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ORDNC ORDINANCE
Recording Fee: \$ 0.00

Patrick F. Gill, Auditor/Recorder, Woodbury County Iowa

9d

ORDINANCE NO. 69

WOODBURY COUNTY, IOWA

AN ORDINANCE AMENDING THE TEXT OF THE WOODBURY COUNTY ZONING ORDINANCE TO AMEND PORTIONS OF: THE *TABLE OF CONTENTS*; SECTION 3.03.4 ENTITLED: *LAND USE SUMMARY TABLE OF ALLOWED USES IN EACH ZONING DISTRICT*; PORTIONS OF SECTION 6.02 ENTITLED *DEFINITIONS*; AND TO ADD A NEW SECTION REFERENCED AS SECTION 5.07 ENTITLED *SPECIAL EVENT – RAGBRAI AND SPECIAL EVENT – RAGBRAI WITH ALCOHOL* TO THE WOODBURY COUNTY ZONING ORDINANCE; AND

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA THAT THE BELOW ZONING ORDINANCE LANGUAGE AMENDMENTS BE MADE:

Amendment #1 –

On page iii: To add the following to the *Table of Contents, Article 5 Supplemental Requirements*:

Add Section 5.07: Special Event – RAGBRAI and Special Event – RAGBRAI with Alcohol....81

Amendment #2 –

On pages 32, 33, 34, 35, 36, 37, 38, and 39: To add the following use category within the zoning ordinance Section 3.03.4 *Land Use Summary Table of Allowed Uses in each Zoning District*:

Add the term "TU Temporary use" to the top portion of the "Land Use Summary Table of Allowed Uses in each Zoning District" between the "ok Principal allowed use" and "Conditional use" categories.

Amendment #3 –

On page 36: To add the following line-item use language within zoning ordinance Section 3.03.4 *Land Use Summary Table of Allowed Uses in each Zoning District*:

"Special Event – RAGBRAI". With placement of the letters "TU" within the AP (Agricultural Preservation), AE (Agricultural Estates), GC (General Commercial), HC (Highway Commercial), LI (Limited Industrial), and GI (General Industrial) zoning districts columns of the table related to this line-item use.

Amendment #4 –

On page 36: To add the following line-item use language within zoning ordinance Section 3.03.4 *Land Use Summary Table of Allowed Uses in each Zoning District*:

"Special Event – RAGBRAI, with alcohol". With placement of the letter "C" within the AP (Agricultural Preservation), AE (Agricultural Estates), GC (General Commercial), HC (Highway Commercial), LI (Limited Industrial), and GI (General Industrial) zoning districts columns of the table related to this line item use.

Amendment #5 –

On page 93: To repeal and replace the definition of “Use, Allowed” in Section 6.02.172 from “Use, Allowed. A principal, conditional or accessory use that may be established in conformance with the regulations of the zoning district in which it is located.” to:

“Use, Allowed. A principal, conditional, accessory or temporary use that may be established in conformance with the regulations of the zoning district in which it is located.”

Amendment #6 –

On page 81: To add the following section within the zoning ordinance entitled Section 5.07: *Special Event – RAGBRAI and Special Event – RAGBRAI with Alcohol.*

Section 5.07: Special Event – RAGBRAI and Special Event – RAGBRAI with Alcohol

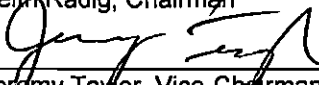
1. **Purpose.** The purpose of this Ordinance is to assist county officials to control the public health and safety issues created by the infusion of a large number of people in the county by establishing regulations for vendors in the unincorporated areas of Woodbury County during the Des Moines Register’s Annual Great Bicycle Ride Across Iowa (RAGBRAI).
2. **Definitions.**
 - A. **RAGBRAI.** The term RAGBRAI is an acronym for the Des Moines Register’s Annual Great Bicycle Ride Across Iowa event.
 - B. **Use, Temporary.** A use permitted within a designated zoning district and established for a fixed period of time with the intent of terminating such use upon the expiration of the time period. In the case of RAGBRAI, when held in Woodbury County, Iowa, the temporary use shall be limited to a period of time starting no more than one day prior to the start of the official event date in Woodbury County and terminating no more than one day after the completion date of RAGBRAI in Woodbury County.
3. **Special Event – RAGBRAI.** The sale of food, beverages (excluding alcohol products), goods, and services during the designated timeframe of RAGBRAI when hosted in Woodbury County, Iowa is a temporary use and shall be limited to a period of time starting no more than one day prior to the start of the official event date in Woodbury County and terminating no more than one day after the end of said event. The temporary use shall only be conducted from private property and shall not be conducted from the right-of-way. Temporary uses for RAGBRAI may not be appropriate in every zoning district. Refer to the Section 3.03.4: Land Use Summary Table of Allowed Uses in each Zoning District for the appropriate zoning district. The sale of alcohol products is prohibited unless a Conditional Use Permit is obtained from the Woodbury County Board of Adjustment.
4. **Special Event – RAGBRAI with alcohol. Conditional Use Permit required.** If a property owner desires to offer alcohol as part of the Special Event – RAGBRAI, a conditional use permit application shall be submitted to the Community and Economic Development office as per the subsections 2.02.9 and 5.07 of the Zoning Ordinance. The application must come accompanied with a temporary site plan that shall show the location of all existing buildings, existing parking, proposed temporary tents, canopies, structures, and fences, proposed temporary parking, and other features as required by the Zoning Director.
5. **Documentation.** The property owner shall be responsible for obtaining and complying with all necessary federal, state and local permits including, but not limited to liquor licensing and submit all appropriate documentation to the Zoning Director for review and the Planning and Zoning Commission and Board of Adjustment if a conditional use permit is required.

Adopted by the Woodbury County Board of Supervisors on the 8th day of November, 2022.

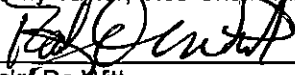
THE WOODBURY COUNTY BOARD OF SUPERVISORS



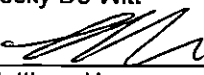
Keith Radig, Chairman



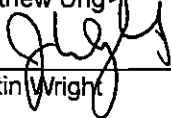
Jeremy Taylor, Vice-Chairman



Rocky De Witt

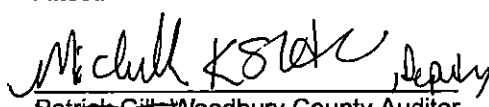


Matthew Ung



Justin Wright

Attest:



Michelle Skoff, Deputy
Patrick Gill, Woodbury County Auditor

Adoption Timeline:
Date of Public Hearing and First Reading November 1, 2022
Date of Public Hearing and Second Reading November 8, 2022
Date of Public Hearing and Third Reading waived on November 8, 2022
Date of Adoption November 9, 2022
Published/Effective Date November 16, 2022

*** Proof of Publication ***

STATE OF IOWA
COUNTY OF WOODBURY

The undersigned, of said County, being duly sworn, on oath states the undersigned is an employee of the Sioux City Journal printed and published by Journal Communications, in Sioux City in said County and issued daily and Sunday

Woodbury County Planning & Zoning
Accounts Payable
620 DOUGLAS STREET 6TH FLOOR
SIOUX CITY IA 51101

ORDER NUMBER 52699

Subscribed and sworn before me in Sioux City, in said County,
this 17 day of October, 2022

Timothy J Simpson

Michene Graham Notary Public

In and for Woodbury County.



Section: Legal
Category: 015 Attorneys & Legals
PUBLISHED ON: 10/15/2022

TOTAL AD COST: 30.45
FILED ON: 10/17/2022

NOTICE OF PUBLIC HEARING
WOODBURY COUNTY ZONING ORDINANCE
TEXT AMENDMENT
WOODBURY COUNTY PLANNING AND
ZONING COMMISSION

The Woodbury County Planning and Zoning Commission will hold a public hearing on the following item of business, hereafter described in detail, on Monday, October 24, 2022 at 6:00 PM or as soon as possible thereafter as the matter may be considered.

Said hearing shall be held at the Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, in the Board of Supervisors Meeting Room, Number 104. Public access to the conversation will also be made available during the meeting by telephone. Persons wanting to participate in the public hearing may attend in person or call: 712-454-1133 and enter the Conference ID: 516 721 135# during the meeting to listen or comment. It is recommended to attend in person as there is the possibility for technical difficulties with phone and computer systems.

Copies of said item may now be examined in the Auditor's office in said Courthouse between the hours of 8:00 AM to 4:30 PM Monday through Friday by any interested persons.

All persons who wish to be heard in respect to this matter should appear at or participate in the aforesaid hearing.

Item One (1)

SUMMARY OF ZONING ORDINANCE TEXT AMENDMENT: Amendment to the Woodbury County Zoning Ordinance to amend portions of: the Table of Contents; Section 3.03.4 entitled: Land Use Summary Table of Allowed Uses in each Zoning District; portions of Section 6.02 entitled Definitions; and to add a new section proposed and referenced as Section 5.07 entitled Special Event - RAGBRAI and Special Event - RAGBRAI with Alcohol to the Woodbury County Zoning ordinance. The purpose of this Amendment is to assist county officials to control the public health and safety issues created by the infusion of a large number of people in the county by establishing regulations for vendors in the unincorporated areas of Woodbury County during the Des Moines Register's Annual Great Bicycle Ride Across Iowa (RAGBRAI).

*** Proof of Publication ***

STATE OF IOWA
COUNTY OF WOODBURY

The undersigned, of said County, being duly sworn, on oath states the undersigned is an employee of the Sioux City Journal printed and published by Journal Communications, in Sioux City in said County and issued daily and Sunday

Woodbury County Community & Economic Development

620 DOUGLAS ST, 6TH FLOOR - DAN PRIESTLEY
SIOUX CITY IA 51101

ORDER NUMBER 52927

Subscribed and sworn before me in Sioux City, in said County,

this 27 day of October, 2022

[Signature]

Michelle Graham Notary Public

In and for Woodbury County.



Section: Legal

Category: 015 Attorneys & Legals

PUBLISHED ON: 10/27/2022

TOTAL AD COST: 30.45

FILED ON: 10/27/2022

NOTICE REGARDING PUBLIC HEARINGS
WOODBURY COUNTY ZONING
ORDINANCE TEXT AMENDMENT
WOODBURY COUNTY
BOARD OF SUPERVISORS

The Woodbury County Board of Supervisors will hold public hearings on the following item of business, hereafter described in detail, on Tuesday, November 1, 2022 at 4:40 PM, Tuesday, November 8, 2022 at 4:40 PM and Tuesday, November 15, 2022 at 4:45 PM or as soon as possible thereafter as the matter may be considered. Pursuant to Iowa Code Section 331.302, the second and third public hearings may be waived by the Board of Supervisors.

Said hearings shall be held at the Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, in the Board of Supervisors' meeting room in the basement of the courthouse. Persons wanting to participate in the public hearings may attend in person during the meetings to comment.

Copies of said item may now be examined in the Auditor's office in said Courthouse between the hours of 8:00 AM to 4:30 PM Monday through Friday by any interested persons.

All persons who wish to be heard in respect to this matter should appear at or participate in the aforesaid hearing.

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Woodbury County Community & Economic Development

620 DOUGLAS ST, 6TH FLOOR - DAN PRIESTLEY
SIOUX CITY IA 51101

ORDER NUMBER 53698

Subscribed and sworn before me in Sioux City, in said County,

this 18 day of November, 2022.

Kimberly J. Simpson

Michelle Graham Notary Public

In and for Woodbury County.



Section: Legal

Category: 015 Attorneys & Legals

PUBLISHED ON: 11/16/2022

TOTAL AD COST: 49.77

FILED ON: 11/18/2022

NOTICE OF ADOPTION AND EFFECTIVE DATE OF ORDINANCE #69 AMENDING THE TEXT OF THE WOODBURY COUNTY ZONING ORDINANCE TO AMEND PORTIONS OF: THE TABLE OF CONTENTS; SECTION 3.03.4 ENTITLED: LAND USE SUMMARY TABLE OF ALLOWED USES IN EACH ZONING DISTRICT; PORTIONS OF SECTION 6.02 ENTITLED DEFINITIONS; AND TO ADD A NEW SECTION REFERENCED AS SECTION 5.07 ENTITLED SPECIAL EVENT - RAGBRAI AND SPECIAL EVENT - RAGBRAI WITH ALCOHOL TO THE WOODBURY COUNTY ZONING ORDINANCE - EFFECTIVE UPON PUBLICATION ON NOVEMBER 16, 2022.

The Woodbury County Board of Supervisors held public hearings on the following item of business, hereafter summarized, on Tuesday, November 1, 2022 at 4:40 PM and Tuesday, November 8, 2022 at 4:40 PM. The third public hearing scheduled for Tuesday, November 15, 2022 at 4:45 PM was waived by the Board of Supervisors pursuant to Iowa Code Section 331.302.

The Woodbury County Board of Supervisors approved and adopted Ordinance #69 on Tuesday, November 8, 2022. The ordinance becomes effective upon publication on November 16, 2022. Said hearings were held at the Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, in the Board of Supervisors' meeting room in the basement of the courthouse. Copies of the full text of the said item may be examined in the Auditor's office in said Courthouse between the hours of 8:00 AM to 4:30 PM Monday through Friday by any interested persons.

ORDINANCE SUMMARY
SUMMARY OF ZONING ORDINANCE TEXT

AMENDMENT: Amendment to the Woodbury County Zoning Ordinance to amend portions of: the Table of Contents; Section 3.03.4 entitled: Land Use Summary Table of Allowed Uses in each Zoning District; portions of Section 6.02 entitled Definitions; and to add a new section proposed and referenced as Section 5.07 entitled Special Event - RAGBRAI and Special Event - RAGBRAI with Alcohol to the Woodbury County Zoning Ordinance. The purpose of this Amendment is to assist county officials to control the public health and safety issues created by the infusion of a large number of people in the county by establishing regulations for vendors in the unincorporated areas of Woodbury County during the Des Moines Register's Annual Great Bicycle Ride Across Iowa (RAGBRAI). This amendment establishes a temporary use (TU) provision in the Land Use Summary Table where RAGBRAI is designated as a special event where the sale of food, beverages (excluding alcohol products), goods, and services during the designated timeframe of RAGBRAI is allowed as a temporary use (TU) in the Agricultural Preservation (AP), Agricultural Estates (AE), General Commercial (GC), Highway Commercial (HC), Limited Industrial (LI), and the General Industrial (GI) Zoning Districts. This amendment also establishes a Conditional Use Permit (CUP) requirement if a property owner desires to offer alcohol as part of the Special Event - RAGBRAI. This CUP requirement is added to the AP, AE, GC, HC, LI, and GI Zoning Districts. In the case of RAGBRAI, when held in Woodbury County, Iowa, the temporary use shall be limited to a period of time starting no more than one day prior to the start of the official event date in Woodbury County and terminating no more than one day after the completion date of RAGBRAI in Woodbury County.