

## AGENDA



Thursday, February 12, 2009

**Health and Human Services**  
**RECOMMENDATION FOR COUNCIL ACTION**

**Item No. 9**

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**Subject:** Approve an ordinance amending the City Code to add a new Chapter 10-8 related to the intentional feeding of deer, creating an offense and establishing a penalty.

**Fiscal Note:** There is no unanticipated fiscal impact. A fiscal note is not needed.

**For More Information:** David Lurie, HHSD Director, 972-5010; Linda Terry, Agenda Coordinator, 972-5023.

**Boards and Commission Action:** To be reviewed by the Public Health and Human Services Subcommittee on February 11, 2009.

**Prior Council Action:** Council approved resolution requesting City Manager to create a prohibition to feeding deer within the city limits, December 18, 2008.

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On December 18, 2008, the City Council approved a resolution directing the City Manager to prepare an ordinance amending the city code to prohibit the intentional feeding of deer within the city limits of Austin, and to explore opportunities for community education regarding the feeding of deer. The attached ordinance creates an offense and establishes the penalty as a Class C misdemeanor.

Violations will be reported to the director of the Health and Human Services Department and the director is given authority to enforce the chapter and seek injunctive relief. Any city employee conducting an inspection under any provision of the city code may be authorized by the city manager to inspect for compliance of this chapter and issue a citation.

The new chapter also authorizes the city manager to establish and implement a program to educate the community about the dangers of overpopulation of deer in urban and suburban areas. HHSD and other city department programs will be utilized for design and presentation of an appropriate education program.