

Order 137-16/17

Passage: 8-0 (Mavodones absent) on 2/22/2017

Effective 3/4/2017

ETHAN K. STRIMLING (MAYOR)  
BELINDA S. RAY (1)  
SPENCER R. THIBODEAU (2)  
BRIAN E. BATSON (3)  
JUSTIN COSTA (4)

**CITY OF PORTLAND  
IN THE CITY COUNCIL**

DAVID H. BRENERMAN (5)  
JILL C. DUSON (A/L)  
PIOUS ALI (A/L)  
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER DECLARING MAY 14, 2017 THE PORTLAND SEA DOGS  
MOTHER'S DAY 5K RACE FESTIVAL**

**ORDERED**, that Sunday, May 14, 2017 is hereby declared to be the Portland Sea Dogs Mother's Day 5K Race Festival, sponsored by the Portland Sea Dogs; and

**BE IT FURTHER ORDERED**, that the Portland Sea Dogs Mother's Day 5K Race Festival area shall be Park Avenue from the Portland Exposition Building and Weymouth Street, west to Outer Congress Street, north on Stevens Avenue, southeast on Brighton Avenue; and south on Deering Avenue to the Fitzpatrick Stadium entrance; and

**BE IT FURTHER ORDERED**, that the following streets shall be closed at the following times:

- Both lanes of Park Avenue from Weymouth Street to St. John Street shall be closed to traffic from 8:50 a.m. to 9:20 a.m. for the start of the race;
- West-bound lanes of Park Avenue in front of William B. Troubh Ice Arena shall be closed to traffic from 7:30 a.m. to 9:30 a.m.; and

**BE IT FURTHER ORDERED**, that vehicles in violation of the "no parking" signs in the Festival Area shall be towed at owner's expense; and

**BE IT FURTHER ORDERED**, that the Portland Sea Dogs Mother's Day 5K Race Festival area shall be closed to licensed street vendors as provided in §19-17 of the City Code; and

**BE IT FURTHER ORDERED**, that the City Manager is authorized to issue a revocable permit to the Portland Sea Dogs under §§25-26 to 25-30 of the Portland City Code to conduct said Festival, subject to the direction and control of the City Manager and to the following specific conditions:

1. The Portland Sea Dogs shall defend, indemnify and hold harmless the City of Portland, its officers and employees, from and against all claims arising out of or resulting from the Festival and/or use of City streets and property for said Festival, and shall procure and maintain public liability insurance in the minimum amount of \$400,000 per occurrence for personal or bodily injury, death or property damage and covering the obligation of indemnification hereunder. The

Portland Sea Dogs shall provide the City with a certificate showing evidence of such insurance and showing the City as an additional insured on said insurance;

2. No alcoholic beverages may be sold on the streets or public property during the Festival within the Festival area;
3. Conditions for use of grounds and requirements for food service, vending sales, and other items specified in an operating agreement issued from Public Assembly Facilities Division shall be adhered to;
4. The Portland Sea Dogs shall have sole authority over participating vendors at the festival and may charge a fee to vendors for the opportunity to vend at the Mother's Day 5K Race Festival;
5. In addition, the City Clerk's Office shall charge the usual fees for licensing food vendors, street goods vendors, and other needed licenses for the Festival to those vendors the Portland Sea Dogs has agreed shall participate; and
6. The Portland Sea Dogs is responsible for paying associated city costs including but not limited to Police assistance, Parking Control Officer assistance, MEDCU assistance, Public Works assistance, Public Assembly Facilities Division assistance and permit fees, Business Licensing permit fees and "No Parking" sign fees; and

**BE IT FURTHER ORDERED,** that the City Manager is authorized to waive fees and to issue such other temporary licenses, including licenses for food service establishments, as may be required by the City Code, provided that all other applicable Code requirements for the operation of the Festival have been met.