

ORDINANCE NO. 2009-004

AN ORDINANCE REGULATING THE DISCHARGE OF FIREARMS IN THE CITY OF CROUCH, IDAHO; SETTING PENALTIES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Crouch, pursuant to Idaho Code Section 50-302 is empowered to impose reasonable limitations and regulations to protect the general welfare and safety within the city limits and

WHEREAS, the City of Crouch has determined that a policy to prevent the discharge of firearms that may be harmful to the health, safety and welfare of the citizens of the City should be established.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CROUCH, IDAHO, as follows:

Section 1: DISCHARGE OF WEAPONS

It shall be unlawful for any person to discharge a firearm, pellet gun, or air gun within the corporate limits of the city; provided, that this section shall not be construed to prohibit any officer of the law from discharging a firearm in the performance of his or her duties, nor to prohibit any person from discharging a firearm when lawfully defending any person or property.

Section 2: PENALTIES

Any person violating any of the provisions of this chapter shall be guilty of a misdemeanor and shall be punished by fine not to exceed \$300.00, or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Section 3: SEVERABILITY

If any provision or section of this Ordinance shall be held to be invalid by a court of competent jurisdiction, then such provision or section shall be considered separately and apart from the remaining provisions or section of this Ordinance which shall remain in full force and effect.

Section 4: EFFECTIVE DATE

This ordinance shall take effect and be in force from and after its passage, approval and publication.

DATED this _____ day of _____, 2009 in the City of Crouch by

Jim Rhodes, Mayor

ATTESTED BY _____
Kim Bosse/City Clerk & Treasurer