

ORDINANCE NO. 88-2

AN ORDINANCE OF THE CITY OF CUMBY, TEXAS, DEFINING FIREARMS; PROHIBITING DISCHARGE OF FIREARMS WITHIN THE CORPORATE LIMITS; PROVIDING A PENALTY FOR VIOLATION OF SAID ORDINANCE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY UPON ITS PASSAGE AND PUBLICATION.

WHEREAS, it is in the public interest and welfare to regulate the use of firearms within the corporate limits of the City of Cumby, Texas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS:

Section 1:

The definition of firearms in regard to this ordinance is any weapon used to shoot bullets, balls, shot, etc. whether propelled by means of force, compressed air, compressed gas, springs, or any other means including BB guns, air rifles, and air pistols.

Section 2:

The firing of any firearm at any time within the corporate limits of the City is hereby prohibited, except by duly qualified and appointed law enforcement officers in the performance of their duties or by a party issued a special permit in accordance with Section 3 below.

Section 3:

Any party who operates a gallery, gunsmith establishment or other business in which the discharge of a firearm is necessary to conduct said business, may apply to the City Commission for a permit excepting him from Section 2.

Section 4:

Any person convicted of violating any of the provisions of this ordinance shall be guilty of committing a Class C Misdemeanor and shall be punished by a fine not to exceed \$200.00; and each and every discharge of a firearm in violation hereof, shall be deemed a separate offense and punishable as such.

Section 5:

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of conflict only.


Section 6:

If any section, sentence, clause or phrase of this Ordinance is for any reason held to be illegal, ultra vires or unconstitutional, such invalidity shall not effect the validity of the remaining portions of this ordinance.

Section 7:

This ordinance shall be in full force and effect immediately upon its passage and publication.

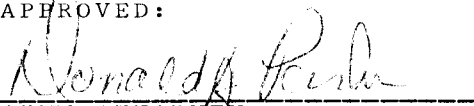
PASSED AND APPROVED, this the 5 day of April, 1988.

  
MAYOR, CITY OF CUMBY

ATTEST:

  
CITY SECRETARY

APPROVED:

  
CITY ATTORNEY