

**AN ORDINANCE OF THE CITY OF BYRNES MILL, MISSOURI,  
AMENDING CHAPTER 210 OF THE MUNICIPAL CODE TO REPEAL  
AND REPLACE SECTION 210.940 PERTAINING TO HUNTING AND  
TARGET SHOOTING; AND ESTABLISHING A NEW SECTION 210.960  
PROHIBITING THE CARRYING OF FIREARMS IN CITY BUILDINGS.**

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**BE IT ORDAINED BY THE BOARD OF ALDERPERSONS OF THE CITY OF BYRNES  
MILL, MISSOURI, AS FOLLOWS:**

**Section One.**

Chapter 210 of the City of Byrnes Mill, Missouri, Municipal Code is hereby amended by repealing Section 210.940 and replacing it with a new Section 210.940, which shall read as follows:

**Chapter 210 – Offenses**

**Article VI – Offenses Concerning Weapons and Firearms**

**Section 210.940 – Hunting and Target Shooting within the City.**

- A. Definitions. As used in this Section, the following terms shall have these prescribed meanings:

**ARCHERY DEVICE**

Any long bow, compound bow, or crossbow capable of shooting, firing, discharging, launching, or otherwise expelling an arrow or bolt.

**CROSSBOW**

Any device designed to discharge a bolt, formed as a bow set crosswise on a stock, usually drawn by means of a mechanism and discharged by release of a trigger.

**FIREARM**

Any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive.

**PROJECTILE WEAPON**

Any air gun, pellet gun, or other weapon that is not a firearm or an archery device as defined in this section, which is capable of expelling a projectile that could inflict serious physical injury or death by striking or piercing a person. However, this definition shall not include slingshots, paintball guns, or gel ball guns when said devices are being used or operated



for lawful, non-hunting purposes and in the manner intended by the manufacturer of the device on private property by or with the consent of the owner of said property.

### **TARGET SHOOTING**

Using a firearm, archery device, or projectile weapon to shoot, fire, discharge, launch, or otherwise expel a projectile at or towards a stationary or moving target, mark, or any object, other than lawful game.

#### **B. Hunting Regulations.**

- a. All current laws of the State of Missouri as regards the regulation of hunting or target shooting shall be obeyed within the City of Byrnes Mill.
- b. All provisions of Chapter 578, RSMo., and Chapter 571, RSMo., shall apply to hunting or target shooting within the City of Byrnes Mill.
- c. Types Of Hunting.
  - i. Archery – Hunting or target shooting with an archery device is permitted only on lots or contiguous lots which are nine (9) acres or larger in size. When hunting, hunters must be elevated no less than eight (8) feet off of the ground. When hunting or target shooting, the projectile from any discharged archery device shall not be permitted by the person operating the archery device to land within twenty-five (25) yards of any dwelling, home, outbuilding, barn, school, church, commercial property, residential property, common ground, or City park(s). Anyone under the age of eighteen (18) must be certified with the Missouri Department of Conservation and with a certified adult.
  - ii. Firearm or Projectile Weapon – Hunting with a firearm or projectile weapon is permitted only on lots or contiguous lots which are twenty-five (25) acres or larger in size, and which are zoned in the “A” Agricultural District. The property must be zoned agricultural. Projectiles must not land less than two hundred (200) yards of the property line or from any dwelling, home, outbuilding, barn, school, church, commercial property, residential property, common ground, or City park(s). Any individual hunting must have the proper certificates and/or licenses from the State.
- d. Hunting of Smaller Game. The hunting of small game, such as rabbits or squirrels, or the taking of game such as waterfowl or upland game birds, is not permitted.
- e. Hunter Safety Course Required. All persons required to have taken a hunter safety course as prescribed by Missouri State law shall also be required to have such certificate of completion from the Missouri Department of Conservation in order to hunt within the corporate limits of Byrnes Mill.



- f. License May Be Inspected. It is the duty of every person holding a hunting license and permit to submit the same for inspection by any agent of the Missouri Department of Conservation, Department of Natural Resources, or any Police Officer or Marshal thereof.

C. Regulations as to Hunting or Target Shooting Practices.

- a. It shall be unlawful for any person to hunt or target shoot by firing or discharging any firearm, archery device, or projectile weapon from or across any street, sidewalk, road, highway, park, playground, or recreation area.
- b. It shall be unlawful for any person to hunt or target shoot by firing or discharging any firearm, archery device, or projectile weapon from any boat or other water vessel or across or into the Big River or any lake or reservoir.
- c. It shall be unlawful for any person to knowingly hunt or target shoot upon the premises or property of another without first having obtained the written permission from the owner, lessee, or person in charge of such premises or property. The duly obtained written permission shall be carried in the personal possession of the person requesting and receiving such permission. This Subsection shall not apply to a person carrying, firing, or discharging any firearm, archery device, or projectile weapon while in the immediate presence of the owner, lessee, or person in charge of the property or premises, or to the entry upon the premises for the sole purpose of obtaining written permission of the owner, lessee, or person in charge of the property. This Subsection shall also not apply to a person with the sole purpose of carrying a concealed firearm and who is otherwise in compliance with Chapter 571, RSMo., regarding concealed carry endorsements.
- d. It shall be at the discretion of the owner, lessee, or person in charge of any premises or property to set the specific boundaries where a person may hunt or target shoot using a firearm, archery device, or projectile weapon. The specific boundaries must be otherwise in compliance with the provisions of this Section.
- e. It shall be unlawful to hunt or target shoot when doing so would entail firing or discharging any firearm or projectile weapon within two hundred (200) yards, or an archery device within twenty-five (25) yards, of any dwelling, house, apartment, church, school, courthouse, playground, recreational area, or any building or property line not owned by the person discharging or shooting the firearm, projectile weapon, or archery device, or not owned by an owner consenting to the use of their land for the purposes of the hunting or target shooting activity wherein the owner has provided permission in writing.
- f. It shall be unlawful to discharge or shoot a firearm or projectile weapon at a mark, at any object, or at random, on, along or across a public highway or discharge or shoot a firearm or projectile weapon into any outbuilding.



- g. It is unlawful to hunt on any park, recreation area, or common ground owned by the City or a home owner association.
  - h. Target shooting, other than with an archery device, is not allowed within the City of Byrnes Mill, unless at a range or other facility which has been licensed by the City for such purposes.
- D. Special Hunts.** Any special hunts permitted by the Missouri Department of Conservation or Department of Natural Resources shall be permitted under this Section after obtaining approval of the Board of Alderpersons of the City of Byrnes Mill. Additionally, and notwithstanding any provisions of this Section to the contrary, lawful hunting shall be permitted in areas protected for such purpose by Section 252.243 RSMo.
- E. Penalties.** Any person violating any provision of this Section, shall, upon conviction, be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment for not more than ninety (90) days, or both, for each offense.

**Section Two.**

Chapter 210 of the City of Byrnes Mill, Missouri, Municipal Code is hereby amended by adding a new Section 210.960, which shall read as follows:

**Chapter 210 – Offenses**

**Article VI – Offenses Concerning Weapons and Firearms**

**Section 210.960 – Firearms and Other Weapons on City Property**

1. The open or concealed carrying of firearms, archery devices, or projectile weapons in any City owned or leased buildings, or on any City property, including by any person who has been issued a concealed carry endorsement by the State of Missouri or who has been issued a valid permit or endorsement to carry concealed firearms issued by another State or political subdivision of another State, is prohibited. However, this prohibition shall not apply to authorized law enforcement personnel; any municipal or county prosecuting attorney or assistant prosecuting attorney; any municipal, associate, or circuit judge; any person appointed by a court or the City to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111 RSMo.; or any other person who has the specific and written authorization of the City to carry firearms, archery devices, or projectile weapons on City property.
2. Concealed firearms are not permitted in any place within the City in which Section 571.107 RSMo. specifically bans them.
3. Signs shall be posted at each entrance of a building entirely owned, leased, or controlled



by the City stating that carrying of firearms is prohibited. Where the City owns, leases or controls only a portion of a building, signs shall be posted at each entrance to that portion of the building, stating that the carrying of firearms is prohibited.

**Section Three.**

The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered in the process of recodifying or servicing the City's Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations, the editor may also change other designations and numerical assignment of code sections to accommodate such changes.

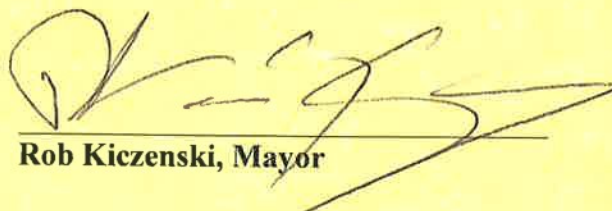
**Section Four.**

It is hereby declared to be the intention of the Board of Alderpersons that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the Board of Alderpersons intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect

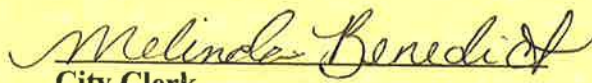
**Section Five.**

This ordinance shall be in full force and effect from and after its passage and approval by the City.

**PASSED BY THE BOARD OF ALDERPERSONS FOR THE CITY OF BYRNES MILL  
THIS 15<sup>th</sup> DAY OF November, 2023.**

  
Rob Kiczenski, Mayor

Attest:

  
City Clerk  
Melinda Benedict

**CERTIFIED COPY OF ORDINANCE**

I, Melinda Benedict, do hereby certify that I am the duly appointed and authorized City Clerk of the City of Byrnes Mill, County of Jefferson, State of Missouri, and that as such Clerk, I am the keeper of the records of the City. I do hereby further certify that the attached Ordinance No. 2023-967, approved by the City of Byrnes Mill Board of Alderpersons on the 1st day of November, 2023, is a true and correct copy thereof, filed with the City.

Dated: 11/02/2023



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Melinda Benedict, City Clerk  
City of Byrnes Mill  
141 Osage Executive Circle  
Byrnes Mill, MO 63051  
(636) 677-7727 x222