

OFFICIAL

BOROUGH OF AVALON

ORDINANCE NO. 1122

AN ORDINANCE OF THE BOROUGH OF AVALON, ALLEGHENY COUNTY, PROHIBITING THE DISCHARGE OF FIREARMS AND OTHER WEAPONS AS MORE SPECIFICALLY SET FORTH HEREIN, PROVIDING FOR EXEMPTIONS AND PENALTIES FOR VIOLATION OF SAME.

WHEREAS, the Council of the Borough of Avalon has deemed it necessary and appropriate to insure the health, safety and welfare of the citizens of the Borough of Avalon by controlling the discharge of firearms and other weapons; and

WHEREAS, in order to insure the health, safety and welfare, the Council, by this legislation, has attempted to control the use of firearms and other weapons within the boundaries of the Borough of Avalon.

NOW, THEREFORE, be it ordained and enacted by the Council of the Borough of Avalon and it is hereby ordained and enacted by and with the authority of the same as follows:

SECTION 1.

It shall be unlawful for any person, persons, partnerships, joint ventures, or corporations, to discharge a rifle, air rifle or other air gun of any kind and description which impels with force a pellet of any kind; or to discharge a bow and arrow, slingshot, shotgun, or any firearm or weapon from which a shot or other object is discharged, within the Borough of Avalon.

SECTION 2.

The provisions of this Ordinance shall not apply to properly authorized law enforcement officers acting in their line of duty, ~~or duly constituted training programs, or by members of military organizations; or to the discharge of weapons in the defense of persons or property, or to members of duly organized gun, rifle or archery clubs, or their bona fide guests, upon the ranges of such clubs or organizations under the control and supervision of the duly constituted officers of such clubs or organizations, or by the patrons of~~ ~~connected ranges, if any.~~

11/2/91

SECTION 3. Any person who shall be convicted of violating or failing to comply with the provisions of this ordinance before any district magistrate shall be subject to and punishable by a fine of not more than Three Hundred (\$300.00) Dollars, together with the costs of prosecution and in default of payment of such fine and costs, said violator shall be subject to imprisonment for a term not to exceed thirty (30) days.

SECTION 4. It is the intent of the Council of The Borough of Avalon that this Ordinance is severable, and should any court of competent jurisdiction determine any section of this Ordinance to be illegal or unconstitutional, it is the intent of the Council of the Borough of Avalon that they would have enacted this Ordinance in full force and effect regardless of any provision of illegality or unconstitutionality, and fully intends that the remaining portions of the Ordinance determine to be constitutional and lawful to remain in full force and effect.

SECTION 5. Any Ordinance or Ordinances in conflict with the provisions of this Ordinance be and the same are hereby repealed to the extent of said conflict.

ORDAINED and ENACTED into law this 16TH day of MAY, 1979.

ATTEST:

BOROUGH OF AVALON

Rose A. Bello
Secretary

By Herbert J. Gibson
President of Council

This Ordinance examined and approved by me this 16th day of May, 1979.

Joseph S. Elm
Mayor