

ORDINANCE NO. 1067

AN ORDINANCE TO PROHIBIT THE FIRING OR DISCHARGING OF ANY GUN, PISTOL, OR OTHER DEVICE CAPABLE OF DISCHARGING A MISSILE OR PROJECTILE WITHIN THE CITY OF HARRISON, ARKANSAS, ESTABLISHING PENALTIES, AND FOR OTHER PURPOSES AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARRISON, ARKANSAS, THAT:

SECTION 1: DEFINITIONS

A. The terms "gun" and "pistol", for the purpose of this Ordinance, shall mean any weapon which expels its projectile by the combustion of powder.

B. The term "device", for the purpose of this Ordinance, shall mean any device capable of throwing or discharging any type of projectile to include, but not limited to: B.B. guns, air-guns, bean flips, sling shots, or similar devices.

SECTION 2:

A. It shall be unlawful for any person to fire or discharge any gun or pistol capable of discharging a missile or projectile within the incorporated area of the City of Harrison, Arkansas as set forth in this Ordinance.

B. It shall be unlawful for any person to fire or discharge any device capable of expelling a missile or projectile in any of the streets, alleys, or public places of the incorporated areas of the City of Harrison, Arkansas, as set forth in this Ordinance.

SECTION 3: CONFISCATION OF WEAPON(S)/DEVICE(S)

Upon the violation of any of the provisions of this Ordinance by any person, the weapon/device used in the violation may be confiscated, and, upon conviction, may be forfeited to the City of Harrison.

SECTION 4: PENALTIES

Violators of Section 2 A. above, upon conviction, shall be subject to a fine of not less than Twenty-Five Dollars (\$25.00), nor more than Two Hundred and Fifty Dollars (\$250.00), plus any court cost. Said offense shall be deemed a misdemeanor. Violators of Section 2 B. above, upon conviction, shall be subject to a fine of not less than Twenty-Five Dollars (\$25.00), or more than One Hundred Dollars (\$100.00), plus any court cost.

**SECTION 5: EXCEPTION**

PERMISSION OF CHIEF OF POLICE: The Chief of Police, or his designated representative, is authorized to grant exceptions to said Ordinance to organizations or individuals of whom they deem necessary.

**SECTION 6: SEVERABILITY**

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not effect the other provisions or applications of the Ordinance which can be given effect without the invalid provisions or applications; and to this end, the provisions of this Ordinance are declared to be severable.

**SECTION 7:**

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

**SECTION 8: EMERGENCY CLAUSE**

THIS ORDINANCE BEING NECESSARY FOR THE PROTECTION AND PRESERVATION OF THE PUBLIC HEALTH AND SAFETY, AN EMERGENCY IS HEREBY DECLARED TO EXIST AND THIS ORDINANCE SHALL BE IN FULL FORCE AND SHALL TAKE EFFECT UPON PASSAGE.

PASSED AND ADOPTED THIS 5TH DAY OF OCTOBER, 1992.

Filed for Record 9 Day of Oct.  
1992 at 9:10 o'clock A. M.  
Helen Speer, Clerk  
By Blaise Adams D.C

CITY OF HARRISON, ARKANSAS

By: William Gregg  
WILLIAM GREGG - MAYOR

ATTEST:

Raymond Noell  
RAYMOND NOELL, CITY CLERK

STATE OF ARKANSAS }  
COUNTY OF BOONE } SS  
I hereby certify that this instrument was filed for record in my office the 9 day of Oct. 1992 at 9:10 o'clock A. M., and duly recorded in Misc. Record Book No. 20 at page 267  
Witness my hand and the court seal this 9th day of October 1992.  
Helen Speer  
Circuit Clerk and Recorder  
By Mary K. Honeycutt D.C