

ARTICLE IX. - FIREARMS REGULATIONS

Sec. 9.5-100. - Firearms.

- (a) It shall be unlawful for any person to discharge a firearm within the county where the firer of such firearm:
 - (1) Is, or reasonably appears to be, within 100 yards of any dwelling unit, house, trailer or building lot not his own, without the consent of the occupant of such unit, house, trailer or building;
 - (2) Knows, or has reasonable grounds to believe, that the missile discharged from such firearm will strike within 200 yards of a dwelling unit, house, trailer or building which is not his own, without the consent of the occupant of such unit, house, trailer or building;
 - (3) Is within 25 yards of any publicly maintained road or any public vehicular area;
 - (4) Knows, or has reasonable grounds to believe, that the missile discharged from such firearm will strike within 50 yards of a publicly maintained road or any public vehicular area;
 - (5) Knows, or has reasonable grounds to believe, that the missile discharged from such firearm will strike within 25 yards of the location of any person whom the firer of such firearm knows, or has reasonable cause to believe, is within the area and any such person has not consented, either expressly or impliedly, to being within 25 yards of where such missile is reasonably expected to strike.
- (b) This section shall not apply when such firearm is used lawfully in defense of person or property in accordance with the laws of the state, when used lawfully pursuant to the lawful directions of a law enforcement officer or when used lawfully pursuant to state hunting and wildlife statutes.
- (c) This section shall not apply to an indoor firing range constructed and operated according to the following provisions:
 - (1) That said facility meets all applicable OSHA guidelines and requirements concerning the construction and operation of an indoor firing range.
 - (2) That said facility maintain liability insurance through a company licensed in North Carolina, with a minimum of \$250,000.00 coverage and a maximum of \$10,000.00 deductible.
 - (3) That the walls and ceiling of the indoor firing range be constructed such that any rounds, ammunition, or projectiles utilized in the firing range cannot penetrate the walls and ceiling or floor of said firing range. Firing booths shall be enclosed, except facing the target area, with bullet-resistant material capable of successfully resisting ammunition or rounds used on the range. Observation areas shall be enclosed with bullet-resistant material capable of successfully resisting any ammunition or rounds used on the range.
 - (4) That there be no unreasonably loud or disturbing noise outside the building resulting from the use of firearms.
 - (5) That, during all hours of operation, there shall be physically on the premises, a designated range supervision who has had a minimum of ten hours instruction on firearm safety and recognition of unsafe firearm practices. Commensurate or comparable military or law enforcement training in range supervision satisfies this requirement. The range operator shall maintain documentation of such training.
- (d) Each violation of this section shall be deemed a separate violation.
- (e) Each violation of this section shall constitute a misdemeanor and any person convicted of the same shall be subject to a fine of not more than \$40.00 or imprisonment not exceeding 30 days and shall constitute a violation of North Carolina General Statute 14-4.

(Ord. of 10-15-79; Ord. of 3-22-88; Ord. of 4-27-93; Ord. of 11-6-95, § 2)

Sec. 9.5-101. - Weapon posting.

- (a) *Posting of signs required.* The county manager is hereby ordered to post appropriate signage on each recreational facility, building or portion of a building now or hereafter owned, leased as lessee, operated, occupied, managed or controlled by Cumberland County, as well as the appurtenant premises to such buildings, indicating that weapons, including concealed handguns and open carry handguns, are prohibited therein.
- (b) *Location of signs.* Said signs shall be visibly posted on the exterior of each entrance by which the general public can access the building, appurtenant premise, or park. The county manager shall exercise discretion in the determining the necessity and appropriate location for other signs posted on the interior of the building, appurtenant premise, or park.
- (c) *Exemptions.* Subsections (a) and (b) of this section shall not apply to the following:
 - (1) Military personnel when in discharge of their official duties and under orders to carry weapons;
 - (2) U.S. civil officers while in discharge of their official duties;
 - (3) Members of the militia and national guard when called into actual service;
 - (4) Officers of the state, or of any county, city or town, charged with the execution of the laws of the state, when acting in the discharge of their official duties; and,
 - (5) Off-duty, sworn law-enforcement officers, who are carrying concealed weapons in accordance with departmental standard operating procedures.

(Ord. of 11-6-95, § 3; Ord. of 8-3-2015(1))

Editor's note— An ordinance adopted Aug. 3, 2015, amended the catchline of § 9.5-101 from "Concealed weapon posting" to read as herein set out.

Secs. 9.5-102—9.5-120. - Reserved.