

ORDINANCE NO. 928

BE IT ORDAINED by the City Council of the City of Prichard, Alabama, as follows:

SECTION ONE

For the purposes of this Ordinance a shotgun shall be defined as a weapon firing either single or multiple shots through a smooth bore barrel or barrels, and shall be powered by an individual cartridge or shell (whether re-fillable or not), and the firing of such shall be activated by a trigger or other mechanism, the exercise of which shall propel or fire one cartridge or shell, and not be ready for firing until another shell or cartridge shall have been placed in the breech or other firing partition, whether by hand or mechanically.

SECTION TWO

It shall be unlawful and an offense against the City of Prichard for any person to have in his or her possession, either actively or constructively or to allow to be or remain in any dwelling or place of business under the control of such person a shotgun as defined in SECTION ONE hereof which shall have an overall length, including barrel or barrels, breech or similar firing apparatus and stock, of less than 30 inches.

SECTION THREE

Upon the arrest and conviction of any person found guilty of violation of SECTION TWO hereof, the weapon in question, after its use in evidence shall be confiscated by the Police

Department of the City of Prichard, and the same must be immediately destroyed or made impossible of further use.

SECTION FOUR

If any section, paragraph, sentence, phrase or word of this Ordinance shall be declared unconstitutional by any Court of competent jurisdiction, the remaining portion or portions thereof not so declared unconstitutional shall remain in full force and effect, it being the express intention of the City Council of the City of Prichard to adopt such portion or portions of this Ordinance in the event that any other portion or portions thereof shall be declared unconstitutional by a Court of competent jurisdiction.

SECTION FIVE

Any person found guilty of violation of SECTION TWO hereof, shall, upon conviction, be fined not more than \$100.00 and must in addition, be sentenced to jail or hard labor for the City of Prichard for a term of not less than 30 days and not more than six months.

SECTION SIX

This Ordinance shall become effective immediately upon its adoption and publication as required by law.

W. O. Leppert

ATTEST:

Bessie H. Cantame
As its Clerk