

**6-14**

**AN ORDINANCE AMENDING SECTION 10-2 OF CHAPTER 10 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO DISCHARGE OF DANGEROUS WEAPONS.**

(Safety and Licensing Committee – 2-19-14)

The Common Council of the City of Appleton does ordain as follows:

**Section 1:** That Section 10-2 of Chapter 10 of the Municipal Code of the City of Appleton, relating to discharge of dangerous weapons, is hereby amended to read as follows:

**Sec. 10-2. Discharge of dangerous weapons.**

(a) It is unlawful for any person, except a sheriff, constable, police officer or their deputies, to fire or discharge any firearm, rifle, spring or air gun of any description or tipped arrow within the City.

(b) ***Exceptions.*** Subsection A shall not apply to any of the following:

- (1) The maintenance and use of duly supervised rifle or pistol ranges or shooting galleries or archery ranges approved by the Chief of Police.
- (2) Hunting with a bow and arrow or crossbow.
  - a. Hunting is not permitted within the city of Appleton except with a bow and arrow or crossbow. Hunting does not include target practice.
  - b. It shall be unlawful for a person to hunt with a bow and arrow or crossbow within a distance of one hundred (100) yards from any permanent structure used for human occupancy on another person's land. This restriction shall not apply if the person who owns the land on which the building is located allows the hunter to hunt with a bow and arrow or crossbow within the specified distance of the building.
  - c. When hunting with a bow and arrow or crossbow, a person shall shoot or discharge the arrow or bolt from the respective weapon toward the ground.

- d. When hunting with a bow and arrow or crossbow, no person shall shoot or discharge the arrow or bolt from the respective weapon in a manner that may endanger the life, limb or property of another or will traverse any part of any street, alley, trail, public grounds or parks.
- e. It shall be unlawful for a person to hunt on any portion of land owned or leased by the City of Appleton.
- f. When hunting with a bow and arrow or crossbow, a person shall follow all Wisconsin state statute and DNR regulations pertaining to bow hunting.

(c) **Penalties.** Any person that violates any of the provisions of this section may be subject to a forfeiture of no more than five hundred dollars (\$500) for the first offense and no more than one thousand dollars (\$1,000) for the second and subsequent offenses. Each day that a violation occurs shall be considered a separate offense.

**Section 2:** This ordinance shall be in full force and effect from and after its passage and publication.

**7-14**

**AN ORDINANCE CREATING SECTION 10-49 OF CHAPTER 10 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO ADOPTION OF STATE LAW REGARDING POSSESSION OF A FIREARM IN A SCHOOL ZONE.**

(Safety and Licensing Committee – 2-19-14)

The Common Council of the City of Appleton does ordain as follows:

**Section 1:** That Section 10-49 of Chapter 10 of the Municipal Code of the City of Appleton, relating to adoption of state law regarding possession of a firearm in a school zone, is hereby created to read as follows:

**Sec. 10-49. Adoption of state law regarding possession of a firearm in a school zone.**

W.S.A. §948.605 regarding possession of a firearm in a school zone, exclusive of the penalty, is hereby adopted by reference and made an offense punishable as a violation of this code.

**Section 2:** This ordinance shall be in full force and effect from and after its passage and publication.

**8-14**

**AN ORDINANCE AMENDING SECTION 12-58 OF CHAPTER 12 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO WEED COMMISSIONER; DESTRUCTION OF WEEDS BY CITY.**

(Municipal Services Committee – 2-19-14)

The Common Council of the City of Appleton does ordain as follows:

**Section 1:** That Section 12-58 of Chapter 12 of the Municipal Code of the City of Appleton, relating to weed commissioner; destruction of weeds by City, is hereby amended to read as follows:

**Sec. 12-58. Weed Commissioner; destruction of weeds by City.**

(a) The Weed Commissioner, who shall be the Inspections Supervisor, shall have the powers and duties enumerated in this article and in W.S.A. §66.0407, except that he shall receive no compensation for his services other than his regular salary.

(b) An administrative fee shall be charged for the inspection of non-compliant properties. All fees shall be on file with the Department of Public Works.

(c) The Weed Commissioner shall destroy or cause to be destroyed noxious weeds, and is further empowered to enter upon public and private lands and to cut or remove the accumulation or growth of weeds, grass, brush or other rank or offensive vegetation which has grown to a height greater than the following heights:

- (1) On developed lots, regardless of location in the city, eight (8) inches;
- (2) On undeveloped lots, regardless of location in the city, twelve (12) inches.

(d) Developed lot shall be defined as one with a finished building or building under construction.

(e) The administrative fee for multiple adjacent properties or a new subdivision by phase per event shall be no more than five (5) times the fee for a single lot.

(f) Property in the city, but not yet served by City sewer and water or permitted utilities, shall be exempt from the provisions of this section, except for noxious weeds.

(g) Noxious weeds shall be eliminated under this notice and charge provisions of W.S.A. §66.0517. All other weed elimination or vegetation control shall be charged as a special charge for current services rendered under W.S.A. §66.0627, with or without notice to the property owner.

**Section 2:** This ordinance shall be in full force and effect from and after its passage and publication.