

Order 174-11/12

Passage 8-0 (Anton out) 5-7-12

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 “CABOT CREAMERY COOPERATIVE”
“CELEBRATE PORTLAND FESTIVAL” DAY
JULY 7, 2012**

ORDERED, that Saturday, July 7, 2012 from 10:00 a.m. – 2:00 p.m., is hereby declared “Cabot Creamery Cooperative” “Celebrate Portland Festival” and the City Manager is hereby authorized pursuant to §25-27 of the Portland City Code to grant permits to Cabot Creamery Cooperative for said Festival, including but not limited to, the following activity:

BE IT FURTHER ORDERED, that the festival area will be held at Payson Park, Preble Street grass area and Back Cove Pathway; and

BE IT FURTHER ORDERED, that some of the roadways into Payson Park need to be closed to traffic for the morning and early afternoon; and

BE IT FURTHER ORDERED, that there will be no admission fee charged and held rain or shine; and

BE IT FURTHER ORDERED, that Festival areas will be closed to street vendors pursuant to §19-17 of the Portland City Code and is reserved for the use of the organizer, Cabot Creamery Cooperative, 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 Section of the Municipal Code to Cabot Creamery Cooperative for the use of the above-described area for said festival, subject to the following conditions:

- All costs incurred by City Departments, including license fees, permit fees, police costs, etc. are reimbursed by festival organizer, Cabot Creamery Cooperative;
- Conditions for use of grounds, specified in a permit issued from Recreation, shall be adhered to;
- Cabot Creamery Cooperative shall leave on file with the Recreation Office,

security deposits for use of the park areas;

- Cabot Creamery Cooperative shall indemnify the City and hold it harmless from and against all claims arising out of activities during said Festival, 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 festival activities and additionally, that the City of Portland be endorsed on the insurance policy;
- Cabot Creamery Cooperative shall have sole authority over participating vendors at the event and may charge a fee to vendors for the opportunity to vend at the “Celebrate Portland Festival”; and
- Under no circumstances may alcoholic beverages be sold or consumed on the streets, parks, or public property of said area during said festival.

BE IT FURTHER ORDERED, that the City Manager is also authorized to issue such other temporary licenses and temporary permits, including licenses for food service establishments and permits for sales of non-food related items, as may be required by the Portland City Code, provided that all applicable requirements of said code have been met regarding the operation of said event.