

Ordinance 03-02-2019

An Ordinance Amending Chapter 259 "Firearms and Weapons" of the Village Code of the Village of Slinger, Washington County, Wisconsin

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THE VILLAGE BOARD OF THE VILLAGE OF SLINGER, WASHINGTON COUNTY, WISCONSIN, does ordain as follows:

**SECTION 1: Amend Chapter 259 to read as follows:**

**Chapter 259. Firearms and Weapons**

**Article I. Use of Firearms in Village**

**§259-1. Definition**

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

**FIREARM**

A weapon which expels a missile by the explosive force of gun powder, compressed air or compressed gas.

**RIFLE**

A portable, long-barreled firearm designed for long-range precision shooting.

**SHOTGUN**

A smoothbore firearm designed for firing small shot at short range.

**§259-2. Restriction on Use of Firearms**

Firearms shall be discharged within the Village only in compliance with the following standards:

- A. Law enforcement or military personnel in the performance of their duties.
- B. On privately-owned property no less than 5 acres in size with the permission of the property owner, in accordance with the permit process described in 259-3 below.
- C. Firearm usage shall be smooth-barreled shotgun only. Rifle or handgun discharge by non-law enforcement or military personnel is not allowed in the Village.
- D. Use of authorized firearms shall be for hunting purposes only during lawful hunting seasons. Target practice or other non-hunting use of firearms is not allowed in the Village.

**§259-3. Permits Required**

- A. No person may discharge any firearms in the Village of Slinger without written permission by the landowner, who must have obtained a valid permit from the Village Board.
- B. No firearms shall be discharged within 100 feet of any street, road or highway, nor within 300 feet of another person's occupied dwelling in the Village, nor shall any permit be issued therefor.

**§259-4 Permit Application**

An application shall be submitted to the Village Board by a property owner wishing to hunt or allow hunting on their property in the Village. The application shall be made using forms provided at Village Hall.

- A. The application form must include an overview map of the subject property specifying the amount of acreage.
- B. If approved by the Village Board, the permit for discharging weapons within the Village shall be valid from July 1<sup>st</sup> through June 30<sup>th</sup> of the following year.
- C. The annual fee for a firearms discharge permit shall be set by the Village Board.
- D. A copy of the landowner's written permission to hunt on the land and a copy of the Village Board-issued permit shall be carried by the person granted permission at all times when discharging firearms and shall be exhibited to officers of the Police Department upon demand.

**§259-5. Liability Not Assumed**

The Village of Slinger does not assume any liability for damages to persons or property caused by the discharge of firearms.

**§259-6. Violations and Penalties**

Any person who violates this article shall, upon conviction, be subject to a penalty as described in §1-2 of this Code.

**§259-7. Shooting Permit**

- A. No persons shall shoot, shoot at, pursue, take, catch, hunt or kill any wild animals in the Village of Slinger, unless a firearms discharge permit therefor has been duly issued to the owner of the subject property and that property owner has granted written permission as required by this article.

B. The Village Board may revoke any permit issued hereunder, at any time, upon complaint lodged against any permit holder.

## **Article II. Throwing or Shooting of Projectiles**

### **§259-8. Prohibition; Exception**

To further public health and safety, no person shall throw or shoot any object, arrow, stone, or other missile or projectile, by hand, by firearm, by bow and arrow, by crossbow, by spring gun, by electric weapon, by slingshot, by blowgun or by any other means at any person or at, in or into any building, street, sidewalk, alley, highway, park, playground or other public place within the Village.

A. Except when lawfully hunting with a bow and arrow or crossbow at a distance greater than 100 yards from a building located on another person's land, as described in §29.038(3)(b)1a, Wis. Stats. This restriction does not apply if the person who owns the land on which the building is located allows the hunter to hunt within 100 yards of the building. A person who hunts with a bow and arrow or crossbow within the Village of Slinger is required to discharge the arrow or bolt from the respective weapon toward the ground.

### **SECTION II. SEVERABILITY.**

The sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

### **SECTION III. EFFECTIVE DATE**

This ordinance shall take effect and be in full force after its passage and posting according to law.

INTRODUCED BY TRUSTEE OTTE.

PASSED and ADOPTED this 15<sup>th</sup> day of April, 2019.

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Rick Kohl, Village Pro Tem

Countersigned:

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Tammy Tennies, Clerk