

CHAPTER 18
RENTAL FEE SCHEDULE FOR STATE-OWNED PROPERTY,
RIVERBED, LAKEBED, AND WATERFRONT LANDS
 [Prior to 12/31/86, Conservation Commission[290] Ch 55]

571—18.1(461A) General. Table 1 and Table 2 are approved guidelines for the purpose of expediting the administration of applications for permit and use of land under the jurisdiction of the natural resource commission, excepting those lands leased for agricultural purposes, commercial concession agreements, and agreements covering the removal of sand, gravel, and other natural materials.

Fees for use of state-owned lands under the jurisdiction of the natural resource commission for agricultural purposes shall be determined by the usual “farm cropshare or lease agreement” depending on the crop, soil conditions, and other pertinent factors.

The fee for an area in which the primary use is to provide access, for the general public, from the river or lake to a commercial business may be determined by the noncommercial schedule, providing the renter does not offer any product for sale or collect any fees for services rendered on the state property.

571—18.2(461A) Table 1—Areas designated for industrial or commercial use by the natural resource commission.

DEPTH	FRONTAGE															
	50'	100'	150'	200'	250'	300'	350'	400'	450'	500'	550'	600'	650'	700'	750'	800'
100'	300	600	938	1200	1500	1800	2100	2400	2700	3000	3300	3600	3900	4200	4500	4800
200'	526	1050	1576	2100	2626	3150	3676	4200	4486	5250	5776	6300	6826	7350	7876	8400
300'	676	1350	2026	2700	3376	4186	4726	5400	6044	6750	7426	8100	8776	9450	10180	10800
400'	750	1500	2250	3000	3750	4500	5250	6000	6750	7500	8250	9000	9750	10500	11250	12000

When the area leased is larger than that designated by this table, the fee for each additional segment of 50'×100' or any portion thereof shall be determined as follows:

A. The fee for increased depth shall be at the rate of \$62.50 per segment (50'×100') or any portion thereof.

B. The fee for additional frontage shall be proportionate to that indicated on the table.

C. In the case of industrial or commercial leases, the department shall determine the assessed valuation of other privately owned property used for similar purposes in association with the leased area or in the immediate vicinity. Using an average of assessed values, the department shall determine the likely assessed value of the area to be leased and multiply that value by 8 percent. The department shall charge the resulting value for the area to be leased unless that value is less than that set forth in the above table. In the event it is impractical to make such a determination, the department shall use the fees set forth in the table.

This rule is intended to implement Iowa Code sections 461A.4 and 461A.25.

571—18.3(461A) Table 2—Areas designated for noncommercial use or use by nonprofit organizations.

DEPTH	FRONTAGE										
	50'	100'	150'	200'	250'	300'	350'	400'	450'	500'	
50'	150	300	450	600	750	900	1050	1200	1350	1500	
100'	226	450	676	900	1126	1350	1576	1838	2026	2250	
150'	263	526	788	1050	1313	1576	1838	2100	2363	2626	

The above table shall be used to determine the annual permit and rental fees for noncommercial use, or use by nonprofit organizations, except irregular parcels of less than 5,000 square feet; in which case the natural resource commission may rent and permit limited development which is appropriate for the area and the annual fee shall be not less than \$150 nor more than \$300.

When the area leased is larger than that designated by this table, the fee for each additional segment of 50'×50', or any portion thereof, shall be determined as follows:

- A. The fee for increased depth shall be at the rate of \$25 per segment (50'×50') or any portion thereof.
- B. The fee for additional frontage shall be proportionate to that indicated on the table.

This rule is intended to implement Iowa Code sections 461A.4 and 461A.25.

571—18.4(461A) Other fees. When persons apply for permission to or have converted state property under the jurisdiction of the natural resource commission to personal use and the natural resource commission determines that leasing is an appropriate alternative to removal or that the above rates are not appropriate, the annual lease fee shall be determined by the natural resource commission. When determining the fee, the natural resource commission may consider availability of the property for public use, the type of personal use being made of the property, appraisal, effect on the natural resources and other items appropriate for the area involved.

In addition to the fees established in this rule, all leases shall be assessed a one-time charge of 18 percent to cover the department's cost of inspecting lease sites, reviewing applications, preparing leases, and administering the lease program.

This rule is intended to implement Iowa Code sections 461A.4 and 461A.25.

[Filed 2/9/71; amended 7/10/74]

[Filed 2/6/81, Notice 10/29/80—published 3/4/81, effective 4/9/81]¹

[Filed without Notice 4/9/81—published 4/29/81, effective 6/18/81]

[Filed without Notice 12/12/86—published 12/31/86, effective 2/4/87]

[Filed 11/9/90, Notice 9/5/90—published 11/28/90, effective 1/2/91]

[Filed 6/27/97, Notice 4/9/97—published 7/16/97, effective 8/20/97]

¹ Effective date of amendments to 290—Ch 55 [IAB 3/4/81] delayed 70 days by the Administrative Rules Review Committee.