

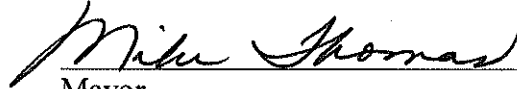
Alderman Warren

Voted:

YEAH


After having received a unanimous vote of the members of the Board of Aldermen of the City of Horn Lake, Mississippi, the Mayor declared this Ordinance adopted on this the 20th day of August 2002.

SO ORDAINED this the 20th day of August, 2002



 Mayor

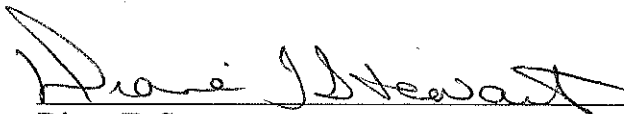
ATTEST:



 City Clerk
 Seal

Clerk's Certificate

This is to certify that I am the duly appointed, qualified and acting Clerk of the City of Horn Lake, Mississippi, organized and existing under and by virtue of the laws of the State of Mississippi; that as said Clerk, I have full custody of the Minutes and Records of the Mayor and Board of Aldermen of the City of Horn Lake, Mississippi and all other records of said City; that the foregoing page constitute a true, complete and exact copy of Ordinance #02-08-114 as found on Pages 10089 through 10093 of Minute Book #17.



 Diane T. Stewart
 City Clerk

ORDINANCE: #02-08-115

**AN ORDINANCE REGULATING THE USE AND DISCHARGE OF
 FIREARMS IN THE CITY OF HORN LAKE, MISSISSIPPI**

WHEREAS, The Mayor and Board of Aldermen have determined that it is necessary to regulate the use and discharge of firearms to promote the public health, safety, and general welfare of its citizens;

THEREFORE, Be it ordained by the Mayor and Board of Aldermen of the City of Horn Lake, Mississippi as follows:

SECTION 1. DEFINITIONS

- A. **Hunting Area** shall mean an area, which consists of five (5) acres or more of open land or five (5) acres or more of timberland within the city limits that is not within 300 yards of any occupied building, street, public way, park, school, church, commercial and/or residential developed area.
- B. **Permitted firearms** shall mean shotguns and smooth bore primitive weapons.
- C. **Police department** shall mean the Horn Lake Police Department.

SECTION 2. DISCHARGE OF FIREARMS PROHIBITED, EXCEPTIONS

- A. *It shall be unlawful for any person to discharge a firearm of any description*

anywhere within the city limits of the City of Horn Lake, Mississippi, except:

- a. By a duly authorized law enforcement officer or animal control officer when necessary in the performance of their official duties, or
- b. By a person in the performance of military duty under military regulations, or
- c. By a person acting in actual self defense or for the purpose of protecting life or property, although such discharge may be punishable as a crime pursuant to State law, or
- d. By a person engaged in lawful hunting in a hunting area as defined by this ordinance, using permitted firearms as defined by this ordinance, or
- e. By a person engaged in lawful participation at a facility properly licensed to conduct a firearms sporting activity, including but not limited to, skeet shooting, trap shooting, paint-ball events, and similar activities, or
- f. By a person engaged in lawful participation at a facility properly licensed for the conduct of firearms training, education, or qualification activities.

SECTION 3. RESTRICTIONS ON THE USE OF AIR GUNS & PELLET GUNS

A. *The use, shooting, or discharge within the city limits of any air gun, pellet gun, or any similar weapon or thing that shoots a ball or pellet is prohibited except when the following conditions are met.*

- a. *The use and discharge is not within 300 yards of any occupied building, street, public way, park, school, church, commercial and / or residential developed area and anyone under the age of 18 years must be under the direct supervision of a parent or other another person at least 21 years of age.*

SECTION 4. ENFORCEMENT AND PENALTIES

- A. The police department shall be responsible for enforcement of the provisions of this ordinance.
- B. Any person guilty of violating any provision of this ordinance shall be fined not more than \$500.00 for each violation.

SECTION 5. ORDINANCE REPEALED

This ordinance after passage and its effective date shall repeal Ordinance 79-59, an ordinance prohibiting the discharge of firearms.

SECTION 6. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed as a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 7. Effective Date

This ordinance shall become effective and be in full force from and after being certified by the City Clerk, signed by the Mayor or Board Majority, recorded in the Ordinance Book, published and after waiting 30 days after the date of passage.

The following Ordinance having first been reduced to writing, then read and considered section by section and as a whole, and the same having been introduced by proper motion made by Alderman Warren and duly seconded by Alderman McElhaney. A roll call vote was taken by the Board of Aldermen of the City of Horn Lake, Mississippi, with the following results, to wit:

Alderman Carter	Voted:	YEAH
Alderman McElhaney	Voted:	YEAH
Alderman Shackelford	Voted:	YEAH
Alderman Shannon	Voted:	YEAH
Alderman Warren	Voted:	YEAH


After having received a unanimous vote of the members of the Board of Aldermen of the City of Horn Lake, Mississippi, the Mayor declared this Ordinance adopted on this the 20th day of August 2002.

SO ORDAINED this the 20th day of August, 2002



 Mayor

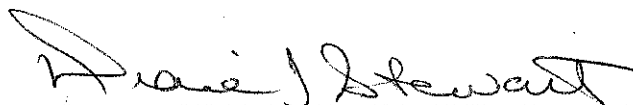
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 Diane T. Stewart
 City Clerk

ORDINANCE: #02-08-116

**AN ORDINANCE REGULATING THE MAINTENANCE
 OF "UNSAFE PROPERTY"
 IN THE CITY OF HORN LAKE, MISSISSIPPI
 AND REPEALING ORDINANCE #02-08-113**

WHEREAS, the Mayor and Board of Aldermen of the City of Horn Lake, Mississippi have an obligation to enact all needful Ordinances necessary for the preservation of the public health, safety and welfare of the City; and

WHEREAS, a continuing problem has arisen in the City of Horn Lake wherein some property owners are not maintaining a safe and healthy property environment, and