



Medford City Council
Medford, Massachusetts

MEETING DATE

February 13, 2024

SPONSORED BY

AGENDA ITEM

15-749 - Replica Handgun Ban Ordinance

FULL TEXT AND DESCRIPTION

15-749 - Offered by Councillor Knight

Be It Resolved the Medford City Council meet with the Chief of Police and City Solicitor to craft an ordinance banning replica handguns in public places.

Addressing the Council:

Jeanne Martin, 10 Cummings Ave

Robert Cappucci Jr., 71 Evans St

Joe Viglione, 59 Garfield Ave

a) Amended by Vice President Lungo-Koehn the Council, Chief of Police and Solicitor meet to discuss initiating the ordinance

Upon motion by Councillor Knight as amended on a roll call vote of 6 in the affirmative and 1 absent-passed

An Ordinance Regulating Replica Firearms Definitions

Definitions - As used herein, the following word shall have the following meanings:

Replica firearm shall mean any toy, imitation, facsimile or replica pistol, revolver, shotgun, rifle, air rifle, B-B gun, pellet gun, machine gun, or other similar simulated weapon which, because of its color, size, shape, or other characteristics, can reasonably be perceived to be a real firearm capable of firing a bullet or other projectile.

Regulation - No person shall sell, offer to sell, possess, use, display or give away, any replica firearm on a public property unless:

a. The entire exterior surface of the imitation firearm is colored white, bright red, bright orange,

- bright yellow, bright blue, bright pink, or bright purple, either singly or as the predominant color in combination with other colors in any pattern; or
- b. The imitation firearm is constructed entirely of transparent or translucent materials which permits unmistakable observation of the imitation firearm's complete contents; and
 - c. The barrel of the imitation firearm, other than the barrel of a water gun, is closed with a blaze orange plug, permanently affixed, of the same material of which the imitation firearm is made, for a distance of not less than one-half inch from the front end of said barrel; and
 - d. The imitation firearm had legibly stamped thereon, the name of the manufacturer or some trade name, mark or brand by which the manufacturer can be readily identified; and
 - e. The imitation firearm does not have a laser pointer attached

Enforcement - If any individual under eighteen (18) years of age is found with a replica firearm by a member of the Medford Police Department, the officer shall contact his or her parent or guardian to inform them that the individual has been found with a replica firearm on public property. Parents or guardians shall be informed that they will be able to pick up the replica firearms at the district station after twenty-four (24) hours. The officer shall confiscate the replica firearm and bring it to the district station for holding. If the individual is over eighteen (18) years of age, the officer shall confiscate the replica firearm(s) and inform the individual that they can pick the item(s) up at the district station after twenty-four (24) hours.

Penalties - Any individual found in violation of any provision of this section in a second or subsequent instance shall forfeit the weapon, contraband, or dangerous device giving rise to the violation of such section and be subject to a fine of fifty (\$50.00) dollars.

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None