

**CODE OF THE BOROUGH OF MALVERN, PENNSYLVANIA / PART II, GENERAL
LEGISLATION / Chapter 104, FIREARMS**

Chapter 104, FIREARMS

[HISTORY: Adopted by the Borough Council of the Borough of Malvern 6-4-1957 by Ord. No. 144 (Part 8, Ch. 1, Art. C, of the 1975 Code of Ordinances); amended in its entirety 6-17-2003 by Ord. No. 2003-9. Subsequent amendments noted where applicable.]

**CODE OF THE BOROUGH OF MALVERN, PENNSYLVANIA / PART II, GENERAL
LEGISLATION / Chapter 104, FIREARMS / § 104-1. Definitions.**

§ 104-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

FIREARM -- Includes but is not limited to any gun, shotgun, rifle, handgun, pistol, pellet gun, BB gun, crossbow, bow and arrow, or any other device which impels a projectile through the use of force.

**CODE OF THE BOROUGH OF MALVERN, PENNSYLVANIA / PART II, GENERAL
LEGISLATION / Chapter 104, FIREARMS / § 104-2. Discharge restricted.**

§ 104-2. Discharge restricted.

No person shall fire or discharge any firearm within the Borough of Malvern, subject to the following exceptions:

- A. The use of a firearm shall be permitted by any duly appointed law officer in the course of his or her official duties.
- B. The use of firearms shall be permitted when necessary for the preservation of human life, as authorized in the Pennsylvania Crimes Code (18 Pa.C.S.A. § 101 et seq.)
- C. Discharge otherwise authorized by any local ordinance, resolution, or administrative regulation.

**CODE OF THE BOROUGH OF MALVERN, PENNSYLVANIA / PART II, GENERAL
LEGISLATION / Chapter 104, FIREARMS / § 104-3. Police officers empowered to**

seize and remove.

§ 104-3. Police officers empowered to seize and remove.

The Chief of Police or any member of the Police Department of the Borough is hereby authorized to seize and remove any firearm that is in the possession of any person, persons, firm, corporation or any other entity, which caused such firearm to be in violation of this chapter.

CODE OF THE BOROUGH OF MALVERN, PENNSYLVANIA / PART II, GENERAL LEGISLATION / Chapter 104, FIREARMS / § 104-4. Violations and penalties.

§ 104-4. Violations and penalties.

Any person, persons, firm, corporation or any other entity found to be in violation of any section of this chapter shall, upon conviction thereof, for every such violation be sentenced to pay a fine of not more than \$300, plus the costs of prosecution. Such fines and costs shall be collectible before a District Justice as like fines and costs are now collected. For the purposes of this chapter, each prohibited discharge of a firearm, as defined herein, shall be considered a separate offense and subject to separate prosecutions.