

**CITY OF O'FALLON, ILLINOIS  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING  
THE CODE OF ORDINANCES -  
OF THE CITY OF O'FALLON,  
CHAPTER 137, WEAPONS  
AND EXPLOSIVES**

**WHEREAS**, Chapter 137 of the City Code of Ordinances provides for the prohibition of the possession, use and discharge of certain weapons and explosives; and

**WHEREAS**, the Ordinance does not prohibit the possession, use or discharge of crossbows, common bows, compound bows and underwater spear guns; and

**WHEREAS**, the health, safety and welfare of the citizens of O'Fallon require that the City be able to control the possession, use and discharge of crossbows, common bows, compound bows and underwater spear guns.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF O'FALLON, ILLINOIS, AS FOLLOWS:**

**Section 1:** The foregoing recitals are incorporated herein as findings of the City Council.

**Section 2:** Chapter 137, Section 137.05, Discharging Firearms is amended as follows:

(A) No person shall, within the City, fire or discharge any firearms or air guns without written permission from the Mayor first obtained, which permission shall prescribe the limits within which such firing may be done, and may be revoked at any time after it has been granted. A registered gun club shall be excluded from the provisions of this section, but limited to the club grounds.

(B) No person shall, within the City, release, shoot, fire or otherwise discharge any arrow or other projectile through the use of a crossbow, common bow, compound bow, underwater spear gun or other device within the City limits without written permission from the Mayor first obtained, which permission shall prescribe the limits within which such action may be done, and may be revoked at any time after it has been granted. An organized and established public or private archery club or range shall be excluded from the provisions of this section, but limited to the club or range grounds.

Penalty, see § 10.99.

**SECTION 3:** This Ordinance is effective upon its passage by the City Council, approval by the Mayor, and publication according to law.

**SECTION 4:** Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

**SECTION 5:** If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the City Council that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without by the City and shall be thereafter be binding.

This Ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

Passed by the City Council this \_\_\_\_\_ day of \_\_\_\_\_ 2004.

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ATTEST:        Approved by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_ 2004.

(seal)

\_\_\_\_\_  
Philip A. Goodwin, City Clerk

\_\_\_\_\_  
Gary L. Graham, Mayor

<b>ROLL CALL:</b>	Albrecht	Bennett	Bequette	Drolet	Grogan	Henry	Horton	<b>SUB TOTALS</b>
<b>Aye</b>								
<b>Nay</b>								
<b>Absent</b>								

<b>ROLL CALL:</b>	Medford	Boone	Mouser	Reckamp	Renner	True	West	<b>SUB TOTALS</b>	<b>SUM OF TOTALS</b>
<b>Aye</b>									
<b>Nay</b>									
<b>Absent</b>									