

## Chapter 30

### OFFENSES AND MISCELLANEOUS PROVISIONS\*

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\* **Cross References:** Traffic and motor vehicles, ch. 50.

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## ARTICLE I.

### IN GENERAL

#### **Sec. 30-1. Discharging and Carrying Firearms, Guns, and Concealed Weapons Prohibited.**

(1) No person, except a sheriff, constable, police officer or their deputies, shall fire or discharge any firearms, rifle, BB gun, spring or air gun of any description, bow and arrow or sling shot within the Village or have any firearm, rifle, BB gun, spring or air gun in his possession or under his control, unless it is unloaded and knocked down or unloaded and enclosed within a carrying case or other suitable container, provided this section shall not prevent the maintenance and use of duly supervised rifle or pistol ranges or shooting galleries authorized by the Village Board except as herein provided:

- (a) The firing or discharging of bows and arrows upon private premises with the owner's consent by persons over 16 years of age or under the direct supervision of a parent or guardian in a safe and careful manner.
- (b) Gun salutes, using blank cartridges, as a special function at a parade, program or funeral.
- (c) The firing of small bore rim-fire firearms, or bows and arrows, sling shots or BB guns are permitted in the basement of residences with the owner's permission.
- (d) Any person 18 years of age or older on property that they own, rent or lease after first applying for and receiving a permit from the Village Clerk may shoot in a safe and careful manner varmints, rodents or other small pests with ammunition commonly known as "CB caps" or Point 22 Birdshot.

(2) No person, except a sheriff, constable, or police offer or their deputies, shall carry any concealed weapons, firearm, or knife with a blade over 3 ½" long.

(3) This section shall prohibit hunting within the Village.

(Ord. No. 259, §1, 7-23-1982)

(4) *Penalties.* Any person over the age of 17 years violating the provisions of this ordinance shall be subject to a forfeiture of not less than \$10 nor more than \$200 plus costs per each offense. Failure to pay any forfeiture hereunder shall subject any violator over the age of 17 years to be sentenced to the County Jail until said forfeiture is paid but not to exceed ninety (90) days.

Any person between the ages of 14 and 17 shall be subject to a forfeiture of not less than \$10 nor more than \$25 plus costs per each offense or referred to the proper authorities as provided in Chapter 48, Wisconsin Statutes. Failure to pay any forfeiture hereunder shall subject the violator to the provisions of Section 48.17(2), Wisconsin Statutes.

Any person under age of 14 shall be referred to the proper authorities as provided in Chapter 48, Wisconsin Statues.

(Ord. No. 259, §2, 7-23-1982)

**Sec. 30-2. State Offenses.**

- (1) Except as otherwise specifically provided in this code, the current and future statutory provisions in Chapters 939 through 948, Sections 48.983, 86.192, 134.66 and 161.571 through 161.577 Wisconsin Statutes, describing and defining regulations against the peace and good order of the state. Exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a term of imprisonment, are adopted and by reference made a part of this code as if fully set forth herein. Any act required to be performed or prohibited by any current or future statute incorporated herein by reference is required or prohibited by this code. Any future amendment, revisions or modifications of the current or future statute incorporated herein are intended to be part of this code in order to secure uniform statewide regulations of peace and good order of the state.
- (2) In addition to the rules established by the Wisconsin Statutes and incorporated by reference in Ordinance 7-98 the following rules shall apply and in case of any conflict between the statute and these provisions, the stricter rule shall apply.  
(Ord. No. 05-2011, § 1, 10-13-2011)

**Secs. 30-3--30-30. Reserved.**

**ARTICLE II.**

**DELINQUENCY PREVENTION**

**Sec. 30-31. Loitering of minors.**

No person under the age of 17 years shall congregate, loiter, wander, stroll, stand or play in or upon the public streets, sidewalks, highways, roads, alleys, parks or vacant lots within the village, either on foot or in or upon any conveyance being driven or parked thereon, between 11:00 p.m. and 6:00 a.m. of the following day, unless accompanied by his parent, spouse, guardian or other adult person having his care, custody or control. The prohibition of this section shall not apply to any person under 17 years of age who is going to or returning from any legitimate business or activity of any kind which has been specifically approved in advance by his parent, guardian or other adult person having legal care or custody.  
(Ord. No. 02-03, § 1, 1-9-2003)

**Sec. 30-32. Responsibility of parents.**

No parent, spouse, guardian or other adult person having the care and custody of a person under the age of 17 years shall suffer or permit or by inefficient control allow such person to congregate, loiter, wander, stroll, stand or play in or upon the public streets, sidewalks, highways, roads, alleys, parks or vacant lots within the village, either on foot or in or upon any conveyance being driven or parked thereon, between 11:00 p.m. and 6:00 a.m. of the following day, unless accompanied by his parent, spouse, guardian or other adult person having his care, custody or control; provided that any parent, spouse, guardian or other adult person specified in this section who shall have made a missing person notification to the law enforcement authorities shall not be considered to have suffered or permitted any person to be in violation of this section.  
(Ord. No. 02-03, § 2, 1-9-2003)

**Sec. 30-33. Responsibility of operators of places of amusement.**

No person operating a place of amusement or entertainment within the village, or any agent, servant or employee of any such person, shall permit any person under the age of 17 years to enter or loiter in such places of amusement or entertainment between 11:00 p.m. and 6:00 a.m. of the following day, unless such person is accompanied by his parent, spouse, guardian or other adult person having his care, custody or control.  
(Ord. No. 02-03, § 3, 1-9-2003)

**Sec. 30-34. Responsibility of hotels, motels and roominghouses.**

No person operating a hotel, motel, lodginghouse or roominghouse within the village, or any agent, servant or employee of any such person, shall permit any person under the age of 17 years to enter or loiter in any portion of such hotel, motel, lodginghouse or roominghouse between 11:00 p.m. and 6:00 a.m. of the following day unless such person is accompanied by his parent, spouse, guardian or other adult person having his care, custody or control.  
(Ord. No. 02-03, § 4, 1-9-2003)

**Sec. 30-35. Penalties.**

(a) Any person over the age of 16 years violating the provisions of this article shall be subject to a forfeiture of not less than \$10.00 nor more than \$200.00 plus costs per each offense. Failure to pay any forfeiture under this section shall subject any violator over the age of 16 years to be sentenced to the county jail until the forfeiture is paid but not to exceed 90 days.

(b) Any person between the ages of 14 and 16 shall be subject to a forfeiture of not less than \$10.00 nor more than \$25.00 plus costs per each offense or referred to the proper authorities as provided in ch. 48, Wis. Stats. Failure to pay any forfeiture under this section shall subject the violator to the provisions of s. 48.17(2), Wis. Stats.

(c) Any person under the age of 14 years shall be referred to the proper authorities as approved in ch. 48, Wis. Stats.  
(Ord. No. 02-03, § 5, 1-9-2003)