

Ordinance

Amending section 33-75 of the Corpus Christi Code by clarifying the area where discharge of firearm is prohibited, clarifying unlawful act, clarifying areas where waterfowl hunting is not allowed within 1,000 feet; providing an effective date; providing for severance; and providing for publication.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS, THAT:

SECTION 1. Section Sec. 33-75 is revised to read as follows:

Sec. 33-75. - Discharging firearms; waterfowl hunting.

- (a) It ~~shall be~~ is unlawful for any unauthorized person to fire or discharge any gun, pistol, rifle or other firearm of any description within the city limits as they existed on August 31, 1981. ~~, or from without the corporate limits of the city and permit any shot, projectile, B-B's, slugs or ammunition to fall within the city. The unauthorized discharge of firearms of any description outside of the city and within four hundred (400) feet of the city limits or the firing outside of the city and permitting the projectile to fall within the city is hereby declared a nuisance and is prohibited.~~
- (b) However, except as restricted by subsection (c) of this section, waterfowl hunting within the lawful seasons and during the times prescribed by any federal and state agencies with jurisdiction over the taking of waterfowl, subject to the rules and regulations of federal and state agencies of appropriate jurisdiction, and the discharge of firearms, subject to such state law, rules, and regulations, shall be ~~permitted~~ lawful within the city in the following described areas: Corpus Christi Bay, Nueces Bay, and the Upper Laguna Madre within the corporate limits. (For the purposes of this section, anyone on the waterside of the vegetation line is considered to be within Corpus Christi Bay or Upper Laguna Madre.
- (c) ~~No waterfowl hunting is permitted~~ It is unlawful to engage in waterfowl hunting as allowed in subsection (b) within one thousand (1,000) feet of a residence; business establishment; industrial facility, school; institution of higher education; other structure designed for residential or commercial occupation (but not including storage sheds, hunting/fishing camps, pump facilities); dock appurtenant to a residential or commercial structure (other than those associated with a hunting/fishing camp or oil/gas field production installation); trailer or recreational vehicle park; military installation; any public beach; any city, county, state, or federal park; the JFK Causeway, causeway between Flour Bluff and North Padre Island Park Road 22/South Padre Island Drive from

east of Laguna Shores Road to the eastern side of the bridge; the Nueces Bay Causeway, U.S. Highway 181 causeway between Corpus Christi and Portland from the Portland-Corpus Christi city limits on the north to North Beach on the south; the Laguna Shores shoreline adjacent to Laguna Shores Road; or the corporate limits of another municipality that prohibits the discharge of firearms within its city limits.

SECTION 2. The effective date of this ordinance is the date of final City Council approval.

SECTION 3. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

SECTION 4. Publication shall be made one time in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2012, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza Jr.	_____	Lillian Riojas	_____
Priscilla G. Leal	_____	Mark Scott	_____
David Loeb	_____		

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2012 by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza Jr.	_____	Lillian Riojas	_____
Priscilla G. Leal	_____	Mark Scott	_____
David Loeb	_____		

PASSED AND APPROVED this the _____ day of _____, 2012.

ATTEST:

Armando Chapa
City Secretary

Nelda Martinez
Mayor