

ORDINANCE O – 11-2011-75

ASHLAND COUNTY OPEN CARRY / CONCEALED WEAPONS ORDINANCE

The County Board of Supervisors of the County of Ashland, Wisconsin does ordain as follows:

75.1 AUTHORITY: Chapter 59.02(1) of the Wis. State Statutes grants counties the authority to exercise their powers through the enactment of Ordinances.

75.2 JURISDICTION: this ordinance shall apply to all buildings and grounds owned, leased or occupied by Ashland County within the boundaries of Ashland County,

75.3 PROHIBITION OF WEAPONS WITHIN COUNTY BUILDINGS AND GROUNDS:

a. **Applicable Weapons:** This regulation applies to the following weapons: firearm (Sec. 167.31(1)(c) Wis. Stats.), handgun, taser or other electric weapon (Sec. 941.295(1c)(a), Wis. Stats.), a knife of any length including a switchblade knife (Sec. 941.24, Wis. Stats.) or billy club. This regulation does not apply to a pocket folding knife having a blade length of less than 3 inches.

b. **Exceptions:**

1. This Ordinance does not apply to any weapons stored in a vehicle driven or parked in any part of the building or grounds used for parking vehicles.
2. This ordinance does not apply to law enforcement officers on duty or off duty, enlisted personnel of the armed services when in discharge of their official duties, Officers of the Court, civil officers of the United States while in the discharge of their official duties, and those specifically authorized by the Sheriff, provided such authorization is in writing.

c. **Posting Requirement:** The Public Property and Law Enforcement Committee is authorized to designate County buildings and/or grounds that are subject to this regulation by posting a notice as required by law. (Wis. Stat. Secs. 943.13(2)(am) &(bm)).

d. **Consistency:** At all times, the provisions of this Ordinance shall be interpreted, applied and subsequent amendments thereto and any administrative regulations promulgated for the enforcement of the state-wide concealed carry weapons law. Any revisions to Sections 66.0409 & 943.13 Wisconsin Statutes are incorporated by reference herein.

e. **Enforcement:** The Ashland County Sheriff's Department shall have the authority to take appropriate enforcement action pursuant to Chapter 943 of Wisconsin Statutes.

f. **Penalties:** Violation of such Ordinance will result in a forfeiture amount not to exceed \$500.00

g. **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 Ashland County that this Ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

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