

ORDINANCE NO. 2009 - 1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELGRADE, MONTANA PROHIBITING THE DISCHARGE OF FIREARMS, BB GUNS, AIR GUNS, PELLET GUNS OR BOWS AND ARROWS WITHIN THE CITY LIMITS WITH CERTAIN EXCEPTIONS, PROHIBITING FIREARMS, BB GUNS, AIR GUNS, PELLET GUNS, EXLPOSIVE DEVICES AND BOWS AND ARROWS IN PUBLIC MEETINGS WITH CERTAIN EXCEPTIONS, AND PROHIBITING FIREARMS, BB GUNS, AIR GUNS, PELLET GUNS AND BOWS AND ARROWS IN PUBLIC BUILDINGS, PARKS AND SCHOOLS WITH CERTAIN EXCEPTIONS.

BE IT ORDAINED by the City Council of the City of Belgrade, Montana:

The following provisions are hereby adopted as Chapter 9.10 of the Official Code of the City of Belgrade, and shall be entitled "WEAPONS".

9.10.010 Definitions.

(1) "Arrow" shall mean a shaft, usually pointed at one end and feathered or vaned at the other, and designed for shooting from a bow.

(2) "Bow" shall mean a flexible curved device with the ends connected by cord or wire, and designed for shooting arrows. The term "bow" includes cross bow, compound bow, recurve bow, traditional bow, or any other type of bow.

(3) "Firearm" shall mean a pistol, rifle, shotgun or any other type of instrument or device commonly known as a firearm, but shall not include an air gun, BB gun, or pellet gun.

9.10.20 Discharge of Firearms or Bows and Arrows Prohibited - Exceptions.

(1) It is unlawful for any person to shoot, fire or discharge any firearm within the city limits of the City of Belgrade, or on any premises owned or controlled by the city.

(2) It is unlawful for any person to shoot, fire or discharge a BB gun, air gun, pellet gun, or bow and arrow within the city limits of the City of Belgrade, or on any premises owned or controlled by the city, except on private property with the permission of the owner or occupant of such property, and under circumstances when such BB gun, air gun, pellet gun or bow and arrow can be fired, discharged or operated in such manner as not to endanger any person or property, and also in such manner as to

prevent any BB, pellet, projectile, or arrow from traversing any grounds or space outside the limits of such private property.

(3) This section shall not apply to the city police, or other peace officers of the United States or the State of Montana in the discharge of their duty, or when done in the lawful use of force in the defense of the person, property or family.

(4) The city manager, or his or her designee, may, upon application, issue permits to gun clubs, gun ranges, exhibitions or other shooting events, and such permits shall specify the place, time, date or dates, and any other requirements which may be deemed reasonable or necessary. The city council may establish from time to time by resolution a fee for any such permit.

9.10.030 Firearms, Bows and Arrows, Explosive Devices, BB Guns, Air Guns and Pellet Guns Prohibited in Public Buildings, Parks and Schools – Exceptions.

(1) No person shall wear, bear, or otherwise carry into any publicly owned or leased building, park, or school, located in the city limits of the City of Belgrade, any firearm, whether concealed or unconcealed, any explosive device, any BB gun, air gun or pellet gun, or any bow and arrow.

(2) This section shall not apply to:

(i) City police, or other peace officers of the United States or the State of Montana in the discharge of their duty;

(ii) Persons participating or displaying firearms, BB guns, air guns, pellet guns or bows and arrows at shows authorized by the city or school;

(iii) Persons participating in hunter or firearm safety courses sanctioned by the Montana Department of Fish, Wildlife and Parks and/or authorized by the city or school; or

(iv) Persons specifically authorized by the city or school to carry firearms, BB guns, air guns, pellet guns, bows and arrows, or demonstrate or use explosive devices on its premises.

9.10.040 Firearms Prohibited in Public Meetings.


(1) It is unlawful for any person, other than city police or other peace officers of the United States or the State of Montana in the discharge of their duty, to attend a public meeting anywhere within the City of Belgrade wearing, bearing, or carrying a firearm, BB gun, air gun, pellet gun, bow and arrow or explosive device, unless specifically authorized by the agency conducting the public meeting.

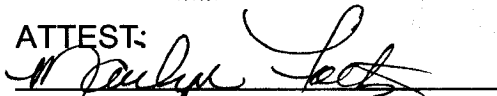
(2) For the purposes of this section a "Public Meeting" means the convening of the public or governmental bodies, boards, bureaus, commissions, agencies of the state, or any political subdivision of the state for the purpose of hearing, discussing or acting upon a matter over which the agency has supervision, control, jurisdiction, or advisory power.

9.10.050 Violations – Penalty. Any person who violates any of the provisions of Chapter 9.10 shall, upon conviction thereof, be punished by a fine not exceeding \$500 or by imprisonment not to exceed 6 months or both such fine and imprisonment, for each such offense.

Passed, adopted and approved by the City Council of the City of Belgrade, Montana, at regular session held on the 17th day of February, 2009.




Russell Nelson, Mayor

ATTEST:

Marilyn Foltz, Director of Finance