

**ORDER PROHIBITING ROADSIDE SALES OF NON-LIVESTOCK ANIMALS IN
UNINCORPORATED AREAS**

STATE OF TEXAS §
COUNTY OF HIDALGO §

1. INTRODUCTION:

WHEREAS, the Hidalgo County Commissioners Court recognizes that the roadside sale of non-livestock animals poses a public safety hazard and creates dangerous conditions for both vendors and drivers; and

WHEREAS, the Hidalgo County Commissioners Court recognizes that the roadside sale of non-livestock animals poses a threat to the health, safety, and welfare of residents of Hidalgo County by contributing to the unwanted pet population; and

WHEREAS, the Hidalgo County Commissioners Court finds that this Order Prohibiting Roadside Non-Livestock Animal Sales in Unincorporated Areas is necessary to promote the public health, safety, and welfare of the County; and

WHEREAS, the Hidalgo County Commissioners Court is authorized under Texas Transportation Code Chapter 285, as amended by H.B. 2731 of the 89th Regular Legislative Session, to enact orders to regulate the sale of non-livestock animals in any parking lot or the right-of-way of any public road located in an unincorporated area of the County;

NOW THEREFORE, The Hidalgo County Commissioners Court enters the following Order.

2. PROHIBITED CONDUCT:

- A. This Order applies to the right-of-way of any public highway or road located in the unincorporated areas of Hidalgo County, and to any parking lot located in the unincorporated areas of Hidalgo County.
- B. The sale of non-livestock animals, as well as the sale of items and/or solicitation of money by a vendor of live animals, in any of the areas described by Paragraph 2.A. is prohibited.
- C. The erection, maintenance, or placement of a structure by a vendor of live animals in any of the areas described by Paragraph 2.A. is prohibited.

3. ENFORCEMENT:

- A. A person commits an offense if the person knowingly violates a provision of this Order. An offense under this Order is a Class C misdemeanor. Each day a violation of this Order continues is a separate offense.
- B. The County may remove any structure that is in violation of this Order.

4. INTERPRETATION:

- A. This Order becomes effective upon adoption by the Hidalgo County Commissioners Court.
- B. This Order shall be interpreted liberally to accomplish its purpose. In the event of any conflict between this Order and state law, state law prevails. This Order supersedes and prevails over the Order of the Hidalgo County Commissioners Court entered March 25, 2014 titled “Order Establishing Rules for Roadside Vendors.”
- C. If any provision, section, article, paragraph or sentence of this Order shall be held invalid, such invalidity shall not affect the remaining provisions, sections, paragraphs, and sentences of this Order.
- D. Nothing in this Order should be construed as prohibiting the sale of livestock.

APPROVED, SIGNED AND ORDERED this 30th day of September, 2025.

Richard F. Cortez, County Judge

David L. Fuentes, Commissioner Pct. #1

Everardo Villarreal, Commissioner Pct. #3

Eduardo Cantu, Commissioner Pct. #2

Ellie Torres, Commissioner Pct. #4

Attest:

Arturo Guajardo, Jr., County Clerk