

BILL NO. 2020-018

ORDINANCE NO. 2104

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF NIXA,
MISSOURI AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF
NIXA BY REPEALING SECTION 16-143 AND ADOPTING A NEW
SECTION 16-143 REGARDING USE OF PROJECTILE WEAPONS
IN THE CITY LIMITS OF NIXA, MISSOURI**

WHEREAS, members of the public and council have expressed concerns regarding the scope and interpretation of Section 16-143 of the Code of the City of Nixa, Missouri; and

WHEREAS, the State of Missouri has preempted the entire field of legislation touching in any way on firearms in § 21.750, RSMo.; and

WHEREAS, Council wishes provide clarity and allow the use of certain projectile weapons and bows under certain circumstances; and

WHEREAS, the amendment of Section 16-143 would provide clarity and allow a resident to utilize certain air rifles, BB guns and bows on his or her own property;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NIXA, MISSOURI, AS FOLLOWS:

Section I: Chapter 16 of the Code of the City of Nixa is hereby amended in the following manner: Section 16-143 of the Code of the City of Nixa, Missouri is hereby repealed in its entirety and in lieu thereof a new Section 16-143 is hereby adopted. The new section 16-143 shall read as follows:

Section 16-143. - Use of projectile weapons in the city limits.

- (a) No person shall shoot, fire or discharge a projectile weapon within the City limits of the City of Nixa, or on any premises owned or controlled by the City, except a person may shoot, fire or discharge a projectile weapon on private property with the permission of the owner or occupant of such property, and under circumstances when such projectile weapon can be fired, discharged or operated in such manner as not to endanger any person or property, and in which the projectile's momentum is incapable of traversing any grounds or space outside the limits of such private property.
- (b) This Section shall not apply to the City Police or other Peace Officers of the United States or the State of Missouri in the discharge of their duty or when done in the lawful use of force in the defense of person, property or family. Nor shall this Section apply to activities by the City or any school located in the limits of the City of Nixa.

(Prior Code, § 14-37; Ord. No. 1088, 5-1999; Ord. No. 1921, § 4, 12-19-2016)

Section II. All ordinances or portions of ordinances in conflict with this ordinance are hereby repealed.

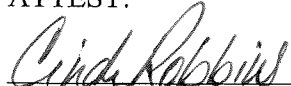
Section III. This ordinance shall be in full force and effect as of the date of its passage.

READ TWO (2) TIMES AND PASSED BY THE CITY COUNCIL FOR THE CITY OF NIXA, MISSOURI THIS 27th DAY OF JANUARY 2020.



PRESIDING OFFICER

ATTEST:



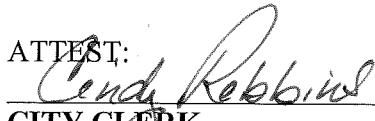
CITY CLERK

APPROVED THIS 27th DAY OF JANUARY 2020.



MAYOR

ATTEST:



CITY CLERK

APPROVED AS TO FORM



CITY ATTORNEY