

NOTICE OF ADOPTION

I, Teri Davis, do hereby certify:

1. That I am the Clerk of Council of the Council of the City of Centerville, Ohio;
and
2. That on the 2nd day of November, 2020,
Ordinance No. 23-20 was adopted by the Centerville City Council; and
3. That a certified copy of Ordinance No. 23-20 was published in the
posting locations prescribed by the City of Centerville Council.



Clerk of Council

ORDINANCE NO. 23-20
CITY OF CENTERVILLE, OHIO

Sponsored by Council Member Bill Serr on the 2nd day
of November 2020.

AN ORDINANCE AMENDING SECTION 672.09 DISCHARGING
FIREARMS AND ADOPTING NEW SECTION 672.095
DISCHARGE OF BOW AND ARROW OF THE CODIFIED
ORDINANCE OF THE CITY OF CENTERVILLE, OHIO.

WHEREAS, the City of Centerville regulates the discharging of firearms
and weapons within the city; and

WHEREAS, the City has allowed such discharges of firearms and weapons
under certain exceptions; and

WHEREAS, it has been determined that the City desires to expand the
exceptions; and

WHEREAS, the City is authorized as a charter municipality to exercise the
powers of local self-government; and

WHEREAS, Article V of the Charter for the City of Centerville sets forth
the requirements for introduction and passage of ordinances and resolutions.

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY
ORDAINS:

Section 1. That the following amendment to Section 672.09 of the Centerville
Municipal Code is hereby enacted as follows with new language to be added in
italics and text to be deleted in ~~strikeout~~ as provided in Section 5.02 of the
Centerville Charter:

672.09 DISCHARGING FIREARMS.

- (a) ~~Except as provided in Section 618.12, no~~ *No* person shall discharge any
cannon, pistol or other firearm, of any kind whatsoever, or any air rifle,
pellet gun, gas gun, BB gun or other similar object, ~~or any bow and arrow,
crossbow or other similar object,~~ within the City. This section shall not
prohibit the firing of a military salute or the firing of weapons by men of the
nation's Armed Forces acting under military authority and shall not apply to
law enforcement officers in the proper enforcement of the law; or to any
person in the proper exercise of the right of defense; ~~or shall not apply to~~

~~an indoor archery range, which range is incidental to a retail sporting goods supplier, which archery range makes up less than 5% of the gross retail space of the sporting goods supplier's facility, and which is used for the purpose of demonstrations, purchaser trials or equipment adjustments to bow and arrow, crossbow or other similar object, and the sporting goods supplier has its own rules and regulations for the discharge of such bow and arrow, crossbow or similar object or to any person who has applied for and received special permission from the Manager to fire a cannon, pistol or other firearm, or air rifle, pellet gun, gas gun, BB gun or other similar object, or any bow and arrow, crossbow or other similar object within the City.~~

- (b) Whoever violates division (a) of this section is guilty of a misdemeanor of the fourth degree.

Section 2. That the following amendment to Chapter 672, adopting Section 672.095 of the Centerville Municipal Code is hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in Section 5.02 of the Centerville Charter:

672.095 DISCHARGING BOW AND ARROW

(a) No person shall discharge any bow and arrow, crossbow or other similar object, within the City. This section shall not prohibit any person in the proper exercise of the right of defense; or prohibit any person who has applied for and received special permission from the Manager to fire any bow and arrow, crossbow or other similar object within the City; or shall not apply to an indoor archery range, which range is defined as one of the following:


(1) is incidental to a retail sporting goods supplier, which archery range makes up less than 5% of the gross retail space of the sporting goods supplier's facility, and which is used for the purpose of demonstrations, purchaser trials or equipment adjustments to bow and arrow, crossbow or other similar object, and the sporting goods supplier has its own rules and regulations for the discharge of such bow and arrow, crossbow or similar object that is approved by the Division of Police; or

(2) is an indoor archery range determined by the City to be an Indoor Recreational Club use as defined by the City's Unified Development Ordinance; and has its own rules and regulations for the discharge of such bow and arrow, crossbow or similar object that is approved by the Division of Police.

(b) Whoever violates division (a) of this section is guilty of a misdemeanor of the fourth degree.

Section 3. This ordinance shall become effective at the earliest date allowed by law.

PASSED THIS 2nd day of November, 2020.


Mayor of the City of Centerville, Ohio

ATTEST:


Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 23-20, passed by the Council of the City of Centerville, Ohio on the 2nd day of November, 2020.


Clerk of Council

Approved as to form, consistency
with existing ordinances, the charter
and constitutional provisions.
Department of Law
Scott Liberman
Municipal Attorney