

**Order 30-11/12**

**Passage: 8-15-11 9-0**

NICHOLAS M. MAVODONES (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)  
DORY RICHARDS WAXMAN (A/L)  
JILL C. DUSON (A/L)

**ORDER DECLARING SOUTHERN MAINE  
“RACE FOR THE CURE”  
FESTIVAL**

**ORDERED**, that the Southern Maine “Race for the Cure” is hereby declared as a Festival on Sunday, September 11, 2011 to be held in Portland, specifically, Baxter Blvd. from Preble Street to Bates Street and all of Payson Park including Dyer’s flat parking area from 9:00 am. – Noon. The race will start at 10:00 a.m.; and

**BE IT FURTHER ORDERED**, that the route of the course is subject to change, depending on construction projects along the course; and

**BE IT FURTHER ORDERED**, that during the Southern Maine “Race for the Cure” the following streets will be closed to vehicular traffic on Sunday, September 11, 2011:

- \* Baxter Boulevard (from Preble Street to Bates Street), from 9:00 a.m. to noon;
- \* Payson Park roads and roadways leading into Payson Park, from 6:00 a.m. to noon; and

**BE IT FURTHER ORDERED**, that the above areas will also be closed to street vendors pursuant to Section 19-17 of the Portland City Code and is reserved for the use of Maine Affiliate of Susan G. Komen Race for the Cure, for the purpose of conducting the Southern Maine “Race for the Cure,” subject to the direction and control of the City Manager; and

**BE IT FURTHER ORDERED**, that the City Manager is hereby authorized to issue a revocable permit under §§25-26 -- 25-30 of the Portland City Code to the Maine Affiliate of Susan G. Komen Race for the Cure subject to the following conditions:

- \* Under no circumstances may alcoholic beverages be sold on City of Portland rights-of-way in the festival area during said event;
- \* The Maine Affiliate of Susan G. Komen Race for the Cure shall defend and indemnify the City and hold it harmless from and against all claims arising out of activities during said event, 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 and naming the City as an additional insured thereon for said purposes;

- \* Conditions for use of grounds, specified in a permit issued from Recreation and Facilities Management, shall be adhered to;
- \* Race organizers shall have sole authority over participating vendors at the event and may charge a fee to vendors for the opportunity to vend at the Festival;
- \* City permit fees and license fees, and costs for city staff assistance, will be paid by Maine Affiliate of Susan G. Komen Race for the Cure; 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 said festival/event.