

ORDINANCE

An Ordinance to amend Section 14.440 of the Manitowoc Municipal Code regulating Trespass

The Mayor and Common Council of the City of Manitowoc do ordain as follows:

Section 1. Section 14.440 is amended/repealed to read as follows:

“14.440 Trespass ~~to Land.~~

...

(2) Trespass upon Buildings or Premises. Whoever does any of the following is subject to a violation of this section:

- (a) Enters any enclosed, cultivated or undeveloped land of another, other than open land specified in subsection (1)(g) of this section, without the express or implied consent of the owner or occupant.
- (b) Enters any land of another that is occupied by a structure used for agricultural purposes without the express or implied consent of the owner or occupant.
- (c) Enters or remains on any land of another after having been notified by the owner or occupant not to enter or remain on the premises. This subsection does not apply to a licensee if the owner’s or occupant’s intent is to prevent the licensee from carrying a firearm on the owner’s or occupant’s land.
- (d) Enters undeveloped private land from an abutting parcel of land that is owned by the United States, this State or a local governmental unit, or remains on such land, after having been notified by the owner or occupant not to enter or remain on the land.
- (e) Enters or remains on the land of another contrary to the specified conditions of the owner or occupant’s consent or for a purpose other than that expressly consented to.
- (f) Enters or remains on any public property, building, or transport vehicle after having been notified by the owner or occupant not to enter or remain on such property, or in such building or transport vehicle.

(3) Trespass to Buildings While Carrying a Firearm. Whoever does any of the following while carrying a firearm is subject to a violation of this section:

...”

Section 2. This ordinance shall take effect the day after publication.

INTRODUCED _____ ADOPTED _____

Justin M. Nickels, Mayor APPROVED _____

Fiscal Impact:	Minimal; required publication costs of ordinance update
Funding Source:	2021 budgeted line item for publication costs
Finance Director Approval:	/SMA
Approved as to form:	/EMA

This ordinance was drafted by Elizabeth Majerus, Assistant City Attorney.
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