

RESOLUTION NO.: R-2009-064

*Authorizing consumption of beer and wine and
Halloween in Five Points fund-raiser and concert*

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WHEREAS, the Five Points Association ("Association") is sponsoring its Halloween in Five Points fund-raiser and concert on Saturday, October 31, 2009; and,

WHEREAS, the Association has requested permission for the temporary closing and use of Saluda Avenue at the intersection of Greene Street adjacent to the fountain between 4:00 p.m. and 11:00 p.m. for preparation of the area for an outdoor event, and for patrons to consume beer and wine at the event during the hours of 5:00 p.m. and 10:30 p.m.; 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 2nd day of September, 2009, that the sale of beer and wine is authorized between the hours of 5:00 p.m. and 10:30 p.m. on Saturday, October 31, 2009; and,

BE IT FURTHER RESOLVED that all vendors be restricted to stationary location; 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, skateboards, and horses, except police horses, is prohibited. All pets, including snakes, shall be prohibited. Coolers, glass bottles and breakable glasses and/or cups shall be prohibited; and,

BE IT FURTHER RESOLVED that during the designated time the closed portion of Saluda Avenue at the intersection of Greene Street adjacent to the fountain, with the exception of the parking area and any other areas posted as to not allow beer and wine, shall be declared to be a Public Park and provisions of Chapter 15, Parks and Recreation, Sec. 15-1, 15-2 and 15-3, 1998 Code of Ordinances

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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, Saluda Avenue at the intersection of Greene Street adjacent to the fountain, 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 beer and wine shall be permitted only in containers provided by vendors within the area designated.

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

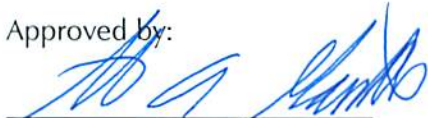
Requested by:

The Five Points Association



Mayor

Approved by:



Interim City Manager

ATTEST:



City Clerk

Approved as to form:



City Attorney

Introduced: 9/2/2009

Final Reading: 9/2/2009

DATE: August 10th, 2009 NAME OF REQUESTOR Five Points Association

EVENT NAME/PURPOSE (i.e., St. Patrick's/Charity Fund-raiser Halloween in Five Points/fund-raiser/concert

DATE(S) OF EVENTS: Saturday, October 31, 2009

LOCATION OF EVENT (i.e., Amphitheater area of Finlay Park; 1200 and 1300 blocks of Main Street) 751 Saluda Avenue (next to the fountain in Five Points) At the intersection of Saluda Avenue and Greene Street.

STREET(S) TO BE CLOSED (i.e., 1200 and 1300 blocks of Main Street and 1100 and 1200 blocks of Lady Street) Saluda Avenue between the fountain and Starbucks, Cj's and Saluda's

HOURS FOR STREET(S) TO BE CLOSED (i.e., 5:00 p.m.m - 12:00 a.m.) 5:00pm - 11:00pm
ALLOW TIME FOR SET UP/CLEAN UP

HOURS OF EVENT (i.e., 6:00 p.m. - 10:00 p.m.) 5:00pm - 11:00pm

HOURS OF SERVICE OF BEER/WINE (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.) 5:00pm - 10:30pm

Please submit requests by mail, e-mail or fax at least sixty (60) 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 (slardis@columbiasc.net), fax (737-4250) or mail, POB 147, Columbia, SC 29217. A draft Resolution will be prepared and forwarded for your review as well as the Police Department Special Events office and to Parks and Recreation if the event is to be held in a City park.

PLEASE 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., Five After Five, St. Patrick's Festival, Concerts in Finlay Park, 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. 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.

Legal Department - Shari Ardis; 737-4242; slardis@columbiasc.net
Police Department Special Events - Sgt. Taurus Sanders; 545-3535; tsanders@columbiasc.net
Parks and Recreation - Pearl Osborne; 545-3100; peosborne@columbiasc.net

Matter No.: 09081200
Attorney: SWA
Date In: 8-10-09
File No.: R 2009-064
Date Out: 8/11/09

Submit by Email