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WHAT IS THE 1982 **county land use act?**

PREPARED BY THE IOWA INTERAGENCY RESOURCE COUNCIL FOR
LOCAL OFFICIALS INVOLVED IN THE IMPLEMENTATION OF THE
LAND USE ACT (CHAPTER 1245, 1982 IOWA ACTS), NOVEMBER, 1982

Copies available from: Iowa Office for Planning and Programming,
523 East 12th Street, Des Moines, IA 50319



ROBERT D. RAY
GOVERNOR

Office of the Governor

STATE CAPITOL
DES MOINES, IOWA 50319

November 16, 1982

Dear Land Use Commissioner:

Iowa is blessed with some of the world's richest natural resources. Our land is as productive as any in the world. Our water is abundant and of generally good quality. And, our forests, wetlands, and other natural areas are the hidden jewels of our state.

Yet, without proper planning, we could lose these precious resources.

Iowa is a place to grow, and we have room to grow and develop. But, we must do so with the foresight to plan for a future which includes the proper use and protection of the source of our strength--our land and water.

The new land use bill (Senate File 2218) takes a significant step down the road toward comprehensive land use planning in Iowa. Indeed, national experts indicate it is among the strongest land preservation laws in the nation. Moreover, it offers Iowans several important land use tools, including county land use inventories and planning processes.

With these tools, we can fashion a land use system in Iowa that will mean a future of orderly growth and development. Local control of this land use development process--which was a top priority of our Land Preservation Commission--can and will work so long as counties take this charge seriously and Iowans participate in the land use process.

Enclosed is material developed by the Inter-Agency Resources Council to help you in the land use process in your county. I urge you to read this guidebook which gives you the directions for a successful land use planning effort.

Iowans have a long history of concern over the conservation and proper utilization of our resources. Your work in this land use planning process will be instrumental in continuing that Iowa tradition.

Best regards.

Sincerely,

A handwritten signature in cursive script that reads "Robert D. Ray".

Robert D. Ray
Governor

RDR:cg
Enclosure

I. ACT SUMMARY

A. Purpose. The primary purpose of the Act is to provide for the orderly use and development of land and related natural resources, preserve private property rights, protect natural and historic resources, promote the efficient use and conservation of energy resources, and preserve agricultural land, through processes that emphasize the participation of citizens and local governments.

B. Creation of Agricultural Areas. Anytime after the effective date of the Act (July 1, 1982), a farmland owner may submit a proposal to the board of supervisors for the creation of an agricultural area. The agricultural area must include at least 500 acres of farmland and must not exist within the corporate limits of a city.

Guidelines for the creation of agricultural areas are given in a brochure available from the State Department of Agriculture.

C. County Commission Established. By October 1, 1982, each county is required to establish a "County Land Preservation and Use Commission" comprised of the following members:

- 1 member appointed by and from the County Agricultural Extension Council;
- 2 members appointed by the District Soil Conservation Commission (one must be a commissioner; the other a non-commissioner and an active farmer);
- 1 member appointed by the board of supervisors who may or may not be a supervisor;
- 1 member appointed by and from a convention of mayors and council persons of all cities within the county (if one city contains more than half of all cities population, that city appoints the member);
- 1 additional member appointed by a city, if such city contains more than half of the total county population and if the county population exceeds 50,000

5 or 6 total members

D. County Land Use Inventory. Each county is required to compile a county land use inventory by January 1, 1984.

Guidelines for the county land use inventory are given in a report available from the Iowa Department of Soil Conservation.

E. Inventory Submitted to IARC. The county commission is required to submit within 30 days after completion (by February 1, 1984) a copy of the land use inventory to the IARC.

IL 1007 ACTIVITIES TIMETABLE

F. County Land Use Plan. By September 1, 1984, and after holding at least one public hearing, each county commission is required to submit to the board of supervisors one of the following two: 1) a county land use plan for the unincorporated areas in the county; 2) the completed land use inventory with a set of written findings on such factors as methods of preserving agricultural land and environmentally sensitive areas, methods of providing for residential, commercial, industrial and other uses, and methods of implementing the plan.

The Iowa Interagency Resource Council (IARC) intends to provide other guide-books in the near future to assist the county commissions in the preparation of the county land use plans and the sets of written findings.

G. Plan or Findings Submitted to IARC. The county commission is required to submit within 30 days after completion (by October 1, 1984) a copy of the land use plan or the set of written findings to the IARC.

II. MAJOR ACTIVITIES TIMETABLE

July 1, 1982

Bill becomes effective

July, 1982

State Interagency Resources Council (IARC) establishes committees for assisting counties

July, 1982
and Beyond

A farmland owner can submit to the county board a proposal for the creation of an agricultural area

October 1, 1982

County commission established

January 1, 1984

County commission to compile a county land use inventory

February 1, 1984

County commission to transmit a copy of the land use inventory to IARC within 30 days

September 1, 1984

After at last one public hearing, county commission to propose to the county board a county land use plan, or transmit the land use inventory together with a set of written findings

October 1, 1984

County commission to transmit a copy of the land use plan or a set of written findings to IARC within 30 days

III. ASSISTANCE SOURCES

Each county can expect to receive a wide variety of information and assistance from numerous agencies and groups in the preparation of the land use inventory, the set of written findings, and the land use plan. Given below is a listing of some of the sources of assistance:

1. State Interagency Resource Council (IARC). The Act designates the IARC as a center for gathering and disseminating information to the county commissions from the various resource agencies. IARC is responsible for collecting all county inventories, written findings, and land use plans, and preparing a summary of the inventories and submitting the summary to the General Assembly.

IARC is composed of 11 state agency heads who are appointed by the governor. Donald L. Koch, State Geologist, serves as the current IARC Chairman. To fulfill its responsibilities regarding this Act, IARC has established two committees: IARC Land Use Steering Committee, composed of 6 of the 11 IARC members; and Land Use Advisory Committee, composed of 12 members representing public and private interests. Both of the IARC committees are chaired by Larry Wilson, Director, Iowa Conservation Commission.

Attachment A provides the names and addresses of the Land Use Advisory Committee members who can be contacted for additional information and assistance.

2. Iowa State University Cooperative Extension Service. The Act requires the Extension Service to provide county commissions with technical, informational, and clerical assistance.

For further information, contact your county extension office or Stuart Huntington, Planning and Development Specialist, Community and Regional Planning Extension, Ames, 515/294-8707.

3. Areawide Planning Organizations (APOs). APOs traditionally have provided planning, technical and other administrative assistance to their member counties and cities on continuing as well as contractual basis. You may contact your APO to determine what kind of information and assistance it can provide you.

Attachment B provides a listing of APO addresses and a map showing their geographic delineation.

4. State Agencies. The Act identifies 9 state agencies as resource agencies that will provide to each county commission, upon request, any pertinent land use information available to assist in the compilation of the land use inventories.

Attachment C provides the names and addresses of the 9 state agencies.

5. County Attorney. To acquire a copy of the Act (Chapter 1245, 1982 Iowa Acts), contact your county attorney.

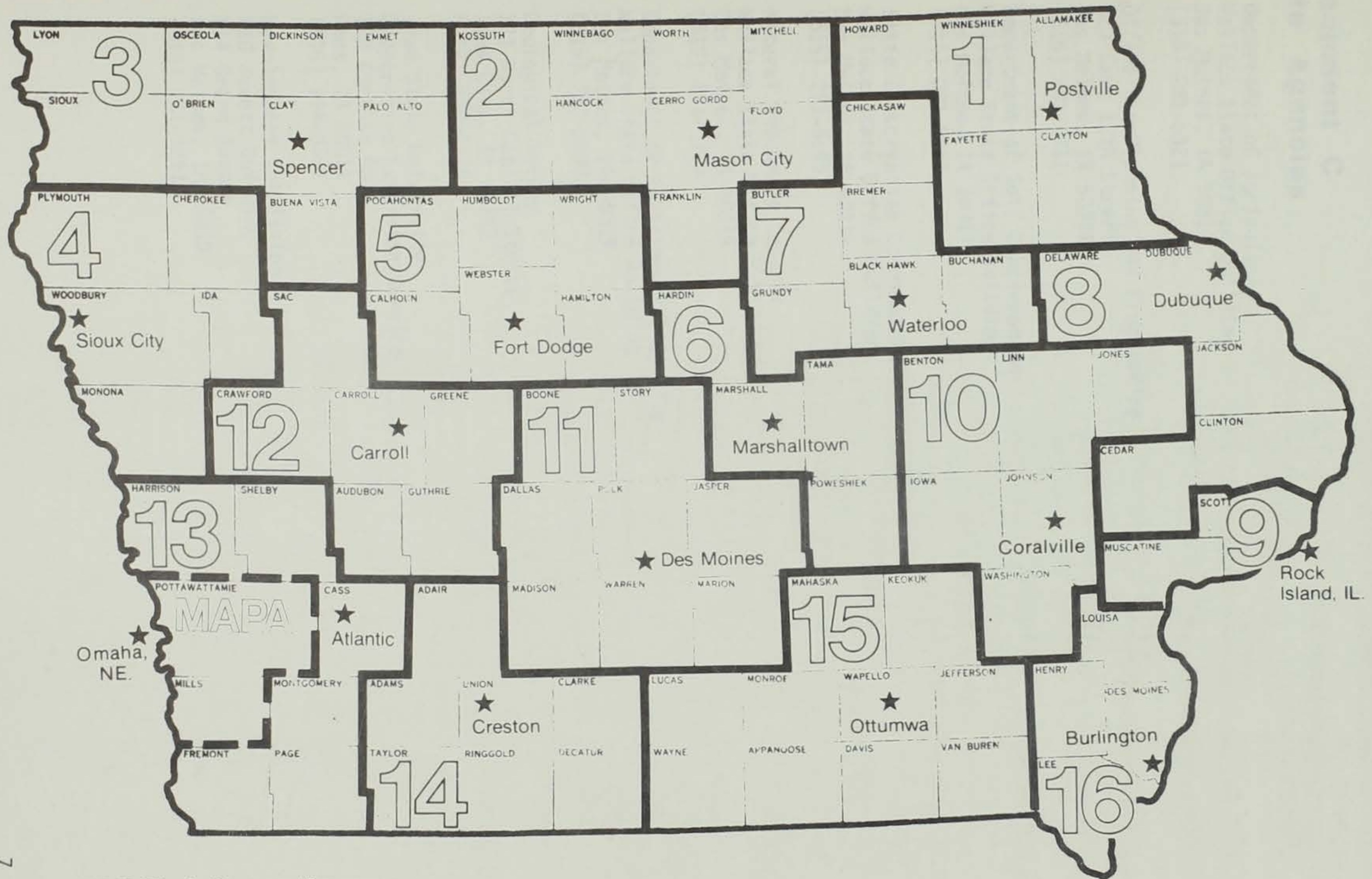
Attachment A IARC Land Use Advisory Committee

1. Mark Ackelson, Assistant Director
Iowa Natural Heritage Foundation
505 Fifth Avenue, Suite 830
Des Moines, IA 50309
(515) 288-1846
2. Paul Anderson, Professor
Land Use Analysis Laboratory
Landscape Architecture Building
Iowa State University
Ames, IA 50011
(515) 294-8943
3. Hugh Copeland, Director
Iowa Northland Regional Council
of Governments
Suite N, Russell Lamson Building
Waterloo, IA 50701
(319) 235-0311
4. Dave Dalquist
Design Collaborative at Ames
P.O. Box 346
Ames, IA 50010
(515) 232-3396
5. Tom Dunbar
Landscape Architect
4408 - 81st Street
Des Moines, IA 50322
(515) 276-6662
6. Dr. John Fuller
Director and Professor
Institute of Urban and
Regional Research
N246 OH, Oakdale Campus
University of Iowa
Iowa City, IA 52242
(319) 353-3862
7. Peggy Huppert
Iowa State Association of Counties
1055 Sixth Avenue
Des Moines, IA 50314
(515) 244-7181
8. Jerry Knox, Assistant Professor
Department of Community and
Regional Planning
Design Center Building
Iowa State University
Ames, IA 50011
(515) 294-7769
9. Dr. Ron Powers, Assoc. Director
of Cooperative Extension
State Extension Service
108 Curtiss Hall
Iowa State University
Ames, IA 50011
(515) 294-8397
10. Jerry Snethen
Farm Bureau Federation
5400 University
West Des Moines, IA 50265
(515) 225-5400
11. Maggie Tinsman
Board of Supervisors
416 W. 4th Street
Davenport, IA 52801
(319) 326-8752
12. Jane Wallerstedt
League of Women Voters
1010 North C
Indianola, IA 50125
(515) 262-6645

Attachment B Areawide Planning Organizations

1. Mr. Jerry Dumke, Director
Upper Explorerland Reg. Planning Comm.
134 West Greene Street
Postville, IA 52162
(319) 864-7551
2. Mr. Thomas Simmering, Director
North Ia. Area Council of Governments
13½ South Federal
Mason City, IA 50401
(515) 423-0491
3. Mr. Jeffrey Schlingmann, Director
Northwest Ia. Planning and
Development Commission
2311 West 18th St., P.O. Box 1126
Spencer, IA 51301
(712) 262-7225
4. Mr. Donald M. Meisner, Director
Siouxland Interstate Metropolitan
Planning Council
626 Ins. Exchange Bldg., P.O. Box 447
Sioux City, IA 51102
(712) 279-6286
5. Mr. Steve Hoesel, Director
MIDAS Council of Governments
19 North 7th Street
Fort Dodge, IA 50501
(515) 576-7183
6. Mr. Gerald Suchan, Director
Region Six Planning Commission
Suite 10, Woodbury Bldg., 8 N. 1st Av.
Marshalltown, IA 50158
(515) 752-0717
7. Mr. Hugh J. Copeland, Director
Ia. Northland Reg. Council of Govts.
Suite N, Russell Lamson Building
Waterloo, IA 50701
(319) 235-0311
8. Mr. William Baum, Director
East Central Intergovernmental Assoc.
Suite 22B, Fischer Bldg., P.O. Box 1140
Dubuque, IA 52001
(319) 556-4166
9. Mr. Gary Vallem, Director
Bi-State Metropolitan Planning Comm.
1504 Third Avenue
Rock Island, IL 61201
(309) 793-6300
10. Mr. James Elza, Director
East Central Ia. Council of Gov't.
400 3rd Avenue, S.E.
Cedar Rapids, IA 52401
(319) 398-3666
11. Ms. Sue Giles, Acting Director
Central Ia. Reg. Assoc. of
Local Governments
Argonne Armory Bldg.
E. 1st & Des Moines Sts.
Des Moines, IA 50309
(515) 244-3257
12. Mr. Gary Bengtson, Director
Region XII Council of Governments
527½ North Adams
Carroll, IA 51401
(712) 792-3511
13. Mr. Michael Audino, Director
Southwest Iowa Planning Commission
18 W. 6th Street
Atlantic, IA 50022
(712) 243-4196
14. Mr. R. Gary Yuva, Director
Southern Ia. Council of Gov't.
228 North Pine Street
Creston, IA 50801
(515) 782-8491
15. Mr. John Nardini, Asst. Prog. Chief
Area XV Regional Planning Comm.
708 East Main
Ottumwa, IA 52501
(515) 682-8014
16. Mr. Gary Smith, Director
Southeast Ia. Regional
Planning Commission
P.O. Box 397, Peterson Bldg.
214 N. Fourth
Burlington, IA 52601
(319) 753-5107
- MAPA Mr. David A. Schreiner, Director
Metropolitan Area Planning Agency
Suite 200, 7000 West Center Road
Omaha, NE 68106
(402) 444-6866

IOWA AREAWIDE PLANNING ORGANIZATIONS



SOURCE: Office for Planning and Programming

Attachment C State Agencies

1. Department of Agriculture
Wallace State Office Building
Des Moines, IA 50319
(515) 281-5321
2. Office for Planning and Programming
523 East 12th Street
Des Moines, IA 50319
(515) 281-3711
3. Department of Soil Conservation
Wallace State Office Building
Des Moines, IA 50319
(515) 281-5851
4. State Conservation Commission
Wallace State Office Building
Des Moines, IA 50319
(515) 281-5145
5. Natural Resources Council
Wallace State Office Building
Des Moines, IA 50319
(515) 281-5913
6. Department of Environmental Quality
Wallace State Office Building
Des Moines, IA 50319
(515) 281-8690
7. Geological Survey
123 North Capitol Street
Iowa City, IA 52242
(319) 338-1173
8. Iowa State University
Cooperative Extension Service
108 Curtiss Hall
Ames, IA 50011
(515) 294-8397
9. Development Commission
250 Jewett Building
914 Grand Avenue
Des Moines, IA 50319
(515) 281-3251

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