

**AMENDED ORDINANCE REGULATING THE DISCHARGE OF FIREARMS**

**WITHIN SUBDIVISIONS**

WHEREAS ON November 9, 1995, the Rankin County Board of Supervisors enacted an Ordinance Regulating the Discharge of Firearms within Subdivisions; and

WHEREAS the unincorporated portions of Rankin County have experienced significant growth, including the development of a number of platted subdivisions; and

WHEREAS each subdivision is clearly defined and is a densely populated areas containing families with many children and pets, and

WHEREAS, based on the health, safety and welfare of the citizens of Rankin County, Mississippi, the Board of Supervisors believe that it is necessary to enhance the protections afforded by the original Ordinance by updating the Ordinance to include a greater measure of restriction on the use of dangerous firearms or bows within, or within close proximity to, platted subdivisions

WHEREAS the discharge of a firearm within a platted subdivision or within 500 yards of a platted subdivision and actively hunting with a bow within a platted subdivision or within 100 yards of a platted subdivision provides a safety hazard to people and animals; and

WHEREAS there is substantial open space within Rankin County where the owners of firearms and bows can freely discharge their firearms and hunt with bows in a safe and secure manner without endangering the lives of children, adults and pets and otherwise create anxiety of such discharge in or near subdivisions;

THEREFORE, BE IT RESOLVED AND ORDAINED by the Board of Supervisors of Rankin County, Mississippi that the original Ordinance dated November 9, 1995, is hereby amended such that the provisions this Ordinance shall now govern the discharge of all firearms,

whether gun, pistol, shotgun, rifle or assault weapon within any platted subdivision or within 500 yards of any platted subdivision, and hunting with any type of bow, whether compound, recurve, longbow, crossbow, or any other type of bow (excluding toy bows) within any platted subdivision or with 100 yards of any platted subdivision within the unincorporated portions of Rankin County as follows:

(1) The discharge of any firearm of any description within a platted subdivision or within 500 yards of the boundaries of a platted subdivision or the shooting of any bow of any description (excluding toy bows) within a platted subdivision or within 100 yards of the boundaries of a platted subdivision is prohibited, subject to the below exceptions:

- a. This prohibition shall not apply to any law enforcement officer in the discharge of his or her official duties.
- b. This prohibition shall not apply to any person utilizing such firearm in the proper manner authorized by law in defense of home or life, provided this shall not be construed to otherwise create any right in connection with such a use, and
- c. This prohibition shall not in any way, manner, shape or form effect any citizen's right to own, possess or bear arms in accordance with the Mississippi Constitution and the United States Constitution.
- d. For the purpose of this Ordinance, the safe use of a bow for target practice within a platted subdivision shall not be deemed to be "hunting with a bow" as set forth in this Ordinance, and same shall be permitted, so long as such target practice with a bow takes place completely within the boundaries of a defined lot within a platted subdivision.

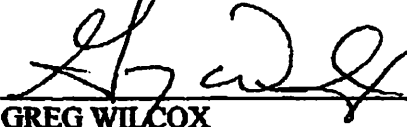
- (2) Any person violating this Ordinance shall be subject to a fine of up to \$500 or imprisonment for five (5) days in the County Jail or both.

This Ordinance shall become effective immediately upon passage. Upon passage of the Ordinance, notice of the Ordinance shall be given by publication of the Ordinance for four (4) consecutive weeks.

ADOPTED as an official ordinance of the Rankin County Board of Supervisors, this 15<sup>th</sup> day of December, 2009

RANKIN COUNTY BOARD OF SUPERVISORS

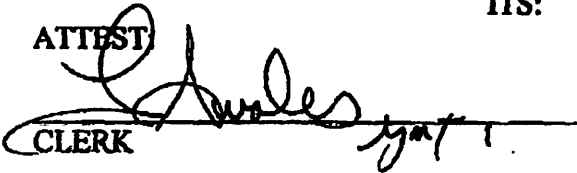
BY:

  
GREG WILCOX

ITS:

PRESIDENT

ATTEST

  
CLERK

CLERK'S CERTIFICATE

The above and foregoing Ordinance was adopted upon the Motion of Supervisor Jay Bishop, said Motion was seconded by Supervisor Walter Johnson, with the following Supervisors voting in favor of the Motion:

\_\_\_\_\_  
The following Supervisors voted in opposition to the Motion:

\_\_\_\_\_  
WITNESS my signature this the 15<sup>th</sup> day of December, 2009



**AN ORDINANCE REPEALING THOSE PROVISIONS OF THE FIREARMS  
ORDINANCE ADOPTED MARCH 1, 2010, THAT REGULATE THE DISCHARGE OF  
FIREARMS IN AREAS OTHER THAN PLATTED SUBDIVISIONS**

WHEREAS ON November 9, 1995, the Rankin County Board of Supervisors enacted an Ordinance Regulating the Discharge of Firearms within Subdivisions and Amended said ordinance by Amended Ordinance dated December 15, 2009; and

WHEREAS the unincorporated portions of Rankin County have experienced significant growth, including the development of a number of platted subdivisions; and

WHEREAS each subdivision is clearly defined and populated with families, children and pets; and

WHEREAS, on March 1, 2010, the Rankin County Board of Supervisors adopted an Amended Ordinance Regulating the Discharge of Firearms Within Subdivisions that sought to regulate the discharge of firearms, defined as guns, pistols, shotguns, rifles or assault weapons, within 200 yards of any platted subdivision; further, said Ordinance prohibited the use of a bow, whether compound, recurve, longbow, crossbow or any other type of bow, within 100 yards of a platted subdivision; and,

WHEREAS, the Mississippi Legislature passed Senate Bill 2857, which the Governor signed same into law during the 2010 legislative session, which authorizes Mississippi counties to regulate the discharge of firearms within platted subdivisions, but prohibits counties in Mississippi from regulating the discharge of firearms outside of platted subdivisions "... if such firearm or weapon is discharged in a manner not reasonably expected to cause a projectile from such firearm or weapon to travel across any property line without permission of the property owner;" [See, Section 3, S.B. No. 2857]; and,

WHEREAS, those portions of Rankin County's Amended Ordinance Regulating the Discharge of Firearms Within Subdivisions that prohibit the discharge of firearms "within 200 feet of a platted subdivision" are in conflict with Section 3, S.B. No. 2857, as signed by the Governor and should be repealed; and,

WHEREAS, based on the health, safety and welfare of the citizens of Rankin County, Mississippi, the Board of Supervisors believe that it is necessary to retain the protections afforded by its March 1, 2010, Amended Ordinance Regulating the Discharge of Firearms Within Subdivisions that are not in conflict with Section 3, S.B. No. 2857, by repealing only those portions of said Amended Ordinance that seek to regulate the discharge of firearms outside of platted subdivisions; and,

WHEREAS the discharge of firearms within a platted subdivisions and actively hunting with bows within platted subdivisions constitutes a safety hazard to people and pets; and

WHEREAS there is substantial open space within Rankin County where the owners of firearms and bows can freely discharge their firearms and hunt with bows in a safe and secure manner without endangering the lives of children, adults and pets and otherwise create anxiety of such discharge within subdivisions;

THEREFORE, BE IT RESOLVED AND ORDAINED by the Board of Supervisors of Rankin County, Mississippi that the original Ordinance dated November 9, 1995 and the Amended Ordinance Regulating the Discharge of Firearms Within Subdivisions dated December 15, 2009, and the Amended Ordinance Regulating the Discharge of Firearms Within Subdivisions dated March 1, 2010 are hereby amended such that the provisions of this Ordinance shall now govern the discharge of all firearms, whether gun, pistol, shotgun, rifle or assault weapon within any platted subdivision, and hunting with any type of bow, whether compound, recurve, longbow, crossbow, or any other type of bow (excluding toy bows) within any platted subdivision within the unincorporated portions of Rankin County as follows:

(1) Those portions of the Ordinances Regulating the Discharge of Firearms Within Subdivisions passed by the Rankin County Board of Supervisors on November 9, 1995, December 15, 2009, and March 1, 2010, that seek to regulate the discharge of firearms outside of platted subdivisions are hereby **REPEALED** and made void and of no effect;

(2) The discharge of any firearm of any description within a platted subdivision or the shooting of any bow of any description (excluding toy bows) within a platted subdivision is prohibited, subject to the below exceptions:

- a. This prohibition shall not apply to any law enforcement officer in the discharge of his or her official duties.
- b. This prohibition shall not apply to any person utilizing such firearm in the proper manner authorized by law in defense of home or life, provided this shall not be construed to otherwise create any right in connection with such a use, and
- c. This prohibition shall not in any way, manner, shape or form effect any citizen's right to own, possess or bear arms in accordance with the Mississippi Constitution and the United States Constitution.
- d. For the purpose of this Ordinance, the safe use of a bow for target practice within a platted subdivision shall not be deemed to be "hunting with a bow" as set forth in this Ordinance, and same shall be permitted, so long as such target practice with a bow takes place completely within the boundaries of a defined lot within a platted subdivision.

(3) Any person violating this Ordinance shall be subject to a fine of up to \$500 or imprisonment for five (5) days in the Rankin County Jail or both.

This Ordinance shall become effective immediately upon passage. Upon passage of the Ordinance, notice of the Ordinance shall be given by publication of the Ordinance for four (4) consecutive weeks.

ADOPTED as an official ordinance of the Rankin County Board of Supervisors, this  
6<sup>th</sup> day of June, 2011

RANKIN COUNTY BOARD OF SUPERVISORS

BY:

Jared K Morrison  
JARED MORRISON

ITS:

PRESIDENT

ATTEST:

Tammy Sales  
CLERK  
by E. Duke, D.C.



CLERK'S CERTIFICATE

The above and foregoing Ordinance was adopted upon the Motion of Supervisor  
Wilcox, said Motion was seconded by Supervisor  
Brown, with the following Supervisors voting in favor of the  
Motion:

Supervisors Brown, Wilcox, Johnson & Morrison  
The following Supervisors voted in opposition to the Motion:

WITNESS my signature this the 6<sup>th</sup> day of June, 2011.



Tammy Sales  
CLERK  
by E. Duke, D.C.

**JACKSON COUNTY ORDINANCE  
BANNING THE DISCHARGE OF FIREARMS IN CERTAIN SPECIFIC AREAS OF  
JACKSON COUNTY, MISSISSIPPI**

WHEREAS, the Jackson County Board of Supervisors may legally regulate the use of weapons within the jurisdictional limits of the county under §45-9-53 except as specifically limited by §45-9-53, §45-9-51 and the Mississippi Constitution; and

WHEREAS, the unincorporated area of Jackson County, Mississippi has greatly increased in population; and

WHEREAS, the public health, safety and welfare are significantly harmed and are at risk from the negligent use and discharge of firearms.

THEREFORE, based upon the foregoing, the Jackson County Board of Supervisors finds and ordains herewith that the discharging of a firearm or other weapon is prohibited 1) in or within 150 yards of a residence, building, campsite, developed recreation site or occupied area, or 2) across or on a public road or a body of water adjacent thereto, or in any manner or place whereby any person or property is exposed to injury or damage as a result in such discharge.

1. The provisions set forth above shall not apply if the firearm or other weapon is a shotgun, air rifle, BB gun or bow and arrow discharged: a) on a tract of land of ten (10) acres or more and more than one hundred fifty (150) feet from a residence or occupied building located on another property; AND b) in a manner not reasonably expected to cause a projectile to cross the boundary of the tract.
2. The provisions set forth above shall not apply if the firearm or other weapon is a center fire or rim fire rifle or pistol or a muzzle-loading rifle or pistol of any caliber discharged: a) on a tract of land of fifty (50) acres or more and more than three hundred (300) feet from a residence or occupied building located on another property; AND b) in a manner not reasonably expected to cause a projectile to cross the boundary of the tract.
3. The provisions set forth above shall not be construed to forbid peace officers from discharging such weapons as shall be necessary in the proper discharge of their duties.
4. This provision set forth above shall not be construed to prohibit target firing on ranges that are permitted by Jackson County and meet all applicable federal and state requirements. However, the discharge of such firearm must be completely contained within the limits of the firing range.
5. Violation of this Ordinance shall be a misdemeanor and may carry a sentence of confinement of less than 90 days or payment of a fine of not more than \$1000, or both in the discretion of the judge. However, nothing herein shall be construed to limit the discretion of a peace officer to charge an individual violating this Ordinance with any additional appropriate charges.
6. If any section, sentence, clause or word is held to be unconstitutional by any court of competent jurisdiction, such section, sentence, clause or word shall not invalidate the constitutionality of the remaining portions of this Ordinance.
7. Because of the grave risk to the public health and safety, this Ordinance is deemed to be an emergency and shall become effective immediately upon its passage.



The motion to approve the foregoing Ordinance was made by Supervisor McKay seconded by Supervisor Leach, and the following vote was recorded:

Supervisor Barton  
Supervisor Norvel  
Supervisor Broussard  
Supervisor Leach  
Supervisor McKay

yes  
yes  
absent  
yes  
yes

RESOLVED, this the 3rd day of July, 2006.

ATTEST:

[Signature]  
Clerk of the Board

BOARD OF SUPERVISORS

By [Signature]  
President



**AN ORDINANCE REGULATING THE DISCHARGE OF  
FIREARMS IN PLATTED SUBDIVISIONS AND NEGLIGENT DISCHARGE**

WHEREAS, pursuant to Mississippi Code Annotated § 45-9-57, the County Board of Supervisors is given authority to regulate the discharge of any firearm or weapon, other than a BB gun, within any platted subdivision, as well as any firearm or weapon that is discharged in a manner reasonably expected to cause a projectile from such firearm or weapon to travel across any property line without permission of the property owner; and

WHEREAS, based on the health, safety and welfare of the citizens of Warren County, Mississippi, the Board of Supervisors find an immediate necessity to control the discharge of firearms within platted subdivisions, other than a BB Gun, and any discharge of a firearm or weapon where the firearm is discharged in a manner reasonably expected to cause a projectile from such firearm or weapon to travel across any property line without permission of the property owner, because such actions may endanger the lives of children, adults, pets, property, and otherwise create anxiety regarding any such discharge;

THEREFORE, BE IT RESOLVED AND ORDAINED by the Board of Supervisors of Warren County, Mississippi, that the provisions of this Ordinance shall now govern the discharge of all firearms, whether gun, pistol, shotgun, rifle, or assault weapon, within any platted subdivision, and the discharge of any firearm in a manner reasonably expected to cause any projectile from such firearm or weapon to travel across any property line without the permission of the property owner, as follows:

- 1) The discharge of any firearm of any description within a platted subdivision, other than a BB Gun, and the discharge of any firearm of any description, in a manner reasonably

expected to cause any projectile from such firearm or weapon to travel across any property line without the permission of the property owner is prohibited subject to the below exceptions:

- a. This prohibition shall not apply to any law enforcement officer in the discharge of his or her official duties.
- b. This prohibition shall not apply to any person utilizing such firearm in the proper manner authorized by law in defense of home or life, provided this shall not be construed to otherwise create any right in connection with such a use, and
- c. This prohibition shall not in any way, manner, shape or form affect any citizen's right to own, possess or bear arms in accordance with the Mississippi Constitution and the United States Constitution.

2) Any person violating this Ordinance shall be subject to a fine of up to \$1,000.00, or imprisonment for ten (10) days in the Warren County Jail, or both.

This Ordinance shall become effective immediately upon passage. Upon passage of the Ordinance, notice of the Ordinance shall be given by publication of the Ordinance for three (3) consecutive weeks.

ADOPTED as an official ordinance of the Warren County Board of Supervisors, this the 2nd day of October, 2017

WARREN COUNTY BOARD OF SUPERVISORS

By: Richard Hays

ATTEST: Donna F. Hardy, Chancery Clerk

Beverly Johnson OC  
WARREN COUNTY CHANCERY CLERK

