

ORDINANCE O-14-11

AN ORDINANCE RELATING TO REGULATION OF FIREARMS AND EXPLOSIVES

The Common Council of the City of Menasha does hereby ordain as follows:

SECTION 1: Amend Title 11, Chapter 2, SEC.11-2-1 of the Code of Ordinances of the City of Menasha, Wisconsin as follows:

CHAPTER 2

Offenses Against Public Safety and Peace

SEC. 11-2-1 REGULATION OF FIREARMS AND EXPLOSIVES.

- (a) **DISCHARGE AND POSSESSION OF FIREARMS REGULATED.** No person, except a police officer or other law enforcement officer in the performance of an official duty, shall fire or discharge any firearm, rifle, spring gun, air gun or pneumatic pellet gun of any description, or bow and arrow, within the City. This Section does not apply and may not be enforced if the person's conduct is justified or, had it been subject to a criminal penalty would have been subject to a defense described in §939.45, Wis. Stats., or have any firearm, rifle, spring gun, air gun or pneumatic pellet gun or bow and arrow, in his possession or under his control unless it is unloaded and enclosed or encased within a carrying case or other suitable container pursuant to State law.
- (b) **SHOOTING INTO CITY LIMITS.** No person shall in the territory adjacent to the City discharge any firearm in such manner that the discharge shall enter or fall within the City.
- (c) **SHOOTING RANGES.** This section shall not prevent the maintenance and use of duly supervised rifle or pistol ranges or shooting galleries approved by the Common Council, after an advisory recommendation from the Chief of Police, where proper safety precautions are taken.
- (d) **EXPLOSIVE DEVICES.** No person shall discharge or detonate any dynamite, nitroglycerin or other explosive within the City without first obtaining a permit to do so from the Chief of Police.
- (e) **SHOOTING PROHIBITED.** Shooting is banned on the Fox River within the corporate limits of the City of Menasha.
- (f) **DEFINITIONS.** For purposes of this Section, a firearm is defined as any instrumentality from or with which a shot, bullet or pellet may be discharged or expelled, regardless of whether the propelling force is provided by air, spring or other similar mechanical device, or gun powder.

SECTION 2: This amending Ordinance shall take effect on November 1, 2011.

Passed and approved this _____ day of _____, 2011.

Donald Merkes, Mayor

ATTEST:

Deborah A. Galeazzi, City Clerk