

ORDINANCE # 142

FIREARMS ORDINANCE

AN ORDINANCE REGULATING THE DISCHARGE OF FIREARMS WITHIN THE CITY LIMITS OF EYOTA AND PROVIDING PENALTY FOR VIOLATIONS.

City Ordinance #75 is hereby repealed.

THE CITY OF EYOTA DOES ORDAIN:

Section 1. Discharge of Firearms Prohibited. No person shall fire, discharge, or explode any gun, pistol, BB/pellet gun or other weapon propelled by means of explosive or gas in any part of the City.

Section 2. Exception. Nothing herein shall be constructed to prohibit any firing of a gun, pistol, BB/pellet gun or other weapon when done by:

- a. Law enforcement or military personnel acting within the performance of their official duties;
- b. Any person lawfully defending persons or property;
- c. A person discharging a firearm in an approved indoor shooting range, built to current building code standards;
- d. A person whose firearm is using blank ammunition in conjunction with a sporting event or ceremonial occasion.

Section 3. Bow and Arrow. No person shall fire or discharge any bow and arrow, cross bow or device designed to propel projectile from a cord connecting the two ends of a bow by pulling on the cord in any part of the City. It shall not mean devices of this type commonly interpreted to be toys.

Section 4. Repeal. Ordinance 75, FIREARMS ORDINANCE, AN ORDINANCE PROHIBITING THE DISCHARGE OF FIREARMS WITHIN THE CITY LIMITS OF EYOTA AND PROVIDING PENALTY FOR VIOLATIONS, adopted April 20, 1994 is hereby repealed.

Section 5. Penalties. Any person who violates any provision of this ordinance shall, upon conviction, shall be guilty of a petty misdemeanor and be punished by a fine of not more than \$300.

Section 6. Severability. If any provision of this ordinance is declared by any court of competent jurisdiction to be illegal and in conflict with any law, the validity of the remaining provisions and their application to other persons or circumstances shall not be affected.

Section 7. Effective Date. This ordinance becomes effective on _____.

Passed and adopted by the Eyota City Council the ___ day of _____ 2015.

"Exhibit A"