

RESOLUTION NO.: R-2011-007

*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*

WHEREAS, Mark Plessinger/Frame of Mind ("Sponsor") is sponsoring the Frame of Mind Series/Art Crawl in Boyd Plaza, the 1500 block of Main Street between Hampton Street and Taylor Street and 1600 block of Main Street between Taylor Street and Blanding Street from 6:00 p.m. until 9:00 p.m. on Thursdays, March 3, May 5, June 2, July 7, August 4, September 1, October 6 and November 3, 2011; and,

WHEREAS, Sponsor has requested permission for the temporary use of the 1600 block of Main Street between Taylor Street and Blanding Street and 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 1st day of February, 2011, 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, March 3, May 5, June 2, July 7, August 4, September 1, October 6, and November 3, 2011; and,

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

BE IT FURTHER RESOLVED that outdoor possession and consumption of beer and wine beverages, all outdoor musical performances and use of sound-amplifying devices shall end by 10:00 p.m. due to the proximity of the event to residential properties; 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 and the 1600 block of Main Street between Taylor Street and Blanding Street, with the exception of the parking area and any other areas posted

ORIGINAL
STAMPED IN RED

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, 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 and the 1600 block of Main Street between Taylor Street and Blanding 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.

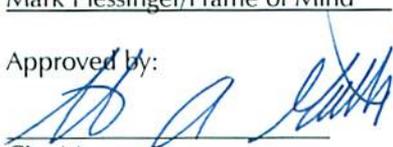
Requested by:

Mark Plessinger/Frame of Mind



Mayor

Approved by:



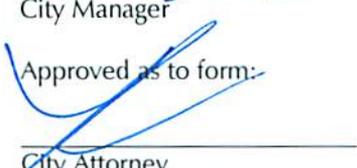
City Manager

ATTEST:



City Clerk

Approved as to form:



City Attorney

Introduced: 2/1/2011

Final Reading: 2/1/2011

DATE OF REQUEST December 17, 2010

REQUESTOR'S NAME/CONTACT INFORMATION (E-MAIL/PHONE#/FAX#)

City Center Partnership/Matt Kennell, President & CEO

EVENT NAME/PURPOSE (i.e., St. Patrick's/Charity Fund-raiser)

First Thursdays on Main - free event to highlight downtown businesses

DATE(S) OF EVENTS:

Jan 6, Feb 3, March 3, May 5, June 2, July 7, August 4, Sept 1, Oct 6, and Nov 3 2011

LOCATION OF EVENT

(i.e., Amphitheater area of Finlay Park; 1200 and 1300 blocks of Main Street)

Main Street in downtown Columbia from Gervais to Laurel Streets - we do plan to use Boyd Plaza

STREET(S) TO BE CLOSED

(i.e., 1200 and 1300 blocks of Main Street and 1100 and 1200 blocks of Lady Street)

No streets closed

HOURS FOR STREET(S) TO BE CLOSED

(i.e., 5:00 p.m. - 12:00 a.m. ALLOW TIME FOR SET UP/CLEAN UP

No streets closed

HOURS OF EVENT

(i.e., 6:00 p.m. - 10:00 p.m.)

6 to 9 p.m.

HOURS OF SERVICE OF BEER/WINE

(Service should end one-half hour prior to end of event, i.e., event is 6-10 p.m., beer/wine service is 6-9:30 p.m.)

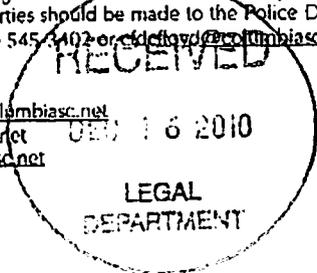
6 to 8:30 p.m. - We are seeking an open container policy that will allow beer/wine on the sidewalks in the 1500 & 1600 blocks sold from restaurants/hotels only. Also seeking that rest/hotels be able to sell alcohol/merchandise on the sidewalk outside of their business.

Requests should be submitted by mail, e-mail or fax at least NINETY (90) days in advance of the event to allow for preparation and review of the Resolution and scheduling on Council's agenda. Requests may be sent by e-mail (slardis@columbiasc.net), fax (737-4250) or mailed to City Attorney's Office, ATTN: Shari Ardis, POB 667, Columbia, SC 29202. A draft Resolution will be prepared and forwarded for review to the event organizer, as well as to the Police Department Special Events office and to Parks and Recreation if the event is to be held in a City park. Approval from the adjoining business/property owners must be obtained before your request will be submitted to City Council if streets are to be closed off during business hours.

NOTE: This form should only be used for public events where beer and/or wine are to be sold and consumed on City property (i.e., Five After Five, St. Patrick's Festival, Concerts in Finlay Park, etc.).

This form should not be used to request use of City property for private events (birthday, retirement, anniversary parties, etc.) nor for sidewalk sales or neighborhood block parties. Requests for private events at City parks should be made through the Parks and Recreation Department. Requests for sidewalk sales should be made to the City Manager. Requests for street closings for private neighborhood block parties should be made to the Police Department Special Events and Public Safety. If food is to be cooked at the event contact the Assistant Fire Chief Carmen Floyd at (803) 545-3402 or cfloyd@columbiasc.net

Legal Department - Shari Ardis; 737-4242; slardis@columbiasc.net
Police Department Special Events - Officer Robert Hall; 545-3535; rjhall@columbiasc.net
Parks and Recreation - Loretta Coleman; 545-3100; lcoleman@columbiasc.net
Police Department Public Safety - Verna York; 545-3391; vhvork@columbiasc.net



Matter No.: 10121893
Attorney: KG-sla
Date In: 12-17-10
File No.: 2-2011-007
Date Out: _____