

ORDINANCE NO. 1218

ORDINANCE ADDING A NEW CHAPTER 101 TO THE 2012 CODE OF ORDINANCES AND  
ENTITLED "RAGBRAI – MISCELLANEOUS PERMITS"

BE IT ORDAINED by the City Council of the City of Oelwein, Iowa, as follows:

Section 1. This ordinance is enacted to help city officials and citizens manage the public health and safety problems created by the infusion of a large number of people into the City of Oelwein when the Register's Annual Great Bicycle Ride Across Iowa (RAGBRAI) arrives in Oelwein on July 25, 2025.

Section 2. That the 2012 Code of Ordinances of the City of Oelwein, Iowa, be and the same is hereby amended by adding thereto a new Chapter 101, to be entitled "RAGBRAI Ordinance – Miscellaneous Permits" and to read as follows:

Chapter 101  
RAGBRAI Ordinance – Miscellaneous Permits

Sections:

101-1 Food Vender – Permit Required	101-7 Non-Food Vendor Location
101-2 Food Vendor Fees	101-8 Glass Containers
101-3 Food Vendor Location	101-9 Nuisance
101-4 Health Regulations	101-10 Violations – Penalties
101-5 Non-Food Vender – Permit Required	101-11 Effective Period
101-6 Non-Food Vendor Fees	101-12 Street Closings

101.01: Food Vendor – Permit Required. No person, club, group organizations, corporation or entity of any kind shall provide or sell food to the public in Oelwein on July 25, 2025 unless said person or entity shall first obtain a Food Vendor Permit from the City of Oelwein upon the recommendation of Oelwein RAGBRAI 2025, committee. an Iowa not for profit corporation. However, any person or entity which is a resident or its principal place of business is located within Oelwein, Iowa and in possession of a valid permit issued by the State of Iowa for the sale of food to be consumed on its premises as of June 1, 2025, or in possession of a current Iowa retain sales tax permit and whose food sale will be from permanent business premises, shall be exempt from the requirements of this Section. For purposes of this Section, the Fayette County Pork Producers, Fayette County Beef Producers, Fayette County Cattleman's Association, and other similar organizations as the Oelwein RAGBRAI 2025, committee. an Iowa not for profit corporation, may deem as such, shall be deemed to be residents of Oelwein, Iowa.

101.02: Food Vendor Fees. The fee for an Oelwein food vendor permit shall be set by the Oelwein RAGBRAI 2025 committee. Food vendor permits issued to vendors whose residence or principal place of business is outside Oelwein, Iowa shall set by the Oelwein RAGBRAI 2025 committee

101.03: Food Vendor Location. A food vendor who has been granted an Oelwein food vendor permit shall locate its temporary sale facility at the location to be determined and assigned by the Oelwein RAGBRAI 2025, committee., an Iowa not for profit corporation.

101.04: Health Regulations. A person or entity issued a food vendor permit pursuant to this Chapter (a RAGBRAI FOOD VENDOR PERMITTEE herein) shall comply with the Iowa Department of Health and Fayette County Department of Health rules and regulations pertaining to the sale and dispensing of food for consumption on its premises.

101.05: Non-Food Vendor – Permit Required. No person, club, group, organization, corporation or entity of any kind which is in business in Oelwein shall sell merchandise to the public on July 25, 2025, at a location other than their regularly established place of business unless said person or entity shall first obtain a Non-Food Vendor Permit from the City of Oelwein upon the recommendation of the Oelwein RAGBRAI 2025, committee., an Iowa not for profit corporation. Those Oelwein businesses which operate only from their regularly established locations are exempt from the requirements of this section.

101.06: Non-Food Vendor Fees. The fee for an Oelwein non-food vendor permit shall be set by the Oelwein RAGBRAI 2025 committee. Non-food vendor permits issued to vendors who residence is outside Fayette County shall be set by the Oelwein RAGBRAI 2025 committee.

101.07: Non-Food Vendor Location. A non-food vendor who has been granted an Oelwein nonfood vendor permit shall locate its temporary facility at a location to be determined and assigned by the Oelwein RAGBRAI 2025, committee, an Iowa not for profit corporation.

101.075 Permit Display After obtaining the appropriate permit for the Oelwein RAGBRAI 2025 event on July 25, 2025, and July 26, 2025, all vendors and/or booth operators shall display the permit on premises prior to and during operation of any booth or mobile vending operation.

101.08: Glass Containers. To promote public safety during RAGBRAI, all beverages sold in Oelwein, Iowa, by business, food vendor permittee, restaurant, service station, convenience store, grocery store or other establishment on July 25, 2025 shall be sold in non-glass containers only.

101.09: Nuisance. The sale of food or the operation of a temporary facility for the sale of food or other merchandise without an Oelwein food vendor or Oelwein non-food vendor permit on July 25, 2025, in violation of the provisions of this Chapter shall be considered a nuisance, as defined by Chapter 15 of the City Code of Ordinances. If this type of nuisance is determined to exist, an emergency abatement procedure pursuant to Chapter 15 of the Oelwein City Code 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. However, if the only nuisance or violation of this chapter is the offender’s failure to obtain the necessary permit, the RAGBRAI Vendor Committee, in lieu of immediate abatement, may allow the person or organization to immediately purchase a necessary permit as provided at Section 101.1.02 or 101.1.06 as the case may be of this Ordinance.

101.10: Violations – Penalties. Selling or supplying food or merchandise to any person without an Oelwein food vendor or Oelwein non-food vendor permit on July 25, 2025, or any violation of this chapter shall constitute a municipal infraction punishable by a maximum civil penalty of \$750.00 and/or alternative relief including orders to abate or cease, pursuant to Section 1-10 of the Oelwein Code of Ordinances.

101.11: Effective Period. The provisions of this Ordinance shall be effective from 5:00 A.M. (local time) on July 25, 2025 until 10:00 A.M. July 26, 2025

101.12: Street Closings. During the effective dates of this ordinance and without prior Council approval regarding the blocking of any city streets, the City of Oelwein, Chief of Police, or those at his direction, 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 Oelwein.

1.1.13 Motorized Vehicles. The use of motorized vehicles such as scooters, golf carts, UTV’s, etc. are prohibited in event venue areas, as designated by the Oelwein RAGBRAI 2025 committee, unless specifically authorized by the Oelwein RAGBRAI 2025 committee. A list of vehicles authorized by the RAGBRAI Committee will be provided to the Public Safety Chief prior to the day of the event. All other municipal laws and ordinances apply to the use of motorized vehicles as outlined in Title 5, Chapter 1 Traffic Code.

Section 3. That all previous ordinances or parts of this previous ordinance in conflict with the provisions of this ordinance are hereby repealed.

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

Section 5. This ordinance shall be in full force and effect upon its final passage, approval and publication as required by law.

First Reading –	May 12, 2025
Second Reading –	WAIVED
Third Reading –	WAIVED

Passed and adopted by the City Council of the City of Oelwein, Iowa, this 12<sup>th</sup> day of May, 2025.

\_\_\_\_\_  
Brett DeVore, Mayor

ATTEST:

\_\_\_\_\_  
Dylan Mulfinger, City Administrator

Recorded May 13, 2025

First Reading on April 25, 2022 :  
It was moved by \_\_\_\_\_ and seconded by  
that the Ordinance as read be adopted, and upon  
roll call there were:  
AYES    NAYS    ABSENT    ABSTAIN

Cantrell  
Weber  
Lenz  
Payne  
Ricchio  
Seeders

Second Reading on \_\_\_\_\_ It was moved  
by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the  
Ordinance as read be adopted (or to suspend the  
rules), and upon roll call there were:  
AYES    NAYS    ABSENT    ABSTAIN

Cantrell  
Weber  
Lenz  
Payne  
Ricchio  
Seeders

Third Reading on \_\_\_\_\_ It was  
moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ that  
the Ordinance as read be adopted (or to suspend  
the rules) and upon roll call there were:  
AYES    NAYS    ABSENT    ABSTAIN

Cantrell  
Weber  
Lenz  
Payne  
Ricchio  
Seeders