	\$ 28,119	\$	34,127	\$	48,323	\$	48,022
419	AWARDS	\$	-	\$ - 8	\$	108	\$	150	\$	150
421	PRINTING	\$	189	\$ 11.3	\$	3,048	\$	225	\$	267
424	ELECTION EXPENSE	\$	22,392	\$ 4,027	\$	- 2	\$	20,000	\$	20,000
462	CELLULAR TELEPHONE & PAGERS	\$	2,525	\$ 2,372	\$	2,396	\$	3,600	\$	3,600
526	TRAVEL & EDUC: CC-MAYOR	\$	5,805	\$ 3,301	\$	804	\$	5,000	\$	5,000
527	TRAVEL & EDUC: CC-DISTRICT 1	\$	3,476	\$ 2,330	\$	1,207	\$	4,500	\$	4,500
528	TRAVEL & EDUC: CC-DISTRICT 2	\$	2,979	\$ 1,782	\$	635	\$	4,500	\$	4,500
529	TRAVEL & EDUC: CC-DISTRICT 3	\$	a.	\$ 21	\$		\$	4,500	\$	4,500
530	TRAVEL & EDUC: CC-DISTRICT 4	\$	3,450	\$ 1,831	\$	733	\$	4,500	\$	4,500
531	TRAVEL & EDUC: CC-DISTRICT 5	\$	3,058	\$ 1,182	\$	2	\$	4,500	\$	4,500
532	TRAVEL & EDUC: CC-DISTRICT 6	\$	3,407	\$ 1,986	\$	666	\$	4,500	\$	4,500
	Sub Total	\$	93,126	\$ 83,854	\$	76,285	\$	133,643	\$	133,604
o minimalifetto						Michigan				St. Wallet
ساما والما	Department Total	\$	106,214	\$ 91,524	\$	80,676	\$	144,533	\$	143,859

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Financially Sound Government

Healthy, Safe & Engaged Community

Submitted by: Ray Silva-Reyes, Assistant City Manager

Agenda Caption:

Discuss and receive an update on the third quarter of Fiscal Year (FY) 2021/2022 on the operations and management of Country View Golf Course.

Background:

On January 29, 2018, the City Council approved the extended management agreement with Touchstone Golf, LLC and directed staff to provide an update on golf course operations quarterly.

This is the requested quarterly update for the third quarter of FY 2021/2022 for the period of April 1, 2022, through June 30, 2022.

Attachments

Quarterly Update

7.

Country View Golf Club Third Quarter Update April 1, 2022 – June 30, 2022

Summary

The Country View Golf Club continues to welcome new and returning golfers each week. Many of the after-play reviews we receive on our online survey is that Country View has some of the best greens in the Dallas/Fort Worth Area.

The Golf Course

- Course surveys are being sent out to all golfers that play the course. These surveys help our team improve to meet the needs of our guests. Golf course staff continue to improve course conditions throughout the golf course making Country View a leading contender in the golf industry.
- □ Our rating on golfnow.com is 4 stars out of 5 stars.

Golf Operations

- Rounds of golf recorded were 8,741 this quarter compared to 7,519 last year. An increase of 1,222 rounds driven by customer engagement on social media, new members, and improved course conditions.
- ☐ Green Fee & Cart Fee revenues for the quarter ended at \$195,505.42 compared to \$157,674.52 in 2021. An increase of \$37,830.90.
- □ We have an active membership of 149 golfers over last year at 132 golfers. Member dues for this quarter were \$25,646.29 compared to last year at \$20,008.51. This is an increase of \$5,638.01. Course conditions are a credit to the increase in membership.
- ☐ Monthly hosted tournaments have resumed with a total of 12 this quarter.
- □ The Online Store continues to make it easier for golfers to pay for tournaments, private events, and gift cards. We have collected \$18,321.32 in online Sales, Payments and Gift Card purchases in the 3rd Quarter. The Online Store was created in November 2021.

Food & Beverage

□ Food & Beverage Revenue for this quarter is at \$49,995.99 compared to last year at \$32,970.18. This is an increase of \$17,025.81. This is driven by restaurant, private event, and tournament food sales.

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Effective Municipal Operations

Financially Sound Government

Healthy, Safe & Engaged Community

Sound Infrastructure Quality Development

Professional and Committed City Workforce

Submitted by: Michael Delmore Director of Finance

Agenda Caption:

Receive a presentation and discuss the Quarterly Financial Report for the third quarter of FY 2022 for the period ending June 30, 2022.

Background:

The broad purpose of the City's Financial and Investment policy statements is to enable the City to achieve and maintain a long-term stable and positive financial position and provide guidelines for the day-to-day planning and operations of the City's financial affairs. The following information is representative of the third quarter of fiscal year 2022; April 1, 2022 through June 30, 2022.

Attachments

3rd Quarter Financials City Council

8.





City of Lancaster Quarterly Investment and Financial Reports Third Quarter FY2022

Authorization Statement

This is to acknowledge that I have reviewed and approved the City of Lancaster's Quarterly Financial Report for the Third Quarter FY2022 ending June 30, 2022

Reviewed By: Assistant Director of Finance	Date: 7/1/2022
Approved By: Muly Andrews Director of Finance	Date: 7/7/2022
Approved and Authorized to Present to City Council:	



City of Lancaster

Investment Portfolio Summary - As of June 30, 2022

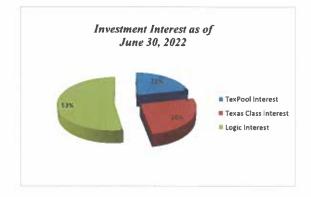
Investment Types	% of Total Investments	Er	nd of Quarter Balance
TexPool Investment			_
TexPool	25.66%	\$	29,733,613
Texpool Total	25.66%	\$	29,733,613
Texas Class Investment			
Texas Class	24.09%	\$	27,913,705
Texas Class Total	24.09%	\$	27,913,705
Logic Investment			
Logic -01	47.98%	\$	55,600,295
Logic -02	0.00%	\$	496
Logic -04	1.22%	\$	1,411,633
Logic -06	1.06%	\$	1,228,705
Logic Total	50.26%	\$	58,241,129
Total Investment	100.00%	\$	115,888,448

		The second second
Investment Interest Types	% of Total	Quarter rest Earned
TexPool Interest		merce arrange and
TexPool	21.56%	\$ 47,580
TexPool Qtr. Interest Total	21.56%	\$ 47,580
Texas Class Interest		
Texas Class	25.65%	\$ 56,604
Texas Class Qtr. Interest Total	25.65%	\$ 56,604
Logic Interest		
Logic -01	50.40%	\$ 111,239
Logic -02	0.00%	\$ 1
Logic -04	1.28%	\$ 2,824
Logic -06	1.11%	\$ 2,458
Logic Quarterly Interest Total	52.80%	\$ 116,523
Total Quarterly Interest	100.00%	\$ 220,706

Investment Types	% of Total	En	d of Quarter
TexPool Investment	25.66%	\$	29,733,613
Texas Class Investment	24.09%	\$	27,913,705
Logic Investment	50.26%	\$	58,241,129
Total Investment	100.00%	\$	115,888,448

Investment Interest Types	% of Total	Quarter
TexPool Interest	21.56%	47,580
Texas Class Interest	25.65%	\$ 56,604
Logic Interest	52.80%	\$ 116,523
Total Interest	100.00%	\$ 220,706





COMPLIANCE STATEMENT

The investment portfolio presented in these reports conforms in all respects to the investment policies of the City of Lancaster, Texas; and is being managed under the investment strategy developed and approved by the Lancaster City Council.

Mike Delmore - Finance Director

pal Mauldin-Jones, City Manager

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40 C

Date



CITY-WIDE OPERATING FUND TOTALS

Unaudited Revenues and Expenditures

Third Quarter FY2022 April 2022 thru June 2022

75% Optimal Expenditure Rate



1	-						
			-		White !	A VALLE 200	hester
		2021	2021	2022	2022	2022	2022
		Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
	TOTAL REVENUES	06/2021	To Date	06/2022	To Date	Budget	THE PORT
1	General Fund	5,768,053	31,450,039	5,834,265	36,087,479	34,559,160	104%
2	G.O. Debt Service	134,527	7,258,392	144,484	6,664,124	6,535,395	102%
4	Street Maintenance	14,818	820,489	12,746	906,477	893,084	101%
5	WaterWastewater	5,361,253	14,260,918	6,325,559	16,241,986	18,793,019	86%
9	Airport	73,307	284,096	277,183	716,882	444,500	161%
14	HotelMotel	70,487	128,746	82,971	157,116	154,658	102%
16	LEDC/4A	377,612	835,030	464,644	1,526,013	1,322,363	115%
17	LRDC/4B	842,802	1,834,660	1,007,985	3,258,915	3,160,075	103%
18	Golf Course	241,855	574,324	322,904	742,830	896,972	83%
19	Sanitation	688,562	2,002,147	718,511	2,098,638	2,666,105	79%
21	E911	70,768	206,252	71,869	193,758	260,596	74%
50	Park Dedication	+		Red Leven-	121,800		0%
53	Stormwater	474,742	1,426,593	511,099	1,472,756	1,640,237	90%
	Total	\$ 14,118,786	\$ 61,081,686	\$ 15,774,221	\$ 70,188,771	\$ 71,326,164	98%

		2021	2021	2022	2022	2022	2022
		Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
TO	TAL EXPENDITURES	06/2021	To Date	06/2022	To Date	Budget	Used
1	General Fund	6,933,924	21,050,917	8,050,434	23,054,667	35,221,791	65%
2	G.O. Debt Service	59,597	4,247,795	48,070	3,872,413	5,517,423	70%
4	Street Maintenance	776,959	1,738,764			924,960	0%
5	WaterWastewater	4,626,215	12,026,260	3,808,304	12,551,275	17,396,096	72%
9	Airport	118,809	361,542	190,357	631,607	578,505	109%
14	HotelMotel	8,641	29,473	4,990	23,325	52,920	44%
16	LEDC/4A	225,482	719,060	110,826	1,101,984	1,374,035	80%
17	LRDC/4B	449,760	2,275,783	584,741	2,335,913	3,601,567	65%
18	Golf Course	194,261	625,276	359,460	870,401	1,061,201	82%
19	Sanitation	428,360	1,259,166	449,990	1,113,664	2,097,629	53%
21	E911	11,728	254,856	23,763	206,530	221,618	93%
53	Stormwater	251,600	913,563	553,749	1,225,778	2,245,631	55%
	Total	\$ 14,085,336	\$ 45,502,457	\$ 14,184,684	\$ 46,987,557	\$ 70,293,377	67%



GENERAL FUND

Unaudited Revenues and Expenditures
Third Quarter FY2022
April 2022 thru June 2022
75% Optimal Expenditure Rate



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	2021	2021	2022	2022	2022	2022
The second second	Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
REVENUES	06/2021	To Date	06/2022	To Date	Budget	
PROPERTY TAX	369,640	19,624,815	383,538	20,720,025	19,937,167	104%
SALES TAX	1,860,526	4,084,547	2,226,648	7,471,269	6,500,000	115%
FRANCHISE TAX	500,848	1,112,780	570,816	1,165,402	1,880,000	62%
LICENSES AND PERMITS	1,652,216	2,902,565	1,215,122	2,572,216	1,611,000	160%
INTERGOVERNMENTAL	32,869	39,119	3,750	11,356	15,000	76%
CHARGES FOR SERVICES	328,646	1,006,031	432,404	1,245,534	1,129,600	110%
FINES AND FORFEITURES	246,142	595,974	201,253	580,635	797,000	73%
INTEREST	3,307	12,761	70,896	84,642	30,000	282%
MISCELLANEOUS	171,461	277,313	53,044	116,035	65,665	177%
OPERATING TRANSFERS IN	580,266	1,740,798	644,307	1,932,921	2,577,228	75%
GRANT & Other Income	16,379	40,415	22,219	162,827	2,500	6513%
Total	\$ 5,768,053	31,450,039	5 5,834,265	\$ 36,087,479	\$ 34,559,160	104%

		2021	2021	2022	2022	2022	2022
		Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
	EXPENDITURES	06/2021	To Date	06/2022	To Date	Budget	Used
1	City Council	16,008	39,690	49,806	74,708	145,442	519
2	City Manager's Office	221,732	639,200	259,526	751,715	1,019,074	749
5	Legal	44,105	88,469	48,796	97,454	238,900	419
6	Building Services	282,493	858,441	308,641	1,191,860	1,354,694	889
8	Municipal Court	73,170	214,086	117/479	276,488	428,026	659
9	Building Inspections	53,838	175,892	100,568	243,739	328,652	749
10	Fleet Maintenance	161,604	466,227	165,992	471,608	657,541	729
12	Streets Operations	609,086	881,913	406,884	931,773	2,616,624	369
13	Parks	155,573	473,882	200,399	515,091	802,960	649
14	Police	1,681,229	5,164,792	1,985,255	5,614,607	8,100,202	699
15	Fire	1,929,650	5,972,100	2,395,959	6,428,663	8,384,881	779
16	Non-Departmental	408,296	2,121,964	513/732	2,131,746	4,111,904	529
17	Planning	211,442	583,450	98,411	343,144	691,910	509
18	City Secretary	47,057	145,208	58,514	159,468	268,120	599
19	Finance	140,209	580,321	180,116	662,108	955,346	69%
20	Emergency Management	310	31,326	22,371	44,747	104,458	437
24	Animal Services	51,366	122,200	63,281	171,717	282,892	619
29	Purchasing	22,856	89,516	28,670	73,610	138,734	53%
31	Human Resources	146,913	440,903	176,573	516,246	715,580	729
32	Civil Service	6,046	7,213	552	1,968	7,550	269
34	Emergency Communications	258,620	692,679	265,750	708,478	1,216,207	581
35	Code Compliance	128,556	375,123	122,197	357,292	637,952	56%
36	Development Services		a femiliarile	125.957	271,943	520,775	529
37	Information Technology	146,457	477,A75	167;899	509,330	692,739	749
38	Fire Marshal	46,352	143,136	58,650	150,958	234,449	649
39	City Marshal	38,373	127,168	55,041	133,184	207,546	649
40	Records	40,347	116,859	49,221	130,380	184,226	719
52	Vending Contracts	65	280	235	2,217		09
55	Public Relations	12,161	21,404	23,958	88,422	174,408	519
	Total	5 6,933,924 \$	21,050,917	\$ 8,050,434 \$	23,054,667 \$	35,221,791	659



WATER AND SEWER FUND

Unaudited Revenues and Expenditures
Third Quarter FY2022
April 2022 thru June 2022



Lancaster

75% Optimal Expenditure Rate

	2021	2021	2022	2022	2022	2022
	Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
REVENUES	06/2021	To Date	06/2022	To Date	Budget	
Water	2,067,371	6,368,451	2,403,696	6,920,167	8,533,401	81%
Wastewater	2,171,328	6;296,379	2,352,513	7,044,216	9,430,864	75%
Fees	753,233	1,088,473	764,035	1,205,412	257,108	469%
Impact Fees	363,486	481,979	687,316	937,155	210,600	445%
Other Revenue	1,703	4,679	48,010	50,277	342,810	15%
Interest	4,131	20,958	69,989	84,760	18,236	465%
Total	\$ 5,361,253	\$ 14,260,918	\$ 6,325,559	\$ 16,241,986	\$ 18,793,019	86%

		2021	2021	2022	2022	2022	2022
		Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
	EXPENDITURES	06/2021	To Date	06/2022	To Date	Budget	Used
2	Public Works Administration	140,377	453,439	156,917	460,323	857,400	549
20	Utility Billing	134,013	426,572	167,550	475,958	640,045	74%
21	Water Operations	1,218,858	1,774,024	184,535	1,331,426	1,682,800	799
22	Non-Departmental	13,655	50,977	24,173	54,852	82,095	679
27	Meter Reading	89,050	151,807	28;067	161,658	704,014	239
30	Wastewater Operations	385,601	940,767	186,711	570,199	947,501	60%
42	Wholesale Costs	2,235,254	6,761,977	2,620,125	7,584,222	10,025,609	769
50	Debt Service	500	239,980		591,961	695,731	85%
80	Transfers Out	408,906	1,226,718	440,225	1,320,676	1,760,901	75%
	Total	\$ 4,626,215	\$ 12,026,260	\$ 3,808,304	\$ 12,551,275	\$ 17,396,096	72%



SALES TAX 4A-ECONOMIC DEVELOPMENT

Unaudited Revenues and Expenditures
Third Quarter FY2022
April 2022 thru June 2022





	2021	2021	2022	2022	2022	2022
	Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
REVENUE	06/2021	To Date	06/2022	To Date	Budget	
SALES TAXES	372,105	816,909	445,330	1,494,254	1,300,000	119
INTEREST	819	4,058	14,526	17,696	3,613	490
TRANSFERS IN	4,688	14,063	4,688	14,063	18,750	7:
Total	\$ 377,612	\$ 835,030	\$ 464,644	\$ 1,526,013	\$ 1,322,363	11!

			2021	2021	2022	15	2022	2022	2022
			Qtr. Ending	Actual	Qtr. Ending		Actual	Adopted	% of Budget
	EXPENDITURES		06/2021	To Date	06/2022		To Date	Budget	Used
2	ECONOMIC DEV/ADMINISTRATION		123,288	331,291	122,845		312,119	397,789	78%
50	4A DEBT SERVICE			183,487		1	191,938	213,125	90%
60	MARKETING AND ADVERTISING		9,605	52,314	13,276		96,547	106,281	91%
63	INCENTIVE PROGRAMS		77,900	107,900	(65,756	1	380,000	495,000	77%
80	TRANSFERS OUT		14,689	44,068	40,460	160	121,380	161,840	75%
	Total	\$	225,482	\$ 719,060	\$ 110,826	\$	1,101,984	\$ 1,374,035	80%



4B - LRDC FUND

Unaudited Revenues and Expenditures Third Quarter FY2022 April 2022 thru June 2022





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		2021		2021	2022	m.gr.1	2022	2022	2022
		Qtr. End	ling	Actual	Qtr. Endin	8	Actual	Adopted	% of Budget
	TOTAL REVENUE	06/20	21	To Date	06/2022		To Date	Budget	
0	REVENUE	74	14,533	1,635,059	896	,725	2,995,751	2,600,807	1159
7	LIBRARY		3,346	9,943	2.	,950	8,310	28,377	. 29
54	SENIOR LIFE CENTER		26,223	105,902	13	,448	50,015	128,200	399
56	RECREATION CENTER	The second second	8,700	83,756	94	861	204,839	402,691	519
	Total	\$ 84	12,802	\$ 1,834,660	\$ 1,007	985	3,258,915	\$ 3,160,075	1039

		0.00	2021	202	1	2022	2022	2022	2022
		Qtr	Qtr. Ending		Actual	Qtr. Ending	Actual	Adopted	% of Budget Used
	TOTAL EXPENDITURES	00	06/2021	To Date	06/2022	To Date	Budget		
2	REC ADMINISTRATION		51,552		44,003	53,949	158,000	240,434	66%
7	LIBRARY		77,854	2	66,458	105,873	284,522	520,885	55%
16	NON-DEPARTMENTAL		17,025		45,053	40,181	49,473	62,000	80%
50	48 DEBT SERVICE			8	66,583	-	855,876	926,875	92%
54	SENIOR LIFE CENTER		39,485		29,641	63,840	148,446	300,722	49%
56	RECREATION CENTER		173,580	5	53,252	222,288	543,765	1,156,209	47%
80	TRANSFERS OUT	27/20	90,264	2	70,793	98,611	295,832	394,442	75%
	Total	\$	449,760	\$ 2,2	75,783	584,741	2,335,913	\$ 3,601,567	65%



GOLF COURSE FUND

Unaudited Revenues and Expenditures
Third Quarter FY2022

April 2022 thru June 2022

75% Optimal Expenditure Rate



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		2021	2021	2022	2022	2022	2022
		Qtr. Ending	Actual	Qtr. Ending	Actual	Adopted	% of Budget
TOTAL REVE	TOTAL REVENUE	06/2021	To Date	06/2022	To Date	Budget	
GOLF COU	RSE REVENUE	241,855	574,324	322,904	742,830	896,972	83%
<u> </u>	otal	\$ 241,855	\$ 574,324	\$ 322,904	\$ 742,830	\$ 896,972	83%

		2021	2021 Actual	Qtr. Ending	2022	2022	2022
		Qtr. Ending			Actual	Adopted	% of Budget
	TOTAL EXPENDITURES	06/2021	To Date	06/2022	To Date	Budget	Used
39	GOLF COURSE	192,511	620,026	357,710	865,151	1,054,201	82:
80	TRANSFERS OUT	1,750	5,250	1,750	5,250	7,000	75
	Total	194,261	625,276	359,460	870,401	1,061,201	825

CITY OF LANCASTER CITY COUNCIL

City Council Work Session

Meeting Date: 07/18/2022

Policy Statement: This request supports the City Council 2021-2022 Policy Agenda

Goal(s): Financially Sound Government

Healthy, Safe & Engaged Community

Sound Infrastructure Quality Development

Professional and Committed City Workforce

Submitted by: Opal Mauldin-Jones, City Manager

Agenda Caption:

Discuss and receive a presentation regarding the City Council's Five-Year Goals and Objectives established during the annual City Council Strategic Planning Session held on June 25th and 26th, 2021, for the third quarter of the Fiscal Year 2021/2022.

Background:

City Council conducted an annual Strategic Planning Session on June 25th and 26th, 2021. This report represents activity for the third quarter of the Fiscal Year 2021/2022 (April 1, 2022, through June 30, 2022). This is a review of the implementation and progress of the goals and objectives outlined in the Fiscal Year 2021/2022 strategic plan, and how said goals and objectives connect to continued progress toward the realization of the Vision.

Attachments

Third Quarter Update

9.

Fiscal Year 2021-2022 Third Quarter Update April 1, 2022 – June 30, 2022

Financially Sound Government

The City has a long-range financial plan and prudent fiscal policies and processes. Appropriate reserve levels and a competitive tax rate ensures the needs of the community and responsibly manages its debt.

Goal: 1. Begin planning for future bond election

- Maintain Transparency Award:
 - A. The City was awarded the Transparency Award in May 2022 from the Texas Comptroller Office for FY21 by successfully meeting the reporting requirements under the 5 Transparency reviewed areas: Traditional Finances, Contracts & Procurement, Economic Development, Public Pensions, and Debt Obligations.
- 2. Maintain appropriate reserve levels:
 - A. City policy stipulates a reserve fund balance at year end at a minimum of 12%, target of 18% and maximum of 25%. We are in the processing of reviewing existing commitments, excess fund expenditures, while keeping the fund balance in accordance with City policy. As of June 30, 2022 the General Fund balance is estimated at \$24,496,311 with \$16,108,270 reserved for dedicated road projects and truck and equipment purchases approved by City Council.
- 3. Competitive tax rate:
 - A. The City reduced the tax rate in 2021/22 to \$.769287 from \$.819736 in 2020/21...

Healthy, Safe, & Engaged Community

Lancaster is a place where we embrace public safety and proactive code enforcement in our neighborhoods to sustain vibrant residential and business communities. The community celebrates unity and participates in City-wide events, recreational and cultural activities. Residents have opportunities for involvement in civic life through boards and commissions, youth and parent volunteer opportunities in recreation, sports teams, City elections, and Civic Academies, Schools and City-wide celebrations.

Goal: 1. Explore funding options for a small business assistance initiative

Goal: 2. Develop proactive code compliance strategy

Staff continues to track sales tax revenue. Current Year-to-date increases are 90.77%. In addition, staff tracks incoming projects filed with the Texas Department of License and Registration - Architectural Barriers Projects. Since January 1 until March 31 include nine projects at a value of \$131,492,699.

Continue conversations with the Small Business Development Center and refer companies to them as needed. Started feasibility study regarding establishing a revolving loan fund for local entrepreneurs. SBDC Programs deliver professional, high quality, individualized business advising and technical assistance to existing small businesses and pre-venture entrepreneurs. SBDCs provide problem-solving assistance to help small businesses access capital, develop and exchange new technologies, and improve business planning, strategy, operations, financial management, personnel administration, marketing, export assistance, sales and other areas required for small business growth and expansion, management improvement, increased productivity and innovation.

Code Compliance

Commercial Code Compliance Cases

LANCASTER PLAZA INC	1057 W PLEASANT RUN RD.	Illegal Banner	4/13/2022	Abated by Owner
LANCASTER REALTY PARTNERS LLC	4301 CONNECTICUT Ave.	High grass and weeds - Commercial	4/20/2022	Abated by Contractor
LANCASTER REALTY PARTNERS LLC	4300 BOARDWALK Ave.	High grass and weeds - Commercial	4/20/2022	Abated by Contractor
WILLIAMS DERICK V RSP HOLDING LLC	631 W PLEASANT RUN Rd.	High grass and weeds - Commercial	4/20/2022	Abated by Contractor
ARABIL INC	1747 N HOUSTON SCHOOL Rd.	High grass and weeds - Commercial	4/21/2022	Abated by Contractor
SANCHEZ TERESA LUCERO & LOPEZ EXPERANZA SAENZ	3520 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
FAWAZ BASSEMA MOHAMMAD	3524 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
FAWAZ BASEMMA MOHAMMAD	3528 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
THOMPSON LEON	2296 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
THOMPSON LEON	2300 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
KC SERVICE CORP SLJ COMPANY LLC GP	2342 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
LANCASTER CITY OF	1011 E BELT LINE Rd.	High grass and weeds - Commercial	4/22/2022	Abated by Contractor
ASHTA VINAYAK LLC	2480 N I-35E	High grass and weeds - Commercial	4/22/2022	Abated by Owner
GARCIA JOSE JR	3140 SHERWOOD Ave.	High grass and weeds - Commercial	4/22/2022	Abated by Owner
GARCIAVARGAS SALOMON	1260 N HOUSTON SCHOOL Rd.	No building permit	4/26/2022	Abated by Owner
MARTINEZ FELIPE	1910 N I-35E	High grass and weeds - Commercial	4/27/2022	Abated by Owner

GIBBS P JEFFREY	1920 N I-35E Suite # 102	No Sign Permit	4/27/2022	Abated by Owner
GOYAL M G	1000 W PLEASANT RUN Rd.	High grass and weeds - Commercial	4/27/2022	Abated by Owner
MEJIA MARCO JAVIER	613 E MAIN St.	High grass and weeds - Commercial	4/27/2022	Abated by Contractor
ROBERTS JAMES TRAVIS III	607 E MAIN St.	High grass and weeds - Commercial	4/27/2022	Abated by Contractor
CASASEVELIOFLORES INC	2714 TANGLEWOOD Dr.	No building permit	4/28/2022	Abated by Owner
CARDONA JUAN &	2710 TANGLEWOOD Dr.	No building permit	4/28/2022	Abated by Owner
CLARK TARA	1111 PRESCOTT Dr.	High grass and weeds - Commercial	4/28/2022	Abated by Owner
MEGATEL HOMES III LLC Nick Martino/ Lenart Development Company, LLC	1501 CHAPMAN Dr.	High grass and weeds - Commercial	4/28/2022	Abated by Owner
GANGA HOTEL LLC	2514 BALOMEDE Ave.	High grass and weeds - Commercial	4/29/2022	Abated by Contractor
WINTERGREEN ESTATES LLC	1875 W WINTERGREEN Rd.	High grass and weeds - Commercial	4/29/2022	Abated by Owner
WALDROP CHARLES W III & CINDY L	2281 W PLEASANT RUN Rd.	High grass and weeds - Commercial	4/29/2022	Abated by Owner
3 EAGLENEST CIRCLE PROPERTY &	2111 W PLEASANT RUN Rd.	High grass and weeds - Commercial	4/29/2022	Abated by Owner
RAMOS JOAQUIN	3201 BELVEDERE Dr.	High grass and weeds - Commercial	5/2/2022	Abated by Contractor
SHAHLA ASSET INC	966 N BLUEGROVE Rd.	High grass and weeds - Commercial	5/3/2022	Abated by Contractor
RIOS CARMEN	3505 CUMBERLAND St.	No building permit	5/4/2022	Abated by Owner
SEKANT DEVELOPMENT &	1707 ENCHANTED Ln.	No building permit	5/4/2022	Abated by Owner
MAY KENNETH & RICHMOND DEBORAH	1314 IRENE Ave.	No building permit	5/4/2022	Abated by Owner

BLUE GROVE PLAZA LP % PINNACLE PPTY CO INC KEITH FINLEY	1450 W PLEASANT RUN Rd. Bldg. ALL	Commerical Dumpster Violation	5/4/2022	Abated by Owner
ANCIRA JESSE	1456 PARK CIRCLE Dr.	High grass and weeds - Commercial	5/5/2022	Abated by Contractor
TASTY BURRITO INC	1459 PARK CIRCLE Dr.	High grass and weeds - Commercial	5/5/2022	Abated by Contractor
MEMAR MASOUD OSTADHASSAN	1445 PARK CIRCLE Dr.	High grass and weeds - Commercial	5/5/2022	Abated by Contractor
MOSLEY L G & JYNNIFER	1421 S HOUSTON SCHOOL Rd.	No building permit	5/5/2022	Abated by Owner
PAPA REAL ESTATE INVESTMENTS LLC	200 S I-35E	High grass and weeds - Commercial	5/9/2022	Abated by Owner
COX LENARDORE L	1115 W WINTERGREEN Rd.	High grass and weeds - Commercial	5/13/2022	Abated by Owner
PERSPECTIVE PLUS LLC (Richard R. Richardson)	2815 BASKIN Dr.	No building permit	5/17/2022	Abated by Owner
SMITH DOROTHY J	1053 BUMBLE BEE Dr.	No building permit	5/26/2022	Abated by Owner
S C TEXAS LAND LP	1445 W PLEASANT RUN Rd. Suite # 600	High grass and weeds - Commercial	6/6/2022	Abated by Owner
GOYAL M G	1000 W PLEASANT RUN Rd.	High grass and weeds - Commercial	6/7/2022	Abated by Owner
LANCASTER ISD	1109 W MAIN St.	High grass and weeds - Commercial	6/7/2022	Abated by Owner
S C TEXAS LAND LP	1445 W PLEASANT RUN Rd.	Maintenance of Signs	6/15/2022	Abated by Owner
PORTOFINO APARTMENTS LLC	1400 N Bluegrove Rd.	Illegal Banner	6/15/2022	Abated by Owner
TOVAR MARIA L & MIRANDA AALIYAH	1213 S HOUSTON SCHOOL Rd.	No building permit	6/15/2022	Abated by Owner
CARBAJAL LILIANA &CASTELAN STEVE	1620 ENCHANTED Ln.	Pool cleanliness violations	6/20/2022	Abated by Owner
MOFFITT LAWRENCE E ESTATE % STACY MOFFITT FAIRBANKS	240 W BELT LINE Rd.	No building permit	6/22/2022	Abated by Owner
ALLEN PAUL L	1630 W PLEASANT RUN Rd.	High grass and weeds - Commercial	6/23/2022	Abated by Owner

WILLIAMS DERICK V RSP HOLDING LLC	631 W PLEASANT RUN Rd.	High grass and weeds - Commercial	6/23/2022	Abated by Owner
MOORE GLORIA	700 W BELT LINE Rd.	No building permit	6/24/2022	Abated by Owner
KOLLE FRITZ MOREIRA	700 W BELTLINE Rd.	No building permit	6/24/2022	Abated by Owner

Animal Shelter Update

Animal Services responded to 194 animal calls for service that included but were not limited to loose stray animals, aggressive animals, police and fire assist, deceased animal pick up, animal neglect and animal cruelty.

Animal Services recorded a total of 34 rescues, 18 adoptions, and 6 redemptions and 4 euthanizations.

Police Department Update

OFFENSES				
	3Q2021	3Q 2022	UP/DOWN	
Assault	124	131	7	
Burglary Building	9	13	4	
Burglary Habitation	11	20	9	
Burglary Vehicle	30	61	31	
Criminal Mischief	59	66	7	
Drug Crimes	42	39	-3	
DWI	9	19	10	
Financial Crimes	30	35	5	
Information Report	402	438	36	
Mental Evaluations	52	41	-11	
Murder	2	0	-2	
Robbery	12	13	1	
Runaways	26	37	11	
Sex Assault	8	6	-2	
Theft	186	201	15	

CALLS FOR SERVICE					
	3Q2021	3Q 2022	UP/DOWN		
Total Calls	13096	10988	-2108		
Close Patrols	5666	1384	-4282		
House Check Request	8	14	6		
House Checks	22	69	47		

PATROL			
	3Q2021	3Q 2022	UP/DOWN
Traffic Stops	1915	3117	1202
Field Contacts	148	29	-119

WARRANTS			
	3Q2021	3Q 2022	UP/DOWN
New Felony	9	58	49
New Misdemeanor	18	68	50

UUMV	36	58	22
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New Warrants Total	27	126	99
Warrants Served	1	37	36

ARREST			
	1Q 2021	1Q 2022	UP/DOWN
Arrest	293	375	82

ACCIDENTS			
	3Q2021	3Q 2022	UP/DOWN
Total Accidents	225	189	-36

Fire Department Update

ThredUP Distribution donated Argo Avenger, this ATV is an amphibious all-terrain vehicle The vehicle is a means of transport viable on land as well as in/under water. It will greatly aid in off road, difficult terrain situations. It will also be used for certain special events.

Municipal Court Update

The third quarter of FY2021-2022 the Municipal Court collected revenues of \$360,363.00. This is a decrease of \$51,130.00 from the same period of last year, \$411,493.00. There were 2,719 warrants issued for the 3rd Quarter, and 1,470 were served/recalled during the same period. The number of cases filed totaled 2,325 and 2,070 Trial/Hearings held with 1,566 dispositions for the 3rd Quarter of FY2021-2022.

Municipal Court FY 2021-2022 Report

FY2021-2022	Financial					
	State Cost	City	Fines	Tech Fd	Bldg Sec	Total
October	\$17,735	\$42,802	\$31,037	\$279	\$218	\$92,071
November	\$21,277	\$52,055	\$39,597	\$354	\$265	\$113,548
December	\$17,813	\$42,302	\$28,276	\$223	\$170	\$88,785
January	\$16,277	\$39,258	\$27,930	\$216	\$162	\$83,844
February	\$13,768	\$39,264	\$22,477	\$225	\$169	\$75,903
March	\$32,289	\$82,997	\$55,429	\$863	\$647	\$172,224
April	\$23,138	\$57,058	\$41,851	\$294	\$220	\$122,561
May	\$23,459	\$59,913	\$37,893	\$388	\$291	\$121,944
June	\$22,765	\$55,195	\$37,293	\$346	\$259	\$115,858
July	\$0	\$0	\$0	\$0	\$0	\$0
August	\$0	\$0	\$0	\$0	\$0	\$0
September	\$0	\$0	\$0	\$0	\$0	\$0
FY2021-2022	\$188,522	\$470,843	\$321,784	\$3,187	\$2,402	\$986,737

Parks and Recreation Update

Summer Day Camp 2022

Summer Day Camp 2022 was launched by the Parks and Recreation Department on June 13, 2022.

- Lancaster Police and Fire Department lead weekly programs that engage the camper.
- A weekly library visit is scheduled for the participants, as well as swimming, arts and crafts, sports and nature walks.
- Lancaster Independent School District provides lunch and snacks for the participants.

Parks

- The Easter Event had 124 Attendees.
- Cinco De Mayo had 300 Attendees.

Digital Media Platforms

BSW partnership highlighted our 19 parks (Bear Creek Nature Park on "Around the Town" live broadcast featured on Facebook.

Recreation Division

There were 8,399 membership scans and 1,537 active memberships in the third guarter.

During the 3rd quarter, the following group exercise programs were offered by the Lancaster Recreation Center with the Fitness in the Park program launch in May.

New Fitness Program	8 active memberships
Water Aerobics, morning and afternoon	115 active memberships

Fitness in the park

Fitness in the park is a new program that promotes fitness awareness and we currently have a total of 8 active memberships.

Special Events

On Saturday, June 18, 2022, the City of Lancaster hosted the Juneteenth celebrations that were presented by the Best Southwest (BSW) cities Lancaster, Cedar Hill, DeSoto and Duncanville. The event brought approximately 4000 participants that were community members, food trucks/vendors, merchandise and display vendors, fashion models, and 3 live entertainers featuring Bobby V on stage as the musical guest.

Reservations

Social media campaigns and the city's website are used to promote parks and pavilion reservations. There were 746 rentals last quarter and this quarter there were 637 rentals which included National Recreation and Park Association (NRPA) annual Maintenance Rodeo.

Aquatics and Athletics

Aquatics

- Cinco de Mayo Splash Party
- LISD Splash Party
- Open Swim
- LISD Girls Athletics Water Workouts
- Level 3 Swim Lessons

Fitness Swim	2160
Youth Swim Lessons	92
Open Swim	549
Pool Parties	23

Youth Programs

The 2022 Standards of Care for Youth Programs adopted by City Council on Monday, May 9, 2022.

• The department launched two (2) new youth programs June 2022 (Twirling Tots and Dance Works) which collectively receive 19 participated each week.

Senior Life Center

The Senior Life Center is reopened to the public Monday, Tuesday, Thursday and Friday from 8:00 a.m. to 11:00 a.m. and 2:00 p.m. to 4:00 p.m.; Wednesday 8:00 a.m. to 11:00 a.m. and 1:00 p.m. to 4:00 p.m. The Senior Life Center focuses on cleaning/Sanitization and Health and Symptom Awareness. Daily facility cleaning and sanitization is performed for the safety of participants and staff. For the safety of everyone, patrons who are running a fever, are experiencing symptoms of COVID-19, or who have had a close contact within the last 14 days with someone who has or is believed to have COVD-19 please stay at home.

The Senior Life Center (SLC) offered multiple programs during this quarter including: The Price is Right, BINGO, cards, coffee – conversation and coloring, card making, croquet, dominoes, fitness activities, sewing, knitting and crochet, line dancing, billiards and word and number search.

Senior Life Center scanned 1,198 in the third quarter and hosted activates had 425 participants.

Transportation continues to perform routine checks on the vans and buses assign to the Senior Life Center and ensure all registration are updated yearly.

The Senior Life Center (SLC) offered multiple programs during this quarter including: The Price is Right, BINGO, cards, coffee – conversation and coloring, card making, croquet, dominoes, fitness activities, sewing, knitting and crochet, line dancing, billiards and word and number search.

- Senior Life Center staff continues to provide home delivery meals for seniors 60 years and up.
- Senior Life Center provides weekly wellness checks to more than 80 members by phone or in person.
- Senior Life Center have monthly informational sessions highlighting companies that the seniors could benefit from insurance, health care, transportation, etc.

Library Services Division Update

The Library is dedicated to offering a safe and engaged community to its citizens by providing daily computer, Internet, copy, fax and print services, and also provides weekly and monthly programs that target adults, teens, children and families collaborating with local businesses, faith based institutions and our Independent School District.

In our efforts to fight COVID 19, a number of virtual programs have been created to offer 24/7 access to tutorials and instructions. Our Virtual programs include a Tumble-book Story-time, Online Cataloging Basics, Microsoft Word Basics, Microsoft PowerPoint Basics, Microsoft Excel Basics, The Tex-Share Database and Resume Building such as weekly, in-person programs like Ancestry Help each Monday from 4:00 PM to 6:00 PM.

Library Activities

- Information on Medicare is provided on Mondays from 11:00AM to 12:00PM.
- Children's Story-time is provided on the First and Third Tuesday of the Month at 11:30 12:30 PM. We
 have a Mystery Book Club that meets the 3rd Friday of each month from 4:00 PM to 5:00 PM, and a
 Spanish Conversation Group meets the 4th Friday of each month from 4:00 PM to 5:00 PM.

April 2022

- Lancaster Veterans Memorial Library had an active month of April. National Library Week began on April 3rd –April 9th.
- A celebration with local home school students was held on Wednesday, April 6th with visitors enjoying the movie "The Lion King".
- Another popular national event recognized by libraries is Drop Everything and Read (DEAR) held on April
 12 in honor of the author Beverly Cleary. The library had a display of her books with the featured
 character Ramona in the children's section.
- Poetry month was also acknowledged by the library with a discussion during our Writers Group on April 14.

May 2022

 The Library recognized Privacy Week as an initiative that invites library users into a national conversation about privacy rights in the digital age. The library provided a display of available books for the community to check out. Registration for Summer Reading took place the week of May 23 - May 27th for those who wanted to get a head start on the Summer Reading Program.

June 2022

• The Summer Reading Program Kick-Off Party began on Wednesday, June 1. The library provided Pizza and refreshments for the visitors who signed up for summer reading with the Reader Zone App in order to

track reading activity. Numerous programs were scheduled for readers of all ages with entertainers such as Creature Teacher, Captain Maggie, Fun Time Entertainment and All About Animals providing shows for our readers.

Sound Infrastructure

The City supports an adequate and well-maintained municipal Infrastructure to meet both current demands and future expansion needs.

Goal: 1. Begin planning for Fire Station #4 site selection and funding

Goal: 2. Initiate planning for broadband community network

Goal: 3. Update the facility needs assessment

- This quarter, CityGate met with staff several times to discuss the finalization of the Fire Master Plan. A
 presentation of the draft master plan will commence in the fourth quarter and the consultants will
 discuss recommended locations of the proposed fire station 4.
- In December 2021, staff was contacted by Dallas County seeking partnership with their efforts of a path forward for broadband connectivity throughout Dallas County. Dallas County advised that they would be conducting a countywide study to identify where connectivity issues existed and that there were no funding commitments from the City. Previous communication with the County indicated that they were in contract negotiations with the potential vendor who would be conducting the study and that they would contact staff once that process has commenced. Council allocated \$2,801,595.00 towards broadband implementation. Following the study with the County, staff will provide Council with an update.
- This quarter, the consultants Randell Scott & Associates met with staff to discuss the finalization of the Facilities Master Plan. A presentation of the draft master plan will commence in the fourth quarter.
- ARPA Updates:
- On July 1, 2022, a submittal of 30% completion was received from Hardin & Associates Consulting on the progress of the American Rescue Plan (ARPA) Project, Sewer and Water Main Replacement in the area of N. Beckley Ave. to S. Lancaster Hutchins Road, Donlee Road to Main Street.
- At the August 16, 2021, during City Council Special Worksession, Council received a presentation regarding the American Rescue Plan Act of 2021 (ARPA). This Act provided funding to local governments to broadly respond to the COVID-19 public health emergency. The City of Lancaster's allocation was \$9,720,147.20 divided into two equal tranches of \$4,860,073.60. At the October 18, 2021, City Council Worksession, Council identified key projects for the appropriation of those ARPA dollars. The following projects were identified:
- Premium Pay: At the November 8, 2021, City Council regular meeting, Council considered a resolution establishing the Premium Pay Program funded and provided for under the American Rescue Plan Act (ARPA) Coronavirus Local Fiscal Recovery Funds (CLFRF). There were two categories of employees who were eligible to receive payment. 1) Emergency responders, defined as Sworn Fire, Sworn Police, and Dispatch personnel who play a critical role in protecting people and property during fires, medical emergencies, natural and man-made disasters. Eligible employees in this category received a \$2,000 lump sum dependent upon eligibility for fiscal year 2021 and fiscal year 2022.
- 2) General government essential personnel, defined as those who provided basic services that
 residents of a city expect the City Government to provide in exchange for the taxes which citizens pay.
 Eligible employees in this category received a \$1,500 lump sum dependent upon eligibility for fiscal
 year 2021 and fiscal year 2022.
- Generators: At the March 28, 2022, City Council regular meeting, Council considered a resolution authorizing the purchase of twelve (12) generators from Clifford Power through an interlocal agreement with Buyboard in an amount not to exceed one million, three hundred thousand, three hundred seventy-

nine dollars and seventy-one cents (\$1,300,379.71). Generators were purchased for the following facilities:

Animal Shelter
 690 East Main Street

o City Hall 211 N. Henry

Municipal Court Building
 220 West Main Street

Fire Station - No. 2
 3132 North Houston School Road

Fire Station - No.3
 Fleet Facility
 1960 West Beltline Road
 631 East Third Street

Veterans Memorial Library
 Public Safety Building
 1600 Veterans Memorial Parkway
 100 Craig Shaw Memorial Parkway

James R. Williams Pump Station 1999 North Jefferson

Recreation Center 1700 Veterans Memorial Parkway
Senior Life Center 240 Veterans Memorial Parkway

Visitors Center
 103 N. Dallas Avenue

- Resident Assistance Program: Staff previously worked with St. Vincent de Paul of Lancaster to facilitate
 the resident assistance program; however, after several attempts and conversations with their legal
 department, the organization decided not to pursue the partnership due to the required federal
 language in the contract. Since this time, staff has been in contact with Catholic Charities of Dallas
 who has agreed to the required federal language and staff will bring an agreement to the Council for
 consideration in the fourth quarter.
- Broadband: Council allocated \$2,801,595.00 towards broadband implementation. Following the study with the County, staff will provide Council with an update.

Airport Update

Work continues with TXDOT Aviation to complete pavement rehabilitation on major asphalt surfaces and repaint all runway, taxiway, and apron markings.

The cooperation between Lancaster Independent School District (LISD) and Instinct Aviation Academy brought Lancaster High School students for training conducted by Airport staff for insight on Airport Operations during an aviation summer camp. Staff increased with the hiring of a new part-time Airport Operations Agents to better serve aviation customers.

<u>Public Works Update</u> Streets and Stormwater

Street 3rd QT

Overlay Sections Asphalt Street on:	13
Donlee	
Sunnymeadow	
Martin,	
Balomede,	
Lyon,	
Rutgers,	
N. Crest St.,	
N. Ellis St.,	
Oakbluff,	
Bruce,	
Henry St.,	
Verona Dr.,	
Elm St.,	
Brookhaven,	
4 ^{th St.}	
Concrete alleys, approaches, curbs repaired	3
904 Trinity,	

Oakbluff Alley, 1023 Westover	
Street/traffic signs & object markers replaced/repaired	91
Sidewalk replacement program at:	2
2930 Marsh Dr.,	
614 Willowood	

Special Projects

- Trinity Dr. alley reconstruction 100% completed from behind 904 Trinity (not the entire alley).
- Houston School Road/University Hills Blvd. landscaping restoration on I-20 underpass both sides 2% completed.
- Restripe roadways throughout the City 100% completed on the following streets:
 - o Beltline Road from Bluegrove Road to North I-35 Service Road,
 - o North Bluegrove Road from Beltline Road to Pleasant Run Road,
 - o Lancaster Hutchins Road from Dallas Avenue to East Wintergreen Road,
 - North Houston School Road from Pleasant Run Road to Wheatland Road
 - East Wintergreen Road from North Dallas Avenue to North Jefferson Stre
 - o North Jefferson Street from Pleasant Run Road to East Wintergreen Roa
 - East Main Street from Dallas Avenue to Lancaster Hutchins Road,
 - o East Wintergreen Road from North Jefferson to Wilmer City limits,
 - o Cedardale Road from Dallas Avenue to North Houston School Road,
 - West Main Street from South Houston School Road to Dallas Avenue,
 - o Ames Road from North Houston School Road to West Wintergreen Road
 - Beltline Road from West Main Street to Wilmer City limits,
 - Veterans Memorial Parkway from North Dallas Avenue to North Jefferson Street,
 - Chapman Drive from Pleasant Run Road to Wintergreen Road,
 - Westridge Drive from Pleasant Run Road to Griffin Street,
 - o Dewberry Boulevard from Pleasant Run Road to Donlee Road,
 - o Elm Street from Pleasant Run Road to West Main Street.
 - o Rogers Avenue from Pleasant Run Road to Balkin Drive,
 - o Sunny Meadow Road from West Wintergreen Road to Donlee Road,
 - o Donlee Road from Sunny Meadow Road to Rogers Avenue,
 - o Carol Avenue from West Park Place Drive to Arbor Lane,
 - o Arbor Lane from North Dallas Avenue to North Elm Street.
 - o East Reindeer Road from McBride Road to Nokomis Road.

Water/Wastewater Special Projects

<u>Water</u>	3 rd QT	
Water Lines Replaced on:	3	1
Kiowa between Sequoia and Poinsettia		
Sequoia between Kiowa and Westridge		
Poinsettia between Kiowa and Westridge		

Wastewater

No sewer mains were replaced this quarter. Awaiting dead end of Katy Street to begin.

Professional & Committed City Workforce

Lancaster City Government is an employer of choice with competitive pay that attracts an engaged, responsive, customer- oriented, innovative, and effective workforce. Some employees live in the City and all have a sense of ownership for the community. City employees feel needed and appreciated by elected officials, residents, and businesses. Employees are respectful and appreciative of their customers and the City's governing body. The City Council and City's executive staff are engaged with residents and attends community events, upholds strong customer service, and uses technology to aid them in working smarter.

Goal: 1. Complete a salary compression analysis

No updates this quarter.

Quality Development

The City encourages high quality, diverse housing, commercial and retail development and public facilities. Policies encourage sustainable building practices, conservation and the use of alternative energy sources.

Goal: 1. Continue implementation of the Comprehensive Plan

Goal: 2. Create new TIF districts including downtown, hospital, and campus areas

Goal: 3. Review and revise development codes/overlay districts

On April 18, 2022 - The City Council provided final comments on the draft of the pattern book and blueprint that will guide the development of quality housing in the City of Lancaster. Staff is working to schedule the final adoption and presentation of the Quality Residential Development initiative.

City Council directed staff to begin preparing for a Comprehensive Plan update. Staff is currently working to develop an RFP for issuance.

In partnership with NCTCOG, staff worked to submit the RAISE grant that would assist with financing the road improvements associated with Belt Line Road and Sunrise Road.

On July 1, 2022, a submittal of 30% completion was received from Hardin & Associates Consulting on the progress of the American Rescue Plan (ARPA) Project, Sewer and Water Main Replacement in the area of N. Beckley Ave. to S. Lancaster Hutchins Road, Donlee Road to Main Street.