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3 **COUNCIL OF THE TOWN OF RIVERDALE PARK**
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5 **ORDINANCE 2019-OR-10**

6 **Introduced By:** CM Aaron Faulx
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8 **Date Introduced:** November 18, 2019
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10 **Date Adopted:** December 2, 2019
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12 **Date Effective:** December 22, 2019
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15 **AN ORDINANCE** concerning

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17 **POSSESSION OF WEAPONS**

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19 **FOR** the purpose of prohibiting the possession of certain weapons in or on properties owned or
20 occupied by the Town of Riverdale Park; providing certain exceptions and penalties for
21 violations; and generally relating to the prohibition of the possession of certain weapons
22 at certain locations in the Town of Riverdale Park.

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24 **BY** adding

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26 Chapter 65, WEAPONS
27 Section 65-1
28 Code of the Town of Riverdale Park
29 (January 2008 Revision as Supplemented)

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31 **SECTION 1: BE IT ENACTED BY THE COUNCIL OF THE TOWN OF**
32 **RIVERDALE PARK**, that new Section 65-1, under the new Chapter 65, WEAPONS, is hereby
33 added to the Code of the Town of Riverdale Park (January 2008 Revision as Supplemented), to
34 follow immediately after Section 64-20 of Chapter 64, VEHICLES AND TRAFFIC, and to read
35 as follows:
36

CHAPTER 65, WEAPONS**§ 65-17. PROHIBITION AGAINST POSSESSION OF WEAPONS.**

(A) FOR THE PURPOSES OF THIS SECTION, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE MEANINGS RESPECTIVELY ASCRIBED TO THEM IN THIS SECTION:

(1) "WEAPON" MEANS AN OBJECT, EVEN IF MANUFACTURED FOR A NONVIOLENT PURPOSE, THAT HAS A POTENTIALLY VIOLENT USE, OR A "LOOK-A-LIKE" OBJECT THAT RESEMBLES AN OBJECT THAT HAS A POTENTIALLY VIOLENT USE OR CAUSES DEATH OR BODILY HARM. "WEAPON" INCLUDES BUT IS NOT LIMITED TO A LOADED OR UNLOADED FIREARM, A KNIFE, A DAGGER, BRASS KNUCKLES, A STILETTO, A SWORD CANES AND OR OTHER KIND OF SHARP POINTED CANE, A SLINGSHOT, A BLUDGEON, A NUNCHUCK, A PELLET GUN, A BB GUN, A PAINTBALL GUN AND A SOFT PELLET GUNS, LIVE AMMUNITION OR ORDNANCE, OR CHEMICALS THAT WHEN MIXED TOGETHER BECOME EXPLOSIVE.

(2) "FIREARM" MEANS A WEAPON, INCLUDING A STARTER GUN, CAPABLE OF EXPELLING A PROJECTILE BY THE ACTION OF AN EXPLOSIVE. THIS INCLUDES THE FRAME OR RECEIVER OF ANY SUCH WEAPON, ANY FIREARM MUFFLER OR SILENCER, OR ANY DESTRUCTIVE DEVICE. (I.E.: "MRE BOMB", ARTILLERY SIMULATOR OR EXPLODING FIREWORKS).

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) A PERSON MAY NOT POSSESS A WEAPON ON OR IN, OR WITHIN 100 YARDS OF, A BUILDING OR PARK OWNED BY THE TOWN OF RIVERDALE PARK.

(C) THE PROHIBITION IN SUBSECTION (B) OF THIS SECTION DOES NOT APPLY TO THE FOLLOWING:

(1) A LAW ENFORCEMENT OFFICER WHO IS IN UNIFORM, ACTING IN THE OFFICER'S OFFICIAL CAPACITY, ON OR OFF OFFICIAL DUTY AND REPRESENTING THE OFFICER'S AGENCY, PROVIDED THAT ANY WEAPON IS CARRIED AS DIRECTED BY THE POLICY OF THE OFFICER'S LAW ENFORCEMENT AGENCY FOR WEARING AND CARRYING SUCH WEAPON.

(2) A LAW ENFORCEMENT OFFICER WHO IS NOT IN UNIFORM, BUT WHO IS ACTING IN THE OFFICER'S OFFICIAL CAPACITY, ON OR OFF OFFICIAL DUTY, REPRESENTING THE OFFICER'S LAW ENFORCEMENT AGENCY, DISPLAYING THE OFFICER'S BADGE OF AUTHORITY, AND PROVIDED THAT ANY WEAPON IS CARRIED AS DIRECTED BY THE POLICY OF THE

81 OFFICER'S LAW ENFORCEMENT AGENCY FOR WEARING AND
82 CARRYING SUCH WEAPON.

83
84 (3) A RETIRED LAW ENFORCEMENT OFFICER WHO IS LAWFULLY
85 CARRYING A WEAPON AS AUTHORIZED BY STATE OR FEDERAL LAW.


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87 (D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND
88 IS SUBJECT TO A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS (\$1,000)
89 OR IMPRISONMENT FOR NOT MORE THAN SIX MONTHS (6), OR BOTH.

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91 **SECTION 2: AND BE IT FURTHER ENACTED** that this Ordinance shall become
92 effective twenty (20) calendar days after its passage by the Council.

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94 ATTEST:

COUNCIL OF THE TOWN OF
RIVERDALE PARK

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97 
98 _____
99 Jessica E. Barnes, Town Clerk



Alan K. Thompson, Mayor

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102 EXPLANATION:

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104 CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

105 Underlining indicates amendments to the Ordinance.

106 ~~Strike Out~~ indicates matter deleted from the law or stricken from the Ordinance by amendment.

107 *** indicate omission of existing text not modified by this Ordinance.