

**AMENDMENT TO ORDINANCE No. 29**  
**“THE MONROE COUNTY UNIFIED DEVELOPMENT CODE”**

**BE IT ENACTED** by the Board of Supervisors of Monroe County, Iowa:

**SECTION 1. PURPOSE** The purpose of this amendment to Ordinance No. 29 – The Monroe County Unified Development Code is to add Section 5.21 Hunting Preserve Criteria to Chapter 5; also add 5.21 to the Table of Contents; add to Exhibit 3.4 Use Matrix Chart; and add Definitions to Chapter 10.

**SECTION 2.** The Code of Ordinances of Monroe County, Iowa shall include the following Amendment to Ordinance No. 29:

**Proposed Amendment to Ordinance No. 29 – Monroe County Unified Development Code**

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**3.4 Use Matrix and Interpretation**

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**(INSERT)**

## 5.21 Hunting Preserves

- A. Applicability:** All hunting preserves shall be authorized subject to the Conditional Use permit requirements established in Section 2.3.E and the requirements of this section and any other applicable codes, regulations and policies adopted by the County, State or Federal Government.
- B Purpose:** The purpose of this section is to regulate and permit the establishment or expansion of all hunting preserves located within the un-incorporated area of Monroe County.
- C. Generally:** No Hunting Preserve shall be initiated, established, maintained or enlarged in the County except in conformance with the regulations, administrative procedures and standards set forth in this section. The applicant shall apply for a Conditional Use Permit as established in Section 2.3.E and pay the fee established by resolution by the Board of Supervisors.
- D. Performance Standards:** Hunting Preserves are authorized if they comply with the performance standards set forth herein and all requirements established in the Conditional Use Permit.
1. The proposed hunting preserve shall contain at least three hundred twenty (320) contiguous acres but shall not contain more than two thousand (2000) contiguous acres. A person may own or control by a written lease a portion of the proposed area but the lease shall be for a minimum of a five (5) year period from the date of the approval of the Conditional Use Permit.
  2. The total area of all hunting preserves shall not exceed three percent (3%) of the total land area in the county.
  3. At least two-thirds (2/3) of the area included in the Hunting Preserve shall be in an A-2 District.
  4. Upon approval of a conditional use permit the applicant shall immediately construct and maintain boundary fences at least one thousand two hundred feet (1200') from the outside perimeter of the approved hunting preserve area. Said fence shall not be closer than one thousand two hundred feet (1200') to any established public roadway or residence. The boundary fence shall be constructed and maintained to adequately "animal proof" the required area. The preserve fencing shall be a minimum height of eight feet (8') above ground level. The fencing shall be inspected and approved by the Zoning Administrator or designee prior to certification. Follow-up fence inspections by the Zoning Administrator shall be allowed at any reasonable time by appointment or by providing the landowner or preserve registrant with at least forty-eight (48) hour notice. Boundary fence gates shall remain closed at all time except for preserve maintenance activity at which time no open gate shall be left unattended.
  5. The game birds or ungulates released in the preserve shall not be detrimental to the other existing wildlife or environment.
  6. The proposed hunting preserve shall not interfere with the normal activities of migratory birds or other wildlife.
  7. All hunting preserves shall post and maintain boundary signs which meet the following specifications.
    - One hundred sixty square inch (160") surface area; and
    - Sign material of wood, steel, aluminum or heavy poly-plastic; and
    - White/red color combination with the message "Registered Hunting Preserve"; and
    - Boundary sign shall be posted at each entrance and perimeter gate and at every boundary corner.
  8. All hunting preserves shall allow all records be available for inspection by the Zoning Administrator or designee during any reasonable hours.
  9. All hunting preserves shall keep their records and reports current and shall reflect a true and accurate account of registrant activities.
  10. All hunting preserves shall notify the Zoning Administrator within thirty (30) days in writing if the operator ceases operation as a "hunting preserve"
  11. All hunting preserves shall be reviewed annually (by March 31 of each year) to determine if they are in full compliance with all applicable County, State and Federal regulations. The Zoning Administrator or designee may request copies of all documents in regards to other County, State or Federal regulatory reporting requirements.

## 10.2 Definitions

Hunting Preserve: means property and facilities either privately owned or leased for holding, rearing, releasing, or processing captive raised game for the purpose of hunting, for a fee.

Ungulate: means hooved non-domesticated mammal other than livestock.

**SECTION 3. REPEALER CLAUSE.** All Ordinances in conflict herewith are hereby repealed.

**SECTION 4. SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 5.** An official copy of Ordinance No. 29, including a certificate of the County Auditor as to its adoption and the effective date, and a copy of this amendment is on file in the Office of the County Auditor, 10 Benton Ave. East, Albia, Iowa, Monday through Friday, 8:00 a.m. to 4:00 p.m. and shall be kept available for public inspection.

**SECTION 6.** All provisions of this amendment to Ordinance No. 29 shall be in effect from and after its final passage, approval and publication as provided by law, Section 331.302 Code of Iowa.

Passed and approved by the Board of Supervisors the 9<sup>th</sup> day of January, 2007.

**MONROE COUNTY, IOWA**

*Paul V. Koffman*

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PAUL V. KOFFMAN, Chairman  
Monroe County Board of Supervisors

ATTEST:

*Jeannie Bettis*

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JEANNIE BETTIS, Monroe Co. Auditor

I, Jeannie Bettis, Monroe County Auditor, certify the foregoing Amendment to Ordinance No. 29 “The Monroe County Unified Development Code” was published January 11<sup>th</sup> and January 16<sup>th</sup>, 2007.

*Jeannie Bettis*

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JEANNIE BETTIS, Monroe Co. Auditor

Passage of Amendment to Ordinance No. 29  
First Reading - January 9, 2007  
Second Reading – dispensed January 9, 2007  
Third Reading – dispensed January 9, 2007  
Final Consideration & Passage – January 9, 2007

Proposed Amendment to Ordinance No. 29 – published December 21, 2006 and December 26, 2006.

