

ORDINANCE NO. 1906

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, REGULATING THE USE OF AIR RIFLES, PELLET GUNS AND OTHER INSTRUMENTS OPERATING BY COMPRESSED AIR; BY PROHIBITING THE DISCHARGE OF SAME IN, UPON, ACROSS OR INTO A PUBLIC STREET, ALLEY OR THOROUGHFARE OR ACROSS A PROPERTY LINE WITHIN THE CITY; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 13 of the Code of the City of Mesquite is hereby amended as follows; in all other respects to remain in full force and effect:

There is hereby added a new Section 13.4.2 to read as follows:

It shall be unlawful and an offense for any person to discharge a projectile from an air rifle, pellet gun or other instrument in which the projectile is propelled by compressed air in, upon, across or into a public street, alley or other public thoroughfare or across a property line within the City.

SECTION 2. That should any word, phrase, sentence, paragraph, or section of this ordinance be held to be invalid or unconstitutional the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 3. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be subject to a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

SECTION 4. The fact that the present ordinances of the City of Mesquite do not adequately regulate the use of air rifles, pellet guns, and other instruments operated by compressed air creates an urgency and an emergency for the preservation of the public health, safety and welfare and requires that this ordinance shall take effect immediately from its passage and publication as the law in such cases provides.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 11th day of July, A.D., 1983.

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Mrs Brunhilde Nystrom
MRS. BRUNHILDE NYSTROM
MAYOR

ATTEST:

APPROVED AS TO FORM:

Norma G. McGaughey
Norma G. McGaughey
City Secretary

Elland Archer
City Attorney