

Reported Recommending .....  
 Ind. Postponed .....  
 Passed Senate .....  
 Failed to Pass Senate .....  
 Passed House .....  
 Failed to Pass House .....

**Senate File 177**

February 3, 1947.  
 Passed on File.

By FOSTER and SHARP (Anderson).

## A BILL FOR

An Act to amend section three hundred sixty-eight point one (368.1), section three hundred sixty-eight point nine (368.9), and section three hundred seventy point thirteen (370.13), Code 1946, relating to general powers of cities and towns, and to leasing of public parks, and authorizing cities and towns, under thirty thousand population, to lease parks or portions thereof to organizations to conduct celebrations, and for the playing of baseball and other athletic games.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Section three hundred sixty-eight point one  
 2 (368.1), Code 1946, is hereby amended by inserting after the  
 3 word "acquire" in line fifteen (15) a comma (,) and the word  
 4 "lease".

1 Sec. 2. Section three hundred sixty-eight point nine  
 2 (368.9), Code 1946, is hereby amended by adding at the end  
 3 thereof the following subsection:

4 "Parks, and cities and towns having a population under  
 5 thirty thousand, to lease under reasonable rules and  
 6 requirements a particular park or portions thereof, under their  
 7 jurisdiction, for a period of not in excess of ten (10) days to  
 8 charitable, fraternal, educational, patriotic, and non-profit  
 9 agricultural organizations to conduct celebrations, anniversaries

10 and entertainments, and under such conditions as to charging  
11 a fee for the use of the same and for the attendance at same as  
12 said city or town council shall determine.

13 Said cities and towns shall have the power to lease under  
14 reasonable rules and requirements a portion of any park under  
15 their jurisdiction for such time or times, not to exceed six  
16 (6) consecutive months, as the city or town council shall deem  
17 proper for the purpose of permitting the playing of baseball and  
18 other athletic games and contests, and under such conditions as  
19 to charging a fee for the use of the same and for the attendance  
20 at same as said city or town council shall determine, but nothing  
21 herein contained shall be construed as limiting the authority of  
22 cities acting under the commission form of government to enter  
23 into leases up to twenty-five (25) years for portions of parks  
24 or other city property not needed for immediate use, and which  
25 proposed use shall be deemed for the public benefit.

1 Sec. 3. Section three hundred seventy point thirteen  
2 (370.13), Code 1946, is hereby amended by adding at the end  
3 thereof the following new paragraph:

4 "All cities and towns under thirty thousand population  
5 shall have authority to lease parks pursuant to the provisions  
6 of section 368.9".