

RESOLUTION NO.: R-2013-043

Amending Resolution R-2013-012 Authorizing consumption of beer and wine only at Frame of Mind's First Thursdays on Main in the 1400, 1500 and 1600 blocks of Main Street and Boyd Plaza

WHEREAS, by Resolution R-2013-012 approved on February 5, 2013, the Mayor and City Council authorized the closing of the 1400 block of Main Street between Washington Street and Hampton Street, 1500 block of Main Street between Hampton Street and Taylor Street, the 1600 block of Main Street between Taylor Street and Blanding Street and Boyd Plaza adjacent to the Columbia Museum of Art from 6:00 p.m. until 10:30 p.m. for set up, clean up, and staging of the First Thursdays on Main Street by Mark Plessinger/Frame of Mind ("Sponsor") to be held on Thursdays, March 7, April 4, May 2, June 6, July 4, August 1, September 5, October 3, November 7 and December 5, 2013 from 6:00 p.m. until 10:00 p.m.; for patrons to consume beer and wine beverages only during the event hours of 6:00 p.m. until 9:30 p.m.; and for crowd control and overflow; and,

WHEREAS, Sponsor has requested that Resolution R-2013-012 be amended so that the 1400 block of Main Street between Washington Street and Hampton Street, 1500 block of Main Street between Hampton Street and Taylor Street, the 1600 block of Main Street between Taylor Street and Blanding Street remain open during the event; and,

WHEREAS, Sponsor further requests that Resolution R-2013-012 be amended to allow for the 1500 block of Main Street between Hampton Street and Taylor Street and half block area of the 1100 block of Hampton Street between Main Street and Assembly Street east of the parking lot located behind 1441 Main Street to allow for ingress and egress to the parking lot be closed only on Thursdays April 4, July 4, September 5 and December 5 for set up, clean up, and staging of special event features; 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 26th day of March, 2013, that Resolution R-2013-012 be amended so that the 1400 block of Main Street between Washington Street and Hampton Street, 1500 block of Main Street between Hampton Street and Taylor Street, the 1600 block of Main Street between Taylor Street and Blanding Street remain open during the event and that the 1500 block of Main Street between Hampton Street and Taylor Street and half block area of the 1100 block of Hampton Street between Main Street and Assembly Street east of the parking lot located behind 1441 Main Street to allow for ingress and egress to the parking lot be closed only on Thursdays April 4, July 4, September 5 and December 5 for set up, clean up, and staging of special event features; and,

BE IT FURTHER RESOLVED that the sale of beer and wine beverages only is authorized between the hours of 6:00 p.m. and 9:30 p.m. on Thursdays, March 7, April 4, May 2, June 6, July 4, August 1, September 5, October 3, November 7 and December 5, 2013; and,

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

BE IT FURTHER RESOLVED that possession and consumption of alcoholic liquors or alcoholic beverages other than beer and/or wine beverages 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, 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,

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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 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 on Thursdays, March 7, April 4, May 2, June 6, July 4, August 1, September 5, October 3, November 7 and December 5, 2013 that the portion of the 1400 block of Main Street between Washington Street and Hampton Street, 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 and Boyd Plaza adjacent to the Columbia Museum of Art, and on Thursdays, April 4, July 4, September 5 and December 5, 2013 the closed portion of the 1500 block of Main Street between Hampton Street and Taylor Street and half block area of the 1100 block of Hampton Street between Main Street and Assembly Street east of the parking lot located behind 1441 Main Street to allow for ingress and egress to the parking lot, 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, Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, on Thursdays, March 7, April 4, May 2, June 6, July 4, August 1, September 5, October 3, November 7 and December 5, 2013 the portion of the 1400 block of Main Street between Washington Street and Hampton Street, the 1500 block of Main Street between Hampton Street and Taylor Street, the 1600 block of Main Street between Taylor Street and Blanding Street and Boyd Plaza adjacent to the Columbia Museum of Art, and on Thursdays, April 4, July 4, September 5 and December 5, 2013 the closed portions of the 1500 block of Main Street between Hampton Street and Taylor Street and half block area of the 1100 block of Hampton Street between Main Street and Assembly Street east of the parking lot located behind 1441 Main Street to allow for ingress and egress to the parking lot, 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 only shall be permitted only in plastic cups, plastic or aluminum bottles or aluminum cans provided by vendors within the areas designated.

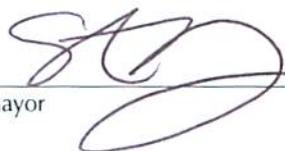
PROVIDED, FURTHER, that the event organizer shall provide the names and cell phone numbers of a least two contact persons who can receive complaints during the event, including any set up and breakdown times. The cell phones shall remain on at all times during the event and during any set up and breakdown 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: 3/26/2013
Final Reading: 3/26/2013