

Town of West Bend
Washington County, Wisconsin
Amendment to Repeal and Recreate Part of Chapter 9 of the Municipal Code
relating to Use of Fire Arms.

Ordinance # 2013- 02

WHEREAS, Section 66.0409(3) (b) of the Wisconsin Statutes permits towns that have been authorized to exercise Village Powers under Section 60.22(3) of the Wisconsin Statutes to enact ordinances restricting the discharge of firearms; and,

WHEREAS, Section 29.038 (3) of the Wisconsin Statutes permits a local government unit to enact an ordinance, adopt a regulation, resolution or other restriction that has incidental effect on hunting, fishing or trapping, but only if the primary purpose is to further public safety; and

WHEREAS, the Town of West Bend is authorized to enact ordinances in order to protect the public health, safety and welfare by Sections 60.22 (1), 60.22 (3), 61.32 and 61.34 of the Wisconsin Statutes; and

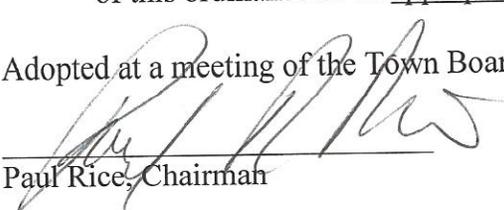
WHEREAS, the Town of West Bend has determined that it is reasonable and necessary to prohibit the use of rifles within the Town in order to protect the public health and safety;

NOW THEREFORE, Town Board of the Town of West Bend, Washington County, Wisconsin, does ordain as follows:

Municipal Code Section 9.02 (3) USE OF FIREARMS REGULATED.

- (a) It shall be unlawful for any person to discharge a rimfire rifle or any center fire rifle anywhere within the boundaries of the Town..
- (b) Unless otherwise indicated, the prohibition of this Section shall not apply to:
 - (aa) Any peace officer(s) in the lawful performance of their duties
 - (bb) Any member of the U.S. armed force or the National Guard in the lawful performance of their duties
- (c) This ordinance shall be effective on the day after its enactment and publication of this ordinance or an appropriate notice thereof as provided by law.

Adopted at a meeting of the Town Board this 13th day of November, 2013



Paul Rice, Chairman

ATTEST: 

Rebecca Schuster, Clerk

Posted: November 14, 2013 in all 3 posting places.