

CHAPTER XIV
ORDERLY CONDUCT

SECTION 14.00 Disorderly Conduct Prohibited. No person shall within the Town:

- a. In any public or private place engage in violent, abusive, indecent, profane, boisterous, unreasonably loud or other disorderly conduct which tends to cause or provoke an immediate disturbance of public order or tends to disturb or annoy any other person or persons.
- b. Intentionally cause, provoke or engage in any fight, brawl, riot or noisy altercation other than a bona fide athletic contest.

SECTION 14.10. Destruction of Property Prohibited. No person shall willfully injure or intentionally deface, destroy or unlawfully remove, take or meddle with any property of any kind or nature belonging to the Town, or its departments, or to any private person without the consent of the owner or proper authority.

SECTION 14.20. False Alarms Prohibited. No person shall give or send or cause to be given or sent in any manner any alarm of fire or other emergency which he knows to be false.

SECTION 14.30. Interference. Section 941.12 and 941.37 of the Wisconsin Statutes, relating to interference with fire fighting and obstruction of emergency personnel are hereby adopted and incorporated by reference.

SECTION 14.40. Obstructing Streets and Sidewalks Prohibited. No person shall stand, sit, loaf or loiter or engage in any sport or exercise on any public street, sidewalk, bridge or public ground within the Town in such manner as to prevent or obstruct the free passage of pedestrian or vehicular traffic thereon or to prevent or hinder free ingress or egress to or from any place of business or amusement, church, public hall or meeting place.

SECTION 14.50. Unlawful Assembly Prohibited. No person shall participate in an unlawful assembly. An "unlawful assembly" is an assembly which consists of three or more persons and which causes such a disturbance of public order that it is reasonable to believe that the assembly will cause injury to persons or damage to property unless it is immediately dispersed.

SECTION 14.60. Loitering Prohibited.

14.61. Loitering or Prowling. No person shall loiter or prowl in a place, at a time or in a manner not usual for law-abiding individuals under circumstances that warrant alarm for the safety of persons or property in the vicinity. Among the circumstances which may be considered in determining whether such alarm is warranted is the fact that the person takes flight upon appearance of a constable or peace officer, refuses to identify himself or manifestly endeavors to conceal himself or any object. Unless flight by the person or other circumstances makes it impracticable, a constable or peace officer shall, prior to any arrest for an offense under this section, afford the person an opportunity to dispel any alarm which would otherwise be warranted, by requesting him to identify himself and explain his presence and conduct. No person shall be convicted of an offense under this subsection if the constable or peace officer did not comply with the preceding sentence, or if it appears at trial that the explanation given by the person was true and, if believed by the constable or peace officer at the time, would have dispelled the alarm.

14.62. Obstruction of Highway by Loitering. No person shall obstruct any street, bridge, sidewalk or crossing by lounging or loitering in or upon the same after being requested to move on by any peace officer.

14.63. Obstruction of Traffic by Loitering. No person shall loaf or loiter in groups or crowds upon the public streets, alleys, sidewalks, street crossings or bridges or in any other public places within the Town in such manner as to prevent, interfere with or obstruct the ordinary free use of said public streets, sidewalks, streets, street crossings and bridges or other public places by persons passing along and over the same.

14.64. Loitering after being Requested to Move. No person shall loaf or loiter in groups or crowds upon the public streets, sidewalks or adjacent doorways or entrances, street crossings or bridges or in any other public place or on any private premises without invitation from the owner or occupant, after being requested to move by any constable, peace officer, or by any person in authority at such places.

14.65. Loitering in Public Places. No person shall loiter, lounge or loaf in or about any hall, restaurant, store, public sidewalk, public parking lot or other place of assembly or public use after being requested to move by any constable or peace officer. Upon being requested to move, a person must immediately comply with such request by leaving the premises or area thereof at the time of the request.

SECTION 14.70. Firearms. No person shall discharge a firearm within the limits of this Town excepting in the following specific cases:

- a. By a constable, sheriff or police officer or person in the lawful defense of his person or property.
- b. By any person while on a clearly defined target range, in supervised shooting gallery or legal game preserve.
- c. By any resident of the Town while on land upon which he resides or by any person while upon such land with the owner's or resident's expressed consent. Provided further, that this exception shall apply only to those lands within the Town that are zoned as "agricultural districts" under the Racine County Zoning Ordinance.

14.71. No person shall so handle a gun, pistol or other firearm as to cause its discharge carelessly or heedlessly, in willful or wanton disregard of the rights or safety of others.

14.72. It shall be unlawful for any person to discharge a firearm within 200 feet of any residence without the owner's consent.

14.73. As used in this section, the term "firearm" shall mean any gun, pistol, revolver, rifle, air gun or any other device or implement which impale with force a metal pellet of any kind.

SECTION 14.80. Trespass. No person shall within the Town:

- a. Enter any enclosed or cultivated land of another with intent to catch or kill any birds, animals, or fish on the land or gather any products of the soil without the express or implied consent of the owner or occupant to engage in any of those activities.
- b. Enter or remain on any land of another after having been notified by the owner or occupant not to enter or remain on the premises.
- c. Hunt, shoot, fish, or gather any product of the soil on the premises of another, or enter said premises with intent to do any of the foregoing after having been notified by the owner or occupant not to do so.
- d. Enter any enclosed or cultivated land of another with a vehicle of any kind without the express or implied consent of the owner or occupant.

14.81. A person has received notice from the owner or occupant within the meaning of this section if he has been notified personally, either orally or in writing, or if the land is posted. For land to be posted, a sign at least 11 inches square must be placed in at least 2 conspicuous places for every 40 acres to be protected. The sign must carry an appropriate notice and the name of the person giving the notice

followed by the word "owner" if the person giving the notice is the holder of legal title to the land and by the word "occupant" if the person giving the notice is not the holder of legal title but is a lawful occupant of the land.

14.82. Proof that appropriate signs as herein provided were erected or in existence upon the premises to be protected within 6 months prior to the event complained of shall be prima facie proof that the premises to be protected were posted as herein provided.

SECTION 14.90. Littering. No person shall throw or deposit any type of debris or waste material on or along any highway or on any other public or private property in the Town of Lyons.