

RESOLUTION NO.: 2005-053

*Authorizing consumption of alcoholic beverages and
Annual Blues Festival at Martin Luther King, Jr. Memorial Park*

WHEREAS, Word of Mouth Productions (“Organizer”) is sponsoring Columbia’s Annual Blues Festival in Martin Luther King, Jr. Memorial Park on Saturday, October 15, 2005; and,

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

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

BE IT RESOLVED by the Mayor and Council this 21st day of September, 2005 that between the hours of 11:00 a.m. and 11:00 p.m. on Saturday, October 15, 2005, merchants are authorized to operate sale booths for items normally sold in their course of business, except alcoholic beverages, beer and wine, within the Martin Luther King, Jr. Memorial Park area; 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 Organizer 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 Organizer may limit the number of vendors based on space available. Beer sales are authorized between 11:00 a.m. and 10:30 p.m. Food sales are authorized between 11:00 a.m. and 11:00 p.m. The Organizer 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 Organizer shall approve or disapprove all amplified entertainment activities; 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

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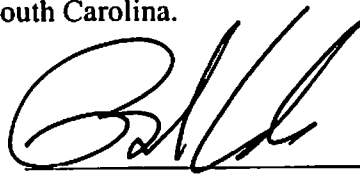
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boards, and horses, except police horses, is prohibited. Coolers, glass bottles, breakable glasses and/or cups, large bags and backpacks shall be prohibited; and,

BE IT FURTHER RESOLVED that during the designated time the Martin Luther King, Jr. Memorial Park area, 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 Martin Luther King, Jr. Memorial Park area, 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:



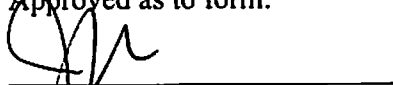
Mayor

Approved by:



City Manager

Approved as to form:

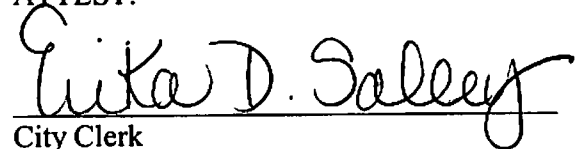


City Attorney

Introduced: 9/21/2005

Final Reading: 9/21/2005

ATTEST:



City Clerk