

ORDINANCE NO. 2013-05

**AN ORDINANCE TO AMEND CHAPTER 9 OF THE PALMYRA MUNICIPAL CODE OF ORDINANCES,
Peace and Order**

PEACE AND ORDER

9.02 WEAPONS AND FIREARMS DISCHARGE ORDINANCE.

- (1) No person, except a sheriff, constable, police officer or their deputies, shall fire or discharge any firearm or other regulated weapon within the Village.
- (2) Exceptions.
 - (a) Discharging of firearms will be allowed by the Palmyra Fish and Game Club during their trap shooting and special events within the trap field parameters designated by the Amateur Trap Shooting Association.
 - (b) The Village Public Safety Director may grant a permit for such use for any lawful purpose, such as pest extermination, to any adult resident of the Village for not more than 30 days, provided further any person over the age of 16 years may discharge an air gun when under the supervision of an adult.
 - (c) Weapons/Firearms Discharge Overlay Zones. The Village Board finds that the Village, possessing both urban and rural characteristics, contains areas that differ greatly in the degree to which firearm discharge and other weapon use is appropriate from a standpoint of public safety, peace, and good order. Weapons/firearms discharge overlay districts are hereby established, and areas of the Village subject to such districts shall be shown on a Discharge Overlay Map hereby adopted and kept on file with the Village Clerk. The districts established by this chapter are in addition to any other state or local laws governing discharging weapons/firearms, hunting and trespassing. All new land approved for annexation into the Village will be reviewed by the Village Board and a district zone will be applied.
 1. District One – (D1) No discharge of any firearms or weapons that launches a projectile of any kind shall be allowed except for the purposes of security or defense as permitted by Wisconsin law.

2. District Two – (D2) Discharging weapons and firearms shall be allowed for hunting and other lawful purposes.
3. District Three – (D3) Discharging of weapons and firearms is prohibited; however, hunting and trapping shall be permitted according to Chapter 9.035.

(3) No person shall in the territory adjacent to the Village discharge any firearm or weapon in such manner that the discharge shall enter or fall within the Village.

(4) Definitions. For the purpose of this chapter, certain words and phrases shall be defined as follows:

- (a) FIREARM – A rifle or handgun of any caliber, a shotgun of any gauge, muzzleloader or any other WEAPON which expels a projectile by the explosive force of ignited gunpowder, compressed air, compressed gas or spring loaded of a type or speed that may cause BODILY HARM or worse.
- (b) WEAPON – Any device, by which a projectile may be launched of a type or at a speed that may cause BODILY HARM or worse, including, but not limited to, a bow, crossbow or slingshot.
- (c) BODILY HARM – Any bodily injury to include, without limitation, a laceration that requires stitches, staples, or a tissue adhesive; any fracture of a bone; a broken nose; a burn; a temporary loss of consciousness, sight or hearing; a concussion; or a loss or fracture of a tooth.

9.03 THROWING OR SHOOTING OF ARROWS, STONES AND OTHER MISSILES PROHIBITED.

No person shall throw a projectile, or launch an object from any weapon or firearm, at another person without their consent, or in such a reckless manner and/or with intent that such conduct would likely cause bodily harm and/or property damage to another person or their property.

9.035 HUNTING AND TRAPPING ON VILLAGE PARK LANDS. (Cr. #2011-06)

- (1) FIREARM DEFINED. Firearm is defined as any weapon that uses gun powder, including black powder or black powder substitute for muzzleloaders.

- (2) **AREA TO WHICH REGULATIONS APPLY.** The regulations found in this section are applicable to the Village property formerly known as the Hahn parcel, also known as 1121 North Blue Spring Lake Drive or Lot 2 of CSM # 5316-29-048 (Tax Key #171-0516-2724-01) only. This section does not authorize hunting or trapping in other Village parks.
- (3) **HUNTING AND TRAPPING REGULATIONS.** Hunting with a firearm is prohibited. A permit issued under §9.02(2)(b) of the Village Code authorizing the discharge of a firearm is not valid for such activity on this parcel. Bow-hunting and trapping is allowed on this parcel.
- (4) **COMPLIANCE.** All bow-hunting or trapping activities on this parcel must comply with regulations established by the Wisconsin Department of Natural Resources.
- (5) **PERMIT REQUIRED.** All individuals who wish to bow-hunt or trap under this section must obtain a permit from the Village Public Safety Director, or designee, during the month of August each year. The Village Board will select 4 permits by lottery at the first meeting in September yearly. The applicant shall provide the information required on the permit form. A permit fee is required and shall be in an amount set from time to time by resolution of the Village Board. Permits may be denied if the applicant has a history of violating DNR regulations or trespassing.
- (6) **LIMITED NUMBER OF PERMITS.** Due to the fact that this park provides hiking trails and a picnic overlook area, hunting and trapping permits shall be limited to 4 per year.

EFFECTIVE DATE

This ordinance shall take effect immediately upon passage and posting or publication as provided by law. This ordinance passed this 1st day of July, 2013

Dave Turner, Village President

ATTEST:

Laurie Mueller

Published: July 12, 2013