

FILED APR 29 1971

SENATE FILE 518

By COMMITTEE ON COUNTY
GOVERNMENT

Passed Senate, Date 5-11-71 Passed House, Date 6-1-71
Vote: Ayes 36 Nays 6 Vote: Ayes 77 Nays 0
Approved June 7, 1971

A BILL FOR

1 An Act relating to the condemnation of property by the county
2 for flood and erosion control projects.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 Section 1. Section four hundred seventy-one point four
5 (471.4), subsection one (1), Code 1971, is amended as follows:
6 1. COUNTIES. Upon all counties for such lands as are
7 reasonable and necessary for the erection of courthouses or
8 jails or any other buildings or additions to buildings which
9 the county has statutory power to erect, construct or make
10 additions, for projects provided for in chapter four hundred
11 sixty-seven B (467B) of the Code, and the construction, improve-
12 ment or maintenance of highways, and for the carrying out of
13 plans for the acquisition of land advanced by a county con-
14 servation board, and approved by the state conservation
15 commission as provided in section 111A.4; providing further,
16 it would not completely prevent development of the conser-
17 vation project, this authority shall not apply to any im-
18 proved private property used as a residence or living quar-
19 ters for a period of one year, not to exceed two acres, or if
20 jointly owned, not to exceed two acres per residential unit,
21 unless subsequently abandoned for use for such purposes.
22 Temporary unoccupancy shall not be construed as abandonment.
23 Wherever the county has the right to take private property
24 for public use, it also has the right to contract for options
25 for the purchase of said land.

S.F. 518

EXPLANATION

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This bill specifically allows counties to condemn property for flood and erosion control projects and watershed improvement projects.