

ORDINANCE 92-8

AN ORDINANCE REGULATING THE DISCHARGE OF FIREARMS AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

Whereas, the Borough Council of the Borough of Hop Bottom, Susquehanna County, Pennsylvania, (the "Council") has, pursuant to the Borough Code, as amended, the power to prohibit and remove any obstruction or nuisance and penalize the same; (acts of May 4, 1927, P.L. 519 Sec. 1202 as amended, 1943, and last amended 1979, 53 P.S. 46202) and;

Whereas, said Council has the power to ordain for the proper maintenance of peace, good government, and welfare of the Borough, as delegated to them by the Code, as amended, (1979, Nov. 1, P. L. 453 #90 Sec. 1) and;

Whereas, said Code further authorizes the imposition of fines and penalties for offenses or violations of prohibited acts, not exceeding Three Hundred Dollars-----\$300.00-----and costs or, in default of payment thereof, imprisonment of not more than ten (10) days. (1966, Feb. 1, P.L. (1965) #581, Sec. 3308 as affected 1978, April 28, P.L. 202 #53, Sec. 2(a) (1399) effective June 27, 1980) and;

Now, therefore, the Council of Hop Bottom Borough, Susquehanna County, Pennsylvania, does hereby ordain and enact the following ordinance:

SECTION I: DISCHARGE OF FIREARMS PROHIBITED

It shall be unlawful for any person to discharge any firearm within the Borough limits of the Borough of Hop Bottom, Susquehanna County, Pennsylvania. A firearm is defined as being an instrument used in the propulsion of shot, shell, bullet, or any other object by the action of gunpowder exploded, explosive powder, the expansion of gas, or the force of a mechanical device under tension.

Exceptions to this provision shall include:

- A. Firearms discharged in defense of person or property.
- B. Firearms discharged when hunting or trapping in compliance with the provisions of Pennsylvania statutes Title 34, Game and Wildlife Code, and Title 58, Pennsylvania Code, pertaining thereto.
- C. Firearms discharged by law enforcement officers in the performance of their duties having jurisdiction within the Borough of Hop Bottom.
- D. Firearms discharged on a shooting range, or ranges, approved by Borough Council.

SECTION II: VIOLATIONS AND PENALTIES

Any person or persons violating any of the provisions of this ordinance shall be subject to a fine of not less than \$100 nor more than \$300 or to imprisonment for not more than thirty days or both.

Enacted and ordained by the Borough Council of the Borough of Hop Bottom this first day of December, 1992.

BOROUGH OF HOP BOTTOM

James M. Benedict
Mayor

ATTEST

Arma K. Isaac
Borough Secretary

Arlene M. Zablatsky
Council President