

ORDINANCE  
2011-70

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF WALTON COUNTY, FLORIDA; REPEALING ANY ORDINANCE, RESOLUTION AND ACTION BY THE BOARD OF COUNTY COMMISSIONERS REGULATING FIREARMS AND AMMUNITION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the 2011 Florida Legislature enacted House Bill 45/Senate Bill 402 preempting local government regulation of firearms and ammunition; and

WHEREAS, the Board of County Commissioners of Walton County, Florida ("Board") wishes to repeal any ordinance and resolution by the Board relating to the regulation of firearms and ammunition in recognition of the state preemption of this field.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Walton County, Florida as follows:

**SECTION 1. PREEMPTION.**

With the passage of House Bill 45, the Legislature expanded the State's preemption of regulations concerning firearms and ammunition. Local governments are preempted from regulating firearms and ammunition unless expressly authorized to do so by general law.

**SECTION 2. CONFLICTS.**

All ordinances, resolutions and actions taken by the Board in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Walton County Comprehensive Plan, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

**SECTION 3. SEVERABILITY.**

It is declared to be the intent of the Board that if any section, subsection, sentence, clause, or provision of this Ordinance shall be declared invalid, the remainder of this Ordinance shall be construed as not having contained said section, subsection, sentence, clause or provision, and shall not be affected by such holding.

**SECTION 4. EFFECTIVE DATE.**

A certified copy of this Ordinance shall be filed with the Department of State by the Clerk to the Board within ten (10) days after adoption of this Ordinance, and this Ordinance shall take effect upon filing with the Department of State.

2011-70

DONE AND ADOPTED this 13<sup>th</sup> day of September, 2011.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF WALTON COUNTY, FLORIDA

for BY: Kim Ingle  
Martha Ingle, Clerk of Court

BY: Larry Jones  
Larry Jones, Chairman





*[Handwritten signature]*

