

ORDINANCE AMENDING AND RE-ENACTING
SECTION 16-6-36
OF THE CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

Be it ordained by the Council of the City of Harrisonburg, Virginia:

That Section 16-6-36 – Gravel shooters, air guns, slingshots, etc. be amended as shown:

Sec. 16-6-36. –Gravel shooters, air guns, slingshots, etc.

- (a) No person shall within the city ~~shoot~~discharge any air gun, gravel shooter, pneumatic gun, slingshot, slungshot, BB gun, pellet gun, paintball gun, or ~~any other type of missile throwing~~similar device, ~~except as otherwise provided in this section.~~
- (b) ~~Subsection (a) shall not prohibit the use of a pneumatic gun at a facility approved for shooting ranges, on which is capable of doing injury to persons or other property, where firearms may be discharged, or on or within private property with the permission of the owner or legal possessor thereof when conducted with reasonable care to prevent a projectile from crossing the bounds of the property. “Reasonable care” means that the device is being discharged such that the projectile will be contained on the property by a backstop, earthen embankment, fence, or other physical barrier. The discharge of projectiles across or over the bounds of the property shall create a rebuttable presumption that the use of the pneumatic gun was not conducted with reasonable care. Minors may use pneumatic guns only under the following conditions:~~
- 1) ~~Minors under the age of sixteen (16) must be supervised by a parent, guardian, or other adult supervisor approved by a parent or guardian.~~
 - 2) ~~Minors sixteen (16) years of age and older must have the consent of a parent or guardian.~~
 - 3) ~~Minors, whether permitted by a parent or guardian to use a pneumatic gun or not, shall be responsible for obeying all laws, regulations, and restrictions governing the use thereof.~~
- ~~(c)~~(c) ~~As used in this section, “pneumatic gun” means any implement, designed as a gun, that will expel a BB or a pellet by action of pneumatic pressure, including a paintball gun that expels by action of pneumatic pressure plastic balls filled with paint for the purpose of marking the point of impact.~~
- ~~(d)~~(d) ~~A violation of this section shall constitute a class 3 misdemeanor.~~

This ordinance shall be effective on the ____ day of _____, 2017

ADOPTED AND APPROVED this ____ day of _____, 2017.

MAYOR

ATTEST:

Deputy City Clerk