

CHAPTER 111: SHOOTING PRESERVE REGULATIONS

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§ 111.01 PURPOSE.

(A) A person may obtain a license from the Minnesota Department of Natural Resources for the operation of a shooting preserve as authorized and regulated in the Minnesota DNR Commissioner's Order No. 2310.

(B) It is, therefore, desirable to adopt city regulations pertaining to shooting preserves to protect the public health, safety, morals, comfort, convenience and general welfare. (Prior Code, § 320.01)

§ 111.02 DEFINITIONS.

For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

SHOOTING PRESERVE. An area within the City of Greenfield which has special hunting privileges through the approval of a license by the Minnesota Department of Natural Resources and which is operated in compliance with the Minnesota Department of Natural Resources Commissioner's Order No. 2310 and any future amendments and the city regulations. (Prior Code, § 320.02)

§ 111.03 CONDITIONAL USE PERMIT AND LICENSE.

No person shall construct, locate, operate or maintain a shooting preserve within the City of Greenfield without first obtaining a conditional use permit and license as required in this section. The procedures for conditional use permits under Chapter 152 of the City Code shall be followed.

(A) In permitting a new conditional use permit or the alteration of an existing conditional use, the City Council may impose, in addition to standards and requirements expressly specified by this chapter, additional conditions which it considers necessary to protect the best interest of the surrounding area or the community as a whole.

(B) In granting a conditional use or altering an existing conditional use, the City Council shall require the applicant to demonstrate that the proposed use meets all the criteria of the Greenfield City Code.

(C) A shooting preserve must be at least 40 but not more than 160 contiguous acres for private shooting preserves and at least 100 but not more than 1,000 contiguous acres, including any water area, for commercial shooting preserves, pursuant to M.S. § 97A.115, as it may be amended from time to time.

(D) The licensee shall hold and comply with all license requirements of the Minnesota Department of Natural Resources.
(Prior Code, § 320.03) (Am. Ord. 13-001, passed 6-18-2013) Penalty, see § 10.99

§ 111.04 APPLICATION FOR A SHOOTING PRESERVE CONDITIONAL USE PERMIT.

(A) *Generally.* Application for a shooting preserve conditional use permit shall be made on forms provided by the city and submitted to the Zoning Administrator. Only a complete application with all of the required information shall be accepted. The Zoning Administrator shall determine whether or not an application is complete, and if not, shall return the application to the applicant along with notice of the required information needed to make the application complete.

(B) *Information required.*

- (1) Name, address and telephone number of applicant;
- (2) Name, address and telephone number of fee owner;

(3) Proof of ownership and/or lease rights of all land within the boundaries of the proposed shooting preserve;

- (4) Legal description of the property proposed for the shooting preserve;
 - (5) Existing zoning classification of the subject property and for all property within 1,500 feet of the proposed shooting preserve and the present use of the lands;
 - (6) The future land use designation from the land use guide plan map of the Greenfield comprehensive guide plan of the proposed site and all properties within 1,500 feet of the site;
 - (7) The application form shall be accompanied by a licensed abstractor's certificate showing the names and the addresses of the record owners of all the property within 1,500 feet of the subject property; and
 - (8) A copy of the completed shooting preserve questionnaire as required by Minnesota Department of Natural Resources.
- (C) *Plans required.* Fifteen copies of complete plans drawn to scale and noting the following minimum information:
- (1) A boundary survey prepared by a registered land surveyor showing the total area and dimensions of the subject property;
 - (2) Location of all abutting existing streets, highway and public rights-of-way or easements;
 - (3) The U.S.G.S. topographical map of the subject property. This information shall be transferred onto a second copy of the boundary survey;
 - (4) The existing vegetation cover types on the site;
 - (5) The existing soil types and classifications according to Hennepin County Soil and Water Conservation Department;
 - (6) An analysis of existing drainage patterns and corresponding hydrological data if necessary and required by the city;
 - (7) Location of existing building or other improvements on the subject property;
 - (8) The number, location and dimensions of all proposed hunting fields;
 - (9) Plans and specifications for all proposed buildings;
 - (10) Plans and specifications for all proposed water supply and sanitary sewer facilities;

- (11) A map denoting anticipated decibel levels at the boundaries of the subject property and 500 feet of surrounding properties;
- (12) A traffic impact analysis report if determined necessary from the city;
- (13) A complete fencing plan for the property boundary;
- (14) A complete sign plan including business signs, directional signs, information and instructional signs, warning signs and any other signage being considered; and
- (15) Other data as necessary to determine compliance with this code.

(D) *Rules required.* Fifteen copies of all proposed rules and regulations which shall be used for membership into the shooting preserve.

(E) *Filing fee.* The applicant shall pay a fee in the amount of \$300 at the time of application. This fee shall be imposed for the purpose of defraying normal expenses incurred by the city in the administration of the application.

(F) *Escrow fee.* The applicant shall provide the city with an escrow fee of \$1,000. The fee shall be used to pay additional costs incurred in excess of the filing fee for administration, consulting, legal and all other services needed for review and consideration of the application. If necessary additional escrow monies shall be collected, those monies not used upon completion and final action shall be returned to the applicant.

(Prior Code, § 320.04) Penalty, see § 10.99

§ 111.05 MINIMUM STANDARDS.

The following are minimum standards for the operation of a shooting preserve in the City of Greenfield.

(A) A preserve shall contain a minimum of 100 but not more than 500 contiguous acres, including water area and safety zones.

(B) Safety zones shall be provided not allowing hunting or shooting within 800 feet of all property lines. The inward boundaries of the safety zone shall be fenced and posted with warning signs for hunters every 250 feet stating in a minimum of 2-inch letters "No Shooting Beyond This Point." Fencing shall consist of a 4-foot high woven wire stock and field fence, with at least 2 strands of barbed wire at the top and properly maintained at all time.

(C) The entire property shall be fenced with a 4 foot high woven wire stock and field fence with at least 2 strands of barbed wire at the top. The fence shall be properly maintained in this condition at all times.

(D) The boundaries of licensed shooting preserves shall be posted with warning signs with letters at least 2 inches high. The sign shall include: "Licensed Shooting Preserve," "No Trespassing" and shall be signed by the owner or manager and shall be posted at intervals of not more than 250 feet around the boundaries.

(E) Firearms shall only consist of a maximum size of 12-gauge shotgun used for hunting only.

(F) No muzzle loaders, rifle and pistol shooting of any type shall be allowed.

(G) Trap, skeet shooting and sporting clays shall not be permitted.

(H) No dog field trials shall be allowed.

(I) The open season for hunting shall be in accordance with the Minnesota Department of Natural Resources regulations. Shooting hours shall be limited to 9:00 a.m. to 5:00 p.m. or sunset whichever comes first.

(J) A club house may be permitted but shall not include retail sales, a restaurant or any commercial use. Restrooms shall be included with properly designed on-site septic tank and drainfield systems. No overnight lodging shall be permitted. Activities of the club house shall be limited to uses normally incidental to the shooting preserve operation and shall not include commercial uses of group gatherings or for outside organization.

(K) No alcoholic beverages at any time may be sold for consumption and the drinking of alcoholic beverages shall not be permitted during hunting activities.

(L) An off-street parking plan shall be provided showing 1 parking space per patron during peak use plus employee or property owner parking.

(M) No commercial kennels shall be permitted.

(N) No dog field training shall be permitted.

(O) No hunting fields shall be located within 800 feet to any property line or 1,600 feet of any residential zoning district.
(Prior Code, § 320.05) Penalty, see § 10.99

§ 111.06 DNR RESTRICTION.

(A) The licensee shall provide the city with completed copies of the records and registration books provided by and required by the Minnesota Department of Natural Resources.

(B) The licensee shall also provide the city with a copy of the annual report required by the Minnesota Department of Natural Resources.
(Prior Code, § 320.06)

§ 111.07 INDEMNIFICATION.

The owner shall defend, indemnify and hold the City of Greenfield harmless from any loss, expense, damage, including reasonable attorney fees that may be incurred as a result of granting a conditional use permit.

(Prior Code, § 320.07)

§ 111.08 MANAGEMENT.

The names of 3 people responsible for maintaining the rules of the club shall be provided to the city in the event that they need to be contacted.

(Prior Code, § 320.08)

§ 111.09 AFFIDAVIT.

The owners shall file with the City of Greenfield, every January, an affidavit stating that they are in compliance with the conditions of the conditional use permit. Failure to do so may be a basis for revocation of the conditional use permit.

(Prior Code, § 320.09)

§ 111.10 INSPECTION FEE.

An annual inspection fee may be charged to a shooting preserve operation that is conducted on an annual basis for the purpose of having Greenfield city staff inspect the operation. The amount charged to the shooting preserve operators shall be equal to cover all expenses incurred by the city to conduct the inspection.

(Prior Code, § 320.10)

§ 111.11 SUSPENSION AND REVOCATION.

Should the City Council determine that any of the conditions of the conditional use permit have been violated and that the violation had not been corrected within 30 days of notification to the property owner, the City Council shall schedule a public hearing, with notice to the owner, to consider the violations and thereafter may suspend, modify or revoke the conditional use permit, stating reason for the action taken.

(Prior Code, § 320.11)