

ORDINANCE #09-33:

AN ORDINANCE AMENDING CHAPTER III, SECTION 3-4.1 DISCHARGE OF FIREARMS OF THE PINEHURST MUNICIPAL CODE.

THAT, WHEREAS, the Village Council of the Village of Pinehurst adopted an ordinance dated October 20, 1980, establishing and implementing certain authorized police powers for the purpose of prescribing regulations governing conditions detrimental to the health, safety and welfare of its citizens; and

WHEREAS, the Municipal Code was amended on May 20, 1991 to add Section 3-4 Discharge of Firearms; and

WHEREAS, the Municipal Code has been subsequently amended from time to time as conditions warrant;

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED by the Village Council of the Village of Pinehurst, North Carolina, in work session assembled this 13th day of October, 2009, as follows:

SECTION 1. That Chapter III, Section 3-4.1 DISCHARGE OF FIREARMS of the Pinehurst Municipal Code is amended by inserting the following language:

3-4 DISCHARGE OF FIREARMS.

3-4.1 Discharge of Firearms Prohibited. Pursuant to authority contained in General Statutes of North Carolina 160A-189 and for the purpose of prescribing regulations governing conditions detrimental to the health, safety, and welfare of its citizens, it shall be unlawful for any person to shoot or discharge within the corporate limits of the Village of Pinehurst any gun, pistol, rifle, or other firearm. The provisions of this section, however do not prohibit the discharge of firearms by any law enforcement officer in the discharge of his official duties, by any law enforcement officer during course of instruction, or by any person in the lawful defense of persons or property. **The provisions of this section, however, would allow the discharge of shotguns for special events occurring on parcels greater than 100 acres, upon the approval of the Pinehurst Police Chief. The Police Chief may impose special conditions on the discharge of firearms for the event if they are found to be in the best interest of the health, safety, and welfare of persons and/or property; information may be requested by the Police Chief in order to render this decision.**

SECTION 2. That this Ordinance shall be in full force and effect from and after the date of its adoption.

Adopted this the 13th day of October, 2009.

(Municipal Seal)



VILLAGE OF PINEHURST
VILLAGE COUNCIL

By: *George P. Lane*
George P. Lane, Mayor

Attest:

Linda S. Brown
Linda S. Brown, Village Clerk

Approved as to Form:
Michael J. Newman
Michael J. Newman, Village Attorney