

ORDINANCE NO.

NO. 15-02  
Series of 2015

**TITLE: AN ORDINANCE REPEALING AND REENACTING SECTION 10-55 OF THE HUDSON MUNICIPAL CODE TO CREATE EXCEPTIONS TO THE BAN ON THE DISCHARGE OF FIREARMS WITHIN THE TOWN**

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. Section 10-55 of the Hudson Municipal Code is hereby repealed and reenacted to read as follows:

**Sec. 10-55. Discharge of firearms.**

(a) It is unlawful for any person to fire or discharge within the Town any firearm. For purposes of this Section, *firearm* includes any revolver or pistol of any description, shotgun or rifle which may be used for the explosion of cartridges or shells, or any air gun, gas-operated gun, spring gun, or bows and arrows.

(b) Exceptions. This Section shall not apply to:

(1) The discharge of a firearm by a law enforcement officer or military personnel acting within the line of duty, including but not limited to active operations, training exercises and ceremonies.

(2) The discharge of a firearm in the lawful defense of person or property.

(3) The discharge of a firearm during the act of lawful hunting pursuant to State law, including the Rules and Regulations of the Colorado Parks and Wildlife.

(4) The discharge of a firearm at a private shooting range or gallery specifically authorized for operation by the Town Board of Trustees by resolution as follows:

A. It shall be unlawful for any owner or operator of a private shooting range or gallery to allow or permit the discharge of a firearm at such range or gallery without having first received approval of a site plan by resolution from the Board of Trustees. Such approval

shall include as a condition of such approval that the Town is authorized to conduct reasonable inspections of any such range or gallery to determine it is being operated and maintained in a safe manner consistent with the site plan approval.

B. Nothing contained in this Section shall prevent the use of any bow and arrow or air gun in a private shooting range or gallery, or in any private grounds or residences under circumstances when such instrument can be fired, discharged, or operated in such a manner as not to endanger persons or property and also in such manner so as to prevent the projectile from traversing any grounds or space outside the limits of such range, gallery, grounds or residence.

Section 2. Safety Clause. The Town Board of Trustees hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ IN FULL, AND ADOPTED this 4<sup>th</sup> day of March, 2015.



TOWN OF HUDSON, COLORADO


Raymond Patch  
Raymond Patch, Mayor

Linnette Barker  
Linnette Barker, CMC, Town Clerk


PASSED ON SECOND AND FINAL READING this 18<sup>th</sup> day of March, 2015, AND ORDERED PUBLISHED ONCE IN FULL.




ATTEST:

  
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Linnette Barker, CMC, Town Clerk

TOWN OF HUDSON, COLORADO

  
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Raymond Patch, Mayor

APPROVED AS TO FORM:

  
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Corey Y. Hoffmann, Town Attorney