

ORDINANCE NO. 334
CITY OF BESSEMER

AN ORDINANCE ESTABLISHING AN ARCHERY DEER HUNT IN THE CITY OF
BESSEMER

The City Council of the City of Bessemer ordains:

1. Due to the increased whitetail deer population levels and public safety concerns in the City of Bessemer, there shall be permitted in the City of Bessemer and on any City owned lands so designated, an Archery Deer Hunt subject to the following conditions:
 - a) The Archery Deer Hunt shall be conducted during the regular Michigan archery deer season, with all Michigan archery, hunting, trespassing, land use, and safety regulations applying to the Archery Deer Hunt.
 - b) The landowner upon whose property archery deer hunting is to be done shall have a minimum of three (3) acres, in a single location. A landowner may have multiple areas designated if each area meets the minimum acreage requirement.
 - c) The above noted land owner shall obtain a "Designation of Permitted Area for the Shooting of a Bow and Arrow in the City of Bessemer Permit", from Bessemer City Hall, 411 South Sophie Street, Bessemer, Michigan during normal office hours.
 - d) The landowner and designated archery hunter(s) shall comply with all rules and regulations adopted by the City Council for the Bessemer Archery Deer Hunt.
 - e) Hunters are encouraged to have written permission from the landowners adjacent to the land in which they intend to hunt to eliminate trespassing issues that may arise if the animal which they intend to harvest migrates to adjacent areas.
2. Hunting Areas:
 - a) Archery deer hunting shall be allowed on designated areas as described above with landowner permission after being approved as a bow and arrow shooting area.
 - b) No hunting is allowed or shall be permitted on any publicly owned lands within the City of Bessemer corporate City limits, or on City owned lands located in other units of local government except as designated and approved by the City Council. If so designated, access shall be on a "first come, first served" basis as determined solely by the City of Bessemer.
 - c) Either on designated municipal lands or private lands permitted as described herein, hunters possessing a valid Michigan Combination Deer license may harvest either a buck or a doe.

3. Hunting Permits/Licenses:
 - a) Archery hunters shall obtain a Michigan Deer Hunting License for the current hunting seasons. Hunters may use that license to harvest a deer allowed by that permit.

4. Archery hunting Dates in the City of Bessemer:
 - a) Archery Hunting shall be allowed during the Michigan Archery Hunting seasons:
 - i) October 1 – November 14
 - ii) December 1 – January 1
 - b) Archery hunting will also be allowed during the Michigan Firearm Deer season (November 15-30), with the use of a bow and arrow and if the archer has the appropriate license and all firearm deer hunting regulations are followed.
 - i) The archer has a valid Michigan Combination Deer License or Michigan Firearm Deer license (antlered deer only and point restrictions apply).

5. Additional Requirements:

The following requirements shall apply to the archery deer hunt in the City of Bessemer:

 - a) All hunters shall be a minimum of sixteen (16) years of age.
 - b) All owners of a permitted area shall notify the Bessemer City Hall within seventy-two (72) hours of any successful deer harvest(s) occurring on the permitted area.
 - c) No viscera or body parts associated with the field dressing of a harvested deer shall be allowed to remain on any land without the express consent of the landowner.
 - d) Shooting or discharge of a bow and arrow from a City street or right-of-way is prohibited.
 - e) The City of Bessemer reserves the right to facilitate utilization of special harvest, hunting or culling permits that the State of Michigan may make available.

6. Other:

The following amendments to existing codes and ordinances are incorporated herein:

 - a) Chapter 114 – Disorderly Conduct
9.102 Acts Prohibited. No person shall:
(5) . . . by the City Council, Exception: the discharge of a bow and arrow is allowed in accordance with all of the rules and regulations established by the City Council of the City of Bessemer with regard to the Archery Deer Hunt set forth herein.
 - b) Ordinance No. 323, An Ordinance to Prohibit Feeding of Deer Within the City of Bessemer shall be amended to include the following:
Section 3. EXCEPTION
This section shall not apply to the following situation:

- a) The placement of bait for the purpose of hunting whitetail deer subject to all other laws, ordinances, rules and regulations governing hunting and the discharge of hunting weapons.

7. Validity:

- a) Severability Clause: If any title, section, subsection, paragraph, sentence, clause or phrase of this code shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions thereof which shall continue in full force and effect, and to this end the provisions of this code are hereby declared to be severable.
- b) Saving Clause: This code shall not affect violations of any other ordinance, code or regulation existing prior to the effective date hereof, and any such violation shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.
- c) Publication: This ordinance, being ordinance No. 334 for the City of Bessemer, shall be effective after legal publication in accordance with law.

8. Enforcement:

Violations of any of the foregoing shall be a violation of this Ordinance, which is punishable by forfeiture not less than \$100.00 and no more than \$500.00, plus court costs. The Gogebic County Sheriff's Department and Michigan Department of Natural Resources (MDNR) will enforce the provisions of this Ordinance.

The City Council of the City of Bessemer may by Resolution establish additional rules and regulations for the Archery Deer Hunt in the City of Bessemer.

First Reading: September 4, 2007
Second Reading: September 17, 2007

YES: Olsen, Matonich, Carpenedo, McDonald, Peterson

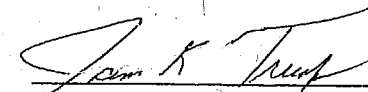
NO: None

ABSENT: None

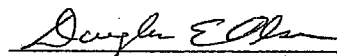
ABSTAINING: None

Attested:

Approved:



James K. Trudgeon, Clerk



Douglas E. Olsen, Mayor