

ORDINANCE NO: ORD-XX-XX

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR JACKSON COUNTY, GEORGIA FOR THE PURPOSE OF PROHIBITING THE DISCHARGE OF FIREARMS IN A RESIDENTIAL SUBDIVISION AND FOR OTHER LAWFUL PURPOSES.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS:

Section 1. Authority.

Section 2. Definitions.

Section 3. Discharge of Firearm Prohibited.

Section 1. Authority. The Jackson County Board of Commissioners does now exercise its authority as granted by Georgia Law O.C.G.A. § 16-11-173(e) to prohibit the discharge of firearms within a residential subdivision within the unincorporated boundaries of Jackson County, Georgia.

Section 2. Definitions. The following words, terms and phrases when used in this article shall have the meaning described to them in this section except where the context clearly indicates a different meaning:

Firearm. Firearm shall mean and include any handgun, rifle, shotgun, or other weapon which will or can be converted to expel a projectile by the action of an explosive or electrical charge.

Residential Development. Residential Development shall mean and include any subdivision platted and of record in Jackson County, Georgia for creating lots or tracts of land for residential dwellings, or if predating the adoption of zoning, any single family development on lots, as defined in the Unified Development Code of Jackson County, and any single family or multi-family development located on a single tract of land, including, but not limited to, condominiums, apartment complexes and mobile home parks, but excluding agriculturally zoned tracts in excess of ten (10) acres in size.

Section 3. Discharge of Firearm Prohibited.

(a) No person shall discharge a firearm within the boundaries of any residential development in Jackson County, Georgia, except in defense of life and property as allowed under Georgia Law.

(b) Nothing in this ordinance shall be construed to prohibit the ownership, possession and carrying of any firearm in a lawful manner.

(c) Nothing in this ordinance shall be construed to prohibit the discharge of a firearm at a lawfully operated and permitted commercial range for target practice.

Section 4. Penalty for violation.

Any person violating any provision of this article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Section 1-12 of the Jackson County Code of Ordinances. Such persons shall be guilty of a separate offense for each and every discharge of a firearm in violation of the provisions of this article, and shall be punished accordingly.

Passed and adopted by the Jackson County Board of Commissioners this ____ day of _____, 201__.

Chairman

SEAL

Attest:

County Clerk

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