

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI,
AMENDING THE MUNICIPAL CODE OF THE CITY OF REPUBLIC, MISSOURI, BY
AMENDING TITLE II, "PUBLIC HEALTH, SAFETY AND WELFARE," CHAPTER 215,
"OFFENSES," ARTICLE IV, "OFFENSES CONCERNING WEAPONS AND FIREARMS,"
REGARDING EXTENDING THE SUNSET DATE FOR HUNTING IN CERTAIN
AGRICULTURAL AREAS OF THE CITY**

WHEREAS, the City of Republic, Missouri, (herein called the "City" or "Republic") is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

WHEREAS, in 2008, the Council passed an amendment to the Municipal Code of the City of Republic to allow for the discharge of firearms under certain circumstances to address the provisions contained in the Brookline Consolidation Agreement.; and

WHEREAS, in order to review development in the area and continued allowance for the discharge of firearms under certain conditions, a sunset provision was placed in the original Ordinance, which expired in 2011. This sunset provision was subsequently extended by the Council multiple times, which now expires on December 31, 2020; and

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

Section 1. Title II, "Public Health, Safety and Welfare," Chapter 215, "Offenses," is hereby amended by amending Paragraph G of Section 215.840, "Weapons - Carrying Concealed - Other Unlawful Use," to read as follows:

Section 215.840 Weapons - Carrying Concealed - Other Unlawful Use

G. The prohibition on discharge of a firearm contained in Subparagraph (3) of Subsection (A) of this Section shall not apply to those engaged in the lawful pursuit of game so long as the discharge of the handgun or shotgun takes place in a rural, agriculturally zoned area of the City and so long as the fired projectile does not enter onto or pass through property within two hundred (200) feet of a residence or commercial structure at a height lower than the top of the roofline of the residence or commercial structure.

1. For purposes of this Section, the phrase "rural, agriculturally zoned area" shall be described as properties of the City within an area commonly referred to as the "former Village of Brookline" and generally referenced as Farm Road 97 to the west, Farm Road 140 to the north, Farm Road 115 to the east and Farm Road 168/State Highway MM/State Route 60 to the south including the four contiguous forty-acre parcels adjacent to Farm Road 115 and south of Farm Road 146;
2. This exception shall only apply to the discharge of handguns or shotguns within the area described above.
3. This exception shall sunset on the 31st day of December, ~~2020~~2022, and shall no longer be in force and effect unless extended or renewed by the City Council.

EXPLANATION – Matter in underline type in the above is added language. Matter in ~~striketrough~~ in the above is deleted.

Section 2. All other Sections of the Municipal Code of the City of Republic, Missouri, not specifically referenced in this Ordinance shall remain unmodified and in full force and effect.

Section 3. The whereas clauses are hereby specifically incorporated herein by reference.

Section 4. The provisions of this Ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this Ordinance.

Section 5. This Ordinance shall take effect and be in force from and after its passage as provided by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Republic, Missouri, this _____ day of _____ 2020.

Matt Russell, Mayor

Attest:

Laura Burbridge, City Clerk



Digitally signed by Scott Ison
Date: 2020.11.10 09:22:05
-06'00'

Approved as to Form: _____, Scott Ison, City Attorney

Final Passage and Vote: _____