

Order 2-18/19

Passage: 6-0 (Thibodeau, Cook, Duson absent) on 7/16/2018

Effective 7/26/2018

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

KIMBERLY COOK (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

ORDER DECLARING SEPTEMBER 16, 2018
THE TRAIL TO ALE 10K RACE/WALK FESTIVAL

ORDERED, that Sunday, September 16, 2018 is hereby declared to be the Portland Trails Trail To Ale 10K Race/Walk Festival, sponsored by Portland Trails; and

BE IT FURTHER ORDERED, that the Trail to Ale 10K Race/Walk Festival area shall be Eastern Promenade Park, Eastern Promenade, Cutter Street Parking Lot and the streets and trails on the race route, which is: Eastern Prom Roadway near Quebec Street; northwest on the Eastern Prom, round Loring Memorial down to Washington Avenue, left on Washington, left on Fox Street, right on Anderson Street, the Bayside Trail to the Back Cove Trail, under Tukey's Bridge and continuing on Back Cove Trail, around the cove (clockwise), back under the bridge, and on the Eastern Prom Trail heading south, finishing on the grass area beside the Trail just before reaching Cutter Street; and

BE IT FURTHER ORDERED, that Cutter Street shall be closed to traffic from 6:45 a.m. to 1:15 p.m. and Eastern Promenade from Turner Street to Washington Avenue will be closed from 8:30 a.m. to 9:15 a.m. on Sunday, September 16, 2018, and other streets may be closed briefly to allow races to cross; 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 Trail To Ale 10K Race/Walk Festival Area shall be closed to licensed street vendors as provided in §19-17 and §19-22 of the Portland City Code; and

BE IT FURTHER ORDERED, that the City Manager is authorized to issue a revocable permit to Portland Trails under §§25-26—25-28 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. Portland Trails 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. Portland Trails 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, except in an enclosed Beer and Wine Garden at the Cutter Street Middle Parking Lot for people 21-years-old and older, monitored by City staff;

3. Portland Trails shall be responsible for all fees for a permit issued from the Public Assembly Facilities Division for use of grounds, except that fees for the use of the parking lot, streets and trails are waived, and requirements for food service, vending sales, tent and stage installations and other items specified in that permit shall be adhered to,

4. Portland Trails shall pay any fees for staff assistance from Public Assembly Facilities staff and the Police Department;

5. Portland Trails shall have sole authority over participating vendors at the Festival and may charge a fee to vendors for the opportunity to vend at the Trail To Ale 10K Race/Walk Festival;

6. In addition, the Business Licensing Office shall charge the usual fees for licensing food vendors, street goods vendors, and concert licenses for the Festival to those vendors the Portland Trails has agreed shall participate;

7. Any and all amplified music and public announcements shall be maintained at a reasonable noise level (under 92 decibels) and be configured by the event organizer to focus volume away from residential housing and neighboring business, limiting any impact in the area by the sound level; 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 Portland City Code, provided that all other applicable Code requirements for the operation of the Festival have been met.