

RESOLUTION NO.: R-2013-026

Authorizing Eau Claire Community Council's Eau Claire Fest
and consumption of beer and wine only at Hyatt Park, Eau Claire Town Hall and the Eau Claire Print Building

WHEREAS, the Eau Claire Community Council ("Council") is sponsoring the Eau Claire Fest on Saturday, May 11, 2013 from 11:00 a.m. to 9:00 p.m. at Hyatt Park, Eau Claire Town Hall and the Eau Claire Print Building; and,

WHEREAS, the Council has requested permission for the temporary closing and use of the 3900 and 4000 blocks of Monticello Road between North Main Street and Duke Avenue, and the 900 block of Jackson Avenue between Monticello Road and Lamar Street from 5:00 a.m. Saturday, May 11, 2013 until 1:00 a.m. on Sunday, May 12, 2013, for preparation and staging of the area and for crowd control and overflow at the outdoor event to be held between 11:00 a.m. and 9:00 p.m. on Saturday, May 11, 2013 at Hyatt Park, Eau Claire Town Hall, the Eau Claire Print Building and the 3900 and 4000 blocks of Monticello Road between North Main Street and Duke Avenue, and the 900 block of Jackson Avenue between Monticello Road and Lamar Street; and for patrons to consume beer and wine only at the event during the hours of 11:00 a.m. and 8:30 p.m.; and,

WHEREAS, it has been determined that such events would be in the public interest; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and Council this 19th day of March, 2013, that the sale of beer and wine beverages only are authorized between the hours of 11:00 a.m. and 8:30 p.m. at the event; and,

BE IT FURTHER RESOLVED that all vendors be restricted to stationary location; and,

BE IT FURTHER RESOLVED that only pedestrian traffic will be allowed within the area. All other traffic, including, but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles, skate boards, and horses, except police horses, is prohibited. Canines are allowed, provided that current leash laws are observed as are set out in the 1998 Code of Ordinances of the City of Columbia, as amended. Coolers, glass bottles, breakable glasses and/or cups, large bags and backpacks shall be prohibited; and,

BE IT FURTHER RESOLVED that possession and consumption of alcoholic liquors or alcoholic beverages other than beer and/or wine beverages only within the event area is prohibited; and,

BE IT FURTHER RESOLVED that VIP tents or VIP areas for the possession and consumption of alcoholic liquors or alcoholic beverages, other than beer or wine beverages only, within the event area are prohibited; and,

BE IT FURTHER RESOLVED that organizer is responsible or shall make arrangements for the clean up of all trash and debris within the festival area and shall place same in the roll carts provided by the City. Any overflow of trash and debris shall be placed in garbage bags with the top securely closed and placed beside the City roll carts. The number of roll carts needed for the event shall be determined by organizer and the City Solid Waste Division prior to the event and placed throughout the event area to ensure that trash and debris are well contained. Roll carts and bagged trash and debris shall be returned to the collection point designated by the City in a timely manner. If the organizer has not opted to use City services to clean up the festival area, any costs incurred by the City in removing loose trash and debris within the festival area, which the organizer has failed to clean up, shall be billed to and paid by the organizer; and,

BE IT FURTHER RESOLVED that outdoor possession and consumption of beer and wine beverages only, all outdoor musical performances and use of sound-amplifying devices shall end by 10:00 p.m. due to the proximity

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of the event to residential properties; and,

BE IT FURTHER RESOLVED that between 11:00 a.m. and 8:30 p.m. on Saturday, May 11, 2013, Hyatt Park, Eau Claire Town Hall, the Eau Claire Print Building, the 3900 and 4000 blocks of Monticello Road between North Main Street and Duke Avenue, and the 900 block of Jackson Avenue between Monticello Road and Lamar Street, with the exception of the parking area and any other areas posted as to not allow beer and wine only, shall be declared to be a Public Park and provisions of Chapter 15, Parks and Recreation, Sec. 15-1, 15-2 and 15-3, Code of Ordinances of the City of Columbia, South Carolina are in effect. Pursuant to Chapter 14, Offenses and Miscellaneous Provisions, Article IV, Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, Hyatt Park, Eau Claire Town Hall, the Eau Claire Print Building, the 3900 and 4000 blocks of Monticello Road between North Main Street and Duke Avenue, and the 900 block of Jackson Avenue between Monticello Road and Lamar Street, with the exception of the parking area and any other areas posted as to not allow beer and wine only, is deemed to be the site of a public festival at which beer and wine only may be consumed and the prohibition against possession or consumption of beer and wine only as set forth in Sec. 14-99 shall not apply. Possession and consumption of beer and wine only shall be permitted only in containers provided by vendors within the areas designated.

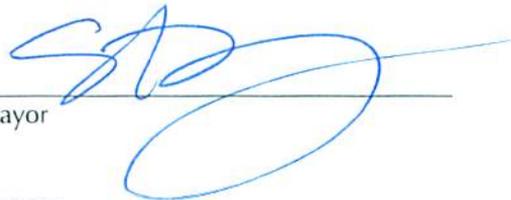
PROVIDED, FURTHER, that the event organizer shall provide the names and cell phone numbers of a least two contact persons who can receive complaints during the event, including any set up and breakdown times. The cell phones shall remain on at all times during the event and during any set up and breakdown time.

PROVIDED, FURTHER, that failure of the event organizer to strictly comply with the time frames and other requirements and responsibilities set forth in this resolution may result in a denial of subsequent requests to allow the event.

PROVIDED, HOWEVER, that no solicitation or transactions be made in violation of Code Sec. 14-32, 1998 Code of Ordinances of the City of Columbia, South Carolina.

Requested by:

Eau Claire Community Council



Mayor

Approved by:



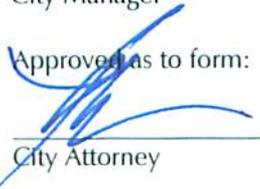
City Manager

ATTEST:



City Clerk

Approved as to form:



City Attorney

Introduced: 3/19/2013
Final Reading: 3/19/2013