

**PETERSBURG BOROUGH
ORDINANCE #2024-04**

AN ORDINANCE AMENDING SECTION 10.20.010, *DISCHARGE OF FIREARMS PROHIBITED*, OF THE PETERSBURG MUNICIPAL CODE, TO REMOVE PROHIBITION OF DISCHARGE OF FIREARMS IN THE AREA OF FREDERICK POINT EAST SUBDIVISION

WHEREAS, PMC Section 10.20.010 prohibits the discharge of firearms in certain areas of the Petersburg Borough; and

WHEREAS, as currently written in Code, that area includes the Frederick Point East Subdivision and lands immediately adjacent thereto (see attached Exhibit A for a map of the current area where discharge of firearms is prohibited); and

WHEREAS, the intent of prohibiting the discharge of firearms is to prevent the discharge of firearms in residential and more populated areas of the Petersburg Borough, for safety reasons; and

WHEREAS, the Frederick Point East area is less populated than the remainder of the current firearms discharge prohibited area by a wide margin; and

WHEREAS, Frederick Point East Subdivision is accessed by Forest Service Road 6204, which is not maintained on a regular basis, and not at all during the winter months, making the Frederick Point East area largely inaccessible by land for law enforcement; and

WHEREAS, for the aforementioned reasons, the Petersburg Borough Assembly wishes to remove the Frederick Point East Subdivision and immediately adjacent lands from the designated area where the discharge of firearms is prohibited (see attached Exhibit B for a map of the proposed area where discharge of firearms would be prohibited upon adoption of this ordinance); and

WHEREAS, further, there is a typographical error in the description of the firearms discharge prohibited area, found in paragraph 2, and that error requires correction.

THEREFORE, THE PETERSBURG BOROUGH ORDAINS, Section 10.20.010 of the Petersburg Municipal Code is hereby amended as follows. The language proposed for addition is in red and underlined and the language proposed for deletion is struck through.

Section 1. Classification: This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

Section 2. Purpose: The purpose of this ordinance is to amend Section 10.20.010 to remove the prohibition of the discharge of firearms in the area of the Frederick Point East Subdivision of the Petersburg Borough.

Section 3. Substantive Provisions:

10.20.010 Discharge of firearms prohibited.

- A. It is unlawful for any person, except a peace officer or other state or local official performing a lawful duty, to fire or discharge any firearm within the following described areas of the borough:
1. ~~All land located to the east of Forest Road 6204 from the marker located at approximately mile 7.9 south to the marker located at approximately mile 10.0 (Frederick Point East Subdivision).~~
 2. All land located to the north and west of a line from Frederick Point to the highest point in Section 8, T59S, ~~R90E~~ **R80E**; to the highest point in Section 7, T59S, R80E; to the highest point in Section 13, T59S, R79E; to the highest point in Section 23, T59S, R79E; then due south to the boundary line of Service Area 1.

Section 4. Severability: If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and application to any person and circumstance shall not be affected.

Section 5. Effective Date: This ordinance shall be effective immediately upon final passage.

PASSED AND APPROVED by the Petersburg Borough Assembly, Petersburg, Alaska this _____ day of _____, 2024.

Mark Jensen, Mayor

ATTEST:

Debra K. Thompson, Borough Clerk

Adopted:
Published:
Effective: