

ORDINANCE NO. 2164

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING SECTIONS 210.250 AND 210.300 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE; REGULATING THE DISCHARGE OF FIREARMS AND PROJECTILE WEAPONS; AND REGULATING TARGET SHOOTING AND HUNTING OF DEER AND TURKEY WITH A BOW OR CROSSBOW

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AS FOLLOWS:

SECTION 1. That Subsection A of Section 210.250 of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended by deleting it in its entirety, and enacting, in lieu thereof, a new Subsection A of Section 210.250, to read as follows:

- A. A person commits the offense of unlawful use of weapons, except as otherwise provided by Sections 571.101 to 571.121, RSMo., if he/she knowingly:
1. Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under Section 571.107, RSMo.;
 2. Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense;
 3. Discharges or shoots a firearm or projectile weapon within the City unless acting in self-defense or as permitted in Section 210.300 of this City Code.
 4. Discharges a firearm within one hundred (100) yards of any occupied schoolhouse, courthouse, or church building;
 5. Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding;
 6. Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the Federal government, State government, or political subdivision thereof;

7. Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board;
7. Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in Section 302.010, RSMo., or any building or structure used for the assembling of people; or
8. Discharges or shoots a firearm at or from a motor vehicle, as defined in Section 301.010, RSMo., discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense.

SECTION 2. That Section 210.300 of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended by deleting it in its entirety, and enacting, in lieu thereof, a new Section 210.300, to read as follows:

Section 210.300. Target Shooting; Bow, Crossbow Hunting of Deer or Turkey.

- A.** Definitions. For purposes of this Section, the following words shall have the meanings as set forth herein:

ALL-TERRAIN VEHICLE

Shall have the same meaning as set forth in Section 300.010 of this Code.

BOW

A device drawn and held by hand and not fastened to a stock nor to any other mechanism that maintains the device in a drawn position. This definition includes long-bows, recurve bows and compound bows.

CROSSBOW

A device for discharging quarrels or bolts, formed of a bow set cross-wise on a stock, usually drawn by means of a mechanism and discharged by release of a trigger.

VEHICLE

Shall have the same meaning as set forth in Section 300.010 of this Code.

WILDLIFE CODE

Division 10 of Title 3 of the Missouri Code of State Regulations, as amended.

- B.** Certain Actions Permitted. Notwithstanding the provisions of Section 210.250 of the City Code to the contrary, subject to compliance with the provisions of this Section, a property owner or his/her invitees may engage in target shooting with a bow or crossbow or, upon first obtaining a permit under Subsection (C) of this Section, hunt

deer and turkey with a bow or crossbow on the property owned by such person or entity, so long as the property consists of at least two (2) contiguous acres and is primarily used for residential or agricultural purposes.

C. Specific Action Prohibited/Required.

1. It shall be unlawful for any person to hunt with a bow or crossbow in the City pursuant to this Section unless such person is carrying a valid Missouri hunting permit and any necessary tags on their person at all times. It shall be unlawful for any person to fail to comply with the State of Missouri Wildlife Code, Federal hunting regulations, and City ordinances.
2. Any person hunting within the City limits of Dardenne Prairie shall obtain a permit to hunt issued by the City.
3. The permit shall identify the location of the hunting activity as well as the landowner name. If the landowner is not the applicant, the applicant shall provide written, signed permission from the landowner to hunt on the premises.
4. The cost of the permit shall be twenty five (25) dollars.
5. It shall be unlawful for any person to discharge any bow or crossbow from or across any publicly owned property, street, sidewalk, road, highway or playground.
6. It shall be unlawful to discharge an arrow, quarrel or bolt at such an angle or distance as to land on property owned or controlled by the City, the United States, or of this State or any agency or political subdivision thereof, or on any private property of another without such private property owner's express consent.
7. All the hunting with a bow or crossbow shall be conducted from an elevated position that is at least seven (7) feet in height and faces the interior of the property. The elevated position shall be located in such a way as to direct arrows, quarrels or bolts towards the interior of the property and to prevent any arrow, quarrel or bolt from landing any closer than twenty-five (25) feet from any property line.
8. All target shooting with a bow or crossbow shall be conducted either from an elevated position that is at least seven (7) feet in height, or shall be done at target designed to stop and arrow or bolt without complete penetration, and against a background that is sufficient to stop an arrow or bolt, which extends, at a minimum, one (1) foot in height and one (1) foot in width beyond the edges of the target.
9. No person shall discharge a bow or crossbow from a moving motor vehicle or all-terrain vehicle.

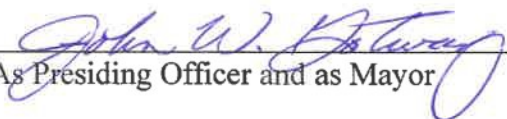
10. It shall be unlawful to possess, consume or be under the influence of alcohol or any other controlled substance while discharging a bow or crossbow within the City.
11. Any person who kills or injures any deer while hunting shall make a reasonable search to retrieve the deer and take it into his or her possession. It is the hunter's responsibility to immediately notify any property owner, other than the owner of the property on which the hunt occurred, of the fact that an injured or dead deer is located on his or her property and to obtain the permission of the property owner to enter onto the property and retrieve the deer. If the hunter is unable to obtain the permission of the property owner to retrieve an injured or dead deer, the hunter shall immediately notify the Missouri Department of Conservation and the City of Dardenne Prairie.
12. It shall be unlawful for any person who kills any deer while hunting to field dress a deer in a public or conspicuous location.

SECTION 3. Savings Clause: 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 4. Severability Clause: 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 Board of Aldermen 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 further action by the City and shall thereafter be binding.

SECTION 5. Effective Date: This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two (2) times, passed, and approved this 16th day of February, 2022.


As Presiding Officer and as Mayor

Attest:


City Clerk

Approved this 16th day of February, 2022.



Mayor

Attest:



City Clerk