

Order 146-13/14

Passage: 8-0 on 2/24/2014 (Leeman absent)

Effective 3/6/2014

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)
JILL C. DUSON (A/L)
JON HINCK (A/L)
NICHOLAS M. MAVODONES, JR (A/L).

**ORDER DECLARING “PORTLAND URBAN RAID”
AS A FESTIVAL AND APPROVING CONTRACT AND PERMITS THEREFOR**

ORDERED, that the Portland Urban Raid is hereby declared as a festival on Saturday, June 28, 2014 and the City Manager is authorized to grant permits to the organizers of the Portland Urban Raid, WinterKids, pursuant to Sec. 25-27 of the Portland City Code for the following activities:

Use of the Eastern Promenade Trail for the Portland Urban Raid from 8:00 a.m. Friday, June 27, 2014 until 8:00 p.m. on Saturday June 28, 2014. Athletes will congregate on the Maine State Pier where the race will begin at 10:00 a.m.

Use of the Maine State Pier from 8:00 a.m. on Friday June 27, 2014 until 8:00 p.m. Saturday June 28, 2014 with a finish line and post-challenge celebration to be held from 10:00 a.m. Saturday June 28, 2014 until 2:00 p.m. Saturday June 28, 2014, with gates opening at 8:00 a.m.; any and all public announcement (PA) and other speakers or amplifiers used to amplify music or other sound shall be maintained at a reasonable level and be configured by WinterKids’ contractor and the City to focus volume on the pier and its immediate environment; and

BE IT FURTHER ORDERED, that the Eastern Promenade Trail will be closed to bicyclists, baby strollers and persons with dogs during the race; and

BE IT FURTHER ORDERED, that under no circumstances may alcoholic beverages be sold on the streets or public property, except the sale and consumption of alcoholic beverages will be permitted solely in the Beverage Services area of the Maine State Pier from 10:30 a.m. to 2:00 p.m. on June 28, 2014; and

BE IT FURTHER ORDERED, that the WinterKids shall reimburse the City for all expenses incurred by City Departments in connection with the Festival; and

BE IT FURTHER ORDERED, that WinterKids 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, its activities and/or use of City streets and property for said Festival, and shall procure and maintain commercial

general liability, including contractual liability, insurance in the minimum amount of One Million Dollars (\$1,000,000) combined single limit for personal or bodily injury, death or property damage and covering the obligation of indemnification hereunder, and naming the City of Portland as an additional insured thereon; WinterKids shall further provide liquor liability insurance covering the sale and consumption of alcoholic beverages; and

BE IT FURTHER ORDERED, that the City Manager is authorized to enter into the Agreement attached hereto for the use of the Maine State Pier on June 28, 2014 and the provisions of said Agreement shall control the use of said Pier; and

BE IT FURTHER ORDERED, that Festival areas will be closed to street vendors pursuant to Section 19-17 of the Portland City Code and the City Manager is authorized to issue such other temporary licenses for the Festival, including licenses for food service establishments, as may be required by the Portland City Code, provided that all applicable requirements of the Code have been met.