

ORDINANCE NO. 1250

AN ORDINANCE REVISING SECTIONS 16-43 OF THE CODE OF ORDINANCES OF THE CITY OF MILES CITY, MONTANA SO AS TO PROHIBIT THE DISCHARGE OF FIREARMS ON CITY OWNED OR LEASED LANDS WITHIN THREE (3) MILES OF THE CITY LIMITS EXCEPT AT APPROVED SHOOTING RANGES.

The City Council of the City of Miles City having determined that the discharge of handguns, rifles and shotguns on City owned or City leased lands within three (3) miles beyond the City limits of the City of Miles City, other than at approved shooting ranges, is disruptive to the peace and safety of the users of such lands;

BE IT ORDAINED by the City Council of the City of Miles City, Montana as follows:

Section 1. Section 16-43 of the Code of Ordinances of the City of Miles City, Montana is amended to read as follows:

“Sec. 16-43. - Discharge of firearms.

- (a) It shall be unlawful for any person to willfully shoot or fire off a gun, pistol or any other firearm within the limits of the city.
- (b) It shall be unlawful for any person to willfully discharge a handgun, rifle or shotgun upon any City owned or City leased property within three (3) miles beyond the City limits of the City of Miles City, including, but not limited to, Spotted Eagle Recreation Area, Frank Wiley Field, the City Wastewater Treatment plant and adjoining former lagoon area, the City Water Treatment Plant property and Pumping Plant Park, and the Industrial Site west of the City limits. This prohibition shall not apply to authorized users of the Miles City Police Department pistol range adjacent to the City Water Treatment Plant, nor to shotgun users of the trap shooting range at Spotted Eagle Recreation area during daylight hours. The Following Hunting exceptions apply: with permission obtained 24 hours in advance from the Airport manager or the Waste Water Plant Manager/Operator, archery for big game hunting; shotgun and archery hunting of upland game birds, spring turkey and waterfowl on City owned property which is fenced outside of the runways at the Airport, and hunting access is also allowed at the Wastewater Plant, providing hunting access to the river.
- (c) Any person who violates this section shall be punishable by a fine not exceeding \$500.00 or by imprisonment in the county jail for a period not exceeding 6 months, or both.
- (d) Firearms may be discharged in an indoor or outdoor rifle, pistol, or shotgun shooting range located within the city limits if the shooting range is approved by the City Council.
- (e) Subsections (a and b) do not apply if the discharge of a firearm is justifiable under Title 45, chapter 3, part 1, MCA.”

Section 2. This Ordinance shall become effective thirty (30) days after its final passage.

Said Ordinance read and put on its passage this 8th day of January, 2013.

ORDINANCES
MILES CITY, MONTANA

C.A. Grenz

C.A. Grenz, Mayor

ATTEST:

Rebecca Stanton

Rebecca Stanton, City Clerk

FINALLY PASSED AND ADOPTED this 12th day of February, 2013.

C.A. Grenz

C.A. Grenz, Mayor

ATTEST:

Rebecca Stanton

Rebecca Stanton, City Clerk