

ORDINANCE NO. 89164-0904

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 zoned agricultural or classified as agricultural by the Muscatine County Assessor or on parcels of ten (10) acres or larger that are neither zoned as agricultural or classified as agricultural by the Muscatine County Assessor 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 and paid the permit fee in the amount of Fifteen Dollars (\$15.00).

(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, occupied structure or park ground.

(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.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

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 2nd day of September, 2004, and  
APPROVED the 2nd day of September, 2004.



  
Richard W. O'Brien, Mayor

  
Larry I. Wolf, Acting City Clerk

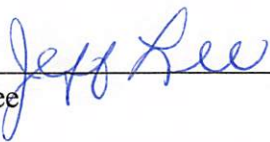
First Reading	<u>08/05/04</u>
Second Reading	<u>08/19/04</u>
Third Reading	<u>09/02/04</u>
Publication	<u>09/17/04</u>

## 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:

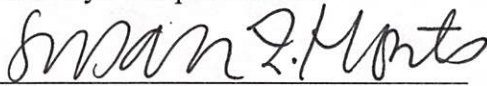
Muscatine City Clerk  
Ordinance 89164-0904  
Bow Hunting

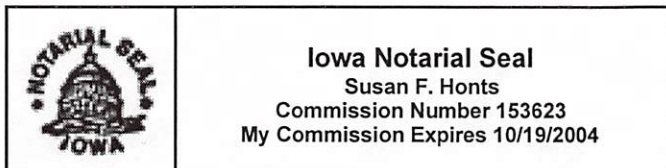
Of which the annexed printed slip is a true, correct and complete copy, was published in said *Muscatine Journal* one time having been made there in on:  
September 17, 2004

  
Jeff Lee

### STATE OF IOWA MUSCATINE COUNTY

Subscribed and sworn to before me this  
21st day of September 2004

  
Susan F. Honts, Notary Public



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Larry I. Wolf,  
Acting City Clerk  
First Reading 08/05/04  
Second Reading 08/19/04  
Third Reading 09/02/04  
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