

Memorandum #08-78

To: *City Commission*
From: *Finance Officer*
Date: *4/10/2008*
Subject: *Introduction, First Reading and Setting April 28th as Second Reading and Public Hearing of Ordinance #910, an Amendment to Chapter 16, Article II, Section 16-23 of the Yankton Code of Ordinances*

Attached to this memorandum is a proposed amendment to the Yankton Code of Ordinances that would allow the discharge of weapons by any persons “pre-authorized by the City Manager for specific dates, times, and places”. The object of this amendment is to allow the City Manager to authorize the use of weapons to control the pigeon population in our community.

It is recommended that the City Commission introduce Ordinance #910 and set April 28th as the second reading and public hearing of said ordinance.

Thank you,

Al Viereck
Finance Officer

ORDINANCE #910

AN ORDINANCE AMENDING CHAPTER 16, ARTICLE II, SECTION 16-23 OF THE CODE OF ORDINANCES OF THE CITY OF YANKTON BY AMENDING VARIOUS SECTIONS THERIN

BE IT ORDAINED, BY THE CITY COMMISSION OF THE CITY OF YANKTON, SOUTH DAKOTA THAT:

CHAPTER 16, ARTICLE II, SECTION 16-23, DISCHARGE OF WEAPONS, BE AMENDED AS FOLLOWS:

Sec. 16-23. Discharge of weapons.

It shall be unlawful for any person to discharge or shoot off any description of firearm, or use for any purpose any slingshot or other device for throwing or forcing through the air missiles or projectiles of any character; however, this section shall not apply to any law enforcement officer in the discharge of his duty, or to any persons pre-authorized by the City Manager for specific dates, times, and places.

The discharge of shotguns used on skeet shooting or shot gunning facilities shall also be permitted provided that said facility is permitted in the zoning district and has been approved by the board of city commissioners under the conditional uses and structures provision of the city's zoning ordinance.

(Rev. Ords. 1949, § 7.0402; Ord. No. 597, § 1, 6-8-87)

State law references: Discharge of weapon in public place, SDCL 1967

First Reading: April 14, 2008

Second Reading and Adoption:

Publication:

Effective Date:

C. N. Gross, Mayor

Attest: _____
Ann Clough, Deputy Finance Officer