

Order 214-14/15

Postponed to 5/4/2015: 8-0 (Donoghue absent) on 4/27/2015

Amended with new start date of July 3, passage: 9-0 on 5/4/2015

Amended to attach map in back-up material, passage: 9-0 on 5/4/2015

Passage as amended: 9-0 on 5/4/2015

Effective 5/14/2015

MICHAEL F. BRENNAN (MAYOR)

KEVIN J. DONOGHUE (1)

DAVID A. MARSHALL (2)

EDWARD J. SUSLOVIC (3)

JUSTIN COSTA (4)

**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)

**ORDER DECLARING JULY 3, 2015 THROUGH OCTOBER 12, 2015
AS THE FEDERAL STREET FOLLY FESTIVAL**

ORDERED, that the period beginning July 3, 2015 and ending on October 12, 2015 is hereby declared to be the Federal Street Folly Festival, sponsored by Press Hotel MT LLC; and

BE IT FURTHER ORDERED, that the Federal Street Folly Festival area, which is Federal Street between Exchange Street and Market Street, shall be closed to traffic for the period of the Festival and barricaded by semi-permanent design elements; and

BE IT FURTHER ORDERED, that Press Hotel MT LLC shall reimburse the City of Portland for the revenue lost from the one parking meter in this short block, by paying the City a one-time fee of \$600; and

BE IT FURTHER ORDERED, that the Federal Street Folly Festival area, which is Federal Street between Exchange Street and Market Street, shall be closed to licensed street vendors for the period of the Federal Street Folly Festival as provided in §19-17 of the City Code; and

BE IT FURTHER ORDERED, that the Acting City Manager is authorized to issue a revocable permit to Press Hotel MT LLC under §25-27 of the City Code to conduct said Festival, subject to the direction and control of the Acting City Manager and to the following specific conditions:

1. Press Hotel MT LLC 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. Press Hotel MT LLC 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 for people 21-years-old and older, to be run and staffed by the Press Hotel MT LLC;
3. Conditions for use of grounds and requirements for food service, vending sales, and other items specified in an operating agreement issued from the Recreation & Facilities Management Department, shall be adhered to;
4. Press Hotel MT LLC shall have sole authority over participating vendors at the festival during the scheduled events and may charge a fee to vendors for the opportunity to vend at the In the Federal Street Folly 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 Organizer has agreed shall participate;

BE IT FURTHER ORDERED, that the Acting 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.