

Order 150-A 11/12

Passage: 8-0 (Suslovic absent) 4/23/12

MICHAEL F. BRENNAN (MAYOR)

KEVIN J. DONOGHUE (1)

DAVID A. MARSHALL (2)

EDWARD J. SUSLOVIC (3)

CHERYL A. LEEMAN (4)

## CITY OF PORTLAND

IN THE CITY COUNCIL

JOHN R. COYNE (5)

JOHN M. ANTON (A/L)

JILL C. DUSON (A/L)

NICHOLAS M. MAVODONES (A/L)

### ORDER DECLARING THE PORTLAND PERFORMING ARTS FESTIVAL AND EOPYBIRD COKE & MENTOS SPECTACULAR DAY

**ORDERED**, that the Portland Performing Arts Festival be and hereby is declared on Thursday, June 28, 2012 – July 1, 2012 and Eepybird Coke and Mentos Spectacular Day be and hereby is declared on Thursday, June 28, 2012 or, in the event of rain, on Friday, June 29, 2012; and

**BE IT FURTHER ORDERED**, that the Festival area shall be Monument Square/One City Center area, Congress Street (Preble to Elm Street) and Federal Street Extension and all abutting sidewalks. Other events and concerts associated with the festival will be held at inside venues; and

**BE IT FURTHER ORDERED**, that the following will need to be posted “No Parking” on Thursday, June 28th:

9:00 a.m. – 9:00 p.m.

A portion of Congress Street and Federal Street Ext ( and some abutting side streets); and

**BE IT FURTHER ORDERED**, that the following will need to be closed to vehicular traffic on Thursday, June 28th:

9:00 a.m. – 9:00 pm.

Federal Street Extension

4:30p.m. – 7:00 p.m.

Congress Street, between Preble and Elm Street; and

**BE IT FURTHER ORDERED**, that Monument Square would also be off-limits to delivery trucks, etc starting at Noon and in case of rain, closures and postings would be rescheduled to Friday, June 29<sup>th</sup>; and

**BE IT FURTHER ORDERED**, that the festival area (Monument Square/One City Center area, Congress Street (Preble to Elm Street) and Federal Street Ext. and all abutting sidewalks) will be closed to street vendors pursuant to Section 19-17 of the Portland City Code and is reserved the use of the Portland Performing Arts Festival Committee, for the purpose of conducting the Festival, subject to the direction and control of the City Manager; and

**BE IT FURTHER ORDERED**, that the City Manager is authorized to issue a revocable permit under Sec. 25-27 of the City Code to the Portland Performing Arts Festival Committee for use of the above described area for the Festival, subject to the following conditions:

- The Portland Performing Arts Festival Committee shall defend, indemnify and hold the City harmless from and against all claims arising out of activities during said Festival and shall provide 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, with the City of Portland named as an additional insured thereon in regards to the Portland Performing Arts Festival, the Eepybird Coke & Mentos Spectacular Day, and its activities;
- Portland Performing Arts Festival Committee shall be responsible for reimbursing City Departments for staffing costs.
- Guidelines for use, issued in a permit for use by the Recreation and Facilities Management Department shall be adhered to.
- Under no circumstances may alcoholic beverages be sold on the streets of public property of said area during said festival.

**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 all other applicable requirements of said Code have been met regarding the operation of the Festival.