

ORDINANCE NO. 1007-07



**AN ORDINANCE PROHIBITING THE DISCHARGE  
OF ANY FIREARM WITHIN THE CITY OF FOLEY  
EXCEPT IN CERTAIN CIRCUMSTANCES.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FOLEY, ALABAMA,  
AS FOLLOWS:**

Section 1. Firearm defined. The term "firearm" shall mean any weapon or device from which a shot is designed or intended to be discharged by gunpowder.

Section 2. Prohibited Generally. It shall be unlawful for any person to discharge a firearm within the corporate limits of the City of Foley, Alabama as they exist now or as they may exist at any time in the future.

Section 3. Exceptions. Notwithstanding the general prohibition expressed above, the following activities and classes of people are exempt from the prohibition expressed herein:

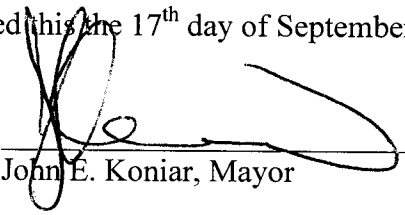
- a. Law enforcement officers in the performance of their lawful or official duties;
- b. Any special event occurring within a specified area more than two hundred (200) yards away from any structure designed or intended for human occupation, which has been pre-approved by the City Council after a recommendation by the Police Department;
- c. Any otherwise lawful hunting activities of wild game that occur more than two hundred (200) yards away from any structure designed or intended for human occupation, any business structure, any public park or municipal property, or any public road or street.

Section 4. Penalties. Any person violating this ordinance shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than five hundred dollars (\$500.00) dollars and shall be incarcerated for not more than six (6) months.

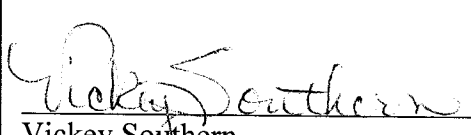
Section 5. Severability. If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

Section 6. Repeal. Any ordinances which are in conflict with this ordinance are hereby repealed to the extent of any conflict or inconsistency.

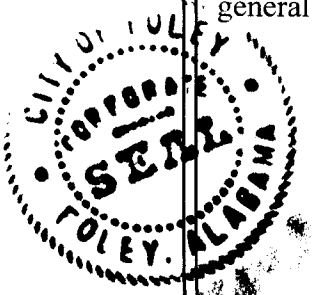
Passed, Adopted and Approved this 17<sup>th</sup> day of September, 2007.

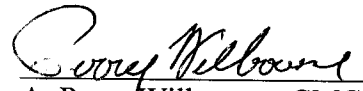
  
John E. Koniar, Mayor

ATTEST:

  
Vickey Southern  
Assistant City Clerk

"I certify that the foregoing Ordinance was published in the Foley Onlooker, a newspaper of general circulation in the City of Foley, Alabama, in its issue of Saturday, September 22, 2007."



A handwritten signature in cursive script, reading "A. Perry Wilbourne".

---

A. Perry Wilbourne, CMC  
City Clerk/Administrator