

# IRON COUNTY ORDINANCE 2015-1

## AN ORDINANCE OF IRON COUNTY, UTAH, ALLOWING NIGHT HUNTING INCLUDING SPOTLIGHTING WITH A WEAPON ENACTED PURSUANT TO U.C.A. §23-13-17

**WHEREAS**, Iron County desires to adopt an ordinance to allow night hunting, including spotlighting with a weapon.

### DEFINITIONS:

**Spotlighting** - Throwing or casting the rays of any spotlight, headlight, or other artificial light on any highway or in any field, woodland, or forest while having in possession a weapon by which protected wildlife may be killed.

**Motor Vehicle** - As defined in U.C.A. §41-6a-102

1. Species that may be taken while spotlighting are limited to coyote, red fox, striped skunk, raccoon, and jackrabbit.
2. This ordinance provides that:
  - A. Any artificial light used to spotlight coyote, red fox, striped skunk, raccoon, or jackrabbit must be carried by the hunter.
  - B. A motor vehicle headlight or light attached to a motor vehicle not be used to spotlight prey.
  - C. While hunting with the use of an artificial light, the hunter may not occupy or operate any motor vehicle.
3. Restrictions on spotlighting within Iron County
  - A. Before being able to spotlight, a person must first obtain a spotlighting permit from the Iron County Sheriff's office. There is a \$20.00 fee for each permit, and the Sheriff's Office may restrict the number of permits issued. The cost of the permit is for the administration and enforcement costs of the permit and will be retained by the Iron County Sheriff's Office. Once a hunter has submitted an application and paid the appropriate fee, a permit will be mailed to them at the mailing address provided within about 5 business days. Permits are valid for 365 days from when they are obtained. Those individuals in the field with a weapon are required to possess a spotlighting permit. Hunters are required to have either a Utah Hunter Education Certificate of Completion ("Blue Card"), have a birth date of December 31, 1965 or earlier, or a current Utah

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(Small Game) license in order to purchase a spotlighting permit. Hunters under the age of 16 may receive a free permit if a legal guardian purchases a permit at full price.

- B. The spotlighting season in Iron County shall be closed from August 1 through November 30.
- C. Any weapon may be used for spotlighting. Firearms may not have a caliber larger than .24 and must not be capable of being fired automatically. Expanding bullets must be used. Shotguns and archery tackle are permitted.
- D. Spotlighting is not allowed within 600 feet of a residence, city, or town boundary.
- E. Spotlighting is not allowed on private property without written permission from the property owner.
- F. Hunters are not allowed to trespass on private property while spotlighting.
- G. Spotlighting may not be done by a person under eighteen years of age, unless accompanied by a person eighteen years of age or more and each person must possess a spotlighting permit.
- H. Persons hunting with a spotlight must contact the Sheriff's Office each day they are hunting and provide the following information:
  - i. Permit Number
  - ii. Approximate location
  - iii. Approximation of time they will be hunting
  - iv. If hunting with more than one person, the permit number of each hunter must be reported.

4. This ordinance does not apply to:

- A. A person or his agent who is lawfully acting to protect his crops or domestic animals from predation by those animals; or
- B. An animal damage control agent acting in his official capacity under a memorandum of agreement with the Division of Wildlife Resources.

5. Property Damages:

- A. Hunters who are found to have caused damages will be solely responsible for all damages to any and all property damaged.
- B. If found to be criminal in nature, the hunters will be charged criminally and will face prosecution according to Utah State Law.

6. Any person violating a provision of this ordinance shall be guilty of a Class B Misdemeanor.

7. Any person found in violation of their permit will lose the privilege of holding an Iron County spotlight permit for a minimum of 5 years.

- A. Violations will be reported to State Wildlife Offices.

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8. Effective date:

This ordinance shall become effective May 13<sup>th</sup>, 2015

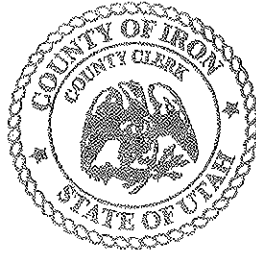
PASSED, APPROVED and ADOPTED this 13<sup>th</sup> day of April, 2015.

IRON COUNTY

By: *Dale Brinkerhoff*  
Dale Brinkerhoff Iron County Commission Chair

ATTEST:

*Jonathan T. Whittaker*  
Jonathan T. Whittaker, County Clerk



VOTING:

Alma L. Adams      Aye

Dale Brinkerhoff      Aye

David Miller      Aye

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