

ORDINANCE NUMBER 2023-04

CITY OF BARNESVILLE, MINNESOTA

AN ORDINANCE AMENDING THE BARNESVILLE CITY CODE

The Council of the City of Barnesville, Minnesota does ordain:

Section 6-0601 Subd. 4 of the Barnesville City Code is hereby amended to read as follows:

Subd. 4. Exceptions. Nothing in Subdivision 3 of this Section shall apply to:

- A. Display of fireworks by an organization, or group of organizations, authorized in advance in writing by the City Council.
- B. A peace officer in the discharge of his or her duty.
- C. A person in the lawful defense of his or her person or family.
- D. Persons hunting in the Agricultural District after payment of a fee and obtaining a permit from the City. All persons hunting in the Agricultural District of the City shall be lawfully licensed and permitted to do so by all applicable Federal and State laws, shall hunt only during the appropriate days and dates and times prescribed by State law, shall not discharge any firearm within 500 feet of any building occupied by humans or livestock and shall follow all of the rules and regulations prescribed by State and Federal law for hunting.
- E. Persons hunting migratory waterfowl and other nuisance animals such as beaver or muskrat at the City's wastewater treatment ponds when authorized to do so in advance in writing by the City Council after payment of a fee and obtaining a permit from the City, provided that the person is lawfully licensed and permitted to do so by all applicable Federal and State laws, is hunting only during the appropriate days and dates and times prescribed by Federal and State law, does not discharge any firearm within 500 feet of any building occupied by humans or livestock and follows all of the rules and regulations prescribed by State and Federal law for hunting migratory waterfowl and other nuisance animals, including but not limited to beaver and muskrat.

Section 6-0602 Subd. 2 of the Barnesville City Code is hereby amended to read as follows:

Subd. 2. Unlawful Acts. It is unlawful for any person to carry or discharge a firearm which is not an encased firearm or dismantled firearm, except:

- A. In a range or area equipped for target practice which has been specifically described and approved by the City Council.

- B. Law enforcement officers in the line of duty.
- C. When necessary in the lawful defense of person or family.
- D. When hunting in the Agricultural District after payment of a fee and obtaining a permit from the City, except that bow and arrow hunting is permitted. All persons hunting in the Agricultural District of the City shall be lawfully licensed and permitted to do so by all applicable Federal and State laws, shall hunt only during the appropriate days and dates and times prescribed by State law, shall not discharge any firearm within 500 feet of any building occupied by humans or livestock and shall follow all of the rules and regulations prescribed by State and Federal law for hunting.
- E. When hunting in migratory waterfowl and other nuisance animals such as beaver and muskrat at the City's wastewater treatment ponds when authorized to do so in writing by the City Council after payment of a fee and obtaining a permit from the City. All persons hunting at the City wastewater treatment ponds shall be lawfully licensed and permitted to do so by all applicable Federal and State laws, shall hunt only during the appropriate days and dates and times prescribed by Federal and State law, shall not discharge any firearm within 500 feet of any building occupied by humans or livestock and shall follow all of the rules and regulations prescribed by State and Federal law for hunting migratory waterfowl and other nuisance animals, including but not limited to beaver and muskrat.

This ordinance is adopted by affirmative vote of five of the six (6) Ward Representatives of the City Council, constituting a majority of the Ward Representatives. Council member Field was absent.

Approved by the Mayor this 13th day of February, 2023.

Jason Rick, Mayor

ATTEST:

Jeri Reep, City Clerk

First Reading: January 9, 2023

Second Reading: February 13, 2023

Adopted: February 13, 2023

Published: February 20, 2023

This ordinance is effective thirty (30) days after publication.

Published once in the official newspaper of the City of Barnesville on February 20, 2023