

ORDINANCE NO. 2013-1**AN ORDINANCE AMENDING ORDINANCE 2011-13**

WHEREAS, the Indiana Code allows citizens to carry firearms within the town limits of the Town of Edinburgh ("Town");

WHEREAS, in order to promote public safety, the Edinburgh Town Council ("Council") passed Ordinance 2011-13 ("Ordinance") to prohibit the discharge of firearms or any apparatus capable of propelling a missile, including but not limited to any air rifle or gun, CO₂ rifle or gun, slingshot or bow and arrow within the town limits of the Town;

WHEREAS, after open discussion at a public meeting of the 14th day of January, 2013, the Council desires to amend the penalties section of the Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE EDINBURGH TOWN COUNCIL, AS FOLLOWS:

I. SECTION 1. AMENDMENT TO ORDINANCE

a. That the Council hereby amends the Ordinance as follows:

i. Section 4 – Violation – Penalties shall be deleted in its entirety and replaced with the following language:

1. *"Any person who violates this ordinance by discharging Weapons within the town limits of the Town shall be guilty of an ordinance violation in the amount of one hundred dollars (\$100.00) for the first offense; two hundred fifty dollars (\$250.00) for the second offense; and five hundred dollars (\$500.00) each for the third and subsequent offenses.*
2. *In accordance with the procedures and requirements of Indiana Code 35-47-14, the chief of police of the Town or his authorized deputies may impound; retain; and/or destroy any Weapons used in violation of the provisions of this ordinance."*

b. That all other provisions of the Ordinance shall remain in full force and effect as originally stated in the Ordinance.

II. SECTION 2. PUBLIC BENEFIT

- a. That the Council finds that this ordinance will be in the best interest of the Town and for the benefit of the public and residence of the Town.

III. **SECTION 3. REPEALER**

- a. All ordinances or parts of ordinances in conflict with provisions of this ordinance are hereby repealed.

IV. **SECTION 4. SEVERABILITY**

- a. Should any section or provision of this ordinance be declared by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be unconstitutional or invalid.

V. **SECTION 5. PUBLIC NOTICE**

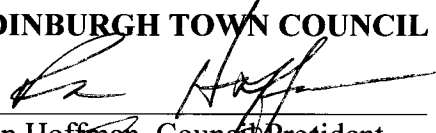
- a. In accordance with Indiana Code 36-5-2-10(b) and Indiana Code 5-3-1-2(h), this ordinance shall be published in newspapers of general circulation in Johnson, Shelby, and Bartholomew Counties one (1) time within thirty (30) days after it is adopted by Council.

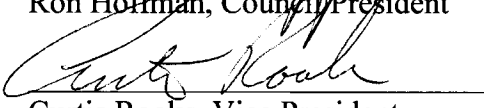
VI. **SECTION 6. EFFECTIVE DATE**

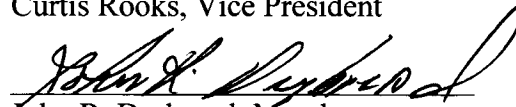
- a. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

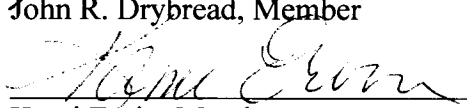
ADOPTED this 28th day of January, 2013.

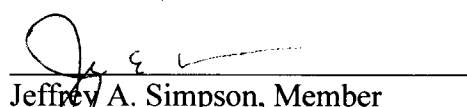
EDINBURGH TOWN COUNCIL


Ron Hoffman, Council President

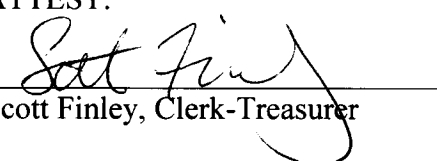

Curtis Rooks, Vice President


John R. Drybread, Member


Kami Ervin, Member


Jeffrey A. Simpson, Member

ATTEST:


Scott Finley, Clerk-Treasurer