ORDINANCE NO. 17-002

AN ORDINANCE TO CREATE SECTION 9.215
OF THE CODE OF ORDINANCES OF THE TOWN OF SOMERS
RELATING TO ADOPTION OF STATE STATUTE SECTION 946.41
"RESISTING OR OBSTRUCTING OFFICER"

The Town Board of Supervisors of the Town of Somers, Kenosha County,
Wisconsin, hereby creates Section 9.215 of the Code of Ordinances of the Town of Somers
relating to adoption of state statute Section 946.41 “Resisting or Obstructing Officer” to read as
follows:

9.215 RESISTING OR OBSTRUCTING OFFICER.

(A) Whoever knowingly resists or obstructs an officer while such officer is doing any
act in an official capacity and with lawful authority is guilty of a violation of this ordinance.

(1) In this section:

(a) "Obstructs" includes without limitation knowingly giving false
information to the officer or knowingly placing physical evidence with
intent to mislead the officer in the performance of his or her duty including
the service of any summons or civil process.

(b) "Officer" means a peace officer or other public officer or public
employee having the authority by virtue of the officer’s or employee’s
office or employment to take another into custody.

(B) Whoever by violating this section hinders, delays or prevents an officer from
properly serving or executing any summons or civil process, is civilly liable to the person injured for any
actual loss caused thereby and to the officer or the officer’s superior for any damages adjudged against
either of them by reason thereof.
Date at Somers, Wisconsin, this 10 day of Jan., 2017.

TOWN OF SOMERS

By: ____________________________
Mark Molinaro, Jr., Chairperson

Attest: ____________________________
Timothy Kitzman, Clerk/Treasurer