

ORDINANCE NO. 2012-01

THE CITY COUNCIL OF THE CITY OF GREEN ISLE, MINNESOTA TO PROMOTE THE PUBLIC SAFETY, HEALTH AND WELFARE, HEREBY ORDAIN AS FOLLOWS:

Ordinance Number 67 prohibiting the discharge of firearms within the City limits is hereby amended as follows:

Section 1. This ordinance shall apply to all weapons within the city limits, as defined in Section 2 below.

Section 2. Definitions. For purposes of this ordinance, the following terms will have the meanings given them in this Section:

- (1) "Weapons" means any of the following:
 - (a) All firearms, including any device from which is propelled any missile, projectile, or bullet by means of explosives, gas, compressed air, springs, or elastic material, including air and "BB" guns and slingshots.
 - (b) Bows and arrows, crossbows, and similar devices. Blowguns.
 - (c) Dagger, dirk, stiletto, or sword.
 - (d) Switchblade knife, spring blade knife, or any knife the blade of which can be opened by gravity or a flick of the wrist.
 - (e) Blackjack, sand club, sap, pipe club, bludgeon.
 - (f) Chain club or chains assembled or used or intended to be used as a weapon,
 - (g) Artificial knuckles or other objects designed to be worn over the fist or knuckles.
 - (h) Throwing devices with cutting or pointed edges.
 - (i) Japanese or other nightsticks, nutcracker, nunchaku, chaka, flail, karate stick, morning star.
 - (j) Spear, lance.

- (2) "Public place" means any area, building or structure which is open and accessible to the public within the city limits of Green Isle.

Section 3: Possession Prohibited. No person shall have a weapon in his or her possession, custody or control in (a) a public place except by permit of the Sibley County Sheriff, (b) in the residence of another without their permission, or (c) in the passenger compartment of a motor vehicle unless in compliance with Section 4 below, and State Statutes regulating the carrying of weapons.

Section 4. Transportation of Weapon. A weapon may be transported in a motor vehicle if it is:

- (1) a firearm which is unloaded and in a gun case expressly made to contain a firearm, and the case fully encloses the firearm by being zipped, snapped, buckled, tied, or otherwise fastened, and without any portion of the firearm exposed, or an unloaded firearm in the closed trunk of the motor vehicle.

- (2) a weapon other than a firearm which is in the closed trunk of a motor vehicle.
- (3) a handgun carried in compliance with Minnesota Statutes.

Section 5: Discharge of Firearm. No person in any public or private place shall shoot or discharge any firearm, as defined in this Ordinance, whether it is loaded with powder, blank cartridges or any other explosive, bullet, pellet, or shot, except in compliance with a permit from the Chief of Police.

Section 6: Use of Bow and Arrow. It is unlawful for any person to shoot a bow and arrow or crossbow or similar device in the city limits, except in compliance with a permit from the Sibley County Sheriff.

Section 7: Exceptions. This ordinance shall not apply to the discharge of a firearm in the lawful defense of person, property, or family, or in the necessary enforcement of the law. This Ordinance shall not apply to law enforcement officers while on duty, or to persons in possession of handguns in compliance with a handgun permit under Minnesota statutes.

Section 8: This ordinance shall not be construed to authorize or permit the ownership and possession of any otherwise unlawful items including but not limited to switch blade knives, spring bladed stilettos, zip guns, machine guns or other fully automatic firearms, sawed-off shotguns or other illegal devices prohibited by federal law, state statutes or local ordinances.

Section 9: Confiscation. Any weapon adjudged by a Court of competent jurisdiction to have been worn, carried, possessed, used or handled in violation of any ordinance or state statute, may be confiscated and disposed of by the Sibley County Sheriff, who may provide for its sale, destruction or other disposition.

Section 10: Selling or Furnishing a Weapon to a Minor. The selling, giving, loaning or furnishing in any way of a weapon to a minor under the age of 18 years without the written consent of his or her parent or guardian, is hereby prohibited. No minors shall possess, use, or carry a weapon except as set out in Minnesota Statute 624.713 or any state law amending or replacing said statute.

Section 11: Permits Any person wishing to discharge a firearm, bow, crossbow, or similar device within the city limits shall apply to the Sibley County Sheriff for a permit to do so. The City Council shall establish the rules, forms and fees for such permits by resolution from time to time. The granting of such permits shall be in the sole discretion of the Sibley County Sheriff, taking into consideration the safety, health and welfare of the applicant and the general public.

This ordinance shall become effective immediately upon publication.

For City of Green Isle:

By Randal S. Bruegger
Its Mayor

By Shane Sheets
Its Vice Mayor

Reading: _____

Published: _____