

Proposed Amendment to the City of Wayland Code of Ordinances

NOTICE OF PUBLIC HEARING

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE CITY OF WAYLAND, ALLEGAN COUNTY, MICHIGAN AND ALL OTHER INTERESTED PARTIES.

PLEASE TAKE NOTICE that a Public Hearing/Regular Meeting will be held by the City Council of the City of Wayland on Monday, December 18, 2017 at City Hall, 103 S. Main Street in the City. The Public Hearing will start shortly after the 7:00 p.m. start of the Regular Council Meeting. The purpose of the Public Hearing is to take comment on a proposed amendment to a City ordinance. The section of the Code of Ordinances proposed for amendment is Chapter VII – Offenses Against Public Safety, Division 2 – Weapons, Section 12-236 – Use of Slingshots and bows and arrows. The purpose of the proposed amendment is to prohibit the discharge of slingshots and bows arrows at wild game during hunting activities within 450 feet (150 yards) of any residential or public owned property within the City limits.

The full section with the amended parts indicated can be found below.

Public comment will be taken at the hearing or written comment may be provided to the City offices prior to the meeting. Additional information regarding this hearing is available at the City Hall, 103 S. Main Street Wayland Michigan 49348 between the hours of 7:00 a.m. and 5:00 p.m., Monday through Friday or by sending a written request to the same address.

The amended section is below in **hi-lite type**.

Sec. 12-236 - Use of slingshots and bows and arrows.

- (a) *Definitions.* The following words and phrases, when used in this section, shall have the meanings respectively ascribed to them:

Dealer means any person engaged in the business of selling at retail or renting any slingshot or bow and arrow.

Slingshot means any instrument of wood or other material and rubber, metal spring or other elastic material, designed, intended to, or capable of propelling shot, stone, or other missiles or any substance whatsoever.

- (b) *Sale or transfer to minors:*

- (1) It shall be unlawful for any dealer to sell, lend, rent, give, or otherwise transfer any slingshot or bow and arrow to any person under the age of sixteen (16) years, where the dealer knows or has reasonable cause to believe the person could be under sixteen (16) years of age, or where such dealer has failed to make reasonable inquiry relative to age of person and such person is under eighteen (18) years of age.

(2) It shall be unlawful for any person to give, lend, or otherwise transfer any slingshot or bow and arrow to any person under sixteen (16) years of age, except where the relationship of parent and child, guardian and ward, or adult instructor and pupil exists between such person and the person under sixteen (16) years of age.

(c) *Carrying by minors.* It shall be unlawful for any person under sixteen (16) years of age to carry any slingshot or bow and arrow on the streets, alleys, public roads, or public lands within the city unless accompanied by an adult; provided, however, that the person under sixteen (16) years of age may carry such articles if unloaded and in a suitable case or securely wrapped.

(d) *Discharge.* It shall be unlawful for any person to discharge any slingshot or bow and arrow from or across any street, alley, sidewalk, or public road within the limits of the city, or on or across any public land except on a properly constructed and supervised target range.

It shall also be unlawful for any person to discharge a slingshot or bow and arrow at wild game or during hunting activities within 450 feet (150 yards) of an adjacent residential or public owned property within the City limits.

(e) *Exceptions.* Notwithstanding any inconsistent provision of this section, it shall be lawful for any person under sixteen (16) years of age to have in his possession a slingshot or bow and arrow if the article is:

(1) Kept within his domicile;

(2) Used by the person under sixteen (16) years of age and he is a duly enrolled member of any club, team or society organized for educational purposes and maintaining as part of its facilities or having written permission to use an indoor or outdoor rifle range or other safe area, to possess, load and fire in such a place under the supervision, guidance and instruction of a responsible adult;

(3) Used in or on any private grounds or residence under circumstances when such article can be fired, discharged or operated in such a manner as not to endanger persons or property and also in such manner as to prevent the projectile from traversing any grounds or space outside the limits of such grounds or residence.

(4) Not discharged at wild game or during hunting activities within 450 feet (150 yards) of an adjacent residential or publicly owned property within the City limits.