

Order 157-17/18

Passage: 9-0 on 2/21/2018

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**

Effective 3/3/2018

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

**ORDER DECLARING THE FRIENDS OF EASTERN PROMENADE 2018
SUMMER COMMUNITY CONCERT SERIES FESTIVAL**

ORDERED, that Thursday evenings from 5:00 p.m. to 9:00 p.m. from July 12, 2018 through August 30, 2018 is hereby declared to be the 2018 Summer Community Concert Series Festival, sponsored by The Friends of Eastern Promenade; and

BE IT FURTHER ORDERED, that the 2018 Summer Community Concert Series Festival area shall be Fort Allen Park, the sidewalks bordering the park, the park road and the parking spaces bordering the park; and

BE IT FURTHER ORDERED, that the Fort Allen Park road may be closed to traffic during the evenings from 5:00 p.m. to 9:00 p.m. from July 12, 2018 through August 30, 2018, and areas of the Fort Allen Park parking lot and parking spaces bordering the park and on the Eastern Promenade may be posted “No Parking” on Festival evenings; 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 2018 Summer Community Concert Series 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 The Friends of Eastern Promenade 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. The Friends of Eastern Promenade 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 Friends of Eastern Promenade 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 a permit issued by the Public Assembly Facilities Division shall be adhered to;
4. The Friends of Eastern Promenade shall have sole authority over participating vendors at the Festival and may charge a fee to vendors for the opportunity to vend at the 2018 Summer Community Concert Series;
5. 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 Friends of Eastern Promenade has agreed shall participate;
6. Public Assembly Facilities Division permits fees are waived, but other fees to other city departments may be due to the city; and
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.