

TOWN OF WESTON, MARATHON COUNTY, WISCONSIN
AN ORDINANCE AMENDING CHAPTER 10 ARTICLE III HUNTING
OF THE MUNICIPAL CODE

The Town Board of the Town of Weston, Marathon County, Wisconsin, do ordain as follows:

CHAPTER 10 ARTICLE III. Hunting

SECTION 1: Chapter 10 Sections 10.116, 10.117 and 10.118 of the Town of Weston Municipal Code is amended to provide as follows:

ARTICLE III. HUNTING

Sec. 10.116. Definitions.

(a) *Hunt or hunting* includes shooting, shooting at, pursuing, taking, capturing or killing or attempting to capture or kill any wild animal, bird or waterfowl.

(b) *Zones* are defined as:

- (1) *Archery only zones* include bows, and cross bows (as permitted by the Wisconsin Department of Natural Resources).
- (2) *Non-restricted* includes: shotguns of all types; bows and cross bows (as permitted by the Wisconsin Department of Natural Resources); non-cartridge black powder (or substitute) firing rifles, shotguns or pistols; cartridge firing rifles, shotguns or pistols.

Sec. 10.117. Permitted activity zones.

(a) *Map*. All "zones" shall be as depicted on the official "Town of Weston Designated Hunting Zones" created December 2014 or its successor. Hunting methods must conform to the restrictions upon that map.

(b) *Conformity*. All hunting shall be in conformity with Wisconsin State Statute Chapter 29 "Wild Animals and Plants" and regulations as established by the Wisconsin Natural Resources Code NR 10, and United States Fish and Wildlife Agency.

All hunting shall be in conformity with the uses permitted according to and Chapter 46 (Offenses and Miscellaneous Provisions) of the Municipal Code of the Town of Weston.

(c) *Bow and crossbow hunting – Restrictions*. Bow and crossbow hunting are permitted throughout the town, but not on any municipality owned or leased land, and not within 100 yards of any permanent building or structure used for human occupancy on another person's land. This distance restriction does not apply if the person who owns the land on which the building or structure is located allows the hunter to hunt within 100 yards of the building or structure. All bows and crossbows shall be discharged toward the ground in the Archery only zones.

(d) *Special hunting permits*. In *Archery only* zones, special permits for unrestricted small game, waterfowl, and large game hunting may be granted upon application to the Town Board through the Chief of Police. Such permits shall be valid from July 1 to June 30 of each year and shall cover the Wisconsin small game season, waterfowl season, and big game hunting season including "special" seasons.

Archery only zoned *Special Hunting Permits* may be subject to such safeguards imposed by the Chief of Police for the safety of the lives and property of other persons within the town. These safeguards may include weapon restrictions (e.g. Shotgun only limited to bird shot).

- (1) Applications for *Special Hunting Permits* shall be submitted to the Chief of Police for review and consideration.

The application will be reviewed by the Chief of Police to assess the location of the area to be hunted, the terrain, vegetation density, its proximity to: residences, businesses, schools, commercial structures, public parks, major roadways, and the probability of stray shots striking persons or structures.

The Town Board of the Town of Weston shall have the final authority to grant or deny such permits.

An applicant may appeal the denial of a special hunting permit to the Town of Weston, Town Board.

- (2) Applicants must own, lease or have written permission from the owner of a parcel of land located in one of the *Archery only zones* as delineated on the official Town of Weston Hunting Map created December 2014 or its successor.
- (3) That parcel of land must be zoned AG (Agriculture) greater than or equal to a nominal twenty (20) acres, RR-10 (Rural Residential, 10 acres) greater than or equal to a nominal ten (10) acres, RR (Rural Residential) greater than or equal to two and three quarters (2.75) acres but less than twenty (20) acres, WPD (Wetland Protective District) no minimal size or mapped as Shoreland-Wetland greater than or equal to five (5) acres. Changes in zoning which remove the permitted parcel from any of the above listed zones shall render the permit null and void.

Sec. 10.118. Enforcement and penalties.

(a) *Enforcement.* Enforcement of the provisions of this section shall fall under the jurisdiction of the Everest Metropolitan Police Department.

(b) *Penalties.* Any person violating this section shall, upon conviction, forfeit not less than thirty dollars (\$30.00), or not more than five hundred dollars (\$500.00).

SECTION II: All ordinances or parts of ordinances conflicting with any of the provisions of this ordinance are hereby repealed.

SECTION III: This ordinance shall be in full force and effect after its passage and publication as provided by law.

TOWN OF WESTON BOARD

By:

Walter John Chilsen, Acting Chairman

ATTEST:

Joan Erdman, Clerk/Treasurer

APPROVED: January 20, 2015

ADOPTED: January 20, 2015

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