

**RESOLUTION NO.: R-2011-048**

*Authorizing consumption of beer and wine within Boyd Plaza  
adjacent to the Columbia Museum of Art for the Contemporaries Oktoberfest*

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WHEREAS, the Columbia Museum of Art is sponsoring the Contemporaries Oktoberfest in the courtyard/plaza area adjacent to the Museum, from 5:00 p.m. until 8:00 p.m. on Wednesday, September 28, 2011; and,

WHEREAS, the Museum has requested permission for the temporary closing and use of the courtyard/plaza area adjacent to the Museum from 5:00 p.m. until 8:00 p.m. for set up, clean up, and staging of the event to be held from 5:00 p.m. until 8:00 p.m.; for patrons to consume beer and wine beverages during the event hours of 5:30 p.m. until 7:30 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 16th day of August, 2011, that the sale of beer and wine beverages is authorized between the hours of 5:30 p.m. and 7:30 p.m. on Wednesday, September 28, 2011; 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 the closed portion of the courtyard/plaza area adjacent to the Museum, with the exception of the parking areas, adjacent off-street parking areas and 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, Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, the

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courtyard/plaza area adjacent to the Museum, with the exception of the parking areas, adjacent off-street parking areas 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:

Columbia Museum of Art

  
\_\_\_\_\_  
Mayor

Approved by:

  
\_\_\_\_\_  
City Manager

ATTEST:

  
\_\_\_\_\_  
City Clerk

Approved as to form:

  
\_\_\_\_\_  
• City Attorney

Introduced: 8/16/2011  
Final Reading: 8/16/2011

DATE OF REQUEST

July 22, 2011

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

Liz LeBlanc  
(803) 343-2174  
liz@columbiamuseum.org

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

Contemporaries Oktoberfest

DATE(S) OF EVENTS:

September 28, 2011

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

Boyd Plaza  
1515 Main Street

STREET(S) TO BE CLOSED (i.e., 1200 and 1300 blocks of Main Street and 1100 and 1200 blocks of Lady Street)

None

HOURS FOR STREET(S) TO BE CLOSED (i.e., 5:00 p.m. - 12:00 a.m. ALLOW TIME FOR SET UP/CLEAN UP)

None

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

5pm-8pm

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.)

5:30pm-7:30pm

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](mailto: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 [cfdfloyd@columbiasc.net](mailto:cfdfloyd@columbiasc.net).

Legal Department - Shari Ardis; 737-4242; [slardis@columbiasc.net](mailto:slardis@columbiasc.net)  
Police Department Special Events - Officer Robert Hall; 545-3535; [rjhall@columbiasc.net](mailto:rjhall@columbiasc.net)  
Parks and Recreation - Loretta Coleman; 545-3100; [lacoleman@columbiasc.net](mailto:lacoleman@columbiasc.net)  
Police Department Public Safety - Verna York; 545-3391; [vyork@columbiasc.net](mailto:vyork@columbiasc.net)



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Last Revised: 11/3/2010