

ORDINANCE O-2025-0026

AN ORDINANCE AMENDING, IN PERTINENT PART, THE DURANGO CODE OF ORDINANCES, CHAPTER 17 – OFFENSES – ARTICLE VIII – OFFENSES RELATED TO WAEAPONS – SECTION 17-121 – *Firearms and other deadly weapons in public buildings prohibited*, TO READ AS FOLLOWS:

(Red type indicates addition of text, strike through indicates original text removed, empty brackets [] indicate omitted and unchanged text)

Sec. 17-121. Firearms and other deadly weapons in public buildings prohibited.

(a) Prohibited activities associated with open and concealed carry of firearms and other deadly weapons in public buildings and City buses

(1) Definitions. For purposes of this section, certain terms are defined as follows:

Concealed Carry means when a person carries a firearm or other deadly weapon concealed on or about their person.

Deadly Weapon(s) means a knife, bludgeon, or any other weapon, device, instrument, material, or substance, whether animate or inanimate, as well as chemical agents such as mace, that, in the manner it is used or intended to be used, is capable of producing death or serious bodily injury.

Firearm(s) means any loaded or unloaded handgun, automatic, revolver, pistol, rifle, shotgun, or other instrument or device capable or intended to be capable of discharging bullets, cartridges, or other explosive charges.

Open Carry means when a person carries a firearm or other deadly weapon openly on or about their person.

Peace Officer means a person who meets all standards imposed by law and, at a minimum, is certified by the peace officers' standards and training board pursuant to C.R.S. § 24-31-3 and has the authority to enforce all laws of the state of Colorado while acting within the scope of their authority and in the performance of their duties.

Public Buildings means any building owned by the City and open to the public.

City Buses means any motor vehicle, including but not limited to buses, trolleys, or similar transit vehicles, that are owned or operated by the City and is used for public transportation within the city limits.

(2) Concealed Carry. It is unlawful for any person, other than a peace officer, to concealed carry any firearm or other deadly weapon in any public building or on any City bus if the City Manager has posted a sign to that effect at every public entrance to the building or on the City bus pursuant to C.R.S. § 18-12-214. No permit authorizing the carrying of concealed weapons shall be construed as abrogating or affecting this order.

(3) Open Carry. It is unlawful for any person, other than a peace officer, to open carry any firearm or other deadly weapon in any public building or on any City bus if the City Manager has posted a sign to that effect at every public entrance to the building or on the City bus pursuant to C.R.S. § 18-12-214.

(4) Authorized Personnel. All peace officers, in uniform or plain clothes, who are authorized to carry firearms in performance of their duties and who are on-duty, shall bring firearms or other deadly weapons, concealed or otherwise, into public buildings or onto City buses. Upon entry, authorized peace officers will be required to present valid credentials as well as personal identification and to state their business to security officers within the public buildings or on the City bus.

(5) Peace Officer. It is unlawful for a peace officer, whether on-duty or off-duty, shall not carry or possess a firearm or other deadly weapon or other dangerous items if the peace officer is entering a public building or on a City bus for non-official or personal business which includes, but is not limited to, the following:

- a. Jury duty.
- b. The officer is party to a court case.
- c. The officer is providing support to a friend or relative who is conducting personal business within public buildings.
- d. The officer is serving as a witness in a court case.
- e. The officer is a spectator or appearing on any personal business that is not directly related to official law enforcement duties.

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WHEREAS, the City Council has identified the City buses as an additional area where a weapon ban is necessary; and

WHEREAS, the safety and security of public transportation operated by the City, including City buses, is necessary to ensure that all passengers, drivers, and staff can travel and work without fear of violence; and

WHEREAS, the City is committed to providing safe and secure spaces for all its residents and visitors, whether in public buildings or on public transportation; and

WHEREAS, this assurance of safety cannot be given if firearms or other deadly weapons are allowed on city buses; and

WHEREAS, the efficient, effective, and fair operation of public transit requires that the public have confidence in the safety and security of city buses.

NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURANGO, COLORADO THAT CHAPTER 17 OFFENSES ARTICLE VIII – OFFENSES RELATING TO WEAPONS BE AMENDED BY ADDING SECTION 17-134 *Firearms and other deadly weapons in public buildings prohibited* BE AMENDED AS FOLLOWS;

Sec. 17-121. Firearms and Other Deadly Weapons in Public Buildings Prohibited.

(a) Prohibited activities associated with open and concealed carry of firearms and other deadly weapons in public buildings and City buses

(1) Definitions. For purposes of this section, certain terms are defined as follows:

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 - b. The officer is party to a court case.
 - c. The officer is providing support to a friend or relative who is conducting personal business within public buildings.
 - d. The officer is serving as a witness in a court case.
 - e. The officer is a spectator or appearing on any personal business that is not directly related to official law enforcement duties.

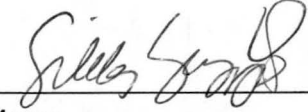
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This ordinance shall become effective ten (10) days after its passage and final publication as provided by law.

CITY COUNCIL OF
THE CITY OF DURANGO

Attest:

The seal of the City of Durango, Colorado, is circular with a dotted border. Inside the border, the words "CITY OF DURANGO, COLORADO" are written in a circular path. In the center, the word "SEAL" is written in a stylized font. Below the seal, the signature of Faye Harmer is written in cursive over a horizontal line.
City Clerk



Mayor

STATE OF COLORADO

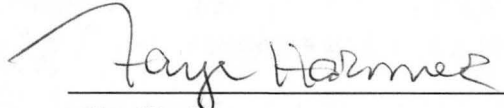
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COUNTY OF LA PLATA

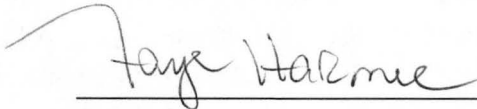
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I, Faye Harmer, City Clerk of the City of Durango, La Plata County, Colorado, do hereby certify that Ordinance No. O-2025-0026 was regularly introduced and read at a regular meeting of the City Council of the City of Durango, Colorado on the 15th day of April, 2025, and was ordered published in accordance with the terms and conditions of the statutes in such cases made and provided, in the Durango Herald, a newspaper of general circulation, on the 20th day of April, 2025, prior to its final consideration by the City Council



City Clerk

I further certify that said Ordinance No. O-2025-0026 was duly adopted by the Durango City Council on the 6th day of May, 2025, and that in accordance with instructions received from the Durango City Council, said ordinance was published by title only in the Durango Herald on the 11th day of May 2025.



City Clerk