

ORDINANCE NO. 2026-04

AN ORDINANCE AMENDING CHAPTER 120 (Liquor Licenses and Wine and Beer Permits) OF THE CODE OF ORDINANCES OF THE CITY OF RIVERSIDE, IOWA

WHEREAS, the Iowa Legislature recently amended Iowa Code Chapter 123.49, subsection 2, paragraph b, to read as follows:

“A person holding a retail alcohol license under this chapter, and the person’s agents or employees, shall not do any of the following:

(a) ...

(b) Sell or dispense any alcoholic beverage on the premises covered by the license, or permit its consumption thereon between the hours of 2:00 a.m. and 6:00 a.m. on any day of the week.”

WHEREAS, the City of Riverside, Iowa City Code is currently more restrictive than the State Code, as amended above, and for that reason must be amended, as the City Code cannot prohibit behavior or activities specifically authorized by the State Code.

Be it, therefore, ordained by the Council of the City of Riverside, Iowa, as follows:

SECTION I. SECTIONS AMENDED. The following sections of Chapter 120 are amended as follows with underlined language indicating new language and struck through language indicating removal.

120.5 PROHIBITED SALES AND ACTS. A person or club holding a liquor license or retail wine or beer permit and the person’s or club’s agents or employees shall not do any of the following:

1. ...

2. Sell or dispense any alcoholic beverage, wine, or beer on the premises covered by the license or permit, or permit its consumption thereon between the hours of 2:00 a.m. and 6:00 a.m. on any day of the week, ~~a weekday, and between the hours of 2:00 a.m. on Sunday and 6:00 a.m. on the following Monday; however, a holder of a license or permit granted the privilege of selling alcoholic liquor, beer, or wine on Sunday may sell or dispense alcoholic liquor, beer, or wine between the hours of 8:00 a.m. on Sunday and 2:00 a.m. of the following Monday, and further provided that a holder of any class of liquor control license or the holder of a class “B” beer permit may sell or dispense alcoholic liquor, wine, or beer for consumption on the premises between the hours of 8:00 a.m. on Sunday and 2:00 a.m. on Monday when that Monday is New Year’s Day and beer for consumption off the premises between the hours of 8:00 a.m. on Sunday and 2:00 a.m. on the following Monday when that Sunday is the day before New Year’s Day.~~

(Code of Iowa, Sec. 123.49[2b and 2k] & 123.150)

3. ...

11. Sell, give, possess, or otherwise supply a machine that is used to vaporize an alcoholic beverage for the purpose of being consumed in a vaporized form.

(Code of Iowa, Sec. 123.49[2k])

120.6 AMUSEMENT DEVICES. The following provisions pertain to electronic or mechanical amusement devices, which are allowed only in premises with a liquor control license or beer permit as specifically authorized in Sections 99B.52, 99B.53, and 99B.5740 of the Code of Iowa.

(Code of Iowa, Secs. 99B.52, 99B.53, and 99B.5740)

SECTION II. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION III. SEVERABILITY. 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.

SECTION IV. EFFECTIVE DATE. This ordinance shall be effective after its passage and publication as required by law.

PASSED AND APPROVED this 1st day of June, 2026.

Mayor

ATTEST:

City Clerk

I certify that the foregoing was published as Ordinance No. 2026-04 on the 1st day of July, 2026.

City Clerk