

**AN ORDINANCE OF THE CITY OF EARLY ENTITLED "RAGBRAI - MISCELLANEOUS PERMITS"**

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

**SECTION 1:** 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 Early when the Des Moines Register's Annual Great Bicycle Ride Across Iowa™ (RAGBRAI) arrives in Early on July 25, 2021, and departs on July 25, 2021.

**SECTION 2:** That Section 5.34 RAGBRAI - Miscellaneous Permits of the Code of Ordinances of the City of Early, Iowa, be and the same is hereby amended to read as follows:

**SECTION 3: FOOD VENDOR.** No person, club, group, organization, corporation or entity of any kind shall provide or sell food/beverages to the public in Early on July 25, 2021 unless said person or entity shall first obtain a Vendor's Permit from the City of Early through the Early RAGBRAI Committee located at 107 N Main Street in Early, Iowa. However, see Section 10 of this Ordinance.

**SECTION 4: FOOD VENDOR FEES.** The fee for an Early Vendor Permit shall be as follows if obtained by June 15th, 2021: a Local Non Profit Vendor Permit shall be \$100.00, a Local Profit Vendor Permit shall be \$200.00 and an Out of Town Profit Vendor Permit shall be \$400.00. Booth space is 20' x 10'. Permits issued between June 15th, 2021 and July 15th, 2021 shall be charged an extra \$100.00 per Vendor Permit. No Food Vendor Permit shall be issued after July 15th, 2021.

The Food Vendor Permit shall be granted on conditions that the food vendor locates his sale stand at a location to be determined by the Early RAGBRAI Committee; and, all food vendors must show proof of liability insurance in an amount to be approved by the Early RAGBRAI Committee; and, all food vendors shall comply with the Iowa Department of Health Rules and Regulations governing the sale of food for consumption on the premises; and, all food vendors shall hold a temporary or permanent Food Establishment License.

**SECTION 5: STREET VENDOR.** No person, club, group, organization, corporation or entity of any kind shall provide or sell merchandise/entertainment to the public in Early on July 25, 2021 unless said person or entity shall first obtain a Vendor's Permit from the City of Early through the Early RAGBRAI Committee located at 107 N Main Street in Early, Iowa. However, see Section 10 of this Ordinance.

**SECTION 6: STREET VENDOR FEES.** The fee for an Early Vendor Permit shall be as follows if obtained by June 15th, 2021: a Local Non Profit Vendor Permit shall be \$100.00, a Local Profit Vendor Permit shall be \$200.00 and an Out of Town Profit Vendor Permit shall be \$400.00. Booth space is 20' x 10'. Permits issued between June 15th, 2021 and July 15th, 2021 shall be charged an extra \$100.00 per Vendor Permit. No Food Vendor Permit shall be issued after July 15th, 2021.

The Street Vendor Permit shall be granted on conditions that the street vendor locates his sale stand at a location to be determined by the Early RAGBRAI Committee; and, all street vendors must show proof of liability insurance in an amount to be approved by the Early RAGBRAI Committee; and, all street vendors shall comply with the Iowa Department of Health Rules and Regulations governing the sale of merchandise/entertainment.

**SECTION 7: CLEAN UP FEES.** All Food and Street Vendors shall be charged a \$50.00 clean up deposit at the time the permits are issued. These fees shall be refunded within thirty (30) days after the event, if the Early RAGBRAI Committee deems the vendor stand was policed of all refuse and left in the condition the area was prior to the vendor's arrival.

**SECTION 8: GLASS CONTAINERS.** To promote safety during RAGBRAI, all beverages sold in Early, IA by Food or Street Vendors on July 25th, 2021, shall be sold in non-glass containers only. This requirement shall also apply to any existing business, restaurant, service station, or other establishment selling beverages on its premises in an outdoor setting open to the public.

**SECTION 9: NUISANCE.** The sale of food/beverage, merchandise/entertainment or the location of a temporary stand for the sale of these items outdoors, without a permit or in violation of any of the provisions within this ordinance, is hereby declared a nuisance. The Early RAGBRAI Committee is hereby empowered to cause any offering stand or temporary outdoor entertainment or place to be dismantled and removed without notice.

**SECTION 10: MISDEMEANOR.** Selling or supplying food or merchandise to any person without an Early Food Vendor Permit or Early Street Vendor Permit on July 25, 2021 or any violation of this Ordinance shall be a simple misdemeanor punishable by a maximum fine of \$1000.00. Furthermore, any violation of this Ordinance shall constitute a municipal infraction, as set forth in Chapter 3 of the Early City Code of Ordinances, and, therefore, any civil penalties may likewise be assessed and enforced as set forth.

**SECTION 11: SEVERABILITY CLAUSE.** If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of this ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

Passed and approved by this Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Sharon Irwin, Mayor

**ATTEST:**

\_\_\_\_\_  
Lexi Bainbridge, City Clerk

I certify that the foregoing was published as Ordinance No. 325 on the \_\_\_\_\_ day of \_\_\_\_\_, 2021.