

ORDINANCE NO. 2-100

AN ORDINANCE TO PREVENT THE DISCHARGE OF FIREARMS WITHIN
THE CORPORATE LIMITS OF THE CITY OF ISHPEMING

THE CITY OF ISHPEMING ORDAINS:

Section 2-101. No person shall fire or discharge any cannon, gun, revolver, rifle, shotgun, pistol, or any other firearm, or any air gun or BB gun capable of projecting lead or any other object, within the corporate limits of the City of Ishpeming; provided, however, that the above prohibitions shall not apply to:

- 1) any peace officer, dog warden, animal control officer, or any other law enforcement officer in the performance of his or her duties, or when such peace officer, dog warden, animal control officer or law enforcement officer s engaged in practice shooting at the practice range maintained by the Police Department of the City of Ishpeming; or
- 2) the owner or operator of any indoor shooting range located within the City of Ishpeming, who holds a permit issued under this Ordinance to conduct such indoor shooting range, which permit shall be issued by the City of Ishpeming Chief of Police, with the advice and consent of the City Council of the City of Ishpeming. Subject to any terms, conditions, or limitations that the City Council may impose for the protection of the health, safety, and welfare of the inhabitants of the City of Ishpeming in addition to those set forth below, such permit shall be subject to all of the following requirements:
 - a) The holder of the permit shall at all times hold a federal firearms dealer's license.
 - b) The holder of the permit shall at all times be in compliance with the Michigan Occupational Safety and Health Act ("MIOSHA"), and the rules and regulations issued thereunder;
 - c) Adequate provision is made, to the satisfaction of the City of Ishpeming Chief of Police, for the protection of persons and property outside of the indoor shooting range, against the dangers of firearm discharge within the indoor shooting range;
 - d) Adequate provision is made, to the satisfaction of the City of Ishpeming City of Police, to assure that the indoor shooting range is, at all times when in use, properly supervised so as not to constitute a danger to any person or property, and further that adequate provision is made for air quality and noise suppression to protect the users of the indoor shooting range;
 - e) Any permit issued under the terms of this Ordinance shall be valid for a period of one (1) year only, unless revoked. Upon expiration of any permit issued hereunder, the holder of the permit shall be required to apply for a new permit, and to pay the permit fee then in effect.
 - f) No permit shall be issued hereunder unless the applicant pays a fee of \$100.00 to the City Clerk for the permit and complies with all the provisions in this ordinance;
 - g) If the permit holder fails to comply with any of the terms or provisions set forth in this Ordinance, or with any State statute or rule or regulation referred to in this Ordinance, or with any special terms or conditions that may be imposed under a

permit issued hereunder, the permit shall be subject to revocation by the Ishpeming City Council on its own motion or on recommendation from the City of Ishpeming Chief of Police; and

- h) No permit may be issued hereunder unless the land where the indoor shooting range is located lies within the GC (General Commercial), CBD (Central Business District) I (Industrial), DD (Deferred Development) or MI (Mining) district of the City of Ishpeming, as those districts are defined, identified, and located in the City of Ishpeming Zoning Ordinance.

Section 2-102. Any person violating the provisions of this Ordinance shall be punished by a fine of not less than Seventy-five (\$75.00) Dollars and not more than Two Hundred (\$200.00) Dollars, or imprisonment in the Marquette County Jail for a period not to exceed ninety days, or both such fine and imprisonment.

Section 2-103. All ordinances or parts of ordinances relating to the same subject matter and contravening the provisions of this ordinance are hereby repealed.

Section 2-104. This ordinance shall take effect upon legal publication.

Amended: November 3, 1993

Amended: January 22, 1997