

ORDINANCE NO. 3055

An Ordinance Repealing the “Original Domicile Restriction” Contained in § 409-6 B(5) of the Village of Shorewood Municipal Code

At a regular meeting of the Village Board of the Village of Shorewood, Milwaukee County, held on this 17th day of May 2023, a quorum being present and a majority of the Board voting therefore, said Board finds:

WHEREAS, the Village of Shorewood currently has in its Municipal Code § 409-6, titled “Residency of sex offenders; loitering in child safety zones”; and

WHEREAS, federal courts addressed the constitutionality of certain elements of similar provisions throughout the United States in recent years; and

WHEREAS, the aforementioned reported decisions support repeal of the “original domicile restriction” contained in Village Code §34-3(e);

Now, therefore, the Village Board does ordain as follows:

SECTION 1

Part 5, “Original domicile restriction,” of Subsection “B,” Residency restriction,” of Section 6, “Residency of sex offenders; loitering in child safety zones,” of Chapter 409, “Peace and Good Order,” is hereby repealed in its entirety.

SECTION 2

That if any subsection, section, or portions of this ordinance or the application thereof to any persons as enacted hereunder is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision and such holdings shall not affect the validity of the remaining portions hereof and the validity of the ordinance in all other respects shall not be affected thereby.

SECTION 3

That all ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

SECTION 4

This ordinance shall be in full force and effect after its passage and posting as provided by law.

PASSED AND ADOPTED by the Village Board of the Village of Shorewood, Milwaukee County, Wisconsin, this 17th day of May 2023.


Ann McCullough McKaig, Village President

Countersigned:


Toya Harrell, Village Clerk