

Order 183-05/06

Passage: 3/20/06 9-0

JAMES I. COHEN (MAYOR)(5)  
WILLIAM R. GORHAM (1)  
KAREN A. GERAGHTY (2)  
DONNA J. CARR (3)  
CHERYL A. LEEMAN (4)

**CITY OF PORTLAND**  
IN THE CITY COUNCIL

JAMES F. CLOUTIER (A/L)  
JILL C. DUSON (A/L)  
NICHOLAS M. MAVODONES (A/L)  
EDWARD J. SUSLOVIC (A/L)

**ORDER DECLARING 2006 "OLD PORT FESTIVAL DAY"**

**ORDERED**, that Sunday, June 4, 2006 is hereby declared to be the 34<sup>th</sup> annual "Old Port Festival Day" from 11:00 a.m. to 5:00 p.m.;

**BE IT FURTHER ORDERED**, that the Festival area shall be bordered by Congress, Pearl, Commercial, Center, Union and Temple Street;

**BE IT FURTHER ORDERED**, that the following streets shall be closed to traffic:

6 a.m. to 6p.m.

Festival area interior streets;

Union Street (from Fore Street to Middle Street), with access maintained to and from Temple Street Garage;

Exchange Street (from Congress Street to Fore Street);

Market Street (from Congress Street to Commercial Street);

Federal Street (from Temple Street to Pearl Street);

Middle Street (from Temple Street to Pearl Street);

Fore Street (from Union Street to Pearl Street);

Wharf Street (all); Dana Street (all); Moulton Street (all); Milk St. (all);

Silver Street (all);

Newbury Street (from Market Street to Pearl Street);

The festival area will also include both sidewalks of Commercial Street;

**BE IT FURTHER ORDERED**, that the parade will begin at 11:00 a.m. on Federal Street (at intersection with Exchange). Line-up on Federal Street (between Temple and Exchange) begins at 10:30 a.m. Parade participants will march east-bound around the corner to Exchange Street and then march down Exchange, taking a left onto Fore Street, then a right onto Silver ending at the bottom of Silver Street – where the parade disbands. The streets along the parade route will already be closed to traffic starting at 6:00 a.m.;

**BE IT FURTHER ORDERED**, that TNT Action Sports will setup a motorcycle freestyle demonstration on Market Street (from Middle Street to Federal Street).

Two (motorcross style) motorcycles are slated to give three 20-minute demos jumping over ramps on Market Street. Approved safety precautions (fencing, barricades and staff) will be maintained;

**BE IT FURTHER ORDERED,** that vehicles in violation of the “no parking” signs in the Festival Zone (interior roadways) shall be towed. City Departments will provide in-kind services at no charge to the Portland’s Downtown District for the day’s event;

**BE IT FURTHER ORDERED,** that the Festival area shall be closed to licensed street vendors as provided in §19-17 of the City Code;

**BE IT FURTHER ORDERED,** that the City Manager is authorized to issue a revocable permit to Downtown Improvement District, d/b/a Portland Downtown District, under §25-27 of the City Code to conduct said Festival, subject to the direction and control of the City Manager and to the following specific conditions:

1. Portland’s Downtown District shall defend, indemnify and hold harmless the City of Portland, its officers and employees, from and against all claims arising out of or resulting from the Festival and/or use of City streets and property for said Festival, and shall procure and maintain public liability insurance in the minimum amount of \$400,000 combined single limit for personal or bodily injury, death or property damage and covering the obligation of indemnification hereunder. The District shall provide the City with a certificate showing evidence of such insurance and showing the City as an additional insured on said insurance;
2. No alcoholic beverages may be sold on the streets or public property during the Festival within the area of the Festival;
3. Portland’s Downtown District shall have sole authority over participating vendors at the festival and may charge a fee to vendors for the opportunity to vend at the Old Port Festival.
4. In consideration of the City of Portland’s support/in-kind services of the festival, Portland’s Downtown District shall include the City of Portland logo on all festival publicity; and

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