

ORDINANCE # 9-2023

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MITCHELLVILLE,
IOWA, BY AMENDING CHAPTER 41 PUBLIC HEALTH AND SAFETY**

BE IT ENACTED by the City Council of the City of Mitchellville, Iowa:

SECTION 1. SECTION MODIFIED. Section 41.11 of the Code of Ordinances of the City of Mitchellville, Iowa, is amended and hereby adopted to read as follows:

41.11 DISCHARGING WEAPONS.

1. It is unlawful for a person to discharge rifles, shotguns, revolver, pistols, guns or other firearms of any kind within the City limits on lands except as follows:
 - A. On undeveloped land zoned as Agriculture and/or Industrial it shall be lawful for a person to discharge rifles, shotguns, revolvers, pistols, guns or other firearms of any kind within City limits, following the prohibitions in the Iowa State Code 481A.123.1 as hereby stated:
 - 1.) A person shall not discharge a firearm or shoot or attempt to shoot a game or fur-bearing animal within two hundred yards of a building inhabited by people or domestic livestock or within two hundred yards of a feedlot unless the owner or tenant has given consent. However, within the corporate limits of the City of Mitchellville, a person may take deer with a firearm within fifty yards of a building inhabited by people of domestic livestock, or a feedlot pursuant to an approved special deer population control plan, if the person obtains permission of the owner or tenant of the building or feedlot.
 - 2.) As used in this section, "feedlot" means a lot, yard, corral, or other area in which livestock are present and confined, for the purposes of feeding and growth before slaughter. The term does not include areas which are used for the raising of crops or other vegetation and upon which livestock are allowed to graze or feed.
 - B. The prohibition in the Iowa State Code 481A.123.1 does not apply to the discharge of a firearm on a farm unit by the owner or tenant of the farm unit or by a family member of the owner or tenant of the farm unit.
2. No person shall intentionally discharge a firearm in a reckless manner.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed and Approved by the Council this 18th day of December, 2023.



Mayor Jessica Trobaugh

1st Reading: 12/4/2023
2nd Reading: 12/18/2023
3rd Reading: Waived
Published: 1/04/2024

ATTEST:



City Clerk