



# Serving Notice

- 1<sup>st</sup> notice is a phone call or polite letter in regular mail
- Certified notice to destroy sent:
  - 5-8 days later depending on: severity of infestation, maturity of plants, how vocal the complainant is, repeat offenders, effort put forth by violator, weather etc.
- 3 part method of service per County Attorney:
  - Certified letter,
  - regular mail
  - post property per advice of.



NOTICE

The Public Access Right of Easement is established with Section 107 of the Code of Iowa. This easement is established for the purpose of providing public access to the shorelands of the State of Iowa. The easement is established for the purpose of providing public access to the shorelands of the State of Iowa. The easement is established for the purpose of providing public access to the shorelands of the State of Iowa.

Section 107.1, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.2, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.3, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.4, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.5, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.6, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.7, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.8, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.9, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."

Section 107.10, Code of Iowa, states: "The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa. The State shall provide for the public's right of access to the shorelands of the State of Iowa."





# What does the law say on notice...

- ▶ Iowa Code 317.6 “...In computing time hereunder it shall be...if made by certified mail, **from the date of mailing** as evidenced by the certified mail book at the post office where mailed.”
- ▶ War Eagle Village Apts. V. Plummer, 775 N.W.2d 714, (Iowa 2009) – deemed notice 7 days from date of certified mailing was unconstitutionally short.



# What we do...

- ▶ From the 5 days from **receipt** of Certified Letter. Otherwise we 2 weeks from date of mailing and posting property.
  - ▶ Problem has usually set seed by this time.
- ▶ I have only done 4 or 5 destructions. Largest one was 4 acres in size. I have always mowed wherever possible, per the weed law language that seems to prefer cutting over mowing.



# Collection of fees...

- Send the property owner the bill as soon as possible. Make payable to Dallas County Treasurer
- They will usually call.
- Explain to them that if they don't pay it, a Public Hearing will be held on the issue and after the public hearing, the fine will be assessed to their taxes.
- No objections from my County Attorney or Board of Supes for collecting fines this way. Most of the areas and fines were small though, \$200-\$600. Billing right away end up saving time and BS involved with a public hearing and assessing it to the tax rolls.
- Money collected goes back into Secondary Roads Budget since Road Dept equipment was used and it took me away from my Road Dept duties.