

ORDINANCE NO. 2004-1

AN ORDINANCE REGARDING THE USE OF THE RIDING/ROPING ARENA LOCATED ON THE SOUTH PORTION OF BLOCK 36, NEXT TO THE LITTLE LEAGUE FIELD


(a) No person shall use the Riding/Roping Arena belonging to the City of Kress, and located on the South portion of Block 36, next to the Little League baseball field, for the boarding of livestock, except upon the prior written consent of the City Council, or its delegated representative, and only upon such conditions and terms as the City Council may deem appropriate, as expressed in such written consent.

(b) This ordinance is not intended to prohibit the temporary boarding of livestock at the Riding/Roping Arena when done in connection with a special event being held at the arena, which shall be permitted, but such temporary boarding of livestock shall only be in connection with the special event and the livestock must be removed from the arena or its associated stables and other facilities no more than 24 hours after the completion of the special event, or at such other time as the City Council or its delegated representative may direct in writing.

(c) A person keeping livestock at the Riding/Roping Arena pursuant to this ordinance shall not be in violation of City Ordinance No. 260, which prohibits the keeping of livestock within the city limits.

(d) All persons who are utilizing the Riding/Roping Arena for the boarding of livestock on the effective date of this ordinance shall be given notice by the City to remove the livestock, and shall thereafter have seventy-two (72) hours from the date of such notice to remove the livestock from the arena or its associated stables and other facilities. In the event that such livestock are not removed within seventy-two (72) hours from the date of the notice, the City shall be entitled, at its sole election, to remove the livestock to another location and charge the expense of such relocation to the owner or owners of the livestock, or to charge the owner or owners of such livestock a reasonable rate for the stabling of the livestock until such time as the livestock are moved from the premises, or both. By allowing the livestock to remain on the Riding/Roping Arena premises after the expiration of the seventy-two (72) hour period set forth in this paragraph, the city shall not thereby assume liability for the care, safety, or well-being of such livestock.

**PASSED, APPROVED AND ADOPTED ON THE 2ND DAY OF
FEBRUARY 2, 2004.**


MAYOR