

**Order 300 08/09**  
**Passage: 6/15/09 8-0**  
**(Duson absent)**

JILL C. DUSON (MAYOR)  
KEVIN J. DONOGHUE (1)  
DAVID A. MARSHALL (2)  
DANIEL S. SKOLNIK (3)  
CHERYL A. LEEMAN (4)

**CITY OF PORTLAND**  
IN THE CITY COUNCIL

JOHN R. COYNE (5)  
JOHN M. ANTON (A/L)  
DORY RICHARDS WAXMAN (A/L)  
NICHOLAS M. MAVODONES (A/L)

**ORDER DECLARING FENIX THEATER COMPANY'S  
"A MIDSUMMER NIGHT'S DREAM IN DEERING OAKS"  
AS A FESTIVAL**

**WHEREAS**, on April 27, 2009 the City Council approved Order 221-08/09 Fenix Theater Company's "A Midsummer Night's Dream in Deering Oaks" as a festival; and

**WHEREAS**, that Order approved two performances which are free to the public; and

**WHEREAS**, theater company and Friends of Deering Oaks would like to hold a social event as part of the fundraising for these events.

**NOW THEREFORE BE IT ORDERED**, that the Fenix Theater Company and Friends of Deering Oaks is authorized to use Deering Oaks Park on Friday, August 7, 2009 from 7:00 p.m. to 10:00 p.m. for a fundraising event; and

**BE IT FURTHER ORDERED**, that organizers will have different appetizer stations (hors d'oeuvres) and a wine and mead bar under a long tent decorated with lights where the players will recite scenes and monologues for the guests enjoyment. Food will be prepared through Aurora Provisions; and

**BE IT FURTHER ORDERED**, that beer and wine will be provided by a fully licensed bar service; and

**BE IT FURTHER ORDERED**, admittance tickets to the event would be pre-purchased; and

**BE IT FURTHER ORDERED**, that the City Manager is authorized to issue a revocable permit under Section 25-27 of the Municipal Code to the Fenix Theater Company for the use of the above described are a for said festival subject to the following conditions:

- (1) Fenix Theatre Company shall indemnify the City and hold it harmless from and against all claims arising out of activities during said events, 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 for said purpose. This insurance

certificate will also list the City of Portland as an additional insured in regards to the fundraising event and its activities;

- (2) Alcoholic beverages may only be sold and consumed in a designated 21+ area at the park;
- (3) Recreation permit fees and electricity (if need be) for use of the area are waived, as well as other license fees and permit fees from city departments (cost for Police services at event if required, would be responsibility of organizer); and
- (4) Conditions for use of grounds, specified in a permit issued from Recreation, shall be adhered to; and

**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 this event.