

**VILLAGE OF LITTLE CHUTE
ORDINANCE NO. 18, SERIES OF 2011**

AN ORDINANCE REPEALING SECTION 30-21, OF THE VILLAGE OF LITTLE CHUTE MUNICIPAL CODE, REGULATION OF FIREARMS AND EXPLOSIVES, AND RECREATING SECTION 30-21, REGULATION ON THE DISCHARGING OF FIREARMS, ELECTRIC WEAPONS AND OTHER DEVICES.

BE IT ORDAINED by the Village Board of Trustees, Village of Little Chute, Outagamie County, Wisconsin as follows:

Section 1. Adoption of Provisions.

Section 30-21, of the Village of Little Chute Municipal Code, Regulation of firearms and explosives, is repealed and recreated as 30-21, Regulation on the discharging of firearms, electric weapons and other devices, to read as follows: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. [Sec. 941.295(1c)(a), WI Statutes].
- (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.

(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 (c) (3)

(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 Village parks or other authorized private property.
- 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 Village property.
 3. Permits under this subsection shall only apply to the hunting of deer.
 4. Permits shall only be issued for hunting with a bow and arrow.
 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.

Section 2. Severability.

If any provision of this Ordinance is invalid or unconstitutional, or if the application of this Ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the above provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or its applications.

Section 3. Effective Date.

This Ordinance shall take effect upon passage and publication as provided by law.

Introduced: October 12, 2011

Approved & Adopted: October 19, 2011.

VILLAGE OF LITTLE CHUTE

By: _____
Michael R. Vanden Berg, Village President

Attest: _____
Vicki Schneider, Village Clerk

Published and/or Posted: _____