

SPONSORED BY: _____
INTRODUCED BY: _____

BILL NO. 3392
ORDINANCE NO. _____

AN ORDINANCE DECLARING AN EMERGENCY RELATING TO DEER HUNTING IN THE CITY OF ELLISVILLE AND IMPOSING A TEMPORARY SUSPENSION OF CHAPTER 205, ARTICLE V "DEER CONTROL POLICY AND HUNTING REGULATIONS" OF THE ELLISVILLE MUNICIPAL CODE FOR A PERIOD OF NINETY (90) DAYS.

WHEREAS, on April 3, 2013, the Council of the City of Ellisville adopted Ordinance #3107 adopting Article V of Chapter 205 of the Ellisville Municipal Code, titled "Deer Control Policy and Hunting Regulations," which allowed bow hunting of deer on a minimum of three (3) acres; and

WHEREAS, on or about October 1, 2014, the City was notified that abandoned deer hunting arrows had been discovered by a child upon private property within the City of Ellisville and was notified of public concerns regarding deer wounded by bow arrows escaping onto property within the City of Ellisville where deer hunting was not permitted; and

WHEREAS, the Council of the City of Ellisville finds that abandoned deer hunting weapons and escaping deer wounded by bow hunting pose constitute an emergency and pose an immediate threat to the public peace, health and safety; and

WHEREAS, The Council of the City of Ellisville has authorized a professional study of the deer population in the City of Ellisville by way of a census, which will allow the Council to determine appropriate deer control policies and methods; and

WHEREAS, the Council of the City of Ellisville finds a temporary suspension of Article V of Chapter 205 of the Ellisville Municipal Code, titled "Deer Control Policy and Hunting Regulations," for a period of ninety (90) days is necessary for the immediate protection of the public peace, health and safety and to allow the Council to review the City's Deer Control Policy and Hunting Regulations to determine necessary measures to ensure the public peace, health and safety; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ELLISVILLE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1. Article V of Chapter 205 of the Ellisville Municipal Code, titled "Deer Control Policy and Hunting Regulations" is hereby suspended for a period of ninety (90) days.

SECTION 2. No deer hunting previously authorized by Article V of Chapter 205 of the Ellisville Municipal Code, titled "Deer Control Policy and Hunting Regulations," unless otherwise authorized by law, shall be permitted during the temporary ninety (90) day suspension of Article V of Chapter 205 of the Ellisville Municipal Code, titled "Deer Control Policy and Hunting Regulations."

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SECTION 3. This Ordinance shall not be construed to prohibit the Missouri Department of Conservation managed deer hunt in Klamberg Conservation Area scheduled for November 11, 2014 through November 13, 2014.

SECTION 4. If any portion of this Ordinance is adjudged invalid or unconstitutional by a court of competent jurisdiction, such decision shall apply only to the portion so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 5. This Ordinance shall be in full force and effect from and after the date of passage and approval of the Council.

This Bill No. ____ having been read by title or in full at least once prior to passage and having been duly considered and voted upon was finally passed and approved this ____ day of _____, 2014.

First Reading votes:

DATE: _____
AYE NAY ABSTAIN

PIRRELLO _____
VOSS _____
REEL _____
CAHILL _____
ACUP _____
POOL _____
PAUL _____

Second Reading votes:

DATE: _____
AYE NAY ABSTAIN

ATTEST:

CITY CLERK

CITY OF ELLISVILLE

MAYOR ADAM Q. PAUL

Approved as to legal content and form:

City Attorney