

Motion was made by Sal Zha, seconded by Zeloff, that the following Ordinance be passed:

NO. 18

AN ORDINANCE PROHIBITING THE CARRYING OF ANY CONCEALED WEAPON OR THE DISCHARGE OR SHOOTING OF ANY FIREARMS WITHIN THE TOWN OF WHISPERING OAKS, TEXAS; REGULATING THE SHOOTING OF AIR-GUNS, BB GUNS, OR ANY TOY GUNS IN THE TOWN, AND PREVENTING THE SHOOTING THEREOF ACROSS PUBLIC AND PRIVATE PROPERTY; MAKING ANY VIOLATION OF THE ORDINANCE A MISDEMEANOR; PRESCRIBING PENALTIES THEREFOR; PROVIDING IF ANY PART OF THIS ORDINANCE IS HELD INVALID BY THE COURT, IT SHALL NOT AFFECT THE VALIDITY OF THE ORDINANCE, AND SETTING EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WHISPERING OAKS, TEXAS:

SECTION 1.

It shall be unlawful to carry any concealed weapons in the Town, in violation of the laws of this State.

SECTION 2.

It shall hereafter be unlawful for any person to shoot, fire-off or discharge any gun, pistol, rifle or other firearm of any description within the corporate limits of the Town of Whispering Oaks, Texas.

SECTION 3.

The preceding section shall not apply when such firing is done in the necessary and lawful protection of one's personal property or premises, unless such firing is recklessly or negligently done; provided that the foregoing SECTION 2 shall not be construed to prohibit any officer of the law from discharging a firearm when lawfully defending person or property.

SECTION 4.

It shall hereafter be unlawful for any person to shoot or discharge any air-gun, BB gun, air rifle, or any toy gun projecting lead or any missiles of any kind, character or description in, or on, or across, or near any public place, park, street or alley within the corporate limits of the Town of Whispering Oaks.

SECTION 5.

It shall hereafter be unlawful for any person to shoot or discharge any air-gun, BB gun, or air rifle of any kind, character or description in, or on, or across any private real property occupied or used by other persons for residential purposes, or any real property used in connection therewith, located in the corporate limits of the Town of Whispering Oaks, Texas.

SECTION 6.

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not exceeding One Hundred and No/100 (\$100.00) Dollars.

SECTION 7.

If any section, or any part of any section of this Ordinance shall be held invalid for any reason, such invalidity of any section hereof, or any part of any section hereof, shall not affect the validity of the remaining sections or portions of sections of this Ordinance.

SECTION 8.

That the importance of this Ordinance and its intent and purpose is declared to be for the benefit of the citizens and property owners in the Town of Whispering Oaks, Texas, and shall take effect immediately from and after its passage and it is so enacted.

PASSED AND APPROVED this the 2 day of

MARCH, A. D. 1977.



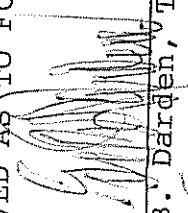
Mayor

ATTEST:



Town Secretary

APPROVED AS TO FORM AND CONTENT:



Geo. B. Darden, Town Attorney

FIREARMS ORDINANCE

AN ORDINANCE PROHIBITING THE CARRYING OF ANY CONCEALED WEAPON OR THE DISCHARGE OR SHOOTING OF ANY FIREARMS WITHIN THE TOWN OF WHISPERING OAKS, TEXAS; REGULATING THE SHOOTING OF AIR-GUNS, BB GUNS, OR ANY TOY GUNS IN THE TOWN, AND PREVENTING THE SHOOTING THEREOF ACROSS PUBLIC AND PRIVATE PROPERTY; MAKING ANY VIOLATION OF THE ORDINANCE A MISDEMEANOR; PRESCRIBING PENALTIES THEREFOR; PROVIDING IF ANY PART OF THIS ORDINANCE IS HELD INVALID BY THE COURT, IT SHALL NOT AFFECT THE VALIDITY OF THE ORDINANCE, AND SETTING EFFECTIVE DATE.

THE STATE OF TEXAS X
COUNTY OF MONTGOMERY X
TOWN OF WHISPERING OAKS X

I, Brenda S. Theriot, Town Secretary of the Town of Whispering Oaks, Texas, do hereby certify that the above and foregoing is a true and exact copy of the caption of an Ordinance duly passed and approved by the Town Council of the Town of Whispering Oaks, Texas, on March, 1977.

WITNESS MY HAND AND SIGNATURE at Whispering Oaks, Texas, this 5 day of March, A. D. 1977.

Brenda S. Theriot
Town Secretary