

ORDINANCE NO. 41-20

AN ORDINANCE of the City of Richland amending Richland Municipal Code Section 9.26.020 related to discharging firearms.

WHEREAS, the City of Richland has need, from time to time, to amend the Richland Municipal Code (RMC) to bring the code into alignment with applicable state law, to eliminate or clarify ambiguity, or to align with current practices; and

WHEREAS, the Port of Benton desires to engage in wildlife mitigation efforts at the Richland Airport, including the discharge of small caliber firearms, as necessary to mitigate hazards posed by wildlife to aircraft safety; and

WHEREAS, amendment to the Richland Municipal Code is necessary to add the Richland Airport as a location where firearms may be discharged by designated airport personnel for the limited purposes of air traffic or aircraft safety.

NOW, THEREFORE, BE IT ORDAINED by the City of Richland as follows:

Section 1. Richland Municipal Code Section 9.26.020, entitled Discharging firearms, as first enacted by Ordinance No. 99-76, and last amended by Ordinance No. 22-16, is hereby amended as follows:

9.26.020 Discharging firearms.

It is unlawful for any person willfully and without lawful authority to fire, set off, or discharge any bomb, gun, pistol or firearm of any kind in the city. Any person violating any provision of this section shall be guilty of a gross misdemeanor, except that this section shall not apply to:

- A. Police officers while in the discharge of their lawful duties;
- B. Persons practicing target shooting in a duly licensed shooting gallery or at a target range maintained and operated by a law enforcement agency or by an organized rifle or gun club affiliated with a national shooting organization;
- C. Persons firing, setting off or discharging shotguns in areas within the city limits designated by the city council by resolution as areas in which hunting with shotguns is permitted and at times during which hunting is legally permitted; or
- D. Designated city staff performing authorized bird management activities with approved firearms at the Horn Rapids Sanitary Landfill.

[E. Designated Richland Airport personnel engaged in authorized wildlife management for purposes of air traffic or aircraft safety in accordance with U.S. Fish and Wildlife \(USFW\) and Federal Aviation Administration \(FAA\) authorizations.](#)

Section 2. This Ordinance shall take effect the day following its publication in the official newspaper of the City of Richland.

Section 3. Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

Section 4. The City Clerk and the codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance, including but not limited to the correction of scrivener's errors/clerical errors, section numbering, references, or similar mistakes of form.

PASSED by the City Council of the City of Richland, Washington, at a regular meeting on the 3rd day of November, 2020.



Ryan Lukson, Mayor

Attest:



Jennifer Rogers, City Clerk

Approved as to form:



Heather Kintzley, City Attorney

Date Published: November 8, 2020