

Order 48-04/05

Passage: 9/8/04 7-0 (Leeman, Cohen absent)

NATHAN H. SMITH (MAYOR)(3)  
WILLIAM R. GORHAM (1)  
KAREN A. GERAGHTY (2)  
CHERYL A. LEEMAN (4)  
JAMES I. COHEN (5)

**CITY OF PORTLAND**  
IN THE CITY COUNCIL

PETER E. O'DONNELL (A/L)  
JAMES F. CLOUTIER(A/L)  
JILL C. DUSON (A/L)  
NICHOLAS M. MAVODONES (A/L)

**ORDER DECLARING 13TH ANNUAL SPORTSHOE CENTER  
MAINE MARATHON/RELAY AND  
MAINE HALF MARATHON DAY FESTIVAL**

**ORDERED**, that the 13th Annual Sportshoe Center Maine Marathon/Relay and Maine Half Marathon Day is hereby declared as a Festival to be held in Portland on Sunday, October 3, 2004 from 3:00 a.m. to 3:00 p.m. to be held in Portland, specifically, Baxter Blvd. Ext. – from Forest Avenue to Preble Street, (and continuing on to Washington Avenue). Runners will congregate in the area between Forest Avenue and Preble Street for the start and finish of the race. The routes of the Maine Marathon and Relay cover Portland, Falmouth, Cumberland and Yarmouth; the Half Marathon will begin along Baxter Boulevard and continue into Falmouth via Veranda Street and back to Portland via Ocean Avenue. The three races will start at 7:45 a.m. from the same location. There will be no rain date.

**BE IT FURTHER ORDERED**, that Baxter Boulevard, between Forest Avenue and Preble Street and continuing on to Washington Avenue, is reserved for the use of the Maine Track Club and the Maine Marathon Committee for the purpose of conducting the 13th Annual Sportshoe Center Maine Marathon/Relay and Maine Half Marathon, subject to the direction and control of the City Manager and that this same area shall be closed to street vendors pursuant to §19-17 of the Portland City Code;

**BE IT FURTHER ORDERED**, that during the 13th Annual Sportshoe Center Maine Marathon/Relay and Maine Half Marathon, the following streets will be closed to vehicular traffic on Sunday, October 3, 2004:

- \* Baxter Boulevard Extension (from Forest Avenue to Preble Street), from 5:00 a.m. to 3:00 p.m.;
- \* Baxter Boulevard, from Preble Street to Washington Avenue, from 5:00 a.m. to 2:00 p.m.;
- \* Payson Park roads, from 5:00 a.m. to 2:00 p.m.

**BE IT FURTHER ORDERED**, that the City Manager is hereby authorized to issue a revocable permit under §§25-26 -- 25-30 of the Portland City Code to the Maine Track Club and the Maine Marathon Committee subject to the following conditions:

- \* Under no circumstances may alcoholic beverages be sold on City of Portland rights-of-way in the festival area during said event;
- \* The Maine Track Club and the Maine Marathon Committee shall defend and indemnify the City and hold it harmless from and against all claims arising out of activities during said event, and shall take out and maintain public liability insurance coverage in the amount of at least \$400,000 combined single limit for personal or bodily injury, death or property damage and naming the City as an additional insured thereon for said purposes;
- \* The Maine Track Club and the Maine Marathon Committee shall reimburse the City for all expenses incurred by City departments for said event;

**BE IT FURTHER ORDERED**, that the City Manager is also authorized to issue such other temporary licenses, including licenses for food service establishments, as may be required by the Portland City Code, provided that all other applicable requirements of said Code have been met regarding the operation of said festival/event.