

the permanent residence or temporary residence to the nearest outside property line of a school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village of Bangor as a Safety Zone property/use where children are known to congregate.

- b. The Village Administrator shall maintain an official map showing prohibited locations as defined by this Section. The Village Administrator shall update the map at least annually to reflect any changes in the location of prohibited zones. These shall be designated on the map as child safety zones. The map is to be displayed or available in the Office of the Village Administrator.
- (4) **Violations; Penalties.** A person who violates this Subsection shall be punished by forfeiture per Section 1-1-6. Each day a person maintains a residence in violation of this Section constitutes a separate violation. The Village of Bangor may also seek equitable relief.
- (5) **Exceptions.** A designated offender residing within a prohibited area as described in Subsection (c)(1) does not commit a violation of this Section if any of the following apply:
- a. The person established the permanent residence or temporary residence and reported and registered the residence pursuant to Section 340.45, Wis. Stats., before the original effective date of this Section.
  - b. The person is a minor or ward under guardianship and is not required to register under Sections 301.45 or 301.46, Wis. Stats.
  - c. The school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village of Bangor as a place where children are known to congregate within One Thousand Five Hundred (1,500) feet of the person's permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered pursuant to Section 301.45, Wis. Stats.
  - d. The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or children provided that such parent, grandparent, sibling, spouse or child established the residence at least ten (10) years before the designated offender established the residence at the location.
- (d) **Property Owners Prohibited From Renting Real Property To Certain Sexual Predators and Sexual Offenders; Penalties.**
- (1) **Prohibition.** It is unlawful to let or rent any place, structure, or part thereof, trailer, or other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this Section, if such place, structure, or part thereof, trailer, or other conveyance is located within a prohibited location zone described in Subsection (c)(1). A person letting or renting a place or structure shall be deemed to have such knowledge if, at least ten (10) days prior to letting or renting

the place or structure, the sex offender's name appears on the Wisconsin Department of Correction's sex offender registry and the person letting or renting the place knew the sex offender would be residing at the subject place or structure.

- (2) **Violations; Penalties.** A property owner's failure to comply with the provisions of this Subsection shall constitute a violation of this Section, and shall subject the property owner to the Code enforcement provisions in Subsection (c)(4) as provided in this Section. Each day a violation continues shall constitute a separate offense.

(e) **Safety Zones.**

- (1) **Presence Regulated.** A sex offender shall not enter upon or be present upon or within a Safety Zone.
- (2) **Safety Zone Exceptions.** A sex offender who enters upon or who is present upon or within a safety zone does not commit a violation of this Subsection if any of the following apply:
- a. The property also supports a church, synagogue, mosque, temple or other house of religious worship, subject to all of the following conditions:
    1. The sex offender's entrance and presence upon the property occurs only during hours of worship or other religious program/service as posted to the public; and
    2. The sex offender shall not participate in any religious education programs that include individuals under the age of eighteen (18).
  - b. The property also supports a use lawfully attended by a sex offender's natural or adopted children, which a child's use reasonably requires the attendance of the sex offender as the child's parent upon the property, subject to the following condition:
    1. The sex offender's entrance and presence upon the property occurs only during hours of activity related to the use as posted to the public.
    2. Written advance notice is made from the person to an individual in charge of the use upon the property and approval from an individual in charge of the use upon the property as designated by the owner of the use upon the property is made in return, of the attendance by the sex offender.
  - c. The property also supports a polling location in a local, state or federal election, subject to all of the following conditions:
    1. The sex offender is eligible to vote;
    2. The property is the designated polling place for the sex offender; and
    3. The sex offender enters the polling place property, proceeds to cast a ballot with whatever usual and customary assistance is to any member of the electorate, and vacates the property immediately after voting.
  - d. The property also supports a school lawfully attended by a sex offender as a student under which circumstances the sex offender may enter upon the property supporting the school at which the sex offender is enrolled, for such purposes and

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at such times as are reasonably required for the educational purposes of the school.

- e. The property also supports a court, government office or room for public governmental meetings, subject to all of the following conditions:
  - 1. The sex offender is on the property only to transact business at the government office or place of business, other than a public library, or attend an official meeting of a governmental body; and
  - 2. The sex offender leaves the property immediately upon completion of the business or meeting.

(3) **Violations; Penalties.** A person who violates this Subsection shall be punished by a forfeiture per Section 1-1-6. Each day a violation continues shall constitute a separate offense.

(f) **Injunctions and Other Penalties for Violations.** Neither the issuance of a citation nor the imposition of forfeiture hereunder shall preclude the Village of Bangor from seeking or obtaining any or all other legal and equitable remedies to prevent or remove a violation of this Chapter. If an offender establishes a residence in violation of Subsections (c) or (d) above, or enters or is present upon or within a Safety Zone in violation of Subsection (e) above, the Village Attorney may bring an action in the name of the Village of Bangor in circuit court to permanently enjoin any such violation as a public nuisance.

(g) **Appeals.** The above requirements may be waived or modified upon approval of the Village Board of the Village of Bangor through appeal by the affected party. Such appeal shall be made to the Village Administrator, who shall forward the request to the Village President and Village Board, which shall request and receive reports from law enforcement authorities serving the Village on such appeal. The Village President and Village Board shall convene and consider the public interest as well as the affected party's presentation and concerns. After deliberation and determination, the Village President and Village Board shall forward its decision to the law enforcement authorities serving the Village of Bangor for their information and action. A written copy of the decision shall be provided to the affected party.