

**AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF DURANT, MISSISSIPPI REGULATING THE DISCHARGE OF FIREARMS WITHIN THE CITY LIMITS OF DURANT**

**WHEREAS**, the City of Durant, Mississippi, has an interest in decreasing crime in the City of Durant;

**WHEREAS**, the purpose of this Ordinance is to protect the public safety by regulating the indiscriminate shooting of firearms within the incorporated areas of the City of Durant;

**NOW THEREFORE BE IT ORDAINED** by the Mayor and the Board of Aldermen of the City of Durant, Mississippi as follows, to wit:

**Article I  
Restrictions**

No person shall discharge or shoot a gun, air rifle, air pistol, or other kind of firearm in the City of Durant. Each person discharging a firearm is responsible for exhibiting a reasonable regard for safety and property of other persons and for discharging the firearm in such a manner as to assure that all projectiles come to rest safely within the boundary or boundaries of the property or properties on which the person is authorized to be shooting.

**Article II**

It shall be unlawful for any person, being a parent or guardian of, or standing in loco parentis to, any child to permit such child to have possession or custody of, or to use in any manner whatsoever, any firearm, whether such firearm is loaded or is not loaded without direct, active adult supervision of the child at all times the child is holding firearm. It shall be unlawful for any person being a parent or guardian of, or standing in loco parentis to, any child under the age of 18 years of age to permit such child to discharge a firearm.

**Article III**

This ordinance shall not be construed as prohibiting the discharge of a firearm:

- A. By law enforcement or animal control officers in the performance of their duty;
- B. In self-defense or in defense of life or property.

**Article IV  
Penalties**

A violation of this ordinance shall constitute a misdemeanor and shall be punishable by a fine not to exceed \$1,000.00 or imprisonment for not more than thirty (30) days; provided further, that a violation of this ordinance may cause a civil penalty to be recovered by the City of Durant in a civil action in the nature of a debt in accordance with Mississippi Statute, provided further, that this ordinance may be enforced by an appropriate, equitable remedy including injunction and order of abatement, issued from the Municipal Court.

**Article V**

All ordinances or parts of ordinances in conflict herewith are repealed to the extent necessary to give this ordinance full force and effect.

**Article VI**

This ordinance shall take effect on and be in force thirty (30) days after its publication.

MOTION made to adopt the aforementioned Ordinance was made by

\_\_\_\_\_ and SECONDED by \_\_\_\_\_

The above and foregoing Ordinance, having been addressed and reduced to writing, was read and considered section by section and then as a whole. The question of the adoption of the Ordinance was then put to a vote by the Mayor and the result was as follows:

Alderwoman Carolyn Riley voted \_\_\_\_\_

Alderman Bo Patterson voted \_\_\_\_\_

Alderman Ricky Fletcher voted \_\_\_\_\_

Alderman Fredia Boyd-Johnson voted \_\_\_\_\_

Alderwoman Linda McDonald voted \_\_\_\_\_

The question having received a majority of the affirmative votes of all of the members of the Board of Aldermen present and voting, the Mayor declared the Motion carried and this Ordinance adopted and approved on this the 3<sup>rd</sup> day of April, 2018.

CITY OF DURANT, MISSISSIPPI

BY: \_\_\_\_\_  
Mayor Dr. Henry Robinson, Jr.

ATTEST:

\_\_\_\_\_  
City Clerk Ursula Perry