

ORDINANCE NO. 1020.2C

AN ORDINANCE AMENDING ORDINANCE NO. 1020.2B PASSED DECEMBER 9, 2012 OF THE CITY OF BURNSIDE REPEALING ORDINANCE NO. 1020.2, PASSED SEPTEMBER 18, 1989; AND ORDINANCE NO. 1020.2A, PASSED OCTOBER 3, 2005, AND RELATING TO THE DISCHARGE OF FIREARMS AND ENACTING ORDINANCE NO. 1020.2B, RELATING TO THE DISCHARGE OF FIREARMS AND BOWS AND ARROWS AND AIR GUNS.

BE IT ORDAINED BY THE CITY OF BURNSIDE AS FOLLOWS:

Section 1.1 Discharge of Firearms Unlawful.

It shall be unlawful for any person to shoot or discharge firearms in the City, unless: (1) necessary or proper for the protection of person or property; unless (2) the shooting or discharging of the firearms takes place in a properly zoned and properly constructed indoor firing range; or (3) the shooting or discharging is performed by peace officers, military personnel and similar officers in the execution of their official duties or takes place in indoor or outdoor training exercises conducted by peace officers or military personnel. In addition, peace officers are authorized to conduct indoor and outdoor law enforcement training with rifles, handguns, explosives, pyrotechnics and other devices capable of expelling a non-lethal projectile.

Section 1.2 Discharge of Bow and Arrow and Air Guns Unlawful.

It shall be unlawful for any person to shoot or cause to be released in the City any bow and arrow, or air gun, except: (1) for protection of person or property; (2) in properly zoned and properly constructed indoor ranges; (3) in temporary indoor/outdoor inflatable shooting ranges designed specifically for air guns with the shooting range under the direct supervision of an adult over the age of eighteen (18); (4) in competitions or for instructional purposes at schools and universities; or (5) in other regional, state or national competitive indoor supervised events.

Section 2.2 Excepted from this Ordinance is the area of Burnside consisting of waterway and shoreline of Lake Cumberland falling under the control of the Army Corp of Engineers.

Further excepted under this Ordinance is any activity authorized by entertainment or business permit which includes the discharge of firearms as part of their regular course of business.

There is further excepted under this ordinance is any organized hunt in the area of Burnside comprised of General Burnside Island State Park (falling under the control of the Kentucky Department of Parks) including the surrounding waterway and shoreline of Lake Cumberland (falling under the control of the Army Corp of Engineers) which is sanctioned, governed, and licensed by the Kentucky Department of Fish and

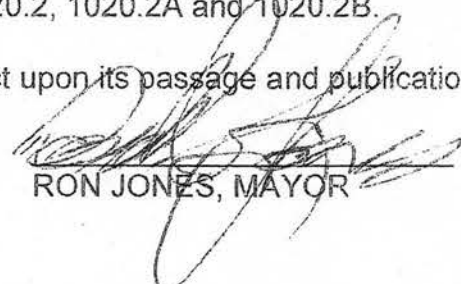
Wildlife Resources. Permitted and sanctioned hunts may ONLY include the discharge of shotgun (shotshell) firearms, bow and arrow, and air/pellet gun types of firearms. Permitted hunts in this area of Burnside must be supervised and organized by the Kentucky Department of Fish and Wildlife Resources or other appropriate governmental entity which has the authority to govern this type of event.

Section 3. Any person convicted of violating this Ordinance shall be fined not less than twenty (\$20.00) dollars nor more than one hundred (\$100.00) dollars in addition to any and all Court costs.

Section 4. The provisions of this Ordinance are hereby declared to be severable, and if any section, phase or provision shall for any reason be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this ordinance.

Section 5. All prior Municipal Orders and Ordinances in conflict herewith are hereby repealing including Ordinances Nos. 1020.2, 1020.2A and 1020.2B.

This Ordinance shall be in full force and effect upon its passage and publication.


RON JONES, MAYOR

ATTEST:


CRISSA MORRIS, CITY CLERK

FIRST READING 04/10/2017

SECOND READING 04/12/2017

DATE OF PUBLICATION: _____