

TOWN OF PINETOP-LAKESIDE

ORDINANCE NO. 14-383

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF PINETOP-LAKESIDE, ARIZONA AMENDING TOWN CODE SECTION 12.12.040 TO CONFORM WITH STATE STATUTES AND ALLOW POSSESSION OF FIREARMS IN TOWN PARKS

WHEREAS, the State of Arizona has adopted State Statutes that preempt and limit the Town’s ability to regulate firearms, except in some specifically enumerated areas (see A.R.S. §13-3108); and

WHEREAS, the Town Code in Chapter 12.12 Town Parks, at Section 12.12.040 Rules of Conduct, subsection (A)(6) does not allow, among other things, any “Possession, use or discharge of... firearms, rifles, pistols, revolvers...” in the Town’s Parks; and

WHEREAS, the current State Statutes do not allow the Town to totally prohibit the possession, use or discharge of firearms, and the Town Council wishes and intends this amendment to Town Code Chapter 12.12 Town Parks, §12.12.040 Rules of Conduct (A)(6) to conform with the Statutes of the State of Arizona.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona, that Town Code Chapter 12.12 Town Parks, at Section 12.12.040 Rules of Conduct, subsection (A)(6) be amended as follows:

12.12.040 Rules of conduct.

A. The following rules of conduct shall apply to all users and persons who are within parks and recreation areas of the Town, including Woodland Lake Park which is federal land under permit to the Town from the United States Department of Agriculture, United States Forest Service.

....

6. Possession, use or discharge of explosives, fireworks, spring guns, B.B. guns, air guns, rockets, fireworks, slingshots, bows and other archery equipment or other similar weapons, arms or equipment is strictly prohibited in parks. Any use or discharge of firearms, rifles, pistols, revolvers is prohibited except as allowed by State Statute(s) (currently found in A.R.S. §13-3108 (G)(5)).

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PASSED AND ADOPTED by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona, this 19th day of June, 2014.

TOWN OF PINETOP-LAKESIDE



ROGER WILLIAMS, Mayor

ATTEST:



LEAH CHAVEZ, Town Clerk

APPROVED AS TO FORM:



W. KENT FOREE, Town Attorney