

STATE OF WISCONSIN  
TOWN OF WASHINGTON, VILAS COUNTY  
CODE OF ORDINANCES

**CHAPTER 11: ORDINANCE TO PROHIBIT HUNTING WITH FIREARMS AND/OR BOWS AND ARROWS OR DISCHARGING FIREARMS AND/OR BOWS AND ARROWS ON CERTAIN REAL ESTATE OWNED BY THE TOWN OF WASHINGTON AS AMENDED JULY 10, 2023**

**11.01 Title and Purpose**

This ordinance is entitled the Town of Washington Ordinance to Prohibit Hunting with Firearms and/or Bows and Arrows on Certain Real Estate Owned by the Town of Washington. The purpose of this ordinance is to protect residents of the Town of Washington from dangers associated with the discharge of firearms and/or bows and arrows while hunting in certain areas of the Town in the interest of public safety, health, and welfare.

**11.02 Authority**

Section 29.038(2)(b) of the Wisconsin Statutes specifies a local governmental unit may enact an ordinance or adopt any regulation, resolution or other restriction that restricts or prohibits access for hunting, fishing, or trapping in any portion of land that it owns or leases.

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

Section 66.0409(3)(b) of the Wisconsin Statutes permits towns that have been authorized to exercise village powers to enact an ordinance that restricts the discharge of firearms.

**11.03 Town of Washington Real Estate with Significant Human Activity**

1. Certain real estate parcels owned by the Town of Washington have significant human activity.
2. Certain real estate parcels owned by the Town of Washington with significant human activity include:
  - A. Parcel/Computer Number: 26-526  
Section/Town/Range: 24/40/10E

Legal Description: PRT SE NE S & E RD. Any and all interest in Scattering Rice Road. Also that portion of the SE 1/4 of the NE 1/4 lying South and East of Scattering Rice Road located in Section 24, Township 40 North, Range 10 East, Town of Washington, Vilas County, Wisconsin.

Commonly known as the Gravel Pit/Brush Site

B. Parcel/Computer Number: 26-2453

Section/Town/Range: 19/40/11E

Legal Description: PRT SW NW LEASE 535001,535997 EXC 545154. The leased space shall consist of 10,000 (100'X100') square feet of ground space along with easement rights for access to the Leased Space by vehicle or foot from the nearest public way and for the installation of utility wires, poles, cables, conduits and pipes on the Premises in the approximate locations as depicted below:

An interest in land, said interest being over a portion of the following described parent parcel:

The following described piece, parcel and tract of land, in the County of Vilas and State of Wisconsin, to-wit:

S1/2NW NW, SW NW in Section 19-40-11.

Less and Except that portion of property conveyed to James B. Flannery from Town of Washington, a political subdivision by Warrant Deed and recorded October 25, 1989 in Deed Book 550, Page 409.

And being a portion of the same property conveyed to Town of Washington from County of Vilas, in the State of Wisconsin by Quit Claim Deed dated November 09, 1956 and recorded November 09, 1956 in Deed Book 99, Page 572.

Commonly known as the Transfer Station

C. Parcel/Computer Number: 26-2451

Section/Town/Range: 19/40/11E

Legal Description: S 1/2 NW NW EXC 550-409 LEASE 535997

The leased space shall consist of 10,000 (100'X100') square feet of ground space along with easement rights for access to the

Leased Space by vehicle or foot from the nearest public way and for the installation of utility wires, poles, cables, conduits and pipes on the Premises in the approximate locations as depicted below:

An interest in land, said interest being over a portion of the following described parent parcel:

The following described piece, parcel and tract of land, in the County of Vilas and State of Wisconsin, to-wit:

S1/2NW NW, SW NW in Section 19-40-11.

Less and Except that portion of property conveyed to James B. Flannery From Town of Washington, a political subdivision by Warrant Deed and recorded October 25, 1989 in Deed Book 550, Page 409.

And being a portion of the same property conveyed to Town of Washington from County of Vilas, in the State of Wisconsin by Quit Claim Deed dated November 09, 1956 and recorded November 09, 1956 in Deed Book 99, Page 572.

Commonly known as the Sledding Hill

3. The discharge of firearms and/or bows and arrows while hunting in areas of significant human activity may endanger life, limb, or property.

#### **11.04 Definitions**

For the purpose of this ordinance:

1. Firearms refers to a rifle of any caliber, shotgun of any gauge, handgun, pistol, revolver, BB guns and pellet guns
2. Bow and arrow refers to a compound bow, traditional bow (reserves, longbow), or crossbow that is designed or used for purposes of shooting any carbon, wood, or aluminum arrow(s)
3. Hunting includes shooting, shooting at, pursuing, taking, capturing, or killing or attempting to capture or kill any wild animal

#### **11.05 Prohibition of Hunting or Discharging of Firearms and/or Bows and Arrows on Town Real Estate with Significant Human Activity**

Hunting with firearms and/or bows and arrows is prohibited on certain real estate owned by the Town of Washington as described herein having

significant human activity; namely, the transfer station, the sledding hill, and the gravel pit/brush site parcels as previously described.

The discharge of firearms and/or bows and arrows is prohibited on certain real estate owned by the Town of Washington as described herein having significant human activity; namely, the transfer station, the sledding hill, and the gravel pit/brush site parcels as previously described.

**11.06 Penalty**

Any person who shall violate, neglect, or refuse to comply with any provision of this ordinance shall, upon conviction thereof, forfeit or pay a fine in the amount of \$300.00, together with court costs and the costs of prosecution thereof.

**11.07 Severability**

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

**11.08 Adoption of Ordinance**

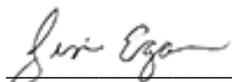
This ordinance, adopted by a majority of the town board with a quorum present and voting and proper notice having been given, formally adopts the Town of Washington Ordinance to Prohibit Hunting with Firearms and/or Bows and Arrows on Certain Real Estate Owned by the Town of Washington.

This ordinance repeals and replaces all ordinances pertaining to hunting on certain town lands previously adopted by the Town of Washington.

**11.09 Effective Date**

This ordinance is effective upon adoption and publication or posting. The town clerk shall properly post or publish this ordinance as required under §60.80, Wis. Stats.

Adopted this 10th day of July, 2023



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Jim Egan, Town Chairman

Attest:

*Nancy Sobralski*

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Nancy Sobralski, Clerk

Effective Date:

Publication Date:

## Town of Washington Ordinance Amendment Record

### CHAPTER 11: ORDINANCE TO PROHIBIT HUNTING WITH FIREARMS AND/OR BOWS AND ARROWS ON CERTAIN REAL ESTATE OWNED BY THE TOWN OF WASHINGTON

Date	Article	Section	Amendment Summary
11/2/2022			Bows and arrows were added to this ordinance thereby prohibiting hunting with firearms and/or bows and arrows on certain town lands. Legal descriptions of certain Real Estate owned by the Town of Washington were added.
7/10/2023	Title		Added the discharge of firearms and/or bows and arrows to the ordinance title.
7/10/2023	11.05		The discharge of firearms and/or bows and arrows was added to this ordinance section thereby prohibiting the discharge of firearms and/or bows and arrows on certain town lands.