

RESOLUTION
TOWN OF BRUSSELS
WEAPONS POLICY

Whereas, 2011 Wisconsin Act 35 (commonly referred to as the Carrying a Concealed Weapon (hereafter "CCW" Law) was enacted on July 8, 2011, published on July 22, 2011, and went into full force and effect on November 1, 2011; and

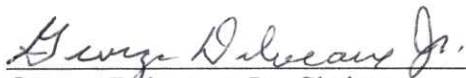
Whereas, The CCW Law allows certain persons, subject to licensing requirements, to carry concealed weapons [See: Sections 175.60 (1)-(15) Wisconsin Statutes]; and

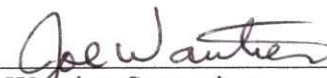
Whereas, A town may, consistent with Section 943.13(1m) (c) 4, Wisconsin Statutes, prohibit persons from entering or remaining in a building that is owned, occupied, or controlled by the town while carrying a firearm. Persons must be notified of these prohibitions by the posting of signs in accordance with Sections 943.13(2) (bm) 1. & 2. am. Wisconsin Statutes; and

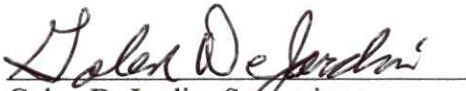
Whereas, The organizers of a "special event" as defined in Section 943.13(1e)(h) Wisconsin Statutes, may prohibit persons carrying a firearm from entering or remaining at the "special event" pursuant to Section 943.13(m) (c) 3. Wisconsin Statutes. Persons must be notified of these prohibitions by the posting of signs as set forth in Sections 943.13(2) (bm) 1. & 2. c. Wisconsin Statutes; and

Whereas, town's adoption of a weapons policy, which is consistent with state and federal law (including Wisconsin's CCW Law), is both reasonable and necessary for the safety of town employees and others.

Now, Therefore, Be It Resolved, That the Town Board of Supervisors for the Town of Brussels, hereby adopts the Town of Brussels Weapons Policy, attached hereto as Exhibit A and incorporated herein by reference as if set forth in full. Dated this 9TH day of November, 2011.


George Delveaux, Jr., Chairman


Joe Wautier, Supervisor


Galen DeJardin, Supervisor


Attest: JoAnn Neinas, Clerk

Exhibit A
Town of Brussels Weapons Policy

I. Preamble

This policy was prompted, in significant part, by 2011 Wisconsin Act 35. It is intended to preserve and promote public protection and safety, public peace and good, and workplace safety and health.

II. Definitions

- A. "Law Enforcement Officer" means a Wisconsin law enforcement officer, as defined in Section 175.46 (1)(g) Wisconsin Statutes or a federal law enforcement officer, as defined in Section 175.40(7)(a)1. Wisconsin Statutes.
- B. "Licensee" means an individual holding a valid license to carry a concealed weapon under Section 175.60 Wisconsin Statutes or an out-of-state licensee per Section 175.60(1)(f) 1.-2. Wisconsin Statutes.
- C. "Motor Vehicle" means a vehicle which is self-propelled, including but not limited to a passenger car, truck, and van, bus, taxi, commercial motor vehicle, motorcycle, moped, motor bicycle, snowmobile, and all-terrain vehicle.
- D. "Sign" means a sign that states a restriction imposed hereunder and that is at least 5 inches by 7 inches.
- E. "Special Event" means an event that is open to the public, is for a duration of not more than three weeks, and either has designated entrances to and from the event that is locked when the event is closed or requires an admission.
- F. "Weapons" includes, without limitation, any firearm (including a handgun), an electric weapons (as defined in Section 941.295 (1c)(a) Wisconsin Statutes), a knife (except a pocket knife with a blade less than 2.5 inches), a switchblade (as defined in Section 941.24 (1) Wisconsin Statutes), a billy club, oleoresin capicum (OC) spray devices (also known as pepper spray or pepper mace), Metallic knuckles, nunchaku, shuriken, cestus, manrifuigusari, or any device designed or used as a seapon and capable of producing great bodily harm or death.

III. Prohibitions

- A. Town employees are prohibited from carrying or possessing a concealed weapon (or a weapon that is not concealed) in the course (or during any part) of their employment.

This prohibition does not apply to:

1. Certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.
2. An employee, who is a Licensee, properly storing a weapon or ammunition in the employee's own motor vehicle, regardless of whether the motor vehicle is used in the course of employment or whether the motor vehicle is driven or parked on property used by the town.

- B. No person may, while carrying or possessing a weapon, enter or remain in any part of a building that is owned, occupied, or controlled by the town.

This prohibition does not apply to:

1. Certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.
 2. A person if a firearm is in a vehicle driven or parked in the parking facility, or to any part of the building used as a parking facility.
- C. Organizers of any "special event" may prohibit any persons carrying or possessing a weapon from entering or remaining at the "special event".

This prohibition does not apply to:

1. Certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.
2. If the firearm is in a vehicle driven or parked in the parking facility, or to any part of the special event grounds or building used as a parking facility.

IV. Notice

- A. For purposes of III. Prohibitions A. above:

Town employees will be notified, either orally or in writing, of the restriction.

B. For purposes of III. Prohibitions C. above:

1. A sign will be posted that is located in a prominent place near all of the entrances to any building to which the restrictions apply, where any individual entering the building can be reasonably expected to see the sign.
2. Suggested language for a sign:

"No person may enter or remain in this building while carrying or possessing a firearm or other weapon"

C. For purposes of III. Prohibitions D. above:

1. A sign will be posted that is located in a prominent place near all of the entrances to the special event, such that any individual attending the special event can be reasonably expected to see the sign.
2. Suggested language for a sign:

"No person may attend this (name of special event) while carrying or possessing a firearm or other weapon"

V. Miscellaneous Provisions

- A. This policy is intended to be consistent with, and cannot supersede, state law/ or federal law.
- B. If any provision or clause of this policy or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this policy that can be given effect without the invalid provision or application, and to this end the provisions of this policy are severable.
- C. Reference to the Wisconsin Statutes herein include as such statutes now exist or are hereafter amended.

VI. Penalties for Violation

- A. If applicable, referral to law enforcement or the district attorney for prosecution as applicable under Wisconsin Statutes, including Section 943.13 Wisconsin Statutes; and/or
- B. For Town employees, discipline up to and including discharge from employment.

VII. Effective date

This Weapon Policy becomes effective upon passage and publication or posting.

No Weapons
Allowed Inside
This Event



No Weapons
Allowed Inside
This Building





DOOR COUNTY

ROLL CALL Board Members	Aye	Nay	Exc.
ANDERSON			
AUSTAD			
BRANN			
DeBAKER			
DeWITT			
FISHER			
FONTAINE			
GUNNLAUGSSON			
HAINES			
LIEBE			
LIENAU			
MEYER			
MOELLER			
MULLIKEN			
NEINAS			
OLSON			
RUNQUIST			
SCHULTZ			
VIRLEE			
WIEGAND			
ZIPPERER			

BOARD ACTION

Vote Required: Majority Vote of A Quorum.

Motion to Approve Adopted ☐

1st _____ Defeated ☐

2nd _____

Yes: _____ No: _____ Exc: _____

Reviewed by:

_____, Corp. Counsel

Reviewed by:

_____, Administrator

FISCAL IMPACT: This resolution sets policy to be consistent with state and federal law. No other fiscal impact. sms

Certification:

I, Jill M. Lau, Clerk of Door County, hereby certify that the above is a true and correct copy of a resolution that was adopted on the 29th day of September, 2011 by the Door County Board of Supervisors.

Jill M. Lau
County Clerk, Door County

Resolution No. 2011-____

DOOR COUNTY'S WEAPON POLICY

TO THE DOOR COUNTY BOARD OF SUPERVISORS:

WHEREAS, 2011 Wisconsin Act 35 [commonly referred to as the Carrying a Concealed Weapon (hereafter "CCW") Law] was enacted on July 8, 2011, published on July 22, 2011, and goes in to full force and effect on November 1, 2011; and

WHEREAS, The CCW Law allows certain persons, *subject* to licensing requirements, to carry concealed weapons [See: Sections 175.60 (1) – (15) Wisconsin Statutes]; and

WHEREAS, Pursuant to Section 175.60(15m) Wisconsin Statutes an employer may, except as provided in Section 175.60 (16) (b) Wisconsin Statutes, prohibit an employee from carrying a concealed weapon in the course of the employee's employment; and

WHEREAS, A county may, consistent with Section 943.13 (1m) (c) 4. Wisconsin Statutes, prohibit persons from entering or remaining in a building that is owned, occupied, or controlled by the county while carrying a firearm. Persons must be notified of these prohibitions by the posting of signs in accordance with Sections 943.13 (2) (bm) 1. & 2. am. Wisconsin Statutes; and

WHEREAS, The organizers of a "special event", as defined in Section 943.13(1e) (h) Wisconsin Statutes, may prohibit persons carrying a firearm from entering or remaining at the "special event" pursuant to Section 943.13(1m) (c) 3. Wisconsin Statutes. Persons must be notified of these prohibitions by the posting of signs as set forth in Sections 943.13 (2) (bm) 1. & 2. c. Wisconsin Statutes; and

WHEREAS, County's adoption of a weapons policy, which is consistent with state and federal law (including Wisconsin's CCW Law), is both reasonable and necessary for the safety of County's employees and others.

NOW, THEREFORE, BE IT RESOLVED, That the Door County Board of Supervisors hereby adopts Door County's *Weapons Policy*, attached hereto as *Exhibit A* and incorporated herein by reference as if set forth in full.

SUBMITTED BY:

ADMINISTRATIVE COMMITTEE & FINANCE COMMITTEE

Leo Zipperer,
Administrative Committee Chair

Daniel Austad,
Finance Committee Chair

Charles Brann

Kenneth Fisher

Cletus Fontaine

David Lienau

John Neinas

Richard Virlee

DOOR COUNTY'S WEAPON POLICY

I. Preamble

This policy was prompted, in significant part, by 2011 Wisconsin Act 35. It is intended to preserve and promote public protection and safety, public peace and good, and workplace safety and health.

II. Definitions

- A. "Law Enforcement Officer" means a Wisconsin law enforcement officer, as defined in Section 175.46(1)(g) Wisconsin Statutes or a federal law enforcement officer, as defined in Section 175.40(7)(a)1. Wisconsin Statutes.
- B. "Licensee" means an individual holding a valid license to carry a concealed weapon under Section 175.60 Wisconsin Statutes or an out-of-state licensee per Section 175.60(1)(f) 1.-2. Wisconsin Statutes.
- C. "Motor Vehicle" means a vehicle which is self-propelled, including but not limited to a passenger car, truck, and van, bus, taxi, commercial motor vehicle, motorcycle, moped, motor bicycle, snowmobile, and all-terrain vehicle.
- D. "Placard" means a small card or plaque.
- E. "Sign" means a sign that states a restriction imposed hereunder and that is at least 5 inches by 7 inches.
- F. "Special Event" means an event that is open to the public, is for a duration of not more than three (3) weeks, and either has designated entrances to and from the event that is locked when the event is closed or requires an admission.
- G. "Weapon" includes, without limitation, any firearm (including a handgun), an electric weapon (as defined in Section 941.295(1c)(a) Wisconsin Statutes), a knife (except a pocket knife with a blade less than 2.5 inches), a switchblade (as defined in Section 941.24(1) Wisconsin Statutes), a billy club, oleoresin capicum (OC) spray devices (also known as pepper spray or pepper mace), Metallic knuckles, nunchaku, shuriken, cestus, manrikigusari, or any device designed or used as a weapon and capable of producing great bodily harm or death.

III. Prohibitions

- A. County employees are prohibited from carrying or possessing a concealed weapon (or a weapon that is not concealed) in the course (or during any part) of their employment.

This prohibition does not apply to:

- 1. Certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.

2. An employee, who is a Licensee, properly storing a weapon or ammunition in the employee's own motor vehicle, regardless of whether the motor vehicle is used in the course of employment or whether the motor vehicle is driven or parked on property used by the County.

B. Persons are prohibited from carrying or possession of a concealed weapon (or a weapon that is not concealed) while operating or being a passenger in any County owned or leased motor vehicle.

This prohibition does not apply to certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.

C. No person may, while carrying or possessing a weapon, enter or remain in any part of a building that is owned, occupied, or controlled by the County

This prohibition does not apply to:

1. Certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.
2. A person who leases residential or business premises in the building.
3. A person if a firearm is in a vehicle driven or parked in the parking facility, or to any part of the building used as a parking facility.

D. Organizers of any "special event" may prohibit any persons carrying or possessing a weapon from entering or remaining at the "special event".

This prohibition does not apply to:

1. Certified law enforcement officers, entitled to carry a weapon, while acting in their official capacity and with lawful authority.
2. If the firearm is in a vehicle driven or parked in the parking facility, or to any part of the special event grounds or building used as a parking facility.

IV. Notice

A. For purposes of III. Prohibitions A. above:

County employees will be notified, either orally or in writing, of the restriction.

B. For purposes of III. Prohibitions B. above:

1. A placard may be posted, that is located in a prominent place within or on the motor vehicle, such that any person who is an operator or occupant of the vehicle can be reasonably expected to see the placard.

Suggested language for the placard:

ENTRY TO THIS VEHICLE WHILE CARRYING OR POSSESSING A CONCEALED FIREARM OR OTHER WEAPON (OR A FIREARM OR OTHER WEAPON THAT IS NOT CONCEALED) IS FORBIDDEN.

or

2. Any motor vehicle operator or occupant will be notified, either orally or in writing, of the restriction.

C. For purposes of *III. Prohibitions C.* above:

1. A sign will be posted that is located in a prominent place near all of the entrances to any building to which the restrictions apply, where any individual entering the building can be reasonably expected to see the sign.

2. Suggested language for a sign:

"NO PERSON MAY ENTER OR REMAIN IN THIS BUILDING WHILE CARRYING OR POSSESSING A FIREARM OR OTHER WEAPON"

D. For purposes of *III. Prohibitions D.* above:

1. A sign will be posted that is located in a prominent place near all of the entrances to the special event, such that any individual attending the special event can be reasonably expected to see the sign.

2. Suggested language for a sign:

"NO PERSON MAY ATTEND THIS INSERT NAME OF SPECIAL EVENT WHILE CARRYING OR POSSESSING A FIREARM OR OTHER WEAPON"

V. *Miscellaneous Provisions*

- A. This policy is intended to be consistent with, and cannot supersede, state law/ or federal law.
- B. If any provision or clause of this policy or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this policy that can be given effect without the invalid provision or application, and to this end the provisions of this policy are severable.
- C. Reference to the Wisconsin Statutes herein include as such statutes now exist or are hereafter amended.

VI. *Penalties for Violation*

- A. If applicable, referral to law enforcement or the district attorney for prosecution as applicable under Wisconsin Statutes, including Section 943.13 Wisconsin Statutes; and/or
- B. For County employees, discipline up to and including discharge from employment.

VII. *Effective Date*

This Weapon Policy becomes effective November 1, 2011.