

ORDINANCE ENACTING SECTION 16-6-42
OF THE
HARRISONBURG CITY CODE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HARRISONBURG, VIRGINIA:

That Section 16-6-42 be enacted as follows:

Section 16-6-42. Archery season to hunt deer.

(a) The Regulations of the Commonwealth of Virginia Department of Game and Inland Fisheries pertaining to hunting deer by bow and arrow, as they may be amended from time to time and/or from year to year, are hereby adopted, subject to the following rules, regulations, specification and limitations:

(1) *Geographic areas.* The discharge of archery equipment for the taking of deer inside the city boundaries may occur on parcels of private property with the written permission from the property owner, subject to the requirements and regulations and other state hunting laws. At all times while hunting under this section, all hunters shall have on their person, the applicable Virginia licenses and the written permission of the landowner. The discharge of archery equipment shall not occur on city property, school property or church property.

(2) *Elevated stands.* The discharge of archery equipment for the taking of deer shall be from stands elevated not less than ten (10) feet above the level of surrounding land. Otherwise, the discharge of archery equipment shall be prohibited.

(3) *Proximity to structures and streets.* No person shall discharge a bow from, over or across any street, sidewalk, alley, roadway or public land or public place within the city limits or toward any building or dwelling in such a manner that an arrow may strike it.

(4) *Firearms.* Firearms of any type, caliber or description, shall not be used or carried during deer hunting.

(b) It is the intent of this ordinance to permit the taking of deer with archery equipment during the Early Special Archery Season, the Full General Firearms Deer Season and the Late Special Archery Season, as designated in the regulations promulgated by the Virginia Department of Game and Inland Fisheries.

(c) No pursuit of an injured or wounded deer shall be permitted upon the land of neighboring landowners unless the hunter has first obtained permission from that landowner. No field dressing of deer shall be permitted without the permission of the landowner. A hunter with permission to hunt or to enter property must remove all deer harvested from the property.

(d) All persons violating this section shall be guilty of a Class 1 misdemeanor.

(e) Except as otherwise specifically provided by this ordinance, the prohibitions contained in Section 16-6-41 of this Code, as amended, shall remain in full force and effect.

This ordinance shall be effective from the date of its passage.

ADOPTED AND APPROVED this ____ day of _____, 2009.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

DRAFT