

**AN ORDINANCE AMENDING THE VILLAGE'S REGULATIONS
CONCERNING THE USE OF WEAPONS IN THE VILLAGE
IN SECTION 8-2-5 OF THE VILLAGE CODE**

WHEREAS, the Village of Barrington Hills (hereinafter the "Village") is a duly organized and existing Illinois home rule municipality pursuant to the laws of the State of Illinois and the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the Village is authorized and empowered, under its home rule powers, the Illinois Municipal Code, and the Code of Ordinances of the Village of Barrington Hills, to adopt police regulations regarding the use of weapons in the Village; and

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WHEREAS, upon a Code review, City Staff have determined that it is in the best health and safety interests of the residents of the Village to update the Village's regulations concerning the use of weapons in the Village; and

WHEREAS, the President and Village Board of Trustees have considered the matter and have determined that certain amendments to section 8-2-5 of the Village Code set forth herein are in the best interests of the Village and its residents.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington Hills, a home rule community located in Cook, Lake, Kane and McHenry Counties, Illinois, duly assembled at a regular meeting, as follows:

SECTION ONE: That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

SECTION TWO: That Title 8 Police Regulations, Chapter 2 General Offenses, Section 8-2-5 be amended by adding the underlined language and deleting the stricken language as follows:

8-2-5: WEAPONS:

(A) Definitions:

FIREARMS: Any weapon which will or is designed to or may readily be converted to expel a projectile by the action of an explosive, including, but not limited to, shotguns, rifles, and pistols.

INSTITUTIONAL USE: For the purposes of this section, institutional use shall be the operation of a range for the firing of weapons at inanimate targets operated and supervised by the village police department or established on a parcel of land in excess of twenty (20) acres and either zoned for nonresidential purposes, having a special use permit, as defined under section 5-10-7 of this code, allowing nonresidential uses of the subject property or being used for nonresidential purposes and being a nonconforming use under section 5-9-2 of this code.

MISSILES: For the purposes of this section, missiles shall be any object fired or discharged from a weapon, including, but not be limited to, any bullet, shot, pellet, arrow or dart.

WEAPONS: For the purposes of this section, weapons shall be any firearms, ~~including, but not limited to, shotguns, rifles, pistols and air guns,~~ or any bow, crossbow, compound bow or similar device intended to project a missile or similar projectile.

(B) Discharge Of Weapons:

1. It shall be unlawful for any person to fire or discharge any weapon, except for the purpose of shooting at an inanimate target or targets as hereinafter permitted.

2. It shall be unlawful for any person to fire or discharge any weapon such that the missile therefrom shall cross or ~~fall~~ land upon the real-estate land of another.

(C) Target Shooting, Rules And Regulations: Permits for the firing or discharging of any weapon for the purpose of shooting at an inanimate target or targets within the village may be obtained and issued under the following rules and regulations:

1. The target or targets shall be placed or arranged at least one hundred feet (100') from any adjoining property or any "equestrian trail" (as defined in section 6-2-4 of this code) for targets used for firearms and otherwise so that the missiles fired at it shall not be hazardous to property or endanger the safety of any person, animal, or the community as determined by the chief of police, or his designee;

2. Applications for permits shall be made in writing ~~with~~ to the chief of police on a designated form, ~~prescribed from time to time by the board of trustees;~~

3. Action upon an application shall be made in writing within ten (10) business days after application is made and the permit issued may contain such conditions as the chief of police deems necessary to carry out the intent of this section;

4. An applicant shall provide evidence of general liability insurance in the minimum amount of five hundred thousand dollars (\$500,000.00);

5. A fee of one hundred dollars (\$100.00) shall be paid at the time of application for a new permit and a fee of fifty dollars (\$50.00) shall be paid at the time of application for a renewal of an existing permit;

6. The permit must be displayed within fifty feet (50') of the location of the activity at all times the permit holder is acting under the permit issued hereunder, ~~and the village shall post all such permits on the village website;~~

7. The permit issued hereunder shall expire one year after the date of issuance unless sooner revoked;

8. Any permit issued hereunder may be revoked by the chief of police, or his designee, for a violation of this section or the terms of such permit;

9. No permit issued hereunder shall be transferred;

10. No firearms may be discharged within the village limits other than during the following times and days:

a. Any permit issued hereunder for institutional uses shall restrict the discharge of any firearms to the hours of between ten o'clock (10:00) A.M. and four o'clock (4:00) P.M. on Saturdays, Sundays, federal holidays and the day after Thanksgiving during the period of November 1 through March 31; ;

b. Any permit issued hereunder for noninstitutional uses shall restrict the discharge of any firearms to the hours of ten o'clock (10:00) A.M. to twelve o'clock (12:00) noon on Saturdays and Sundays during the periods of May 1 through June 30 and September 1 through November 30. ~~No firearms may be discharged within the village limits other than during such times and days;~~ and

11. No permit shall be issued for the discharge of any firearm weapon unless the applicant has under its ownership or control a parcel of land zoned R1.

(D) Operational Requirements: ~~No weapon firearm shall be discharged pursuant to any permit without providing at least twenty four (24) hours' prior notice to the village police department dispatch center (QuadCom) on the day of permit usage. No person under the age of twenty one (21) shall be allowed to fire or discharge a weapon with any detectable amount of alcohol in their body while under the influence of alcohol, cannabis, drugs, or intoxicating compounds.~~

(E) Carrying Weapons And Missiles In Vehicles: It shall be unlawful for any person, except persons permitted by law, to have or carry any weapon in, on or under any vehicle unless such firearm is taken apart to render it incapable of being fired, or unloaded and enclosed in a case; or unless such bow, crossbow, compound bow or similar device is unstrung or enclosed in a case. Any and all missiles shall be boxed and encased.

(F) Appeal: The revocation of any permit issued hereunder may be appealed to the board of trustees by filing a notice of appeal with the village clerk within thirty (30) days after the date of revocation.

SECTION THREE: That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FOUR: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

Ordinance 20 - 10

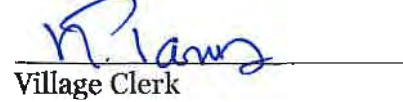
PASSED AND APPROVED by the President and Board of Trustees of the Village of Barrington Hills, Illinois, this 29th day of June 2020.

Ayes: 6 Nays: 0 Absent: 1

APPROVED:


Village President

ATTEST:


Village Clerk