

Borough of Lilly

LILLY, PENNSYLVANIA

ORDINANCE

Ordinance No.: 2021-2 October

*An Ordinance of the Lilly Borough
Council Prohibiting the Discharge
of Firearms within the Borough*

WHEREAS, the Council is authorized by Section 1202(5) of Pennsylvania's Borough Code (8 Pa.C.S. §101, et. seq.) "To make regulations as may be necessary for the health, safety, morals, general welfare and cleanliness and beauty, convenience, comfort and safety of the borough."; and

WHEREAS, the Council is authorized by Section 1202(14) of the Borough Code "To adopt ordinances defining disorderly conduct or disturbing the peace within the limits of the borough and to provide for the imposition of penalties for the conduct in amounts, without limitation except as provided under this part, as council shall establish, and notwithstanding any laws of this Commonwealth upon disorderly conduct or disturbing the peace and the penalties."; and

WHEREAS, the Borough Code reserves powers of the Council to "make and adopt all ordinances, bylaws, rules and regulations not inconsistent with or restrained by the Constitution of Pennsylvania and laws of this Commonwealth as may be expedient or necessary for the proper management, care and control of the borough and its finances and the maintenance of peace, good government, safety and welfare of the borough and its trade, commerce and manufactures."

NOW THEREFORE, **BE IT ORDAINED** by the Lilly Borough Council as follows:

Section 1. *Discharge of Firearms Prohibited.* Except in the necessary defense of person and/or property and except as provided for in Section 2 hereof, it shall be unlawful for any person to use, fire or discharge any gun, rifle, pistol, muzzle loader or other firearm within the Borough of Lilly.

Section 2. *Exceptions.* This Ordinance shall not apply to:

- a) Persons licensed to hunt in this Commonwealth while actually engaged in hunting where permitted under the laws of this Commonwealth;
- b) Target shooting at a target range which is properly constructed in conformance with the regulations as promulgated by this Commonwealth, any agency thereof or this Borough; and
- c) Any law enforcement officer when used in the discharge of their official duties.

Section 3. *Penalties.* Any person who shall violate any provision of this Ordinance shall commit a summary offense and upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00) plus the costs of prosecution and/or a term of imprisonment not to exceed ninety days.

ORDAINED AND ENACTED this sixth day of October, 2021

BOROUGH OF LILLY

By: William D. Patterson
William D. Patterson - President

Attest: Claudine M. Falger (Seal)
Claudine M. Falger - Secretary

APPROVED this 6th day of October, 2021

D. Scott Selip
D. Scott Selip - Mayor