

CALHOUN COUNTY

ORDINANCE NO. 05

AN ORDINANCE PROHIBITING THE POSSESSION OF A FIREARM, ON CERTAIN PUBLIC PROPERTY IN CALHOUN COUNTY, UNLESS SAID FIREARM IS SECURELY ENCASED; PROVIDING AN EXEMPTION FOR LAW ENFORCEMENT OFFICERS; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS the Board of County Commissioners of Calhoun County, Florida, has determined as a matter of fact that it is deleterious to the public health, safety and welfare for any person to possess a firearm, unless said firearm is securely encased, at certain locations within the county;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA:

This ordinance of Calhoun County, Florida, be and the same is hereby enacted to read as follows:

1. **Common Title:** This ordinance shall be known and may be cited as the Public Park Safety Ordinance.

2. **Definitions:** The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Firearm means any weapon (including a starter gun) which will, is designed to, or may readily be converted to expel a projectile by the action of an explosive, the frame or receiver of any such weapon; any firearm muffler or firearm silencer; any destructive device; and any machine gun.

Securely encased means in a glove compartment, whether or not locked, snapped in a holster; in a gun case, whether or not locked; in a zippered gun case, or in a closed box or contained which requires a lid or cover to be opened for access.

Public Property shall include property owned by Calhoun County, Florida, as defined and described in Exhibit "A" annexed hereto.

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CLERK OF COUNTY COMMISSIONERS
CALHOUN COUNTY, FLORIDA

3. It shall be unlawful for any person, except law enforcement officers, to possess a firearm on any public property as defined herein, unless said firearm is securely encased.

4. **Penalties:** Any person who violates any provision of this ordinance shall be guilty of a misdemeanor of the second degree, punishable as provided by general law, by imprisonment for a term of 60 days and/or a fine of \$500.00.

5. **Severability Clause:** If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is held, for any reason, to be unconstitutional, void or invalid, the validity of the remaining portion of this ordinance shall not be affected thereby.

6. **Effective Date:** This ordinance shall take effect upon its passage by a majority vote of the Board of County Commissioners in and for Calhoun County, Florida, after due notice and publication, in the regular meeting on the 21ST day of SEPTEMBER, 1999.

ADOPTED THIS THE 21ST DAY OF SEPTEMBER, 1999, BY A VOTE OF 5 TO 0.

BOARD OF COUNTY COMMISSIONERS
CALHOUN COUNTY, FLORIDA

BY: 
Duane Capps, Chairman

ATTEST:



Willie D. Wise, Clerk

EXHIBIT "A"

Kinard Community Center

Cooper's Park

Clay Mary Park

Scout Hut Park

4 Mile Creek Park

C. W. Shelton Park

Sam Atkins Park

Hugh Creek Park