

ORDINANCE NO. 89863-0806

**AN ORDINANCE AMENDING TITLE 7 POLICE REGULATIONS
CHAPTER 24 WEAPONS TO ADD A NEW SECTION 5 TO AUTHORIZE
BOW HUNTING OF DEER WITHIN THE CITY LIMITS**

Be It Enacted by the City Council of the City of Muscatine, Iowa:

SECTION 1. AMENDMENT. Title 7 POLICE REGULATIONS, Chapter 24 WEAPONS, of the City Code of Muscatine is amended to add a new Section 5 to provide as follows:

7-24-5 Bow Hunting Deer – Exception. It shall not be deemed a violation of this chapter to use a bow and arrow to hunt deer on parcels of three (3) acres or more with the following conditions:

- (A) The person is the owner of the property or has permission from the owner to allow for bow hunting.
- (B) The person bow hunting must successfully complete a proficiency test as approved by action of the Muscatine City Council.
- (C) The person has a license or permit required by the State of Iowa to hunt deer with a bow.
- (D) The person has a permit issued by the Muscatine City Clerk.
- (E) The hunt shall be authorized by action of the Muscatine City Council prior to October 1 of each year, during the time when such hunting is allowed by the law and regulations of the State of Iowa.
- (F) Hunting shall not occur within one hundred (100) yards of any residence, church, or occupied structure.
- (G) The hunt shall be limited to the sex of the deer allowed by the laws or regulations of the State of Iowa and as allowed by action of the Muscatine City Council.
- (H) The person hunting must demonstrate compliance with these requirements to any law enforcement officer upon request.
- (I) Persons wishing to participate in this program are required to attend an informational meeting held by the City of Muscatine in advance of the designated season.
- (J) With the permission of City Council, designated public property may be used during the designated hunting season.
- (K) Property owners with adjoining lot lines will be permitted to combine properties to reach the minimum three acres required for hunting and there will be no zoning restriction on this acreage.

SECTION 3. 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 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the City Council the 17th day of August, 2006, and APPROVED the 17th day of August, 2006.



Richard W. O'Brien
Richard W. O'Brien, Mayor

A.J. Johnson
A.J. Johnson, City Administrator

First Reading: July 20, 2006
Second Reading: August 3, 2006
Third Reading: August 17, 2006
Publication Date: _____

PROOF OF PUBLICATION

I, Jeff Lee, being duly sworn, on my oath, say that I am an advertising clerk at the *Muscatine Journal*, a newspaper of general circulation, published in the City of Muscatine, Muscatine County, Iowa; and that the following Notice:

City Of Muscatine
Ordinance No. 89863-0806

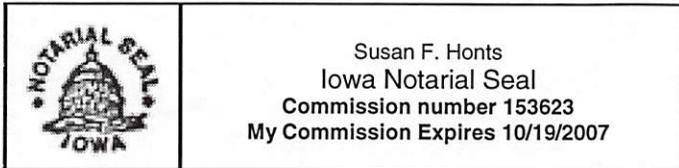
Of which the annexed printed slip is a true, correct and complete copy, was published in said *Muscatine Journal* one time having been made there in on:
August 23, 2006

Jeff Lee 

**STATE OF IOWA
MUSCATINE COUNTY**

Subscribed and sworn to before me this
28th day of August, 2006


Susan F. Honts, Notary Public



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Richard W. O'Brien,
Mayor
ATTEST:
A.J. Johnson,
City Administrator
First Reading:
July 20, 2006
Second Reading:
August 3, 2006
Third Reading:
August 17, 2006
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