

TOWN OF WEST SENECA

LOCAL LAW 2013-04

LOCAL LAW MODIFYING SECTION 74 - - FIREARMS

§74-1 Legislative Findings: The Town Board of the Town of West Seneca, County of Erie, and State of New York, finds that the discharge of firearms within said Town, is hazardous to the residents of the Town and the general public.

§74-2 Discharge of Firearms Prohibited: Except as hereinafter excepted or permitted, no person, firm, association or corporation shall discharge any firearm or permit any firearm to be discharged within the Town of West Seneca. The foregoing prohibition shall not apply to

- (a) duly constituted law enforcement officers engaged in the lawful performance of their duties; or
- (b) the discharge of any firearm as part of any approved indoor shooting facility properly supervised in an area or building occupied and maintained for that purpose at the following location(s):

- (i) 1000 North America Drive, West Seneca, N.Y. 14224.

- (c) Any person and/or entity who has obtained or obtain a permit as described in Section 74-3 of the West Seneca Town Code

§74-3 Permit required for discharge: Upon application by the owner or occupier of land within the Town of West Seneca, the Town Board may issue a permit for the discharge of firearms thereon. The application shall be referred to the Police Chief for review and recommendation by the Police Department. If, following such review, the Town Board determines that the discharge of firearms on the land area covered by the application is appropriate, it shall issue a permit to the owner authorizing the discharge of firearms on his land or such part thereof as the Town Board shall determine. The Town Board may further establish conditions or restrictions with respect to the permit in order to prevent hazard to persons or property. Any permits issued pursuant to this Section shall be maintained in the Town Clerk's Office. Permits issued under this Section shall be valid for one year and each shall expire on December 31<sup>st</sup> of the year.

§74-4 Penalties for offenses: Any person or persons, association or corporation committing an offense against this chapter or any section or provision thereof is guilty of a violation punishable by a fine not exceeding two hundred fifty dollars (\$250.00) or imprisonment for a period not exceeding fifteen (15) days for each such offense, or by both such fine and imprisonment.

§74-5 Severability: If any section, clause or provision of this article or the application thereof to any person is adjudged to be invalid, the adjudication shall not affect other sections, clauses or provisions or the application thereof which can be sustained or given effect without the invalid section, clause or provision or application, and to this end the various sections, clauses and provisions of this article are declared to be severable.

§74-6 When effective: This article shall take effect immediately upon filing with the New York State Department of State.