

BILL NO. 1162

ORDINANCE NO. 1076

Sponsor: Councilman Allen

AN ORDINANCE DELETING SECTION 11-46 OF THE CODE OF ORDINANCES OF THE CITY OF BLACK JACK, MISSOURI DEALING WITH INSTRUMENTS THAT PROPEL PROJECTILES AND ADOPTING A NEW SECTION 11-46 DEALING WITH INSTRUMENTS THAT PROPEL PROJECTILES.

WHEREAS, the City Council has reviewed the provisions of Section 11-46 of the Code of Ordinances of the City of Black Jack and wishes to amend and supplement said Section.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK JACK, ST. LOUIS COUNTY, MISSOURI AS FOLLOWS:

SECTION 1: Section 11-46 entitled, “**Discharge of instruments that propel projectiles; discharge of firearms**” is hereby deleted in full and in lieu thereof, a new Section 11-46 entitled, “**Discharge of instruments that propel projectiles; discharge of firearms**” is hereby adopted which shall read as follows:

**Sec. 11-46. Discharge of instruments that propel projectiles; discharge of firearms.**

(a) It shall be unlawful to discharge, fire or shoot any shotgun, rifle, revolver, pistol, or whatsoever type of firearm using lead slugs, bullets, pellets, powder, shots or any other projectiles whether discharged or shot by other motive power, within the City; provided, however, that nothing herein shall apply to officers of the law who are authorized to carry and discharge, when necessary, firearms.

(b) It shall be unlawful to discharge, fire or shoot any bow and arrow, cat rifle, BB gun, pellet gun, rubber band or spring operated gun, paintball gun, or to shoot any pebble, bullet, slug, arrow or other hard substance by means of a sling, crossbow, rubber band, pea shooter, or bow or any other means.

(c) Subsection (b) shall not apply to one’s own property or premises when such instrument or weapon can be fired or operated in such a manner to prevent the projectile from traversing any ground outside the limits of property owned or controlled by such person; provided, further, that one may fire or operate any instrument governed by subsection (b) on property owned or controlled by another person when accompanied by said person, or with the same person’s written permission when such instrument or weapon can be fired or operated in

such a manner to prevent the projectile from traversing any grounds outside the limits of such person's property.

(d) The provisions of this Section shall not apply to the discharge of blank cartridges in theater performances or sporting events, nor to the firing of salutes by firing squads at military ceremonies.

(e) Nothing in this Ordinance is intended to impede or limit any rights of a person to use deadly force under Missouri's "Castle Doctrine," RS MO § 563.011-563.031.

SECTION 2: This Ordinance shall become effective upon its passage and approval as provided by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BLACK JACK, ST. LOUIS COUNTY, MISSOURI, THIS 18th DAY OF AUGUST, 2015.

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Norman C. McCourt, Mayor

ATTEST:

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Karen E. Robinson, MRCC-S/CMC  
City Clerk

APPROVED THIS 18th DAY OF AUGUST, 2015.

APPROVED AS TO LEGAL FORM:

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Sheldon K. Stock, Special Counsel