
Chapter 94 — Firearms

Article I — Discharge of Firearms

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Article I — Discharge of Firearms

§ 94-101 Discharge of Guns.

It shall be unlawful for any person, except in necessary defense of person or property, to fire or discharge any gun, including but not limited to B.B. guns, air or pellet guns, rifle, or firearm, at any place within the Borough. The terms gun, rifle, or firearm shall mean those instruments designed to discharge a projectile.

§ 94-102 Other Projectiles.

It shall be unlawful for any person to discharge or release any projectile in a dangerous or reckless manner. This Section includes, but is not limited to, the use of bow and arrows, crossbows, and slingshots.

§ 94-103 Violations and Penalties.

(a) **Civil Penalty.** Any person who violates any provision of this Article shall be subject to a civil penalty of One Hundred Dollars (\$100.00).

(b) Initial Determination of Violation. Council hereby delegates the initial determination of violations under this Article to any police officer of the Borough. The police officer or the Executive Secretary shall serve notice of the violation(s) upon the person determined to have violated this Article in person or by first class U.S. mail addressed to that person at his/her last known address. The notice shall include a description of the violation(s), the provision(s) of the Codified Ordinances violated (*i.e.* section, subsection, paragraph, etc.), the penalty imposed for each violation, and the time for payment prior to the commencement of a civil enforcement proceeding. Service shall be complete on the date of in-person service or the date of mailing.

(c) Civil Enforcement Proceeding. When the penalty imposed for a violation(s) of this Article is not voluntarily paid to the Borough within fifteen (15) calendar days after service of the violation notice under subsection (b), the Executive Secretary shall initiate a civil enforcement proceeding in the name of the Borough before a magisterial district judge. The civil enforcement proceeding shall be initiated by complaint or by such other means as may be provided by the Pennsylvania Rules of Civil Procedure. Any person found to have violated this Article in the civil enforcement proceeding shall be assessed court costs and reasonable attorney fees incurred by the Borough in the proceedings, in addition to the penalty provided.

Appendix

¶ 94-A Disposition of Ordinance 271.

Ordinance 271 was never codified to the 1981 Code.

| <u>Ordinance 271</u> | <u>2003 Codified Ordinances</u> |
|----------------------|---------------------------------|
| § 1 | § 94-101 |
| § 2 | § 94-102 |
| § 3 | § 94-103 |

¶ 94-B Source Ordinances.

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|---------------|------------|
| Ordinance 271 | 10-11-1989 |
| Ordinance 415 | 10-29-2003 |
| Ordinance 518 | 03-12-2014 |