



211 Walnut Street
Neenah, WI 54956

AN ORDINANCE: By Public Services and Safety
Committee
Re: Amending Code §§ 3-17 & 11-85 relating to
Trapping and Bow Hunting Regulations

ORDINANCE NO. 2015-16
Introduced: December 16, 2015
Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Section 3-17(a) & (b) of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows:

(a) *Prohibited.* In the interest of public health and safety, it shall be unlawful for any person, in or on land ~~within-owned or leased by~~ the city to set, place or tend any trap for the purpose of trapping, killing, catching, wounding, worrying or molesting any animal, except by City officials or their designees in the performance of their official duties. In all other areas of the City, trapping is permitted only with the permission of the land owner and by use of live ~~box-type~~ traps only. Live ~~box-type~~ traps shall be defined as those traps which capture and hold an animal in an alive and unharmed condition.

(b) *Specific traps prohibited.* Because of the potential danger to human health in that certain traps may inadvertently injure or harm persons unaware of the location of traps, This ~~this~~ section shall prohibit the use of all traps other than live traps as described in subsection (a) above, including, but not limited to, traps commonly known as leg traps, pan-type traps and other traps designed to kill, wound or close upon a portion of the body of an animal.

Section 2. Section 11-85(b) of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows:

- (b) This section shall not apply to the following exceptions:
- (1) The maintenance and use of a duly supervised archery range that complies with all other ordinances.
 - (2) Bow and arrow hunting (including with a crossbow) and Bowfishing in accordance with Wisconsin Department of Natural Resources regulations, ~~but only in the following locations within the corporate limits of the City of Neenah, and~~ subject to the following conditions:
 - a. Bow and arrow hunting (including with a crossbow) is strictly prohibited on City owned or leased land (for example, City parks), except for bowfishing from City owned shoreline at Island Park and upstream on the Neenah Slough from Jewelers Park Drive. On the Fox River and Little Lake Butte des Morts downstream from the Neenah Dam.
 - b. Bow and arrow hunting is prohibited within 100 yards of buildings on another person's land unless the person who owns the land on which the building is located allows bow and arrow hunting within 100 yards of the building. This restriction shall not apply to bowfishing at Island Park, provided that arrows are only shot at the water and from within five (5) feet of the water's edge.
 - ~~b. On the Neenah Slough, downstream from Main Street.~~
 - ~~c. From public shoreline, only at Island Park and upstream on the Neenah Slough from Jewelers Park Drive.~~
 - ~~d. From private shoreline, downstream from the Neenah Dam adjacent to the Fox River and Little Lake Butte des Mort and adjacent to the Neenah Slough downstream from Main Street and upstream from Jewelers Park Drive with the permission of the property owner.~~
 - ~~ec.~~ Deposit of fish or animal carcasses in public garbage receptacles is strictly prohibited.
 - ~~f.d~~ Bow hunters and Bowfishers ~~bowfishers~~ under age ~~16-14~~ shall be accompanied by an adult while bow hunting or bowfishing.
 - e. Any person who hunts with a bow and arrow or crossbow shall discharge the arrow or bolt from the respective weapon toward the ground.
 - ~~g. Bowfishers shall be prohibited from using a cross bow to bowfish within the City limits.~~

Section 3. Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that

this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 4. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

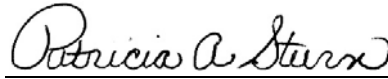
Moved by: Ald. Bates/Hillstrom
Adopted: January 6, 2016
Approved: 8-0 January 6, 2016
Published: January 11, 2016

Approved:



Dean R. Kaufert, Mayor

Attest:



Patricia A. Sturn, City Clerk

THIS INSTRUMENT WAS DRAFTED BY:
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State Bar No. 1005210