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RESOLUTION NO.: R-2010-073

*Authorizing consumption of beer and wine at Five Points Association's
Commemorating Hootie Celebration Concert*

WHEREAS, the Five Points Association is sponsoring "Commemorating Hootie Celebration Concert" on Thursday October 21, 2010; and,

WHEREAS, the Association has requested permission for the temporary closing and use of the 600 block of Santee Avenue between Harden Street and Blossom Street from 2:00 p.m. until 6:00 p.m. on Thursday, October 21, 2010 and Saluda Avenue between the fountain plaza and Starbuck's building at the intersection of Harden Street and the 2000 block of Greene Street between Plaza Center and Harden Street from 4:00 p.m. Thursday, October 21, 2010 until 12:00 a.m., Friday October 22, 2010, for set up, clean up, and staging of the area for an outdoor event, and for patrons to consume beer and wine beverages at the event during the hours of 6:00 p.m. and 10:30 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 15th day of September, 2010, that the sale beer and wine beverages is authorized between the hours of 6:00 p.m. and 10:30 p.m. on Thursday, October 21, 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, skateboards, and horses, except police horses, is prohibited. All pets, including snakes, shall be prohibited. Coolers, glass bottles and breakable glasses and/or cups shall be prohibited; and,

BE IT FURTHER RESOLVED that during the designated time the closed portion of Saluda Avenue between the fountain plaza and Starbuck's building at the intersection of Harden Street and the 2000 block of Greene Street between Plaza Center and Harden 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 IV,

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Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, the closed portion of Saluda Avenue between the fountain plaza and Starbuck's building at the intersection of Harden Street and the 2000 block of Greene Street between Plaza Center and Harden 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 Code Sec. 14-32, 1998 Code of Ordinances of the City of Columbia, South Carolina.

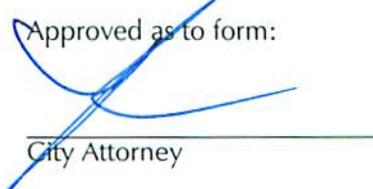
Requested by:

The Five Points Association

Approved by:


City Manager

Approved as to form:

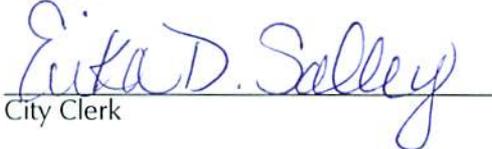

City Attorney

Introduced: 9/15/2010

Final Reading: 9/15/2010


Mayor

ATTEST:


City Clerk