

**AN ORDINANCE APPROVING AMENDMENTS TO CHAPTER 210 OF
THE MUNICIPAL CODE OF THE CITY OF TWIN OAKS PERTAINING
TO DISCHARGE OF FIREARMS.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF TWIN OAKS
AS FOLLOWS:**

Section 1: Chapter 210, "Offenses," Article XI, "Offenses Concerning Weapons and Firearms," Section 210.840, "Unlawful Use of Weapons --Exceptions" is hereby amended to add the following underlined text to, and delete the ~~struck-through~~ text from, Subsection A of Section 210.840 and to renumber Subsection A, to read as follows:

- A. A person commits the offense of unlawful use of weapons, except as otherwise provided by Sections 571.101 to 571.121, RSMo., if he or she knowingly:
1. Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under Section 571.107, RSMo.; or
 2. Sets a spring gun; or
 3. Discharges or shoots a firearm within the City limits, unless the person was lawfully acting in self-defense; or
 4. Reserved. Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in Section 302.010, RSMo., or any building or structure used for the assembling of people; or
 5. Exhibits, in the presence of one (1) or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or
 6. Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or
 7. Reserved. Discharges a firearm within one hundred (100) yards of any occupied schoolhouse, courthouse, or church building; or
 8. Reserved. Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or
 9. Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the Federal Government, State Government, or political subdivision thereof; or
 10. Reserved. Discharges or shoots a firearm at or from a motor vehicle, as defined in Section 301.010, RSMo., discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

11. Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or
12. Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of Section 579.015, RSMo.

Section 2: Chapter 205, "Animal Regulations," Article II, "Prohibitions," is hereby amended by adding a new Section 205.085, 'Hunting,' to read as follows:

Section 205.085 Hunting.

A. As used in this Section, the following terms shall have the following meanings:

1. ARCHERY DEVICE. Any longbow, compound bow, recurve bow, or crossbow.
 2. FIREARM. Any rifle, shotgun, weapon, or similar mechanism by whatever name known, which is designed to expel a projectile or projectiles through a gun barrel, tube, pipe, cylinder, or similar device by the action of any explosive. The term "firearm" shall not apply to devices used exclusively for commercial, industrial or vocational purposes.
- B. No person shall hunt any wild game, birds or animals with a firearm or archery device within the City.
- C. It shall be prima facie evidence and proof of the violation of this section if it is established that any person carrying firearms or archery devices and cartridges, bullets, shells or arrows, whether such person is accompanied by hunting dogs or not, is found in any open fields, woods, lots or other places where wild game, birds or animals are or may reasonably be expected to be found.

Section 3: *Severability.* The portions of this ordinance shall be severable. In the event that any portion of this ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this ordinance are valid, unless the court finds that the valid portions of this ordinance are so essential and inseparably connected with and dependent upon the void portion that it cannot be presumed that the Board of Aldermen would have enacted the valid portions without the invalid ones, or unless the court finds that the valid portions standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

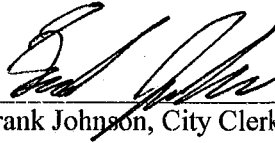
Section 4: This ordinance shall be in full force and effect on and after its passage and approval by the Mayor.

PASSED AFTER HAVING BEEN READ IN FULL OR BY TITLE TWO TIMES PRIOR TO PASSAGE BY THE BOARD OF ALDERMEN OF THE CITY OF TWIN OAKS, MISSOURI, THIS 7th DAY OF OCTOBER 2020.



Russ Fortune, Mayor

Attest:



Frank Johnson, City Clerk