

Senate File 2277 - Introduced

SENATE FILE 2277
BY WARNSTADT

A BILL FOR

1 An Act requiring notice to the adjutant general of the state
2 for city and county zoning actions affecting property near
3 Camp Dodge.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 329.9, Code 2009, is amended to read as
2 follows:

3 **329.9 Procedure for adopting zoning regulations — zoning**
4 **commission.**

5 In adopting, amending, and repealing airport zoning
6 regulations under this chapter the governing body of a city
7 shall follow the procedure in sections 414.4, 414.4A, and 414.6
8 and the board of supervisors of a county shall follow the
9 procedure in sections 335.6, 335.6A, and 335.8. The commission
10 so appointed shall be known as the airport zoning commission.
11 The airport zoning commission shall consist of two members
12 from each municipality selected by the governing body and one
13 additional member to act as chairperson and to be selected by a
14 majority vote of the members selected by the municipality. The
15 terms of the members of the airport zoning commission shall be
16 for six years excepting that when the board is first created,
17 one of the members appointed by each municipality shall be
18 appointed for a term of two years and one for a term of four
19 years. Members may be removed for cause by the appointing
20 authority upon written charges after public hearing. Vacancies
21 shall be filled for the unexpired term of any member whose
22 office becomes vacant in the same manner in which the member
23 was selected.

24 **Sec. 2. NEW SECTION. 335.6A Required notice to Camp Dodge.**

25 1. Prior to the adoption or amendment of an ordinance,
26 regulation, or restriction that affects property located within
27 one-half mile of the real property comprising Camp Dodge or
28 prior to any action relating to the granting of a variance from
29 an ordinance, regulation, or restriction that affects property
30 located within one-half mile of the real property comprising
31 Camp Dodge, the county shall provide notice to the adjutant
32 general of the state.

33 2. Notice required under this section shall include all
34 information required to be provided in a notice under section
35 335.6 and any other information that is relevant to the

1 operation or security of Camp Dodge.

2 3. Notice required under this section shall be provided
3 within the time period required by section 331.305.

4 4. Notice required under this section shall be in addition
5 to any notice required under section 335.6.

6 Sec. 3. NEW SECTION. **414.4A Required notice to Camp Dodge.**

7 1. Prior to the adoption or amendment of an ordinance,
8 regulation, or restriction that affects property located within
9 one-half mile of the real property comprising Camp Dodge or
10 prior to any action relating to the granting of a variance from
11 an ordinance, regulation, or restriction that affects property
12 located within one-half mile of the real property comprising
13 Camp Dodge, the city shall provide notice to the adjutant
14 general of the state.

15 2. Notice required under this section shall include all
16 information required to be provided in a notice under section
17 414.4 and any other information that is relevant to the
18 operation or security of Camp Dodge.

19 3. Notice required under this section shall be provided
20 within the time period required by section 362.3.

21 4. Notice required under this section shall be in addition
22 to any notice required under section 414.4.

23 EXPLANATION

24 This bill requires a city or county, as applicable, prior
25 to the adoption of, amendment of, or variance from, a zoning
26 ordinance, regulation, or restriction that affects property
27 located within one-half mile of the real property comprising
28 Camp Dodge, to provide notice to the adjutant general of the
29 state. The notice is required to include the same information
30 required to be published in other public notices related to
31 zoning and include any other information that is relevant to
32 the operation or security of Camp Dodge. The notice must be
33 provided not less than four and not more than 20 days before
34 the date of the zoning action.