

BY: _____ Councilmember Norris _____
 FIRST READING: _____ February 7, 2024 _____
 SECOND READING: _____ February 21, 2024 _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIDGETON, MISSOURI, AMENDING AND RESTATING CHAPTER 205, ARTICLE VIII OF THE BRIDGETON CODE OF ORDINANCES (DEALING WITH WEAPONS OFFENSES) IN ITS ENTIRETY.

WHEREAS, the City Council of the City of Bridgeton desires to amend and restate Chapter 205, Article VIII of the Bridgeton Code of Ordinances in its entirety.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIDGETON, MISSOURI, AS FOLLOWS:

SECTION 1. Chapter 205, Article VIII of the Bridgeton Code of Ordinances is hereby amended and restated in its entirety as follows:

Chapter 205. Offenses

Article VIII. Weapons Offenses

Section 205.527. Firing Ranges — Minimum Operational/Safety Standards.

A. *Definitions.* The following words when used in this Section shall have the meanings set out herein.

FIREARM

Any weapon, as defined under RSMo., Chapter 571 that is designed or adapted to expel a projectile by the action of an explosive.

FIRING RANGES

Any pistol gallery, gun club, firearms range, skeet and/or trap range located within the corporate limits of the City of Bridgeton, Missouri open to public or private membership where the discharge of firearms is allowed in an area isolated by design and designed for the safety of the user and public at large.

B. A firing range must meet the minimum operational and safety standards for firing ranges, as established and set forth in the "Range Manual" published by the National Rifle Association, 1600 Rhode Island Avenue, Washington, D.C. 20036.

C. Any person, persons, duly appointed agent or agents of any business or corporation intending to operate a firing range within the corporate limits of the City of Bridgeton, Missouri must, prior to being licensed and/or annually renewing said license, submit an

affidavit attesting that said firing range meets minimum safety and operational standards as set forth by the National Rifle Association.

D. The City of Bridgeton, Missouri and its agent shall have the right of entry at any reasonable time to inspect a firing range, to ensure minimum safety and operational standards as set forth by the National Rifle Association Range Manual are being met and refusal to permit such entry, meet said minimum standards, or provide the required affidavit to the City of Bridgeton, Missouri shall be grounds for the forfeiture of license and authority to operate said firing range or firing ranges.

[1] Cross Reference — As to license fees for pistol galleries, see §610.090.

Section 205.530. Carrying Weapon On Person.

A. No person shall in this City wear under his clothes or concealed about his person any firearms, sling shot, cross knuckles, knuckles of lead, brass or other metal, or any bowie knife or other dangerous or deadly weapon as defined and in violation of Chapter 571, RSMo.

B. It shall be unlawful for any person to knowingly openly carry or display a firearm readily capable of lethal use in this City, unless: (a) said person has been issued a valid Missouri concealed carry endorsement or permit, or a valid concealed carry permit issued by another state or political subdivision of another state that is recognized by the State of Missouri and (b) displays the concealed carry endorsement or permit upon demand of a law enforcement officer.

C. It shall be unlawful for any person to carry any firearm into:

1. Any building or portion of a building owned, leased or controlled by the City of Bridgeton, Missouri.
2. Within twenty-five (25) feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.
3. Any place where the carrying of a firearm is prohibited by Federal law.
4. Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his/her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any

higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

5. Any portion of a building used as a child care facility without the consent of the manager. Nothing in this Subsection shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a driver's license or non-driver's license containing a concealed carry endorsement.
6. Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.
7. Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one (1) or more signs displayed in a conspicuous place of a minimum size of eleven (11) inches by fourteen (14) inches with the writing thereon in letters of not less than one (1) inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer.

D. Subsection B and C of this Section shall not apply to or affect any of the following:

1. All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 RSMo, as amended, and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of their employing law enforcement agency's jurisdiction; all qualified retired peace officers, as defined in section 571.030.12 RSMo, as amended, and who carry the identification defined in section 571.030.13 RSMo, as amended; and any person summoned by such

- officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;
2. Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crimes;
 3. Members of the armed forces or national guard while performing their official duty;
 4. Those persons vested by Article V, Section 1 of the Missouri Constitution with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, as members of the state and federal judiciary;
 5. Any person whose bona fide duty is to execute process, whether civil or criminal;
 6. Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within their employing law enforcement agency's jurisdiction;
 7. Any state probation or parole officer, including supervisors and members of the board of probation and parole;
 8. Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the Missouri Department of Public Safety under section 590.750 RSMo, as amended;
 9. Any coroner, deputy coroner, medical examiner, or assistant medical examiner;
 10. Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor and who has completed the firearms safety training course required under section 571.111.2 RSMo, as amended;
 11. Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid Missouri concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit issued under sections 571.101 to 571.121 RSMo, as amended, when the use of the firearm is reasonably associated with or is necessary to the fulfillment of such person's official duties;

12. Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid Missouri concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit issued under sections 571.101 to 571.121 RSMo, as amended, when the use of the firearm is reasonably associated with or is necessary to the fulfillment of such person's official duties; and

13. Any persons who are engaged in a lawful act of defense pursuant to section 563.031 RSMo, as amended.

E. Subsection B of this Subsection shall not be construed to preclude the use of a firearm in accordance with section 252.243 RSMo, as amended.

F. Signs of such size as defined by Chapter 571, RSMo., shall be posted at each entrance of a building entirely owned, leased or controlled by the City stating that carrying of firearms is prohibited. Where the City owns, leases or controls only a portion of a building, signs shall be posted at each entrance to that portion of the building stating that carrying of firearms is prohibited.

G. Any person violating this Section may be denied entrance to the building or ordered to leave the building.

H. No person who has been issued a certificate of qualification which allows the person to carry a concealed firearm before the Director of Revenue begins issuing concealed carry endorsements in July, 2004, shall, by authority of that certificate, be allowed to carry a concealed firearm or to openly carry a firearm in any building or portion of a building owned, leased or controlled by the City of Bridgeton, Missouri.

Section 205.540. Weapons — Specific Actions Prohibited Generally — Exception.

A. It shall be unlawful to discharge, fire or shoot any shotgun, rifle, revolver, pistol, cat rifle, air, rubber band or spring operated gun, or any slingshot, or any bow and arrow or firearm, weapon, instrument or contrivance of any kind whatsoever using lead, slugs, bullets, pellets, powder, beans, peas, or shots, whether discharged or shot by means of air, rubber, a powder, bullet, caps or spring, or other motive power, within the City; except as authorized in Sections 205.570 and 205.580 and shall not apply to the discharge of firearms where necessary to protect life, livestock, crops or other property, nor to any Peace Officer acting in the discharge of his official duties, nor to the discharge of blank cartridges in theater performances or sporting events, nor to the firing of salutes by firing squads at military ceremonies. In addition, the provisions of this Section shall not apply to any Police target or Police shooting range, nor to any club or individual target, trap, skeet or practice shooting range, which meet the requirements of Section 205.527 of this Chapter.

B. Except as otherwise provided under section 252.243 RSMo, it shall be unlawful for any person sixteen (16) years of age or younger to fire or discharge any firearm except while under the immediate personal supervision of his parent, guardian, or any person twenty-one (21) years of age or older designated by the parent or guardian and who is supervising the firing or discharge of such firearm.

C. Except as otherwise provided under section 252.243 RSMo, it shall be unlawful for the parent or guardian of any person sixteen (16) years of age or younger in his charge or custody, to knowingly permit any such person sixteen (16) years of age or younger to fire or discharge any firearm except if it be so done under the immediate personal supervision of said parent, guardian or a person twenty-one (21) years of age or older designated by the parent or guardian.

Section 205.550. Weapons — Sale of Firearms or Cartridges To Minor.

It shall be unlawful for any person to sell, give, lend or otherwise transfer any firearm to any person eighteen (18) years of age or younger, except where the relationship of parent and child, guardian and ward, or adult instructor and pupil exists between such person, and the person eighteen (18) years of age or younger, or in the case of a gift or loan, where such gift or loan is made with the consent of the parent or guardian of such person eighteen (18) years of age or younger; provided, that this does not prohibit the delivery of such weapons to any peace officer or member of the Armed Forces or National Guard while performing their official duty.

Section 205.560. Physicians To Report Gunshot or Other Wounds.

It shall be the duty of every physician, surgeon or other person attending, treating or prescribing for any person in the City, or who resides in the City, for wound, ailment or condition caused by gun or pistol shot or knife, dagger or other instrument, within twenty-four (24) hours after the inception of such treatment to report in writing to the Chief of Police, giving the name, age, place of birth, residence (street and number), color and sex of such person, and the date of such wound or condition treated, together with the character of such injury.

Section 205.570. "Turkey Shoot" Declared Unlawful — Exceptions — Penalty.

A. It shall be unlawful for any person or persons to participate, engage in or operate any "turkey shoot" or similar activity involving the discharge of any firearm, except as herein provided.

B. Subsection (A) of this Section may be waived by a majority vote of the entire Council for events in non-populated areas, west of Taussig Road, when all safety standards prescribed by the Chief of Police, City of Bridgeton, are fulfilled.

Section 205.580. "Turkey Shoot" — Hunting and Pursuit of Game, Authorized; Restrictions.

A. Such hunting and other pursuit of game as shall be lawful within the State shall be lawful within the City only when the following restrictions, limitations and regulations are observed:

1. It shall be unlawful to discharge any weapon other than a shotgun (12) gauge or smaller bore using number five (5) shot or smaller size shot.
2. It shall be unlawful for any person sixteen (16) years of age or younger to fire or discharge any firearm except while under the immediate personal supervision of his parent, guardian, or any person twenty-one (21) years of age or older designated by the parent or guardian who is supervising the firing or discharge of such firearm.
3. It shall be unlawful for any person to fire or discharge a firearm in such a manner so as to injure, wound or damage the person or property, real or personal, of another, or in such direction that any projectile or projectiles expelled therefrom strikes, hits, enters or goes through any vehicle, dwelling, house, apartment, church, school or other building.
4. It shall be unlawful for any person to fire or discharge any firearm from or across any street, sidewalk, road, highway or any park, or within two hundred (200) yards of a park or building.
5. It shall be unlawful for any person to knowingly fire or discharge any firearm at or in the direction of any person, vehicle, dwelling, house, apartment, building, church, school or other building which is within range of the same.
6. It shall be unlawful for any person carrying a firearm to willfully enter or go upon the premises or property of another, or to fire or discharge any firearm while on the premises or property of another without first having obtained the written permission from the owner, lessee or other person in charge of such premises or property, and unless such person has said written permission on his person. This Subsection shall not apply to a person carrying, firing, or discharging any firearm while in the immediate presence of the owner, lessee, or person in charge of the property or premises, or to the entry upon the premises for the sole purpose of obtaining the written permission of the owner, lessee or person in charge of the property.
7. It shall be unlawful to hunt or otherwise pursue game within the City in any area east of Taussig Road or south of St. Charles Rock Road.

Section 205.590. Penalties

1. The provisions of Section 100.080 of the Bridgeton Code of Ordinances shall apply to any violation of this Article VIII except as expressly provided in this Section.


2. Notwithstanding anything to the contrary, penalties for any violation of Section 205.530(B) herein shall be subject to the penalty provided in section 571.121(1) RSMo, as amended.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and approval.

SECTION 3. The provisions of this ordinance shall be severable. In the event any provision of this ordinance is found by a court of competent jurisdiction to be unconstitutional, the remaining provisions of this ordinance are valid unless the court finds the valid provisions of this ordinance are so essentially and inseparably connected with, and so dependent upon, the void provision that it cannot be presumed that the City of Bridgeton would have enacted the valid provisions without the void ones or unless the court finds that the valid provisions, standing alone, are incomplete and incapable of being executed in accordance with the legislative intent.


PASSED THIS 21st DAY OF FEBRUARY, 2024

APPROVED THIS 21st DAY OF FEBRUARY, 2024



Randal B. Hein, Acting Mayor

ATTEST:



Karen E. Robinson, MRCC-S/CMC
City Clerk