

An ordinance of the City of Addison, Texas, to make it unlawful for any person to fire, shoot, explode or cause to be fired, shot or exploded any firearm, rifle, shotgun, pistol, revolver, air rifle, air pistol or other devices or instrumentality ordinarily known as firearms and capable of propelling bullets, shot or other solid or compact substance whether propelled by powder, fire, compressed air or other force or by combination of such forces, within the corporate limits of the City; providing for unlawful action, certain exemptions, repealing clause, severability clause, penalty clause and emergency clause.

Be it ordained by the City Council of The City of Addison, Texas:

Section 1: UNLAWFUL ACTION

- a. It shall be unlawful for any person to fire, shoot, explode or cause to be fired, shot or exploded any firearm, rifle, shotgun, pistol, revolver, air rifle, air pistol or other devices or instrumentality ordinarily known as fireamrs and capable of propelling bullets, shot or other solid or compact substances whether propelled by powder, fire, compressed air or other force or by combination of such forces within the corporate limits of the City.
- b. For purposes of this section, a "Taser" type of weapon is considered a firearm.

Section 2: CERTAIN EXEMPTIONS

- a. Provided; however, that this ordinance shall not apply to Police Officers while in the performance of their official duties.
- b. This ordinance shall not apply to persons who discharge, shoot or fire an air pistol, air rifle or any other device capable of discharging a solid projectile by compressed air as long as the person is within the legal boundries of his own property and the projectile does not exit outside the boundries of said property.
- c. This ordinance shall not apply to any sporting event where starter guns are used, providing that the office of the Chief of Police shall be notified, in writing, forty-eight (48) hours prior to such sporting event.

Section 3: REPEALING CLAUSE

- a. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance are hereby repealed. However, the repeal of existing ordinances by this ordinance shall not effect or prevent the prosecution or the punishment of any person for any act done or committed prior to the effective date of this ordinance in violation of any ordinance hereby repealed; and prosecution for such offenses may be instituted and causes presently pending proceeded with in all respects as if such prior ordinance or ordinances had not been repealed.

Section 4: SEVERABILITY CLAUSE

- a. If any article, paragraph or sub-division, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of the ordinance as a whole or any part or provision thereof other than the part so decided to be invalid or unconstitutional.

Section 5: PENALTY CLAUSE

- a. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not to exceed the sum of two hundred dollars (\$200.00) for each offense and each and every day such offense is continued shall constitute a new and separate offense.

Section 6: EMERGENCY CLAUSE

- a. The fact that the present City regulations are inadequate to properly protect the public health, safety and welfare creates an urgency and an emergency and requires that this ordinance shall take effect immediately from and after the publication of its caption as the law in such cases provides.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS, THIS

8 DAY OF September, 1981.

MAYOR



ATTEST:

Jacque Sharp
CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY