

**Sec. 38-21. - Regulation of firearms and explosives.**

- (a) *Definition.* For the purposes of this Section, the term "firearm" means any instrumentality from or with which a shot, bullet or pellet may be discharged or expelled, regardless of whether the propelling force is provided by air, spring or other similar mechanical device, or gunpowder.
- (b) *Discharge and possession 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, rifle, spring gun, air gun or pneumatic pellet gun of any description, or bow and arrow, within the Village or have any air gun or pneumatic pellet gun or bow and arrow, in their possession or under their control unless it is unloaded and enclosed or encased within a carrying case or other suitable container pursuant to state law.
- (c) *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.
- (d) *Shooting ranges.* Any sport shooting range that exists on June 18, 1998, may continue to operate as a sport shooting range at that location notwithstanding Wis. Stats. § 66.0409(3)(b). This Section shall not prevent the maintenance and use of duly supervised rifle or pistol ranges or shooting galleries approved by the Village Board, after an advisory recommendation from the Chief of Police, where proper safety precautions are taken.
- (e) *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.
- (f) *Hunting prohibited.* Hunting is prohibited within the corporate limits of the Village.

(Code 1998, § 11-2-1)

**State law reference—** Authority to regulate discharge of firearms, Wis. Stats. § 60.22(3); limitation on the regulation of firearms, Wis. Stats. § 66.0409; restrictions on operating sport shooting range activities, Wis. Stats. § 895.527; weapons, Wis. Stats. § 941.10 et seq.

**Sec. 38-22. - Certain weapons prohibited.**

- (a) *Concealed weapons in public establishments.*
  - (1) No person shall carry or be possessed of a dangerous weapon in any public building or business establishment open to the public except a bona fide weapons repair, display or sales establishment, unless such dangerous weapon is so stored and concealed (other than on the person) so as not to be readily accessible to any person or patron. This Subsection shall not apply to peace officers or others duly authorized by law acting within the scope of their duties. This Subsection shall not be construed to prohibit the sale, purchase, repair or trade of firearms by a retail business establishment doing so in the course of its regular business in accord with state and federal law, nor to hinder a prospective customer from attempting to buy, sell or trade firearms to or from a retailer.
  - (2) The term "dangerous weapon" means any firearm, whether loaded or unloaded, or any device designed as a weapon and capable of producing death or great bodily harm, or any other device or instrumentality which, in the manner it is used or intended to be used, is calculated or likely to produce death or great bodily harm.
- (b) *Specific concealed weapons prohibited.* No person, except a sheriff, constable, police officer or other law enforcement officer acting within the scope of their duties, shall carry or wear concealed about their person any pistol, revolver, firearm, slingshot, cross knuckle of lead, brass or other materials, bowie knife, switchblade, dirk or dagger or any other dangerous or deadly weapon within the Village.

(Code 1998, § 11-2-2(a), (b))

**State law reference—** Weapons, Wis. Stats. § 941.20 et seq.; carrying concealed weapons, Wis. Stats. § 941.23.

**Sec. 38-23. - Possession, sale and manufacture of certain weapons prohibited.**

- (a) The following words, terms and phrases, when used in this Section, shall have the meanings ascribed to them in this Subsection, except where the context clearly indicates a different meaning:
  - (1) "*Churkin*. A round throwing knife consisting of several sharp points protruding from a rounded disc.
  - (2) "*Numchuk or nunchaku*. An instrument consisting of two or more sticks, clubs or rods connected by a rope, cord, wire or chain.
  - (3) "*Suchai*. A short length of wood or metal or similar material which, when gripped in the hand, protrudes on either side of the fist. Such prohibited instrument may or may not have spikes or short pointed protrusions from either end.
- (b) No person shall sell, manufacture, purchase, possess or carry a "Numchuk" (also called a "Nunchaku") or a

"Churkin" or a "Sucbai" or similar weapon within the Village.

- (c) Any such device shall be seized by a law enforcement officer and destroyed or turned over to the State of Wisconsin Crime Laboratory for destruction.

(Code 1998, § 11-2-2(c))

**State law reference**— Weapons, Wis. Stats. § 941.20 et seq.; carrying concealed weapons, Wis. Stats. § 941.23; possession of dangerous weapon by person under 18, Wis. Stats. § 948.60.

### Sec. 38-24. - Safe use and transportation of firearms and bows.

- (a) **Definitions.** The following words, terms and phrases, when used in this Section, shall have the meanings ascribed to them in this Subsection, except where the context clearly indicates a different meaning:
- (1) **Aircraft.** Has the meaning given under Wis. Stats. § 114.002(3).
  - (2) **Encased.** Enclosed in a case that is expressly made for the purpose of containing a firearm and that is completely zipped, snapped, buckled, tied or otherwise fastened with no part of the firearm exposed.
  - (3) **Firearm.** A weapon that acts by force of gunpowder.
  - (4) **Highway.** Has the meaning given under Wis. Stats. § 340.01(22).
  - (5) **Motorboat.** Has the meaning given under Wis. Stats. § 30.50(6).
  - (6) **Roadway.** Has the meaning given under Wis. Stats. § 340.01(54).
  - (7) **Unloaded.** Any of the following:
    - a. Having no shell or cartridge in the chamber of a firearm or in the magazine attached to a firearm.
    - b. In the case of a cap lock muzzle-loading firearm, having the cap removed.
    - c. In the case of a flint lock muzzle-loading firearm, having the flashpan cleaned of powder.
  - (8) **Vehicle.** Has the meaning given under Wis. Stats. § 340.01(74), and includes a snowmobile, as defined under Wis. Stats. § 340.01(58a).
- (b) **Prohibitions; motorboats and vehicles; highways and roadways.**
- (1) Except as provided in Subsection (c) of this Section, no person may place, possess or transport a firearm, bow or crossbow in or on a motorboat with the motor running, unless the firearm is unloaded or unless the bow or crossbow is unstrung or is enclosed in a carrying case.
  - (2) Except as provided in Subsection (c) of this Section, no person may place, possess or transport a firearm, bow or crossbow in or on a vehicle, unless the firearm is unloaded or unless the bow or crossbow is unstrung or is enclosed in a carrying case.
  - (3) Except as provided in Subsection (c) of this Section, no person may load or discharge a firearm or shoot a bolt or an arrow from a bow or crossbow in or from a vehicle.
  - (4) Except as provided in Subsection (c) of this Section, no person may load or discharge a firearm or shoot a bolt or an arrow from a bow or crossbow from or across a highway or within 50 feet in the center of a road.
  - (5) A person who violates Subsections (b)(1)—(4) of this Section is subject to a forfeiture of not more than \$100.00.
- (c) **Exceptions.**
- (1) Subsection (b) of this Section does not apply to any of the following who, in the line of duty, place, possess, transport, load or discharge a firearm in, on or from a vehicle, motorboat or aircraft or discharge a firearm in, on or from a vehicle, motorboat or aircraft or discharge a firearm from or across a highway or within 50 feet of the center of a roadway:
    - a. A peace officer, as defined under Wis. Stats. § 939.22(22).
    - b. A member of the U.S. armed forces.
    - c. A member of the National Guard.
  - (2) Subsections (b)(1), (2) and (3) of this Section do not apply to the holder of a scientific collector permit under Wis. Stats. § 29.614, who is using a net gun or tranquilizer gun in an activity related to the purpose for which the permit was issued.
  - (3) Subsection (b)(2) of this Section does not prohibit a person from leaning an unloaded firearm against a vehicle.
  - (4) Subsection (b)(4) of this Section does not apply to a person who is legally hunting small game with a muzzle-loading firearm or with a shotgun loaded with shotshell or chilled shot number BB or smaller, if the surface of the highway or roadway is anything other than concrete or blacktop.

(Code 1998, § 11-2-3)

**State law reference**— Weapons, Wis. Stats. § 941.20 et seq.

### Sec. 38-25. - Throwing or shooting of arrows, stones and other missiles prohibited.

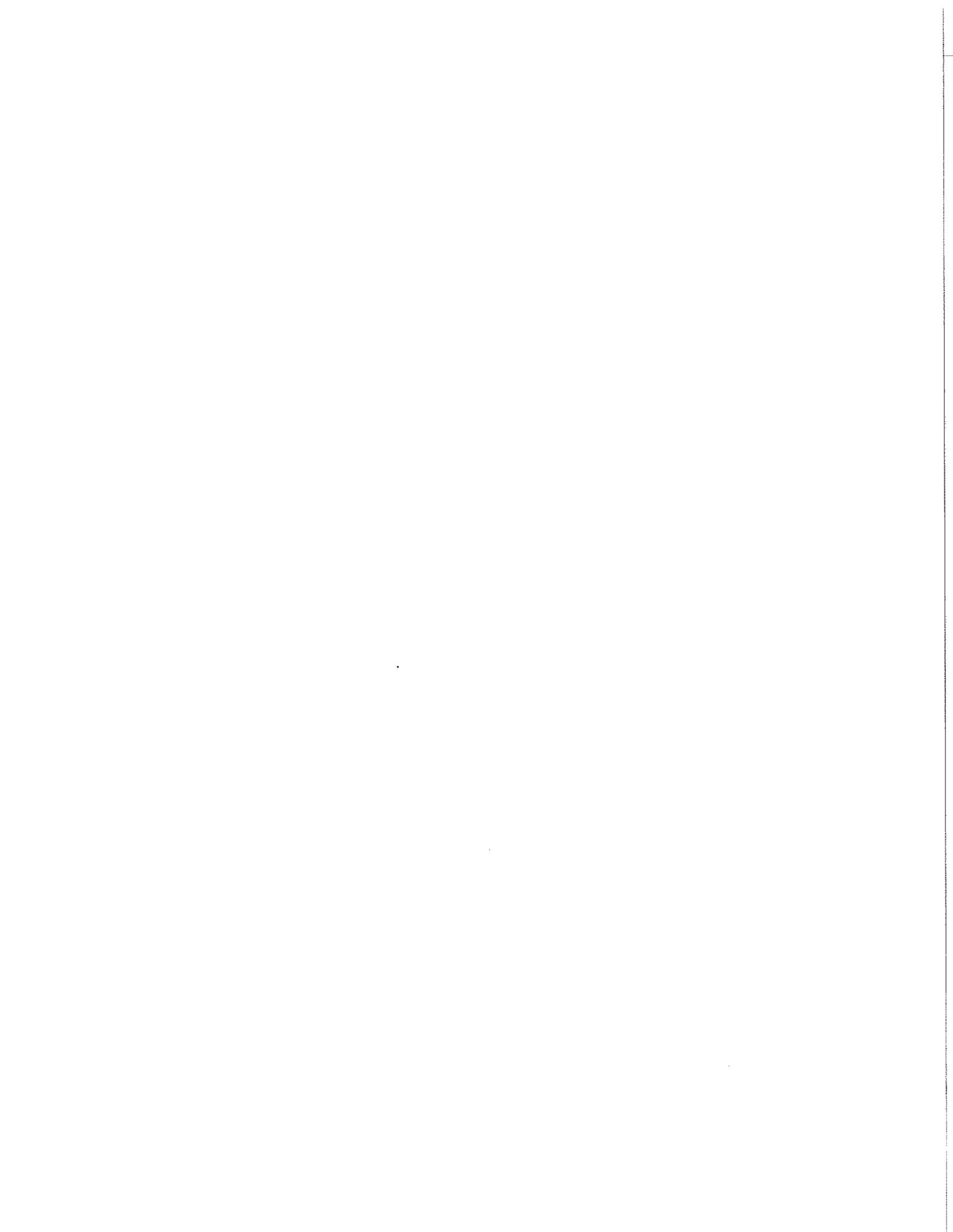
It shall be unlawful for any person to discharge or throw by any means any dangerous missile, object, arrow,

stone, snowball or other missile within the Village, provided, however, upon written application to the Chief of Police and Village Board, a person may be granted permission by the Chief of Police to construct and maintain supervised archery ranges if, in the opinion of the Chief of Police the construction or maintenance of such ranges will not endanger the public health and safety.

*(Code 1998. § 11-2-4)*

**State law reference**— Dangerous weapons defined, Wis. Stats. § 939.22(10).

**Secs. 38-37—38-60. - Reserved.**



**Sec. 5-1. - Definitions.**

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

- (a) *Animal*. Mammals, reptiles and birds.
- (b) *Animal control officer*. Any law enforcement officer including a humane officer.
- (c) *At large*. To be off the premises of the owner and not under the control of some person either by leash or otherwise, but a dog or cat within an automobile of its owner, or in an automobile of any other person with the consent of the owner of said dog or cat, shall be deemed to be upon the owner's premises.
- (d) *Cat*. An animal of the species *Felis silvestris*, regardless of age or sex.
- (e) *Cruel*. Causing unnecessary and excessive pain or suffering or unjustifiable injury or death.
- (f) *Dog*. An animal of the species *Canis familiaris*.
- (g) *Farm animal*. Any warm-blooded animal normally raised on farms in the United States and used for food or fiber.
- (h) *Humane officer*. As provided in Wis. Stats. § 173.01 et seq.
- (i) *Law enforcement officer*. As provided in Wis. Stats. § 967.02(5), and including a humane officer appointed pursuant to Wis. Stats. § 173.03, with powers and duties as provided under Wis. Stats. § 173.07, but does not include a conservation warden appointed under Wis. Stats. § 23.10.
- (j) *Neutered*. A dog or cat having nonfunctional reproductive organs.
- (k) *Owner*. Any person owning, harboring or keeping a dog or cat and the occupant of any premises on which a dog or cat remains or to which it customarily returns daily for a period of ten days; such person is presumed to be harboring or keeping the dog or cat within the meaning of this Section.
- (l) *Pet*. An animal kept and treated as a pet.
- (m) *Residential lot*. A parcel of land occupied or to be occupied by a dwelling, platted or unplatted. For the purpose of this Section, any vacant parcel or parcels adjoining a dwelling and under the same ownership shall constitute one lot.

(Code 1998, § 7-1-1(b))

**State law reference**— Definitions, Wis. Stats. § 174.001.

**Sec. 5-2. - Injury to property by animals.**

It shall be unlawful for any person owning or possessing an animal, dog or cat to permit such animal, dog or cat to go upon any parkway or private lands or premises without the permission of the owner of such premises and break, bruise, tear up, crush or injure any lawn, flower bed, plant, shrub, tree or garden in any manner whatsoever, or to defecate thereon.

(Code 1998, § 7-1-12)

**Sec. 5-3. - Trapping of animals.**

- (a) In the interest of public health and safety, it shall be unlawful for any person, in or on land within the Village, to set, place, or tend any trap for the purpose of trapping, killing, catching, wounding, worrying, or molesting any animal on public lands, except by use of live box-type traps only. Live box-type traps shall be defined as those traps which capture and hold an animal in an alive and unharmed condition.
- (b) This Section shall prohibit the use of all traps other than live box-type traps as described above, including, but not limited to, traps commonly known as leg traps, pan-type traps, or other traps designed to kill, wound, or close upon a portion of the body of an animal.
- (c) All such traps set, placed, or tended shall comply with Wis. Stats. Ch. 29 as it relates to trapping.
- (d) This Section shall not apply to trapping within the confines of buildings or homes.
- (e) Nothing in this Section shall prohibit or hinder the Village or its employees or agents from performing their official duties.

(Code 1998, § 7-1-16)

