

**VILLAGE OF LITTLE CHUTE
ORDINANCE NO. 20, SERIES OF 2011**

AN ORDINANCE AMENDING SUBSECTION (b) (1) THROUGH (5) AND SUBSECTION (c) (2)(3), OF SECTION 30-23, OF THE VILLAGE OF LITTLE CHUTE MUNICIPAL CODE, SAFE USE AND TRANSPORTATION OF FIREARMS AND BOWS

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

Section 1. Adoption of Provisions.

Section 30-23 Subsection (b) (1) through (5); and Subsection (c) (2)(3) ; Safe use and transportation of firearms and bows of the Village of Little Chute Municipal Code is amended to read as follows:

Section 30-23 Safe use and transportation of firearms and bows.

- (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 a handgun, as defined in Section 175.60(1)(bm) Wis. Stats.,** 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 a handgun, as defined in Section 175.60(1)(bm) Wis. Stats.,** 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 a firearm, **other than a handgun, as defined in Section 175.60(1)(bm) Wis. Stats., in a vehicle** or discharge a firearm or shoot a bolt or an arrow from a bow or crossbow in or from a ~~motor~~ 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 from the center of a road **way**.
- ~~(5) A person who violates subsections (b)(1) through (4) of this section is subject to a forfeiture pursuant to section 1-12.~~
- (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 from or across a highway 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)** ~~through 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) Subsections (b)(2) and (3) of this section do not apply to the holder of a permit under Wis. Stats. ~~§§ 29.024, 29.193, or 29.194,~~ who is hunting from a standing automobile in accordance with that subsection.

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 and Adopted: October 19, 2011.

VILLAGE OF LITTLE CHUTE

By: _____
Michael R. Vanden Berg, Village President

Attest: _____
Vicki Schneider, Village Clerk

Published and/or Posted: _____