

REPORT / RECOMMENDATION



To: MAYOR & COUNCIL

Agenda Item #: IV. Q.

From: Debra Mangen
City Clerk

Action

Discussion

Date: May 6, 2014

Information

Subject: Ordinance No. 2014-05 Amending Chapter 22 of the Edina City Code Concerning Discharge of Firearms.

Action Requested:

Adopt Ordinance including waiver of second reading.

Information / Background:

Edina Administration and Police staff recently received a request from a resident requesting a permit application that would allow them to discharge a firearm per Chapter 22 of the Edina City Code. After reviewing the code, it was determined this section of code should have been amended upon codification, but was overlooked. The resident was informed that no process existed for applying to the Council for a firearms permit and that staff would recommend an ordinance amendment to prohibit the discharge of firearms. The necessary amendment has been prepared and is attached for review and consideration.

Attachments:

Ordinance No. 2014-5

ORDINANCE NO. 2014-05

AN ORDINANCE AMENDING CHAPTER 22 OF THE EDINA CITY CODE

CONCERNING DISCHARGE OF FIREARMS

THE CITY OF EDINA ORDAINS:

Section 1. Section 22-78 of the Edina City Code is amended to read as follows:

Sec. 22-78. **Discharge of firearms prohibited** ~~without a permit.~~

No person shall fire, discharge or explode any rifle, gun, pistol, air rifle, BB gun, pellet gun, paint pellet gun or other weapon in any part of the City ~~without a permit from the council,~~ except by a certified firearms training instructor while participating in a Department of Natural Resources approved firearms safety program or by any person on a rifle, trap, archery or target range established in accordance with the City's zoning ordinance or as part of a City sponsored event. No person shall possess out of doors or transport any of the weapons listed in this section unless the same is unloaded and cased. ~~The permit shall be in writing and shall be issued by the Council in its discretion upon application to it.~~ Nothing shall be construed to prohibit any firing of a rifle, gun, pistol or other weapon when done in the lawful defense of person or property or in the necessary defense or enforcement of the laws.

Section 2. This ordinance is effective immediately upon its passage and publication.

Section 2. This ordinance is effective upon passage and publication.

First Reading: May 6, 2014

Second Reading: Waived

Published: May 15, 2014

Attest

Debra A. Mangen, City Clerk

James B. Hovland, Mayor