

FILED MAR 5 '03

281

SENATE FILE

BY ZIEMAN

Passed Senate, Date _____ Passed House, Date _____
 Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act relating to setback requirements for agricultural
 2 buildings and structures.
 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 281 LOCAL GOVERNMENT

1 Section 1. Section 335.2, Code 2003, is amended to read as
2 follows:

3 335.2 FARMS EXEMPT.

4 Except to the extent required to implement section 335.27,
5 and except for an ordinance regulating the setback of
6 buildings and structures from the highway right-of-way, no
7 ordinance adopted under this chapter applies to land, farm
8 houses, farm barns, farm outbuildings or other buildings or
9 structures which are primarily adapted, by reason of nature
10 and area, for use for agricultural purposes, while so used.
11 However, the ordinances may apply to any structure, building,
12 dam, obstruction, deposit or excavation in or on the flood
13 plains of any river or stream.

14 EXPLANATION

15 This bill amends Code section 335.2, which exempts farms
16 from county zoning ordinances, by creating an exception for
17 ordinances regulating the setback of buildings and structures
18 from the highway right-of-way. The exception also applies to
19 farms within unincorporated areas subject to city zoning
20 ordinances.

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