

ORDINANCE NO. 619

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JEFFERSON, IOWA, BY ADDING CHAPTER 122B TO ASSIST CITY OFFICIALS AND AREA BUSINESSES DEAL WITH PUBLIC HEALTH AND SAFETY ISSUES CREATED BY THE 2023 RAGBRAI EVENT

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. Purpose. This ordinance is enacted to help city officials and citizens deal with the public health and safety problems created by the infusion of a large number of people into the City of Jefferson when the Des Moines Register's Annual Great Bicycle Ride Across Iowa™ (RAGBRAI®) arrives in Jefferson on July 25, 2023.

SECTION 2. New Chapter. The Code of Ordinances of the City of Jefferson, Iowa, is hereby amended by adding a new Chapter 122B, entitled RAGBRAI ORDINANCE (2023), which is hereby adopted to read as follows:

**CHAPTER 122B**

**RAGBRAI ORDINANCE (2023)**

122B.01 Definitions	122B.11 Application Deadline
122B.02 Commercial Vendor Booth - Permit Required	122B.12 Electrical Service
122B.03 Commercial Vendor Booth Fees	122B.13 Motorized Vehicles
122B.04 Commercial Vendor Booth Location	122B.14 Nuisance
122B.05 Nonprofit Vendor Booth - Permit Required	122B.15 Violations - Penalties
122B.06 Nonprofit Vendor Booth Fees	122B.16 Street Closings
122B.07 Nonprofit Vendor Booth Location	122B.17 Outdoor Alcoholic Beverage Garden
122B.08 Designation of Jefferson Matters: Main Street	122B.18 Certain Ordinances Suspended
122B.09 Health Regulations	122B.19 Effective
122B.10 Refundable Cleanup Deposit	

**122B.01 DEFINITIONS.** For use in this chapter the following terms are defined:

1. “Food” shall include food products of all kinds including food packaged for consumption off premises as well as meals prepared for consumption either on or off premises. Food shall also include beverages of every kind, including both alcoholic and nonalcoholic, except for water provided without cost to the consumer.
2. “Person” shall include any individual person, club, group, organization, partnership, corporation or entity of any kind.
3. “Jefferson Matters: Main Street” shall mean Jefferson Matters: Main Street, the entity organized under Chapter 504 of the Iowa Code with its home office located at 201 E. Lincoln Way, Jefferson, Iowa.

**122B.02 COMMERCIAL VENDOR BOOTH – PERMIT REQUIRED.** No for-profit person shall provide or sell food or goods to the public, in Jefferson on July 25, 2023, at a location other than their regularly-established place of business unless said person shall first obtain a Commercial Vendor Booth permit from the City of Jefferson through Jefferson Matters: Main Street.

**122B.03 COMMERCIAL VENDOR BOOTH FEES.** The fees for a Commercial Vendor Booth Permit for a vendor from Greene County shall be \$200.00 for a single width booth, \$300.00 for a 1.5 width booth, and \$400.00 for a double width booth. The fees for a Commercial Vendor Booth Permit for a vendor from outside Greene County shall be \$400.00 for a single width booth, \$600.00 for a 1.5 width booth, and \$800.00 for a double width booth. The space of a single booth is equal to 20 feet by 20 feet.

**122B.04 COMMERCIAL VENDOR BOOTH LOCATION.** A vendor who has been granted a Jefferson Commercial Vendor Booth Permit shall locate its temporary sale facility at a location, and only at that location, to be determined by Jefferson Matters: Main Street.

**122B.05 NONPROFIT VENDOR BOOTH - PERMIT REQUIRED.** No nonprofit person of any kind shall provide or sell food or goods to the public, in Jefferson on July 25, 2023, at a location other than their regularly-established place of business unless said person shall first obtain a Nonprofit Vendor Booth permit from the City of Jefferson through Jefferson Matters: Main Street. This section shall apply to nonprofit persons desiring to sell food or beverages on their own premises for the RAGBRAI event, unless such person or organization is already regularly engaged in the sale of food or beverages and has a state license for such activity.

**122B.06 NONPROFIT VENDOR BOOTH FEES.** The fees for a Nonprofit Vendor Booth Permit for a nonprofit from Greene County shall be \$100.00 for a single width booth, \$150.00 for a 1.5 width booth, and \$200.00 for a double width booth. The fees for a Nonprofit Vendor Booth Permit for a nonprofit from outside Greene County shall be \$150.00 for a single width booth, \$225.00 for a 1.5 width booth, and \$300.00 for a double width booth. The space of a single booth is equal to 20 feet by 20 feet.

**122B.07 NONPROFIT VENDOR BOOTH LOCATION.** A vendor who has been granted a Jefferson Nonprofit Vendor Booth Permit shall locate its temporary facility at a location, and only at that location, to be determined by Jefferson Matters: Main Street.

**122B.08 DESIGNATION OF JEFFERSON MATTERS: MAIN STREET AS AGENT; PERMIT APPLICATION REVIEW.** The City of Jefferson delegates to Jefferson Matters: Main Street the responsibility for the receipt, review, and approval or rejection of permit applications, and determination of vendor locations. A permit applicant may appeal a decision of Jefferson Matters: Main Street to the City

Administrator of Jefferson, whose decision shall be final. The City of Jefferson, in its sole discretion, shall have the right to review the approval or rejection of any permit application. No application for a permit shall be denied on the basis of race, creed, color, sex, age, or country of origin of the applicant.

**122B.09 HEALTH REGULATIONS.** A person issued a Commercial or Nonprofit Vendor Booth Permit for the sale of food pursuant to this Ordinance shall comply with the Iowa Department of Health and Greene County Department of Health rules and regulations, including obtaining appropriate permits, pertaining to the sale and dispensing of food for consumption on its premises.

**122B.10 REFUNDABLE CLEANUP DEPOSIT.** Permitted vendors shall pay, at the time of application, a \$100.00 refundable deposit. If cleanup of the site is approved by Jefferson Matters: Main Street the deposit will be refunded.

**122B.11 APPLICATION DEADLINE.** All applications for permits must be received by June 1, 2023. Applications received after this date are not ensured of approval and are subject to a \$250.00 late fee.

**122B.12 ELECTRICAL SERVICE.** The fee for providing electrical service to each booth shall be \$50.00 per booth. Additional charges may apply if more than basic electrical needs are requested.

**122B.13 PERSONAL MOTORIZED VEHICLES.** The use of motorized vehicles such as scooters, golf carts, ATV's, etc. are prohibited in event venue areas, as designated by Jefferson Matters: Main Street, unless specifically authorized by Jefferson Matters: Main Street or the City of Jefferson.

**122B.14 NUISANCE.** The sale of food or the erection of a temporary facility for the sale of food or other merchandise without a Commercial or Nonprofit Vendor Permit on July 25, 2023, in violation of this chapter shall be considered a nuisance as defined by Chapter 50 of the Code of Ordinances of the City of Jefferson. If this type of nuisance is determined to exist, an emergency abatement procedure pursuant to Section 50.09 of the Code of Ordinances of the City of Jefferson is hereby authorized and may be executed by any peace officer or those acting at their direction by dismantling and removing the nuisance without notice.

**122B.15 VIOLATIONS -- PENALTIES.** Any violation of this chapter shall be subject to the criminal penalties provided by section 1.14 of the Code of Ordinances and shall also be a municipal infraction punishable by civil penalty as provided in chapter 4 of the Code of Ordinances. In the case of a violation the City of Jefferson in its discretion may issue a permit, subject to receipt of the regular permit fee, the regular late fee, and an additional special late fee of \$250.00.

**122B.16 STREET CLOSINGS.** On July 25, 2023, and without prior Council approval regarding the blocking of any streets, any Jefferson police officer, or any

person acting under the direction of a Jefferson police officer, may place barricades or road blocks in any City street, alley or roadway to redirect vehicular traffic in order to enhance the proper and safe flow of bicycle and vehicular traffic within the city limits of the City of Jefferson.

In addition to those barricades and road blocks that may be placed pursuant to the previous paragraph, the following streets shall be closed to through traffic for motor vehicles, as well as personal motorized vehicles as prescribed in Section 122B.13, from 8:15 a.m. to 2:00 p.m. on July 25, 2023:

1. Lincoln Way, between Grimmell Road and Cedar Street;
2. State Street, between Wilson Avenue and Chestnut Street;
3. West Street, between State Street and Harrison Street;
4. High Street, between State Street and Harrison Street;
5. Walnut Street, between State Street and Harrison Street;
6. Pinet Street, between State Street and Harrison Street;
7. Maple Street, between State Street and Harrison Street;
8. Oak Street, between State Street and Harrison Street;
9. Vine Street, between State Street and Harrison Street;
10. Wilson Avenue, between State Street and Harrison Street;
11. Chestnut Street, between State Street and Harrison Street;
12. Locust Street, between State Street and Harrison Street; and
13. Olive Street, between State Street and Harrison Street.

**122B.17 OUTDOOR ALCOHOLIC BEVERAGE GARDEN.** The presence of 20,000 to 25,000 extra people in Jefferson on July 25, 2023, many of whom may be consuming alcoholic beverages, has the potential to overwhelm local law enforcement personnel. Therefore, in order to ensure public safety and to facilitate police protection, the Council determines that there may be no more than one special event permit applicant permitted to operate an outdoor alcoholic beverage garden from a temporary location with a five day or fourteen day beer permit and/or five day or fourteen day liquor license. To help support the cost incurred by Jefferson Matters: Main Street to host RAGBRAI, Jefferson Matters: Main Street, or its designee, shall have the first option to apply for the necessary permits or licenses to

operate such alcoholic beverage garden at such location, but if Jefferson Matters: Main Street does not secure such a permit and/or license before July 1, 2023, the Council shall have the option to consider applications from other vendors. Businesses that have an existing liquor license for an outdoor service area as of the date of approval of this Ordinance shall be permitted to operate such within the space defined in their license. No temporary premises updates regarding outdoor service areas of existing license holders will be allowed for a date that includes July 25, 2023.

**122B.18 CERTAIN ORDINANCES SUSPENDED.** Effective July 25, 2023, 6:00 a.m., to July 25, 2023, 5:00 p.m., the following chapters and sections of the Code of Ordinances shall be suspended and shall not be enforced:

1. Section 69.07, subsection 17 (regarding parking between lot line and curb line).
2. Section 69.09 (regarding truck, recreational vehicle, and trailer parking).
3. Chapter 122 to the extent that the activity is permitted in accordance with this chapter.

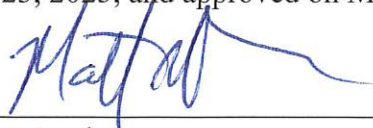
**122B.19 EFFECTIVE.** The provisions of this chapter shall be in effect upon passage by the City Council of Jefferson, and shall be of no force or effect after July 26, 2023, except that penalties for violations occurring while it is in effect may be imposed after such date.

SECTION 3. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 4. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law. Due to its temporary nature the chapter added by this ordinance shall not be printed as part of the permanent Code of Ordinances of the City of Jefferson.

Passed by the City Council of Jefferson on May 23, 2023, and approved on May 23, 2023.



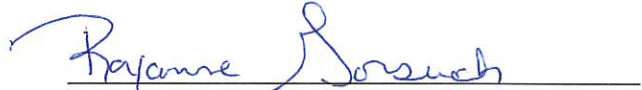
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Matt Gordon, Mayor

Attest:

  
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Roxanne Gorsuch, City Clerk

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I hereby certify that the foregoing ordinance was published in The Jefferson Herald on  
June 1, 2023.

  
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Roxanne Gorsuch, City Clerk