

**SECTION 5
OF THE TOWN OF SHEBOYGAN MUNICIPAL CODE
REGULATION OF FIREARMS
AND BOW AND ARROWS**

Section 1.

(1) Purpose

The purpose of this Ordinance is to protect and foster the health, safety and well being of persons in the Town of Sheboygan for the protection of property rights and to protect individuals from injury. The Town Board recognized that certain parts of the Town are becoming less rural in character and increasingly residential and developed, making the discharge of firearms and bow and arrows increasingly dangerous to persons and domestic animals in such areas. The Town Board has determined that the following restrictions concerning the discharge of such dangerous weapons is necessary to promote the health, safety and welfare of the Town and its inhabitants.

(2) Definitions

- (a) Firearm shall mean any firearm or air gun such as pistols, revolvers, shot guns, rifles, BB guns, crossbow, or such other devices.
- (b) Prohibited firearm discharge area shall mean any parcel of land consisting of not less than 15 acres or a combination of contiguous parcels under common ownership or control consisting of not less than 15 acres.

(3) Prohibition Against Discharge

- (a) No owner or other person shall carry any firearm in an unbroken or uncased condition, or discharge any firearm within the Town.
- (b) Exemption To Prohibition Against Firearm Discharge. Notwithstanding Section 5.10(3)(a) immediately above, an owner, a member of an owner's household, or a person authorized by an owner who obtains a discharge permit from the Town, may carry and discharge a firearm in a permitted firearm discharge area.
- (c) Restricted Area. Notwithstanding any provisions of this ordinance to the contrary, no owner or other person shall carry any firearm in an unbroken or uncased condition, or discharge any firearm in the area of the Town lying east of County Road LS (Lakeshore Road) and south of the Pigeon River.
- (d) Bow and Arrow Discharge. Bow and arrow discharge, other than by crossbow, is permitted with a Town discharge permit as provided in this Ordinance in all areas of the Town except that area located east of County Road LS (Lakeshore Road) and south of the Pigeon River.
- (e) No person shall discharge any firearm or bow and arrow in an otherwise allowed area within the Town without first obtaining a permit fro discharge under paragraph (4), below.

(4) Permit for Discharge

- (a) Any person discharging a firearm or bow and arrow within the Town must obtain a discharge permit from the Town prior to the discharge.
- (b) The person seeking a discharge permit shall provide his/her name, date of birth, address, telephone number and location of intended discharge to the Town.
- (c) Upon receipt of the information in subparagraph b above, the Town shall issue an orange-colored discharge permit to persons discharging firearms and a green-colored discharge permit to persons discharging bows and arrows. Permits shall expire March 31 each year.
- (d) Any person issued a discharge permit shall keep such permit on his/her person at all times when discharging a firearm or bow and arrow within the Town and shall provide the permit to any law enforcement officer, Town Constable or other Town Official upon request.

(5) Permit Exception

A property owner or member of the property owner's household shall not need a discharge permit to discharge a firearm or bow and arrow on the property owner's parcel of land.

(6) Farmers & Sportsmen's Conservation Club

The property owned and operated by the Farmers & Sportsmen's Conservation Club located at 2412 No. 44th Street in the Town of Sheboygan is exempt from the regulations of this ordinance.

(7) Penalty

The penalty for violation of this code section shall be \$50.00 plus costs for the first offense and \$200 plus costs for the second or more offense within one (1) year.

Section 3. Severability. Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder shall not be affected.

Section 4. Effective Date. This Ordinance shall take effect upon passage and publication required by law.

Enacted December 15, 2009
By Town Chairman Daniel Hein

Cathy Conrad, Town Clerk certifies the above ordinance was duly enacted by the Town Board on December 15, 2009 and has been published and posted as required.