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ATTACHMENT #1

316154

ORDER

REGULATING THE DISCHARGE OF FIREARMS IN SUBDIVISIONS

FILED FOR RECORD

1987 NOV 11 AM 10:47

ROSIE BOSENBURY
COUNTY CLERK COMAL COUNTY

Sarah B. Saubach

Whereas, Commissioners' Court of Comal County desires to reduce the danger caused by discharge of firearms in subdivisions in the County; and,

Whereas, Art. 2322 (ff) V.A.C.S. authorizes Counties to enter an order to this effect;

Now, Therefore, Be It Ordered by Commissioners' Court of Comal County, Texas that the following provisions be adopted, this the 22nd day of October, 1987.

0602 0313

Section 1. Definitions

- 1.1 Firearms: Any device designed, made, or adapted to expel a projectile through a barrel by using the energy generated by an explosion or burning substance or any device readily convertible to that use. (Penal code, Title 10 Sec. 46.01(3)).
- 1.2 Subdivisions Subject to this Order: This Order applies only to a subdivision all or a part of which is located in the unincorporated area of this county and for which a plat is required to be prepared and filed under Section 2.401 or 2.402, County Road and Bridge Act (Article 6702-1, Vernon's Texas Civil Statutes).

Section 2. Discharge of Firearms.

To promote the public safety, the discharge of firearms on lots that are 10 acres or smaller in the unincorporated area of Comal County in a subdivision, is PROHIBITED.

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Section 3. Intent. It is an affirmative defense that firing a weapon is for one or both of the following purposes:
a) protection of person or property; b) varmint and/or predator control.

Section 4. Marksmanship/Tactical Training.

Handgun marksmanship or tactical training conducted by a peace officer permanently licensed under the authority of Art. 4413 (29aa) V.A.C.S. is allowed under this order.

Section 5. Effective Date.

This Order becomes effective on November 1, 1987.

SIGNED: *Fred Clark*
Fred Clark, County Judge

ATTEST:
Rosie Bosenbury
Rosie Bosenbury, County Clerk

STATE OF TEXAS
COUNTY OF COMAL
I hereby certify that this instrument was FILED with proper sequence on the date and at the time shown by me and was duly RECORDED in the official Public Records of Real Property of Comal County, Texas on:



NOV 17 1987
Rosie Bosenbury
COUNTY CLERK
COMAL COUNTY, TEXAS