

TOWN OF DAUPHIN ISLAND

ORDNANCE NO. 47

AN ORDINANCE TO PROHIBIT THE DISCHARGE OF
FIREARMS OR PELLET GUNS ON CERTAIN LAND AREAS
WITHIN THE TOWN LIMITS OF DAUPHIN ISLAND, ALABAMA

BE IT ORDAINED by the Town Council of the Town of Dauphin Island, Alabama as follows:

Section 1: It shall be unlawful to discharge any type of firearm or pellet gun within the land areas of Dauphin Island or within 100 yards off shore measured from the mean high tide of said Island, said area being located within the town limits of the Town of Dauphin Island, Alabama.

Section 2: The provisions of Section 1 above shall not:

(a) Prohibit persons from exercising their lawful right to defend or protect themselves, or others, or to defend or protect property.

(b) Apply to law enforcement officers, members of the armed forces of the United States or members of the National Guard while discharging their official duties.

Section 3: Exceptions: The Chief of Police of the Town of Dauphin Island may grant a permit for the discharge of firearms or pellet guns upon the making of an application for such permit by any person, firm, corporation, organization or club during reenactments at Fort Gaines and other events requiring the discharge of firearms wherein the Chief of Police is assured that proper safety measures will be in place and permission of any private land owner is granted. The Town of Dauphin Island does not assume any liability by the granting of such permits. This ordinance does not apply to the use of pistols firing blank cartridges for the official starting and/or ending official sanctioned rodeos, athletic events, boat races and the like. Nor shall it apply to the discharge of pellet guns indoors.

Section 4: Penalty for violation: any person violating any provision of this ordinance shall be guilty of a misdemeanor and upon first conviction shall be fined a sum of not less than \$50.00 nor more than \$500.00 plus costs of court; and, in addition thereto may be sentenced to hard labor for a term not to exceed six months.

Section 5: If any part of this ordinance is declared invalid by any court of competent jurisdiction, the remaining parts of said ordinance shall remain in full force and effect.

This ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED and approved this 1st day of March,
1994.

Mel Lucas
Mayor

Attest:

Linda S Wheeler
Town Clerk