Chapter 4.21 - URBAN DEER AND TURKEY MANAGEMENT PROGRAM

4.21.010 Definitions - Urban Deer And Turkey Management Program

The following terms shall be defined as follows:

Antlerless: A deer with no visible forked antler.

Arrow: Shall be limited to the arrows allowed by the Iowa Department of Natural Resources (DNR); except, a hunter with a disability may qualify under DNR guidelines to use an alternative propelled device.

Bow: Shall be limited to the bows allowed by the Iowa Department of Natural Resources (DNR); except, a hunter with a disability may qualify under DNR guidelines to use an alternative bow.

Button buck: A male deer with antlers that are less than three inches long.

Elevated stand: At a height of at least six vertical feet off the ground in a manufactured stand (tree stand, ladder stand, tripod, quad pod, or tower), with an approved safety harness or safety system attached to the stand, to ensure that the hunter's body is not in contact with the ground and to ensure a downward thrust of the arrow released by bow hunting; except, a hunter with a disability may qualify under DNR guidelines to use an alternative to the elevated stand.

Permission form: A document issued by the city, which requires the hunter to receive written authorization from the property owner or property manager for the hunter to hunt on the private property, and to file the document with the city.

Turkey: A female wild turkey.

Urban antlerless deer license: A document issued by the DNR in addition to the small game hunting license to allow a bow hunter to harvest an antlerless deer under the city's urban bow hunting program.

Usable portion: Any part of a deer or turkey that is customarily processed for consumption.

(Ord. 6008 § 1, 2008)

(Ord. No. 6210, § 1, 7-14-2014; Ord. No. 6241, § 1, 8-24-2015)

4.21.020 Hunting Regulations

A. Licensed bow hunters meeting the requirements established by the Iowa Department of Natural Resources (DNR) may hunt antlerless deer or female turkey within the areas designated A1 or A2 on public or private property, and areas designated R1, R2, and R3 on private property totaling three acres or more, under all of the following conditions:
    1. Hunting may occur only on dates designated by DNR as bow-hunting season in the areas designated R1, R2, R3 on private property totaling ~~three acres~~ one acre or more, A1 or A2 by persons who are at least eighteen (18) years of age and licensed for such hunting, and this license must be carried on his/her person;
    2. Hunters must have written permission from the property owner, and must carry that written permission form on his/her person, and the portion of the Council Bluffs zoning map which verifies that the property is within the R1, R2, R3 on private property totaling three acres or more, A1 or A2 zone;
    3. ~~Hunters cannot carry an uncased bow within five hundred (500) feet of any residence or within one hundred fifty (150) feet of any city improved trail, road or building~~;
    4. Hunters must take all shots from an elevated stand and shoot no further than twenty-five (25) yards;
    5. Hunters must comply with all Iowa DNR rules for hunting within the corporate limits of Council Bluffs; and

6. Hunters must participate in a bow hunter safety education course certification and an annual archery proficiency test certification; and
7. Hunters must take all deer meat to be processed or given to charity.

B. Licensed bow hunters meeting the requirements established by the DNR may hunt antlered deer and female turkey within the areas designated as A1 or A2 on public or private property and areas designated R1, R2, and R3 on private property totaling three acres or more, under all of the following conditions:
    1. All conditions set forth in CBMC 4.21.020 Paragraphs A,1 through A,7.
    2. A limited number of antlered deer and male turkey may be taken according to an incentive program that may be adopted by the city and approved by the DNR.

(Ord. 6008 § 1, 2008)

(Ord. No. 6041, § 1, 8-24-2009; Ord. No. 6241, § 1, 8-24-2015; Ord. No. 6358, § 1, 10-22-2018)

4.21.025 Feeding Prohibited

A. No person shall place or permit to be placed on the ground, or within five feet of the ground surface, any grain, fodder, salt licks, fruit or vegetables, nuts, hay or other edible materials, which may reasonably be expected to intentionally result in deer or turkey feeding, unless items are screened or protected in a manner that prevents deer from feeding on them. Living fruit trees and vegetation shall be not considered as deer or turkey feeding.
B. Exceptions. This prohibition shall not apply to:
    1. Veterinarians, city animal control officers, county, state or federal game officials who are in the course of their duties, have deer or turkey in custody or under their management.
    2. Persons authorized by the city of Council Bluffs to implement the deer or turkey management program approved by the city council.
    3. Any food placed upon the property for purposes of trapping or otherwise taking deer or turkey where such trapping or taking is pursuant to a permit issued by the Iowa Department of Natural Resources.
    4. Persons feeding birds using self-enclosed feeding devices or containers.
    5. The use of straw, hay or straw-related materials for erosion control, mulching, gardening or other landscape purposes.
C. Enforcement. The administrative authority and the Council Bluffs Police Chief, or the mayor's designee, shall enforce the provisions of this chapter.

(Ord. No. 6041, § 2, 8-24-2009; Ord. No. 6210, § 1, 7-14-2014; Ord. No. 6358, § 1, 10-22-2018)

4.21.030 Penalty For Violation

Any person found guilty of a violation of any of the provisions of this chapter shall, upon conviction, be subject to the penalty provisions set forth in CBMC 8.02.020. Each day that a violation is allowed to continue shall constitute a separate and distinct violation. At the discretion of the city attorney, any violation of the provisions of this chapter may be pursued as a municipal infraction according to the terms of CBMC 1.95 in lieu of criminal prosecution.

(Ord. 6008 § 1, 2008)