

Ordinance No. 26A

An Ordinance to prohibit the possession of certain dangerous or deadly weapons within the Corporate limits of Leonardtown except upon licensed and other specific premises and except by authorized officials and to provide for forfeiture of such weapons and a penalty for the violation of this Ordinance.

Section 1

Be it enacted and ordained by The Commissioners of Leonardtown that no person shall have in his possession, except within his own domicile, or carry or use, within the Corporate limits of Leonardtown, a revolver or pistol of any description, shotgun, or rifle which may be used for the explosion of cartridges, or any air-gun, "B-B gun", gas-operated or spring gun, or any instrument, toy or weapon commonly known as a "pea-shooter", "slingshot" or "beany", or any bow made for the purpose of throwing or projecting missiles of any kind by any means whatsoever, whether such instrument is called by any name set forth above or by any other name. Provided, however, that this prohibition shall not apply:

- (a) to licensed shooting galleries or on private grounds or premises under circumstances when such instrument 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 projectiles from traversing any grounds or space outside the limits of such gallery, grounds or residence; and provided further that nothing herein contained shall be construed to prevent the concealed carrying of any type of gun whatsoever when un-

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loaded and properly cased, to or from any range or gallery or to or from an area where hunting is allowed by law.

- (b) to forbid U. S. Marshalls, sheriffs, constables, and their deputies, and any regular, special, or ex-officio police officer, or any other law enforcement officer from carrying or wearing, while on duty, such weapons as shall be necessary in the proper discharge of their duties.

Section 2.

And be it further enacted and ordained by the authority aforesaid that every person convicted of a violation of this Ordinance shall forfeit to The Commissioners of Leonardtown such dangerous or deadly weapon so found in his possession and upon conviction shall be subject to a fine of not less than \$5.00 and costs, nor more than \$100.00 and costs, and in default of such fine shall be committed to the St. Mary's County Jail for a period not exceeding thirty (30) days, or until discharged in due course of law.

Section 3.

Every police officer, upon making any arrest and taking a weapon used or possessed in violation of this Ordinance, shall deliver the same to the Trial Magistrate for St. Mary's County, Maryland, to be held by him until final determination of the prosecution for said offense; and upon a finding of guilt, it shall be the duty of the said Trial Magistrate to deliver

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the said weapon forthwith to The Commissioners of Leonardtown who shall make disposition of the weapon.

Section 4

And be it further enacted and ordained, that this Ordinance shall take effect from the date of its passage.

Passed by The Commissioners of Leonardtown, this 3rd day of June, 1962.

THE COMMISSIONERS OF LEONARDTOWN

By s/ T. Webster Bell
President

ATTEST:

s/ W. M. Loker, Jr.
Clerk