

City of Newport, MN
Ordinance No. 2023-07

An Ordinance Amending Chapter 6- Animals, Article II- Care and Control,
Division 4 Deer and Turkey

The City Council of the City of Newport Does Ordain that the following ordinances be amended:

Sec. 6-120. Designated hunting areas.

The city council shall determine, by resolution, areas for archery deer and turkey hunting. The resolution shall define the areas, by map, which may be hunted. This map shall be effective for the stated hunting seasons.

(Code 1997, § 760.02)

Sec. 6-121. Hunting permitted.

Archery deer and turkey hunting shall be permitted on private lots consisting of a minimum of five contiguous acres as allowed by resolution. A combination of parcels may be used to create five contiguous acres of land. All hunting must be done in accordance with archery deer and turkey hunting regulations set forth by state statutes and the ordinances of the city. Hunters must obtain written permission from the landowner to hunt on the property owner's land.

(Code 1997, § 760.03)

Sec. 6-122. Regulations.

- (a) Persons who wish to conduct archery deer hunting in the city shall complete the Metro Bowhunters Resource Base (MBRB) proficiency test certificate on an annual basis at an approved location. Individuals must possess the MBRB proficiency test certificate when conducting archery deer or turkey hunting on city property.
- (b) Written permission from the landowners must be in the possession of the hunter at the time of hunting, along with adequate identification.
- (c) Persons may hunt deer and turkeys with a bow and arrow on land approved by the map provided they are at least:
 - (1) Twenty feet from any property with a zoning classification other than those areas identified by the hunting map.
 - (2) Twenty feet from any public right-of-way.
 - (3) Twenty feet from any land or building not owned by the landowner, unless permission has been granted.
- (d) Deer and turkeys shall be the only animals allowed to be hunted within Minnesota department of natural resources regulations. No other small or large game hunting shall be permitted.
- (e) Hunting on public land is prohibited unless authorized by the city.
- (f) Persons successful in harvesting deer or turkey shall notify the city. (Code 1997, § 760.04)

Sec. 6-123. Deer and turkey management program.

The city clerk-administrator may designate times and dates to conduct a controlled hunt on public property by resolution. after October 15 of each year.

(Code 1997, § 760.05)

Sec. 6-124. Feeding.

- (a) No person may place or permit to be placed on the ground, or within five feet of the ground surface any grain, fodder, fruit, vegetables, nuts, hay or other edible materials (including feed for birds) which may reasonably be expected to intentionally result in deer or turkey feeding, unless such items are screened or protected in a manner that prevents deer from feeding on them. Living fruit trees and other live vegetation shall not be considered as deer and turkey feeding.
- (b) Exceptions. This prohibition shall not apply to:
 - (1) Veterinarians, city animal control officers or county, state or federal game officials who are in the course of their duties, or have deer or turkeys in custody or under their management;
 - (2) Persons authorized by the city to implement the deer management program approved by the city council; or
 - (3) Any food placed upon the property for purposes of trapping or otherwise taking deer or turkeys where such trapping or taking is pursuant to a permit issued by the state department of natural resources.

(Code 1997, § 760.06)

Sec. 6-125. Enforcement.

- (a) *Authority of peace officers.* A peace officer is authorized and empowered to enforce all requirements of this division and related state statutes.
- (b) *Seizure, confiscation, and disposal of deer and property.* A peace officer is authorized and empowered to seize and confiscate any deer taken in violation of this division and to seize, confiscate, and dispose of all guns, firearms, bows and arrows, boats, or vehicles used by the owner or any other person with his knowledge in unlawfully taking or transporting such deer or turkeys in violation of this division. Articles which have no lawful use may be summarily destroyed. Upon conclusion of the prosecution of any case, the guns, firearms, bows and arrows, boats, or vehicles seized pursuant to this section shall be returned to the lawful owner thereof upon payment to the city of all costs incurred by the city in the seizure, to include towing fees and storage or impound fees. In the event the lawful owner cannot be determined or located, the property shall be disposed of in compliance with court order.

(Code 1997, § 760.07)

Secs. 6-126—6-148. Reserved.

Adopted this 21st day of September, 2023 by the Newport City Council.

Motion by: Chapdelaine

Seconded by: Ingemann

VOTE:

Elliott	<u>Aye</u>
Chapdelaine	<u>Aye</u>
Ingemann	<u>Aye</u>
Taylor	<u>Aye</u>
Sumner	<u>Aye</u>

Signed: Laurie D. Elliott
Laurie Elliott, Mayor

Attest:



Joe Hatch, City Administrator