

Order 247-14/15

Amended to add Emergency enactor: 9-0

Final Passage: 9-0 on 6/24/2015

Effective 7/5/2015

MICHAEL F. BRENNAN (MAYOR)
KEVIN J. DONOGHUE (1)
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**CITY OF PORTLAND
IN THE CITY COUNCIL**

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

**AMENDMENT TO PORTLAND CITY CODE
CHAPTER 25, ARTICLE II. DIVISION 2. PERMITS
Re: Street and Sidewalk Occupancy Permit**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORTLAND,
MAINE IN CITY COUNCIL ASSEMBLED AS FOLLOWS:**

*That Chapter 25, Article II, Section 25-27 of the
Portland City Code is hereby amended by adding a new
section as follows:*

Sec. 25-27. Fees.

(a) The following fees are hereby established for the
issuance of a revocable street and sidewalk occupancy permit:

- (1) Objects other than portable signs, including but not
limited to tables, chairs, barricades and bollards,
eighty-~~five~~eight dollars (~~\$85~~88.00) for one (1) fiscal
year or any portion thereof;
- (2) Portable signs, twenty-five dollars (\$25.00) plus
twenty cents (\$0.20) per square foot of signage.
Square footage is calculated pursuant to section
14-369(b) of the land use ordinance. Permits remain
valid until there is a change:
 - a. In the sign dimensions; or
 - b. In the use, lessee or ownership of the business
causing a change in the business name, design or
dimensions.
- (3) Vehicles, equipment, or construction materials,
fifteen dollars (\$15.00) per day or any portion
thereof;
- (4) Use of city property (including but not limited to
festivals, events, promotions, demonstrations,

parades, marches, road races, walkathons, fundraisers, press conferences, rallies, protests, sampling, poll taking, banners and public displays), fee as provided by annual order of the city council;

- (5) Use of streets, ways or public places by street goods vendors as defined in Section 19-16 for purposes of vending, thirty-~~five~~six dollars (~~\$35~~36.00) per day or any portion thereof;
- (6) Permit to Portland's Downtown District or similar organization/business to hold events on not less than twenty-four (24) hours' notice to the city manager, within area or areas designated in permit, one hundred dollars (\$100.00) per fiscal year or any portion thereof;
- (7) Location of dumpster on city-owned property, except as part of a street festival or other special event declared by the city council, two hundred twenty-five dollars (\$225.00) per fiscal year or any portion thereof.

(b) The following fees are hereby established for the issuance of a revocable outdoor dining permit:

- (1) Outdoor dining on streets, sidewalks or other public ways, eighty dollars (\$80.00) plus two dollars (\$2.00) per square foot of dining area per fiscal year or any portion thereof.
- (2) Outdoor dining in parks, eighty dollars (\$80.00) plus six dollars (\$6.00) per square foot of dining area per fiscal year or any portion thereof. In no instance shall the total square footage of dining area equal more than 10% of park space, unless the applicant receives a waiver from the director of parks and recreation or his or her designee. For the purposes of this section, the area abutting the buildings which border Monument Square and extending ten (10) feet from the façade of said buildings shall be considered a sidewalk. The ten (10) foot area shall be measured from that portion of the façade that protrudes furthest into the sidewalk. The area beyond the ten (10) foot sidewalk shall be considered park space.

BE IT FURTHER ORDERED, that this amendment is enacted as an Emergency, pursuant to Article II, Section 11 of the

Portland City Charter, in order to make it effective
on July 5, 2015.