

1 **CITY OF LITTLETON, COLORADO**

2
3 **ORDINANCE NO. 28**

4
5 **Series, 2017**

6
7 **INTRODUCED BY COUNCILMEMBERS: HOPPING & BRINKMAN**

8
9 **AN ORDINANCE OF THE CITY OF LITTLETON,**
10 **COLORADO, AMENDING CHAPTER 4 OF TITLE 6 OF**
11 **THE LITTLETON MUNICIPAL CODE**

12
13 **WHEREAS**, Senate Bill 17-008 amended C.R.S. §18-12-101 to remove the
14 definitions of gravity knife and switchblade knife;

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16 **WHEREAS**, Senate Bill 17-088 amended C.R.S. §18-12-102 to remove any
17 references to gravity knives and switchblade knives; and

18
19 **WHEREAS**, the city wishes to update city code in compliance with these
20 amendments to state statute.

21
22 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF**
23 **THE CITY OF LITTLETON, COLORADO, THAT:**

24
25 **Section 1:** Section 151 of Chapter 4 of Title 6 is hereby revised as follows:

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27 **6-4-151: DEFINITIONS:**

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29 **ADULT:** Any person eighteen (18) years of age or older.

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31 **BALLISTIC KNIFE:** Any knife that has a blade which is forcefully projected from the handle by
32 means of a spring loaded device or explosive charge.

33
34 **BLACKJACK:** Any billy, sand club, sandbag or other hand operated striking weapon consisting,
35 at the striking end, of an encased piece of lead or other heavy substance and, at the handle end, a
36 strap or springy shaft which increases the force of impact.

37
38 **BOMB:** Any explosive or incendiary device or molotov cocktail as defined by state law, or any
39 chemical device which causes or can cause an explosion, which is not specifically designed for
40 lawful and legitimate use in the hands of its possessor.

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42 **DANGEROUS WEAPON:** A firearm silencer, machine gun, short shotgun, short rifle, or
43 ballistic knife.

44
45 **DEADLY WEAPON:** Any of the following which in the manner it is used or intended to be used
46 is capable of producing death or serious bodily injury:

47 (A) A firearm, whether loaded or unloaded;

(B) A knife;

(C) A bludgeon; or

(D) Any other weapon, device, instrument, material, or substance, whether animate or inanimate.

FIREARM SILENCER: Any instrument, attachment, weapon, or appliance for causing the firing of any gun, revolver, pistol, or other firearm to be silent or intended to lessen or muffle the noise of the firing of any such weapon.

GAS GUN: A device designed for projecting gas filled projectiles which release their contents after having been projected from the device and includes projectiles designed for use in such a device.

~~**GRAVITY KNIFE:** Any knife that has a blade released from the handle or sheath thereof by the force of gravity or the application of centrifugal force.~~

HANDGUN: A pistol, revolver, or other firearm of any description, loaded or unloaded, from which any shot, bullet, or other missile can be discharged, the length of the barrel of which, not including any revolving, detachable, or magazine breech, does not exceed twelve inches (12").

ILLEGAL WEAPON: A blackjack, bomb, firearm silencer, gas gun, nunchaku, machine gun, short shotgun, short rifle, metallic knuckles, ~~gravity knife, switchblade knife~~ or throwing star.

JUVENILE: Any person under the age of eighteen (18) years.

KNIFE: Any dagger, dirk, knife, or stiletto with a blade over three and one-half inches (3¹/₂") in length, or any other dangerous instrument capable of inflicting cutting, stabbing, or tearing wounds, but does not include a hunting or fishing knife carried for sports use. The issue that a knife is a hunting or fishing knife must be raised as an affirmative defense.

MACHINE GUN: Any firearm, whatever its size and usual designation, that shoots automatically more than one shot, without manual reloading by a single function of the trigger.

NUNCHAKU: An instrument consisting of two (2) sticks, clubs, bars or rods to be used as handles, connected by a rope, cord, wire, or chain, which is in the design of a weapon used in connection with the practice of a system of self-defense.

SHORT RIFLE: A rifle having a barrel less than sixteen inches (16") long or an overall length of less than twenty six inches (26").

SHORT SHOTGUN: A shotgun having a barrel or barrels less than eighteen inches (18") long or an overall length of less than twenty six inches (26").

~~**SWITCHBLADE KNIFE:** Any knife, the blade of which opens automatically by hand pressure applied to a button, spring, or other device in its handle.~~

THROWING STAR: A disk having sharp radiating points or any disk shaped blade object which

1 is handheld and thrown and which is in the design of a weapon used in connection with the
2 practice of a system of self-defense.

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5 **Section 2:** Section 152 of Chapter 4 of Title 6 is hereby revised as follows:
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7 (A) It shall be unlawful for any person to wear under his clothes, or concealed about his
8 person, or to display in a threatening manner, any dangerous or deadly weapon,
9 including, but not by way of limitation, any pistol, revolver, slingshot, cross knuckles or
10 knuckles of lead, brass or other metal, or any bowie knife, dirk, dagger or any knife
11 resembling a bowie knife, ~~or any knife described in section 6-4-154 of this chapter,~~ or
12 any other dangerous or deadly weapon.
13

14 **Section 3:** Section 154 of Chapter 4 of Title 6 is hereby revised as follows:
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16 ~~(A) Certain Knives Prohibited: It shall be unlawful for any person to sell, offer to sell,~~
17 ~~display, use, possess or carry any knife having the appearance of a pocketknife, the blade~~
18 ~~of which can be opened by a flick of a button, pressure on the handle or other~~
19 ~~mechanical contrivance.~~
20
21

22 **Section 4:** Severability. If any part, section, subsection, sentence, clause or
23 phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the
24 validity of the remaining sections of this ordinance. The City Council hereby declares that it
25 would have passed this ordinance, including each part, section, subsection, sentence, clause or
26 phrase hereof, irrespective of the fact that one or more parts, sections, subsections, sentences,
27 clauses or phrases may be declared invalid.
28

29 **Section 5:** Repealer. All ordinances or resolutions, or parts thereof, in
30 conflict with this ordinance are hereby repealed, provided that this repealer shall not repeal the
31 repealer clauses of such ordinance nor revive any ordinance thereby.
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34 INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council
35 of the City of Littleton on the 3rd day of October, 2017, passed on first reading by a vote of 6
36 FOR and 1 AGAINST; and ordered published by posting at Littleton Center, Bemis Library, the
37 Municipal Courthouse and on the City of Littleton Website.

38 PUBLIC HEARING on the Ordinance to take place on the 17th day of October,
39 2017, in the Council Chamber, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado,
40 at the hour of 6:30 p.m., or as soon thereafter as it may be heard.
41

PASSED on second and final reading, following public hearing, by a vote of _____FOR
and _____ AGAINST on the 17th day of October, 2017 and ordered published by posting at
Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

ATTEST:

Wendy Heffner
CITY CLERK

Bruce O. Beckman
MAYOR

Lena McClelland
ASSISTANT CITY ATTORNEY