

**CITY OF JEFFERSON  
ORDINANCE #9-17**

**AN ORDINANCE TO AMEND SECTION 208-27(C)(4) TO REMOVE THE  
ORIGINAL DOMICILE RESTRICTION**

Section 1. C. Residency Restriction.

- (1) Restriction. In the absence of a circuit court order specifically exempting an offender from the residency restriction in this subsection, an offender shall not establish a permanent or temporary residence within 1,500 feet of the following:
  - (a) Private or public school.
  - (b) Public park, parkway, or parkland.
  - (c) Recreational trail.
  - (d) Public playground.
  - (e) Public library.
  - (f) Athletic field used by children.
  - (g) Licensed day-care center, as defined in § 48.65, Wis. Stats.
  - (h) Specialized school for children, including but not limited to a gymnastics academy, dance academy, or music school.
  - (i) Group home for children, as defined in § 48.02(7), Wis. Stats.
  - (j) Residential care center for children, as defined in §48.02(15d), Wis. Stats.
  - (k) Foster home, as defined in § 48.02(6), Wis. Stats., or treatment foster home, as defined in §48.02(17q), Wis. Stats.
- (2) Measuring distance and map of restricted locations. For the purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the residence to nearest outer property line of the establishments listed above in Subsection **C(1)**. The City Clerk shall maintain an official map showing prohibited locations as defined by this section. The City Clerk shall update the map at least annually to reflect any changes in the prohibited areas.
- (3) Exceptions. A 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 offender is required to serve a confined sentence at a jail or other correctional institution or facility located within a prohibited area.
  - (b) The offender established a permanent or temporary residence and reported and registered the residence pursuant to § 301.45, Wis. Stats., before the effective date of this section. Once said offender no longer resides in the restricted area, another convicted sex offender may not establish residency in said residence in the restricted area.
  - (c) The school, park, recreational trail, playground, library, athletic field, day care, specialized school, group home, residential care center, or foster home, where children regularly gather within 1,500 feet of the

person's permanent or temporary residence was opened after the person established the permanent or temporary residence and reported and registered the residence pursuant to § 301.41, Wis. Stats.

(d) The offender is a minor or ward under guardianship.

~~(4) Original domicile restriction. In addition to the residency restrictions set forth herein and subject to Subsection C(3) above, no offender shall be permitted to establish a residence in the City of Jefferson unless such person was domiciled in the City of Jefferson at the time of the most recent offense resulting in the person's most recent conviction, commitment, or placement as a sex offender as set forth in Subsection C(2) above.~~

~~(54) Property owners prohibited from renting real property to certain offenders.~~

(a) It is unlawful to let or rent any place, structure, or part thereof, with the knowledge that it will be used as a permanent or temporary residence by any offender prohibited from establishing such permanent or temporary residence pursuant to this section, if such place, structure, or part thereof, is located within a prohibited area and not subject to an exception set forth in Subsection C(3) above.

(b) A property owner's failure to comply with this section shall constitute a violation of this section, and shall subject the property owner to the penalty provisions in Subsection E below.

Section 2. This ordinance shall take effect after passage, publication, and attestation as required by law.

**First Reading: June 6, 2017**  
**Second Reading: June 20, 2017**  
**Passed by a vote of 7 to 0**

Approved \_\_\_\_\_  
Mayor Dale W. Oppermann

Attest \_\_\_\_\_  
City Clerk/Deputy Treasurer Mary Kuehl