

**CITY OF LOWELL
KENT COUNTY, MICHIGAN**

ORDINANCE NO. 09- 03

AN ORDINANCE TO AMEND SECTION 13-107 OF AND ADD SECTION 13-112 TO ARTICLE IV, "OFFENSES AGAINST PUBLIC SAFETY," OF CHAPTER 13, "OFFENSES," OF THE CODE OF ORDINANCES OF THE CITY OF LOWELL

Councilmember Pfaller , supported by Councilmember LaPonsie , moved the adoption of the following ordinance:

THE CITY OF LOWELL ORDAINS:

Section 1. Amendment to Section 13-107 of Article IV of Chapter 13. Section 13-107 of Article IV, "Offenses Against Public Safety," of Chapter 13, "Offenses," of the Code of Ordinances of the City of Lowell is amended to read as follows:

Sec. 13-107. BB guns, bow and arrow, air rifles, slingshots, etc.

It shall be unlawful for any person to use, operate or discharge any BB gun, air rifle, toy pistol, bow and arrow (except as provided in section 13-112 hereof), slingshot, catapult or any other toy shooting apparatus, gun or implement that might result in damage or destruction of life or property in the city limits except in shooting ranges approved by the police department.

Section 2. Addition of Section 13-112 to Article IV of Chapter 13. Section 13-112 is added to Article IV, "Offenses Against Public Safety," of Chapter 13, "Offenses" of the Code of Ordinances of the City to read as follows:

Sec. 13-112. Hunting with bow and arrow.

A person may hunt for game with bow and arrow within the city limits provided all of the following conditions are met:

- (1) the person has a currently effective license from the State of Michigan to hunt the game he/she is hunting;
- (2) the person is hunting on a parcel or contiguous parcels of property under sole ownership containing 10 acres or more;

(3) the person has the current written permission of the owner of the property in which he/she is hunting;

(4) the person complies at all times with all applicable State of Michigan and local laws, rules and regulations related to the transportation, possession and use of a bow and arrow; and

(5) that hunting with a cross bow is prohibited.

Three years after the effective date of this section the city council shall review the effect of the application of this section and determine whether it shall be removed or amended.

Section 3. Publication. After its adoption, the City Clerk shall publish this ordinance, or a summary thereof, as permitted by law, along with the date of its adoption in the *Lowell Ledger*, a newspaper of general circulation in the City at least ten (10) days before its effective date.

Section 3. Effective Date. This ordinance shall take effect ten (10) days after it or a summary thereof, as permitted by law, along with the date of its adoption, is published as provided in Section 3 above.

YEAS: Councilmembers LaPonsie, Pfaller and Mayor Hodges.

NAYS: Councilmembers Ellison.

ABSTAIN: Councilmembers none.

ABSENT: Councilmembers Altoft.

ORDINANCE DECLARED ADOPTED.

Dated: July 6, 2009

Betty R. Morlock
City Clerk

CERTIFICATION

I, the undersigned City Clerk of the City of Lowell, Michigan, certify that the above ordinance is a true and complete copy of an ordinance adopted at a regular meeting of the Lowell City Council held July 5, 2009, pursuant to notice given in compliance with Act 267 of the Public Acts of Michigan of 1976, as amended, and notice of its adoption, including the full ordinance or a summary of its contents, was published in the *Lowell Ledger* on July 22, 2009. I further certify that the above ordinance was entered into the Ordinance Book of the City on July 6, 2009, ten (10) days after its publication.

Dated: July 6, 2009

Betty R. Morlock
City Clerk