ORIGINAL

RESOLUTION NO.: R-2026-074

Authorizing consumption of beer and wine only at Oktoberfest Columbia at 3005 Devine Street on Friday, October 9, 2026, Saturday, October 10, 2026, and Sunday October 11, 2026

WHEREAS, Incarnation Lutheran Church (hereinafter "Sponsor" or "Organizer") is hosting Oktoberfest Columbia at 3005 Devine Street, within the 3000 block of Devine Street on Friday, October 9, 2026 and Saturday, October 10, 2026, from 11:00 a.m. until 10:00 p.m., and on Sunday, October 11, 2026 from 12:00 p.m. until 6:00 p.m.; and,

WHEREAS, the Sponsor has requested permission for the temporary closing and use of the 3000 block of Devine Street, Sims Avenue between Devine Street and Amherst Street, Greenwood Street between Amherst Street and Sims Avenue, and Kirkwood Road between Amherst Street and Sims Avenue for preparation and staging of the area and for crowd control and overflow at the outdoor event to be held at 3005 Devine Street on Friday, October 9, 2026 and Saturday, Saturday, October 10, 2026, from 11:00 a.m. until 10:00 p.m., and on Sunday, October 11, 2026 from 12:00 p.m. until 6:00 p.m.; and for patrons to consume beer and wine beverages only at the event during the hours of 11:00 a.m. until 9:30 p.m. on Friday, October 9, 2026 and Saturday, October 10, 2026, and during the hours of 12:00 p.m. until 5:30 p.m. on Sunday, October 11, 2026; and,

WHEREAS, to insure the safety of attendees Organizer understands and agrees as follows:

1. Firearms shall be prohibited at 3005 Devine Street, within the 3000 block of Devine Street, Sims Avenue between Devine Street and Amherst Street, Greenwood Street between Amherst Street and Sims Avenue, and Kirkwood Road between Amherst Street and Sims Avenue, regardless of whether such firearm is carried openly or concealed, and regardless of whether the individual carrying such firearm is a valid concealed weapons permit holder, on Friday, October 9, 2026 and Saturday, October 10, 2026, from 11:00 a.m. until 10:00 p.m., and on Sunday, October 11, 2026 from 12:00 p.m. until 6:00 p.m. *See* Resolution No. 2021-099 (Sept. 7, 2021).

2. Organizer shall establish a boundary line around the event space within the 3000 block of Devine Street, Sims Avenue between Devine Street and Amherst Street, Greenwood Street between Amherst Street and Sims Avenue, and Kirkwood Road between Amherst Street and Sims Avenue, and the Organizer shall ensure all entrance points into the permitted event area are posted with signage stating "NO CONCEALABLE WEAPONS ALLOWED" that complies with the size and formatting requirements of section 23-31-235 of the South Carolina Code.

3. When publicizing the event in the community, Organizer shall include the statement: "NO CONCEALABLE WEAPONS ALLOWED" to ensure the public has prior notice of this restriction.

4. The City may cancel the event at any time based upon public safety and/or public health concerns. The City shall not be financially responsible for any costs associated with the cancellation of the event.

5. The City may require Organizer, its agents, employees, vendors, contractors, and event attendees adhere to applicable health and safety guidelines based upon public safety and/or public health concerns. In addition, Organizer may be required to develop a written plan and design a footprint of the

event area that adheres to applicable health and safety guidelines, as published by the CDC and SCDHEC, and Organizer shall modify the plans and footprint as such guidelines are updated.

6. To the extent the event occurs during a time in which the City has in effect any emergency ordinance or ordinance requiring face coverings or adherence to social distancing requirements, Organizer shall require that its agents, employees, vendors, contractors, and event attendees comply with the requirements of such ordinance(s).

7. Organizer shall provide portable restroom facilities at the event unless it can substantiate the sufficient availability of both ADA accessible and non-accessible facilities in the immediate area of the event site which will be available to attendees during the event. Organizer shall provide a minimum of four (4) chemical or portable toilets and two (2) wash stations for every 250 people, or portion thereof, who attend the event. Ten percent (10%) of these facilities shall be ADA accessible. This figure is based upon the maximum number of attendees at the event during peak time. The City may determine the total number of required restroom facilities on a case-by-case basis. Organizer shall post signs or markers to prohibit lines or crowds forming near the event's restroom facilities without maintaining a distance of at least six (6) feet from other people.

8. Organizer shall post signs or markers to prohibit lines or crowds forming near food vendors and should encourage attendees to bring their own water. Alcohol, beer and/or wine shall be prohibited at the event without approval of a written resolution of City Council.

9. Organizer shall coordinate with food vendors to offer touchless payment options, if possible and available, or provide a tray for the exchange of payment to avoid hand-to-hand contact. Frequently touched surfaces should be cleaned after each customer and customers are encouraged to use their own pens.

10. At no cost to the City, Organizer shall be responsible for hiring no fewer than two (2) off-duty City of Columbia police officers during the hours of 8:00 a.m. until 11:00 p.m. on Friday, October 9, 2026 and Saturday, October 10, 2026, and 11:00 a.m. until 7:00 p.m. on Sunday, October 11, 2026.

WHEREAS, it has been determined that such an event would be in the public interest; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and Council this 6th day of October, 2026, that the sale of beer and wine beverages only in plastic containers or cans only is authorized between the hours of 11:00 a.m. until 9:30 p.m. on Friday, October 9, 2026 and Saturday, October 10, 2026, and during the hours of 12:00 p.m. until 5:30 p.m. on Sunday, October 11, 2026; and,

BE IT FURTHER RESOLVED that all vendors be restricted to stationary location; and,

BE IT FURTHER RESOLVED that possession and consumption of alcoholic liquors or alcoholic beverages other than beer and/or wine beverages only within the event area is prohibited; and,

BE IT FURTHER RESOLVED that VIP tents or VIP areas for the possession and consumption of alcoholic liquors or alcoholic beverages, other than beer or wine beverages only, within the event area are prohibited; and,

BE IT FURTHER RESOLVED that organizer is responsible or shall make arrangements for the cleanup of all trash and debris within the festival area and shall place same in the roll carts provided by the City. Any overflow of trash and debris shall be placed in garbage bags with the top securely closed and placed beside the City roll carts. The number of roll carts needed for the event shall be determined by organizer and the City Solid Waste Division prior to the event and placed throughout the event area to ensure that trash and debris are well contained. Roll carts and bagged trash and debris shall be returned to the collection point designated by the City in a timely manner. If the organizer has not opted to use City services to clean up the festival area, any costs incurred by the City in removing loose trash and debris within the festival area, which the organizer has failed to clean up, shall be billed to and paid by the organizer; and,

BE IT FURTHER RESOLVED that outdoor possession and consumption of beer and wine beverages only, all outdoor musical performances and use of sound-amplifying devices shall end by 10:00 p.m. due to the proximity of the event to residential properties; and,

BE IT FURTHER RESOLVED that only pedestrian traffic will be allowed within the area. All other traffic, including, but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles, skate boards, and horses, except police horses, police golf carts, and horse-drawn carriages, is prohibited. All pets, including snakes, shall be prohibited. Coolers, glass bottles, breakable glasses and/or cups, large bags and backpacks shall be prohibited; and,

BE IT FURTHER RESOLVED that during the designated time the closed portion of the 3000 block of Devine Street, Sims Avenue between Devine Street and Amherst Street, Greenwood Street between Amherst Street and Sims Avenue, and Kirkwood Road between Amherst Street and Sims Avenue, with the exception of the parking area and any other areas posted as to not allow alcoholic beverages, shall be declared to be a Public Park and provisions of Chapter 15, Parks and Recreation, Sec. 15-1, 15-2 and 15-3, Code of Ordinances of the City of Columbia, South Carolina are in effect. Pursuant to Chapter 14, Offenses and Miscellaneous Provisions, Article IV, Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, the closed portion of the 3000 block of Devine Street, Sims Avenue between Devine Street and Amherst Street, Greenwood Street between Amherst Street and Sims Avenue, and Kirkwood Road between Amherst Street and Sims Avenue, with the exception of the parking area and any other areas posted as to not allow alcoholic beverages, is deemed to be the site of a public festival at which beer and wine beverages only may be consumed and the prohibition against possession or consumption of alcoholic beverages set forth in Sec. 14-99 shall not apply. Possession and consumption of beer and wine beverages only shall be permitted only in containers provided by vendors within the areas designated.

PROVIDED, FURTHER, that the event organizer shall provide the names and cell phone numbers of a least two contact persons who can receive complaints during the event, including any set up and breakdown times. The cell phones shall remain on at all times during the event and during any set up and breakdown time.

PROVIDED, FURTHER, that failure of the event organizer to strictly comply with the time frames and other requirements and responsibilities set forth in this resolution may result in a denial of subsequent requests to allow the event.

PROVIDED, HOWEVER, that no solicitation or transactions be made in violation of Sec. 14-32, 1998 Code of Ordinances of the City of Columbia, South Carolina.

BE IT FURTHER RESOLVED that should the organizer reschedule the event for another date beyond one (1) week from the date of the originally scheduled event, a request for a resolution of City Council approving the new date of the event shall be required.

Requested by:

William Holbrook, Police Chief

Approved by:

City Manager

Mayor

Approved as to form:

City Attorney

ATTEST:

City Clerk

Introduced: 10/06/2026
Final Reading: 10/06/2026