

RESOLUTION NO.: R-2010-047

*Authorizing consumption of beer and wine at Frame of Mind Series/Art Crawl
at Boyd Plaza and in the 1500 block of Main Street between Hampton Street and Taylor Street*

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WHEREAS, Mark Plessinger/Frame of Mind ("Sponsor") is sponsoring the Frame of Mind Series/Art Crawl in Boyd Plaza and the 1500 block of Main Street between Hampton Street and Taylor Street from 6:00 p.m. until 9:00 p.m. on Thursdays, June 3, July 8, August, 5, September 2, October 7, November 4 and December 2, 2010; and,

WHEREAS, Sponsor has requested permission for the temporary closing and use of Boyd Plaza and the 1500 block of Main Street between Hampton Street and Taylor Street from 5:00 p.m. until 10:00 p.m. for set up, clean up, and staging of the event to be held from 6:00 p.m. until 9:00 p.m.; for patrons to consume beer and wine beverages during the event hours of 6:00 p.m. until 8:30 p.m.; and for crowd control and overflow; and,

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

BE IT RESOLVED by the Mayor and Council this 2nd day of June, 2010, that the sale of beer and wine beverages is authorized between the hours of 6:00 p.m. and 8:30 p.m. on Thursdays, June 3, July 8, August, 5, September 2, October 7, November 4 and December 2, 2010; 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. All pets shall be prohibited. Coolers, glass bottles, breakable glasses and/or cups, large bags and backpacks shall be prohibited; and,

BE IT FURTHER RESOLVED that during the designated time that Boyd Plaza and the closed portion of the 1500 block of Main Street between Hampton Street and Taylor Street, with the exception of the parking area and any other areas posted as to not allow alcoholic beverages, 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

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IV, Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, Boyd Plaza and the closed portion of the 1500 block of Main Street between Hampton Street and Taylor Street, with the exception of the parking area and any other areas posted as to not allow alcoholic beverages, is deemed to be the site of a public festival at which beer and wine beverages only may be consumed and the prohibition against possession or consumption of alcoholic beverages set forth in Sec. 14-99 shall not apply. Possession and consumption of beer and wine beverages shall be permitted only in plastic cups, plastic or aluminum bottles or aluminum cans 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 Sec. 14-32, 1998 Code of Ordinances of the City of Columbia, South Carolina.

Requested by:

Mark Plessinger/Frame of Mind



Mayor

Approved by:



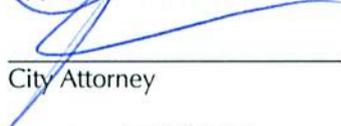
City Manager

ATTEST:



City Clerk

Approved as to form:



City Attorney

Introduced: 6/2/2010
Final Reading: 6/2/2010