

Order 79-07/08

Amended & Passage 7-0 (Suslovic out, Leeman absent)

NICHOLAS M. MAVODONES (MAYOR)

KEVIN J. DONOGHUE (1)

DAVID A. MARSHALL (2)

DONNA J. CARR (3)

CHERYL A. LEEMAN (4)

CITY OF PORTLAND

IN THE CITY COUNCIL

JAMES I. COHEN (5)

JAMES F. CLOUTIER (A/L)

JILL C. DUSON (A/L)

EDWARD J. SUSLOVIC (A/L)

ORDER DECLARING PORTLAND DOWNTOWN DISTRICT "LIGHT UP YOUR HOLIDAYS" FESTIVAL

ORDERED, that the City hereby declares the following dates as Portland Downtown District's "Light Up Your Holidays" Festival:

Fridays, Saturdays and Sundays; November 23,24,25,30 and December 1,2,7,8,9,14,15,16,21, and Thursday, December 13, 2007.

BE IT FURTHER ORDERED, that the following activities shall be held in the Monument Square, One City Center sidewalk area and Monument Way, Tommy's Park and Post Office Park, as further described in the Memorandum dated October 2, 2007, attached hereto:

November 23, 2007: Tree Lighting Ceremony in Monument Square - 5:30 to 6:30 p.m. (rain, snow or shine); and

December 1-2, 9 a.m. to 8 p.m., wreath and tree sales in Tommy's Park; and

Hay Wagon rides throughout Old Port area during the Festival dates;

BE IT FURTHER ORDERED, that the Organizers will be allowed to place a 20x24' stage on Congress Street (between Preble and Elm Street) that would face out to Monument Square including closure of that section of Congress Street to vehicular traffic from 9:00 a.m. to 10:00 p.m. on Friday, November 23rd.

BE IT FURTHER ORDERED, that Federal Street Extension and Congress Street shall be closed to vehicular traffic from 5:00 p.m. to 7:00 p.m. between Preble Street, Brown Street and Elm Street on Friday, November 23, 2007, to allow the construction and use of a stage for the Monument Square Tree Lighting, with "no parking" from 2 - 7 p.m. on Federal Street Extension;

BE IT FURTHER ORDERED, that to accommodate the wreath and tree sales in Tommy's Park on December 1 and 2, Exchange Street, from O'Naturals to Middle Street shall be posted "no parking" from 9:00 a.m. to 8:00 p.m. on such dates;

BE IT FURTHER ORDERED, that the Festival areas defined above will be closed to street vendors during the Festival hours pursuant to Chapter 19, § 19-17 of the Portland City Code; and

BE IT FURTHER ORDERED, that the City Clerk and City Manager are 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 requirements of said Code have been met regarding the operation of the Festival, provided, however, that the City Manager is authorized to waive the temporary FSE license fee for vendors authorized to operate in the Festival areas;

BE IT FURTHER ORDERED, that PDD 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 body 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.