

VILLAGE OF LITTLE CHUTE

ORDINANCE NO. 5, SERIES OF 2019

**AN ORDINANCE AMENDING THE CHAPTER 30 – OFFENSES,
ARTICLE II OFFENSES AGAINST PUBLIC SAFETY AND PEACE
OF THE VILLAGE OF LITTLE CHUTE MUNICIPAL CODE**

WHEREAS, the Village of Little Chute has received request from the public in amending hunting and shooting regulations; and,

WHEREAS, appropriate Village staff and legal counsel have recommended the following amendments to the Village Board of Trustees, Village of Little Chute; and,

WHEREAS, the Village Board of Trustees, Village of Little Chute, finds the following ordinance amendments to be in the public interest;

NOW, THEREFORE, the Village Board of Trustees, Village of Little Chute, do ordain as follows:

Section 1. That CHAPTER 30 - OFFENSES - ARTICLE II OFFENSES AGAINST PUBLIC SAFETY AND PEACE, Section 30-21 of the Municipal Code of the Village of Little Chute are hereby amended to read as follows:

Sec. 30-21. - Regulation on the discharging of firearms, electric weapons and other devices.

(a) Definitions:

- (1) *Electric weapon.* Any device which is designed, redesigned, used or intended to be used, offensively or defensively, to immobilize or incapacitate persons by the use of electric current. {Wis. Stats. § 941.295(1c)(a)}.
- (2) *Firearm.* A weapon that acts by force of gunpowder.
- (3) *Law enforcement officer.* Any person employed by the State of Wisconsin or any political subdivision of the state, for the purpose of detecting and preventing crime and enforcing laws or ordinances and who is authorized to make arrests for violation of the laws or ordinances he or she is employed to enforce.
- (4) *Building.* For purposes of this section, a building is defined as a permanent structure used for human occupancy and includes a manufactured home, as defined in Wis. Stats. § 101.91(2).

(b) Regulated acts:

- (1) *Discharge of firearms regulated.* No person, except a police officer or other law enforcement officer in the performance of an official duty, shall fire or discharge any firearm within the Village of Little Chute.
- (2) *Discharge of electric weapons regulated.* No person, except a police officer or other law enforcement officer in the performance of an official duty, shall fire or discharge any electric weapon within the Village of Little Chute.
- (3) *Discharge of spring gun, air gun, pneumatic pellet gun or paintball gun prohibited.* No person shall fire or discharge any spring gun, air gun, paintball gun, or pneumatic pellet gun of any description within the Village of Little Chute.
- (4) *Shooting into village limits.* No person shall in the territory adjacent to the village discharge any firearm in such manner that the discharge shall enter or fall within the Village of Little Chute.

(5) *Explosive devices.* No person shall discharge or detonate any dynamite, nitroglycerin or other explosive within the village without first obtaining a permit to do so from the village board.

(6) Hunting is prohibited within the corporate limits of the Village of Little Chute except as provided in [subsection] (c)(3) and (c)(4).

(c) *Exceptions:*

(1) *Shooting ranges.* This section shall not prevent the maintenance and use of duly supervised rifle or pistol ranges or shooting galleries approved by the village board, upon the recommendation of the chief of police, where proper safety precautions are taken.

(2) *Honor guards.* Subsection (b)(1) shall not apply to any Armed Forces Honor Guards taking part in a village board approved ceremony, provided they are using blanks.

(3) Hunting within the village parks.

a. Permits.

1. The chief of police or designee is authorized to issue hunting permits.

2. Only the residents of the village shall be eligible to receive a permit to hunt within village parks or upon village property.

3. Permits under this subsection shall only apply to the hunting of deer or geese.

4. Permits shall only be issued for hunting deer with a bow and arrow or crossbow, and/or hunting geese with shotgun using steel shot authorized under state and federal migratory bird hunting regulations .

5. Hunting shall only be by the person listed on the permit.

6. Permits are not transferable.

7. No permits shall be issued to any person under the age of 18.

8. Permits shall be issued for the time period established by the chief of police and/or parks director at their discretion.

9. The police department may immediately revoke a permit if a hunter violates any part of this section. Upon revocation of the permit, the permittee may appeal the decision to the village board.

b. Requirements.

1. When hunting, persons shall at all times carry valid photo identification, a copy of the village permit and the state archery license.

2. No arrow or other object used to hunt deer pursuant to the village permit may be discharged or projected as such an angle or distance as to land on public or private property not described in the permit.

3. No arrow or other object may be discharged from or projected onto or over any bicycle trail, or hiking trail within the designated hunting area.

4. The person shall follow all state statute and DNR regulations pertaining to bow hunting.

5. The person shall comply with miscellaneous rules for the hunt as required by the chief of police, parks director or their designee. Such rules will be provided in writing to the hunter at the time that they are issued a permit.

6. No shotgun shall be discharged from or projected at such an angle or distance as to either (i) land on public or private property not described on the permit, or (ii) onto or over any public bicycle trail, or hiking trail, within the designated area.

(4) Hunting, shooting or discharging a bow and arrow, crossbow or shotgun.

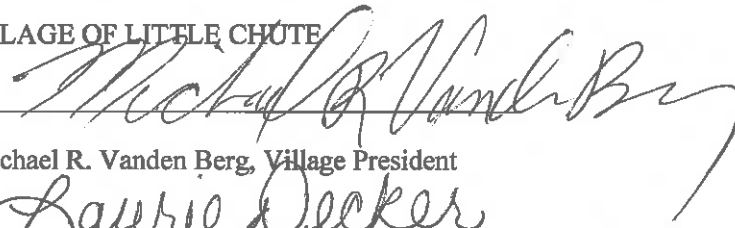
- a. Except as provided in subsection (3), it shall be unlawful for a person to hunt with a bow and arrow, ~~or~~ crossbow, or shotgun within a distance of one hundred (100) yards from a building located on another person's land. This restriction shall not apply if the person who owns the land on which the building is located allows the hunter to hunt with a bow and arrow or crossbow or shotgun within the specified distance of the building.
- b. A person who hunts with a bow and arrow or crossbow shall discharge the arrow or bolt from the weapon from an elevated position toward the ground.
- c. No person shall discharge an arrow with any bow or similar device where the arrow or shotgun pellets may endanger the life, limb or property of another or will traverse any part of any street, alley, public grounds or parks.
- d. The park and recreation department and school districts may conduct supervised archery activities in areas under their jurisdiction when authorized by the police chief.

Section 2. That this Ordinance shall be in full force and effect from and after its passage as provided by law.

Date introduced, approved and adopted: October 2, 2019

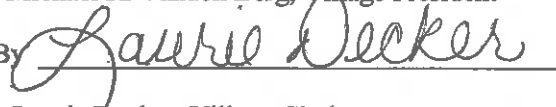
VILLAGE OF LITTLE CHUTE

By



Michael R. Vanden Berg, Village President

By



Laurie Decker, Village Clerk