

CHEROKEE COUNTY ORDINANCE NO. 2002-001
RAGBRAI
Sale of Food and other Merchandise

Section 1 – PURPOSE: To control safety and well being of public during RAGBRAI visit in Cherokee County, Iowa on July 21 and July 22, 2002.

Section 2 – PURPOSE: Food and other merchandise *shall* include but not be limited to any and all type of prepared food, finger food, purchased snacks, soda pop, alcohol and any other forms of liquid for consumption by human beings.

Section 3 –PURPOSE: REQUIREMENTS: No person *shall* provide or sell food and other merchandise to the public in Cherokee County, Iowa on July 21 and July 22, 2002, unless the person *shall* have first obtained a vendor's permit from the County of Cherokee acting by and through the Cherokee County RAGBRAI Committee. A food vendor's permit *shall* be granted on the condition that the food vendor locate his or her sale stand at a location to be determined by the County of Cherokee, RAGBRAI food committee and all food vendors *shall* comply with all laws, rules and regulations promulgated by the Iowa Department of Health Rules and Regulations relating to and governing the sale of food for consumption. All food vendors are subject to Cherokee County Sanitarian inspection.

Section 4 – TEMPORARY STAND: Temporary stands for the sale of food or other merchandise *shall* be permitted only at locations designated by the County of Cherokee acting through the RAGBRAI Food and Non-Food Committees.

Section 5 - NUISANCE: The sale of food and other merchandise or the location of a temporary stand for the sale of food or merchandise or the sale of beverages without a permit is hereby declared to be a nuisance. Any member of the Cherokee County Law Enforcement or its designees are hereby empowered to cause any offending food stand or temporary stand where food or other merchandise or beverages are being dispensed in violations of this ordinance to be immediately dismantled and removed without notice.

Section 6 – MISDEMEANOR: It *shall* be a simple misdemeanor for any person to sell or supply food or other merchandise in Cherokee County, Iowa on July 21 and July 22, 2002, without first having obtained a vendor permit through the RAGBRAI Committee.

Section 7 – EXCEPTION: No vendor's permit *shall* be required for any person to sell or supply food or other merchandise in Cherokee County, Iowa on July 21 and 22, 2002, on his or her previously licensed premises, provided that the person was in possession of a current Iowa permit for the sale of food and other merchandise or for the consumption on the premises as of June 1, 2002.

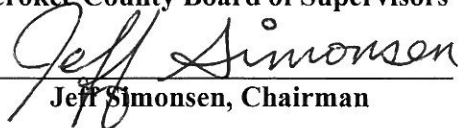
Section 8 - REPEALER: Any Ordinances or part of an Ordinance in conflict with the provisions of the Ordinance is hereby repealed.

Section 9 – SEVERABILITY CLAUSE: If any sections, provisions 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 10 – EFFECTIVE DATE: This Ordinance *shall* become effective after its final passage, approval, and publication as provided.

Passed and adopted by the Board of Supervisors of Cherokee County, Iowa this ____ day of
_____ 2002.

Cherokee County Board of Supervisors



Jeff Simonsen, Chairman