

RESOLUTION NO.: R-2021-098

*Authorizing consumption of beer and wine only at the Bierkeller Art Along the Trail
in the Amphitheater Area of the Riverfront Park Saturday, October 2, 2021 with
rain contingency date of Saturday, October 9, 2021*

WHEREAS, Bierkeller (hereinafter "Sponsor" or "Organizer") is sponsoring Bierkeller Art Along the Trail in the Amphitheater Area of Riverfront Park from 2:00 p.m. until 6:00 p.m. on Saturday, October 2, 2021 with rain contingency date of Saturday, October 9, 2021; and,

WHEREAS, the Sponsor has requested permission for the use of the Amphitheater Area at Riverfront Park from 1:00 p.m. until 7:00 p.m. for preparation and staging of the area and for crowd control and overflow at the outdoor event to be held on Saturday, October 2, 2021 with rain contingency date of Saturday, October 9, 2021 between 2:00 p.m. and 6:00 p.m. in the Amphitheater Area at Riverfront Park and for patrons to consume beer and wine only at the event during the hours of 2:00 p.m. and 5:30 p.m.; and,

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

1. Firearms shall be prohibited in the Amphitheater Area at Riverfront Park on Saturday, October 2, 2021 and the rain contingency date of Saturday, October 9, 2021 from 1:00 p.m. until 7:00 p.m. 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.

2. The Organizer shall establish a boundary line around the event space at the Amphitheater Area at Riverfront Park, 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, the Organizer shall include the statement: "NO CONCEALABLE WEAPONS ALLOWED" to ensure the public has prior notice of this restriction.

4. Organizer shall work with the City to develop a written plan and design a footprint of the event area that adheres to COVID-19 pandemic safety and social distancing protocols as published by the CDC and SCDHEC, and Organizer shall modify the plans and footprint as safety protocols published by the CDC and SCDHEC are updated.

5. 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.

6. Organizer shall display signs (physical and/or electronic) throughout the event area that discourage physical contact, such as hugs, handshakes, fist bumps, and high-fives during the event.

7. Organizer shall encourage all attendees of the event to adhere to all COVID-19 safety protocols to include, but not be limited to, wearing face masks, social distancing, and frequent washing of hands.

8. Organizer is required to 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 the public during the event. Organizer is to provide a minimum of four (4) chemical or portable toilets and two (2) wash stations for every 250 people, or portion thereof who attends 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 of Columbia 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 restroom without maintaining a distance of at least six (6) feet from other people.

9. 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.

10. 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.

11. 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 1:00 p.m. and 7:00 p.m.

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 ___ day of _____, 2021, that the sale of beer and wine beverages only in plastic containers or cans only is authorized between the hours of 2:00 p.m. and 5:30 p.m. on Saturday, October 2, 2021 with rain contingency date of Saturday, October 9, 2021; and,

BE IT FURTHER RESOLVED that all vendors be restricted to stationary location and that the Sponsor shall approve or disapprove all amplified entertainment activities; 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 clean-up of all trash and debris within the event 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 event area, any costs incurred by the City in removing loose trash and debris within the event 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 event area. All other traffic, including, but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles, skate boards, and horses, golf carts (except police golf carts or ATVs), and horse-drawn carriages, is prohibited. All pets, including cats, dogs (except police K-9s), horses, birds, lizards, and snakes, are prohibited. Coolers, glass bottles, breakable drinking glasses and/or cups, large bags, and backpacks shall be prohibited inside the event area; and,

BE IT FURTHER RESOLVED that during the designated event date of Saturday, October 2, 2021 with a rain contingency date of Saturday, October 9, 2021, and time of 2:00 p.m. and 6:00 p.m., the closed portion of the Amphitheater Area at Riverfront 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. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, Amphitheater Area at Riverfront 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 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 in the event of inclement weather on Saturday, October 2, 2021, the Amphitheater Area at Riverfront Park shall be closed and the event shall occur on its alternate date of Saturday, October 9, 2021. The hours of operation for the event, restriction on carrying firearms, requirements for adherence to COVID-19 safety protocols, service of beer and wine at the event, and closing of public streets, sidewalks, or other public property for set up, clean up, and crowd control of the event shall remain as outlined above.

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 or inclement weather date, a request for a resolution of City Council approving the new date of the event shall be required.

Requested by:

Assistant City Manager Simons



Mayor

Approved by:



City Manager

Approved as to form:

ATTEST:



City Attorney
Introduced: 9/7/2021
Final Reading: 9/7/2021



City Clerk

DATE OF REQUEST July 29, 2021 REQUESTOR'S NAME/CONTACT INFORMATION (E-MAIL/PHONE#/FAX#) Scott Burgess, Bierkeller Columbia 803 338-1599

EVENT NAME/PURPOSE (i.e., St. Patrick's/Charity Fund-raiser) Bierkeller at Riverfront Park; Fall Happy Hours

DATE(S) OF EVENTS: (monthly can be on one request) Saturday October 2

RAIN CONTINGENCY DATE: (Rescheduling due to inclement weather is allowed once within one week from the date of the originally scheduled event upon 24-hours written notice to the City, without a new request. The time of event operation shall remain the same.) Saturday October 9

LOCATION OF EVENT (i.e., Amphitheater area of Finlay Park; 1300 and 1400 blocks of Main Street between Lady Street and Hampton Street) Brick and grassy amphitheaters at Riverfront Park South, 312 Laurel Street

STREET(S) OR PARK AREA TO BE CLOSED (i.e., 1300 and 1400 blocks of Main Street between Lady Street and Hampton Street; Amphitheater area of Finlay Park; Boyd Plaza) n/a

HOURS FOR STREET(S) OR PARK AREA TO BE CLOSED (i.e., 5:00 p.m. - 12:00 a.m. ALLOW TIME FOR SET UP/CLEAN UP) n/a

HOURS OF EVENT (i.e., 6:00 p.m. - 10:00 p.m.)* 2p-6p

HOURS OF SERVICE OF BEER/WINE BEVERAGES ONLY (NO LIQUOR**) (Service should end one-half hour prior to end of event, i.e., event is 6-10 p.m., beer/wine service is 6-9:30 p.m.)* 2p-6p

Requests should be submitted by mail, e-mail or fax at least NINETY (90) days in advance of the event to allow for preparation and review of the Resolution and scheduling on Council's agenda. Requests may be sent by e-mail (shari.ardis@columbiasc.gov), fax (803-737-4250) or mailed to City Attorney's Office, ATTN: Shari Ardis, POB 667, Columbia, SC 29202. A draft Resolution will be prepared and forwarded for review to the event organizer, as well as to the City departments for coordination of City services and requirements (i.e., Police, Solid Waste, Parks and Recreation, etc.). Approval from the adjoining business/property owners must be obtained before your request will be submitted to City Council if streets are to be closed off during business hours. The event organizer is responsible for obtaining a permit or license if required by the South Carolina Department of Revenue.

*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 events to residential properties.

**POSSESSION OF LIQUOR IS STRICTLY PROHIBITED. VIP tents or VIP areas for possession and consumption of alcoholic beverages or alcoholic liquors within the event area are PROHIBITED.

NOTE: This form should only be used for public events where beer and/or wine are to be sold and consumed on City property (i.e., Main Street Latin Festival, St. Patrick's Festival, Vista Lights,, Rocky Shoals Spider Lily Festival, etc.).

This form should not be used to request use of City property for private events (birthday, retirement, anniversary parties, etc.) nor for sidewalk sales or neighborhood block parties. Requests for private events at City parks should be made through the Parks and Recreation Department. Requests for sidewalk sales should be made to the City Manager. Requests for street closings for private neighborhood block parties should be made to the Police Department Special Events and Public Safety.

Fire Marshal George N. Adams, Jr., 803-545-3703; george.adams@columbiasc.gov
Legal Department - Shari Ardis; 803-737-4242; shari.ardis@columbiasc.gov or fax 803-737-4250 - resolution preparation
Parking Services - Jessica Argoe; (803) 545-0287; jessica.argoec@columbiasc.gov - meter bagging
Police Department Special Events - Officer Robert Hall; 803-545-3535; robert.hall@columbiasc.gov - parade permit, police
Parks and Recreation - Pearl Osborne; 803-545-3100; pearl.osborne@columbiasc.gov park reservations
Police Department Community Services - Brenda Murphy; 803-545-3507; brenda.murphy@columbiasc.gov - street closing
Last revised: 12/2019

To City of Columbia,

Bierkeller LLC seeks permission to hold a Saturday Biergarten at Riverfront Park on the grassy area below the pergola as well as in the amphitheater areas on the following date: (10/2; with a rain day on 10/9) between the hours of 2 and 6 pm. This is the same footprint as previous years. However, in light of covid (especially the delta and other variants), we are spreading out our serving and standing areas and taking additional extra precautions. Our updated safety plans are as follows:

- Spacing out tables for a minimum of 8 ft per table
- Adding additional hand sanitizing stations beyond the ones already in use in the area and the bathrooms
- Doubling our serving and token stations to prevent lines building
- Requiring customers in line and elsewhere to practice safe social distancing
- Posting signage throughout the area and on tables to remind customers of all safety protocols
- Suggesting customers wear masks when in close contact with others
- Offering touchless payment options at all token stations
- Hiring Columbia police to help enforce these measures

This is a seminal series of events for the citizens of Columbia as well as for visitors from the surrounding region and even states. We appreciate the opportunity to bring back this very popular event to the Columbia Riverfront Park. Thanks for your consideration and assistance in this matter.

Sincerely,

Scott Burgess (803) 338-1599
Sam Moses (803) 807-0216

Bierkeller LLC
1221 Main Street, Suite 1100
Columbia, SC 29201



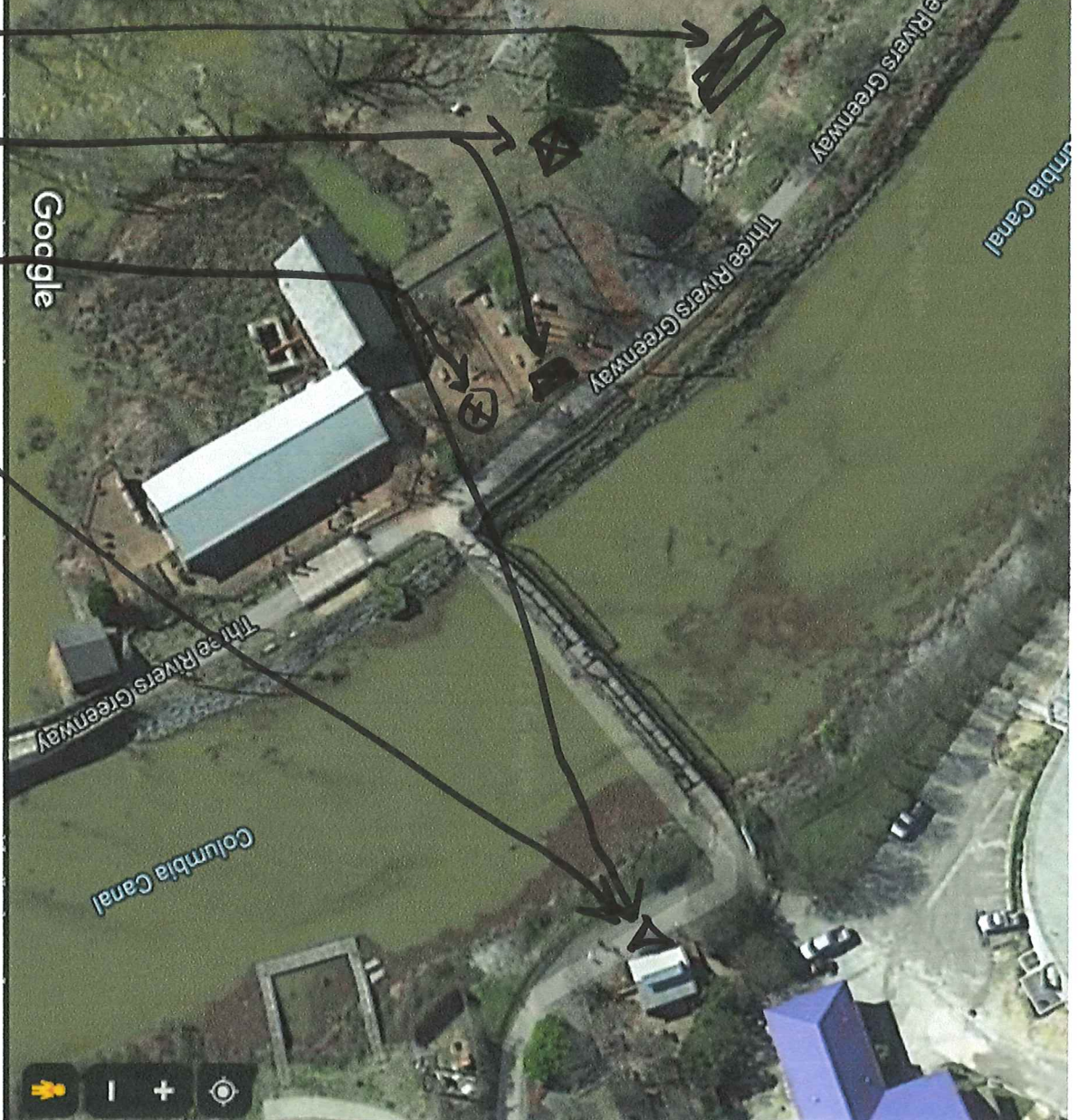


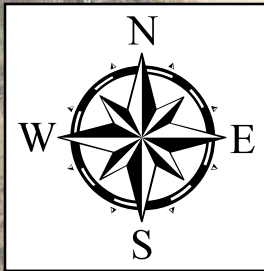
Congaree River

Three Rivers Greenway
Columbia Canal

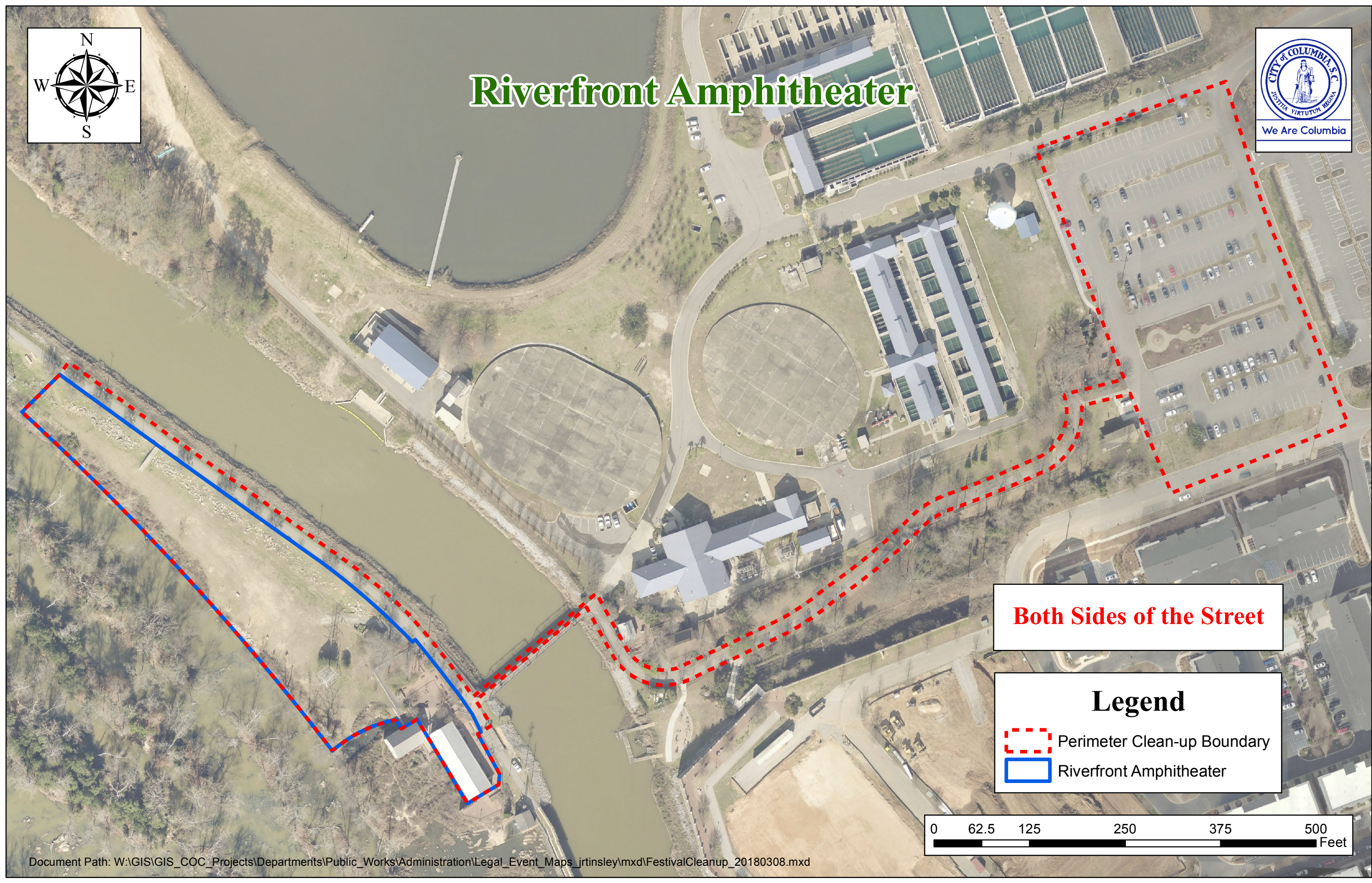
FOOD TRUCK
BEER STNS
SANITIZING STNS
BATHROOMS

Google







Riverfront Amphitheater



Both Sides of the Street

Legend

-  Perimeter Clean-up Boundary
-  Riverfront Amphitheater

