

**ORDINANCE No. 2014-11**

**AN ORDINANCE REGULATING FIREARMS,  
PAINTBALL DEVICES, EXPLOSIVES AND  
OTHER MISSILES; HUNTING LIMITATIONS**

The Village Board of the Village of Bristol, Kenosha County, Wisconsin, do ordain as follows:

**SECTION I. ADOPTION OF PROVISIONS.**

Section 11-2-1 of the Village of Bristol Code of Ordinances is repealed and recreated to read as follows:

**Sec. 11-2-1 Regulation of Firearms, Paintball  
Devices, Explosives and Other  
Missiles; Hunting Limitations.**

**(a) Discharge of Firearms Regulated.**

- (1) **Statutes Adopted.** Statutory provisions describing and defining regulations with respect to firearms hunting, but excluding any provisions therein relating to penalty to be imposed for the violation of said statutes, which said penalty provisions are expressly excluded from this Section, are hereby adopted and by reference as if set forth verbatim herein.
- (2) **Single Projectile.** No person shall fire or discharge any rifle, pistol or shotgun loaded with a single slug or single ball projectile in the Village of Bristol within seven hundred (700) yards of any building or residence without the express permission of the property owners, or on legally posted land forbidding hunting or trespassing.
- (3) **Multiple Projectiles.** No person shall fire or discharge any shotgun loaded with scatter shot or fine shot loads nor shall any person discharge or fire any BB gun or air rifle within one hundred fifty (150) yards of any building or residence in the Village of Bristol without the express permission of the property owners, or on legally posted land forbidding hunting or trespassing.

- (4) **Exceptions.** The following shall not constitute a violation of Subsection (a)(1) above:
- a. Nothing in this Section shall prevent the use of firearms on a target range in compliance with pertinent zoning and Village regulations where precautions have been taken so as not to endanger lives or properties.
  - b. A person working for a firm or under a plan authorized by the Village Board to harvest wildlife pursuant to a Wisconsin Department of Natural Resources- approved Wildlife Management Program, or engaged in permissible hunting under this Section.
  - c. The discharge of a firearm by a law enforcement officer or military personnel acting within the line of duty, including but not limited to active operations, training exercises and ceremonies.
  - d. The discharge of a firearm in defense of human life or the residence or place of business of the person discharging the firearm.
  - e. The discharge of a firearm at an event, for which the party organizing or promoting such event has obtained a special permit issued by the Village Board.
- (b) **Bow Hunting Authorized.** Hunting with a bow and arrow or crossbow is permitted at the times and in the manner prescribed by the Wisconsin Department of Natural Resources in the Village of Bristol subject to the following limitations:
- (1) **Residence Proximity Limitation.** A person may not hunt with a bow and arrow or crossbow within one hundred (100) yards from a building used for human occupancy located on another person's property, unless the owner of the property on which such building is located has authorized the hunter to hunt with a bow and arrow or crossbow within one hundred (100) yards from the building.
  - (2) **Discharge Towards the Ground.** Hunting with a bow and arrow or crossbow shall only be permitted from a tree stand or elevated platform, and arrow or bolts shall be discharged toward the ground.
  - (3) **Bow Hunting on Public Property.** Bow hunting shall not be permitted on municipal, school, and public properties except where specifically authorized by the public body in control of such property. Village-owned public properties where hunting with a bow and arrow or crossbow is allowed shall be designated by ordinance; in such instances, the Village of Bristol assumes no liability..
- (c) **Explosive Devices.** No person shall discharge or detonate any dynamite, nitroglycerin or other explosive within the Village of Bristol without first obtaining a permit to do so from the Village Board.
- (d) **Throwing, Discharging, Projecting and Shooting Prohibited.**
- (1) **Prohibition.** Except as provided in Subsection (b) above, it shall be unlawful for any person to discharge or cause the discharge of any dangerous missile from any slingshot or other means within one

hundred (100) yards of any inhabited dwelling or building or any public park, square or enclosure.

(2) **Exceptions.** This Subsection shall not apply:

- a. To the shooting or discharging of toy arrows or arrows which have a tip made of rubber or similar material.
- b. To a supervised archery range approved by the Village Board.
- c. Within the interior of a single family dwelling.
- d. To private archery practice provided such targets are placed in front of a building or an open agricultural field in such a manner as to prevent stray arrows from crossing or entering adjacent properties, provided that such person first has been granted permission by the Village Board, in writing, to construct and maintain an approved archery range if in the opinion of the Village Board, the construction of such range will in no way endanger the public health and safety. The Village assumes no liability by virtue of such approval.

(e) **Paintball Discharge Limited.** No person shall on any private property without the express permission of its owner or on any public property (including but not limited to public streets, sidewalks, parks, playgrounds, schools, open spaces, recreation facilities or any other public facility and/or grounds) discharge or cause to set off a paintball gun, except as provided as follows:

- (1) **Business Exclusion.** This Subsection specifically excludes any business engaged in the operation of paintball games operating within the appropriate zoning district in which the discharge of paintball guns is carried out in an approved controlled environment.
- (2) **Exclusion on Private Property.** This Subsection specifically excludes the operation of a paintball gun on private property contingent upon the use of such paintball device being limited to a target which is protected by an appropriate barrier from other private property and prevents damage to same. Under no circumstance shall paintball guns be permitted to be aimed at other non-participating human beings and/or animals; this exclusion applies only to an appropriate target on private property.

(f) **Definitions.** For purposes of this Section:

- (1) **Building.** A permanent structure used for human occupancy and includes a manufactured home, as defined in Section 101.91(2), Wis. Stats.
- (2) **Firearm.** 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.

- (3) **Paintball Device.** Any paintball gun/device which is designed or intended to expel a projectile containing paint, ink, or similar material which can cause injury to people or property.

*State Law Reference:* Sections 29.038 and 101.91(2), Wis. Stats.

## **SECTION II. SEVERABILITY.**

If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

## **SECTION III. EFFECTIVE DATE.**

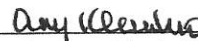
This Ordinance shall take effect upon passage and publication as provided by law.

ADOPTED this 28<sup>th</sup> day of April, 2014.

VILLAGE OF BRISTOL, WISCONSIN



Village President



Village Clerk-Treasurer

INTRODUCED: 4/28/14

ADOPTED: 4/28/14

PUBLISHED: 5/7/14

State of Wisconsin:  
County of Kenosha:

I hereby certify that the foregoing ordinance is a true, correct, and complete copy of an ordinance duly and regularly enacted by the Village Board of the Village of Bristol on the 28<sup>th</sup> day of April, 2014 and that said ordinance has not been repealed or amended and is now in full force and effect.

Dated this 28<sup>th</sup> day of April, 2014

Amy Kleen  
Village Clerk-Treasurer