

**ORDINANCE NO. 21-10( )**

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 10, OFFENSES - MISCELLANEOUS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA.

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 10, Offenses - Miscellaneous, of the Code of the County of Albemarle, Virginia, is hereby amended and reordained as follows:

**By Adding:**

Sec. 10-118 Firearms prohibited on County property.

**Chapter 10. Offenses - Miscellaneous**

**Sec. 10-118 Firearms prohibited on County property.**

- A. *Firearm Definition.* For the purposes of this section, a firearm is any instrument designed, made, and intended to expel a projectile by means of explosion of a combustible material. The firearm need not be operable or capable of firing to sustain a conviction under this Section.
- B. *Acts prohibited.* It shall be unlawful to possess, carry, or transport any firearm, ammunition, components, or combination thereof in or on:
1. Any building or part of a building owned or used for governmental purposes by the County, any authority or local government entity created or controlled by the County;
  2. Any public park owned or operated by the County or any authority or local government entity created or controlled by the County; and
  3. Any recreation or community center operated by the County or any authority or local government entity created or controlled by the County.
- C. *Exceptions.* The prohibition made unlawful in subsection B shall not apply to:
1. Federal, state, and local law enforcement officers; unsworn animal protection officers; and the Fire Marshal, deputies, and assistants;
  2. The Commonwealth's Attorney, deputy, and assistants, acting within the scope of their duties;
  3. Authorized employees of the Albemarle-Charlottesville Regional Jail, acting within the scope of their duties;
  4. Civilian employees of the Albemarle County Police Department who are assigned to the Forensics Unit, acting within the scope of their duties;
  5. Individuals who surrender or submit for safekeeping firearms to the Albemarle County Police Department. Possession and transport for this purpose is permissible only at the County Office Building at 1600 5<sup>th</sup> Street, Charlottesville, Virginia;
  6. Individuals granted an exception by the County Executive or their designee;

7. Active members of the United States Armed Forces and Virginia National Guard, acting within the scope of their duties;
8. Retired law enforcement officers, if authorized by Virginia Code § 18.2-308.016 or other applicable law;
9. Security officers licensed and certified by the Department of Criminal Justice Services and authorized to carry a firearm, acting within the scope of their duties;
10. Individuals authorized by Virginia Code § 18.2-283.1 while in a courthouse that is subject to this section.

D. *Security measures.* The County Executive may approve and order implemented lawful security measures reasonably designed to prevent unauthorized access of the buildings and areas in subsection B above.

E. *Penalty.* A violation of any provision of this section shall be punished as a class 1 misdemeanor.

State law reference -- Va. Code § 15.2-915.

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of an Ordinance duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of \_\_\_\_\_ to \_\_\_\_\_, as recorded below, at a regular meeting held on \_\_\_\_\_.

\_\_\_\_\_  
Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Gallaway	_____	_____
Ms. LaPisto-Kirtley	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Ms. Price	_____	_____