RESOLUTION NO.: R-2003-045

Authorizing consumption of alcoholic beverages at 1st Annual Capital City Blues Fest

WHEREAS, Southeast Entertainment, Inc. ("Sponsor") is sponsoring the 1st Annual Capital City Blues Fest within the gated off area of Finlay Park on Saturday, September 13, 2003; and,

WHEREAS, the Sponsor has requested permission for merchants to operate sale booths as part of the event; and,

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 16th day of July, 2003, that between the hours of 4:00 p.m. and 11:00 p.m. on Saturday, September 13,2003, merchants are authorized to operate sale of 4:00 p.m. and 11:00 p.m. on Saturday, September 2 booths for items normally sold in their course of business, except alcoholic beverages, beer and wine, within the gated off area of Finlay Park; and,

BE IT FURTHER RESOLVED that sales of arts and crafts items (to be defined as items which are

in whole or in part handmade and not items purchased for resale) and food and beverage items and game booths be permitted and that the Sponsor be authorized to determine and allocate available space to vendors and to charge reasonable fees to recover its costs in promoting and operating the festival. The Sponsor may limit the number of vendors based on space available. Beer sales are authorized between 4:00 p.m. and 10:30 p.m. Food sales will stop at 11:00 p.m. The Sponsor shall prescribe the required application form and appropriate deadline for receiving applications; and,

BE IT FURTHER RESOLVED that all vendors be restricted to stationary location and the Sponsor shall approve or disapprove all amplified entertainment activities; and,

BEIT 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, is prohibited. All pets 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 gated off area of Finlay Park, 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
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Given the exception of the City of Columbia, South Carolina, the gated off area of Finlay Park, 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 alcoholic beverages 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 alcoholic beverages shall be permitted only in containers provided by vendors within the areas designated.

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.

Requested	by:
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Approved by:

Interim City Manager

Approved as to form:

Introduced: 7/16/2003 Final Reading: 7/16/2003 Mayor Pro Tempore

ATTEST:

Acting City Clerk