

**TOWN OF MANITOWOC RAPIDS
MANITOWOC COUNTY, WISCONSIN**

ORDINANCE NO. 2016 – 5

**AN ORDINANCE TO REPEAL SECTION 9.01 AND
TO REPEAL AND RECREATE SECTION 9.02
OF THE CODE OF ORDINANCES**

The Town Board of the Town of Manitowoc Rapids pursuant to Section 60.22, Wis. Stat., and its village powers pursuant to Section 60.10 (2)(c), Wis. Stat., do ordain as follows:

Section 1. Section 9.01 FIREARMS GENERALLY of the Code of Ordinances is repealed.

Section 2. Section 9.02 REGULATION OF HANDGUNS of the Code of Ordinances is repealed and recreated as follows:

9.02 REGULATION OF HANDGUNS

(1) **Purpose.** It is the purpose of this ordinance to restrict and regulate the presence of handguns within the Town of Manitowoc Rapids, Manitowoc County, WI in the interest of public safety in strict conformity with the Wisconsin Statutes and the statewide regulation of handguns, exclusive of the provisions relating to penalties to be imposed.

(2) **Definition of Handgun.** “Handgun” means any weapon designed or redesigned, or made or remade, and intended to be fired while held in one hand and to use the energy of an explosive to expel a projectile through a smooth or rifled bore. “Handgun” does not include a machine gun, a short-barreled rifle, or a short-barreled shotgun as defined in Wisconsin Statutes. See Section 175.60 (1)(bm), Wis. Stat.

(3) **Regulation.** The following sections of the Wisconsin Statutes, and as may be amended from time to time, exclusive of any provisions therein relating to penalties to be imposed, are incorporated herein by reference:

Sec. 175.35 Waiting period for purchase of handguns.

Sec. 175.60 License to carry a concealed weapon.

Sec. 941.237 Carrying handgun where alcohol beverages may be sold and consumed.

Section 3. Penalties. Any person found guilty of violating this Section or any part thereof shall, upon conviction, be subject to the penalty provision set forth in Section 25.04 of the Code of Ordinances.

Section 4. Severability. If any portion of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, such finding shall not affect the remaining portions of the Ordinance, which shall continue in full force and effect.

Section 5. Effective Date. This Ordinance shall be effective upon adoption and publication according to law.

Dated: October 12, 2016.

TOWN OF MANITOWOC RAPIDS TOWN BOARD

By: Joshua Stradal
Joshua Stradal, Chairperson

ATTEST:

By: Jessica Backus
Jessica Backus, Clerk/Treasurer