

Introduced by _____ Council Bill No. R 72-14

A RESOLUTION

granting a temporary waiver from the requirements of Section 16-185 of the City Code to allow possession and consumption of alcoholic beverages for a Ninth Street Summerfest event.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council hereby grants a temporary waiver from the requirements of Section 16-185 of the City Code so that the possession of an open container of alcohol and consumption of an alcoholic beverage shall be allowed during The Blue Note Ninth Street Summerfest event on June 4, 2014 from 6:00 p.m. until 11:00 p.m.

ADOPTED this _____ day of _____, 2014.

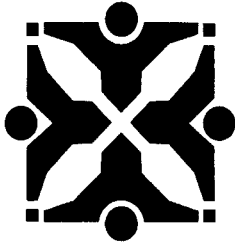
ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor



Carl
Source: City Manager

Agenda Item No:

To: City Council
From: City Manager and Staff

Council Meeting Date: Apr 21, 2014

Re: Waiver of the Open Container Ordinance

EXECUTIVE SUMMARY:

Staff has prepared for Council consideration a resolution to waive the open container ordinance for a Ninth Street Summerfest Event.

DISCUSSION:

Staff has received a request from the Blue Note to waive the open container ordinance on June 4, 2014, from 6:00 p.m. until 11:00 p.m., for a Ninth Street Summerfest Event.

FISCAL IMPACT:

n/a

VISION IMPACT:

<http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php>

SUGGESTED COUNCIL ACTIONS:

Approval of the legislation.

FISCAL and VISION NOTES:					
City Fiscal Impact Enter all that apply		Program Impact		Mandates	
City's current net FY cost	\$0.00	New Program/ Agency?		Federal or State mandated?	
Amount of funds already appropriated	\$0.00	Duplicates/Expands an existing program?		Vision Implementation impact	
Amount of budget amendment needed	\$0.00	Fiscal Impact on any local political subdivision?		Enter all that apply: Refer to Web site	
Estimated 2 year net costs:		Resources Required		Vision Impact?	Yes
One Time	\$0.00	Requires add'l FTE Personnel?		Primary Vision, Strategy and/or Goal Item #	Downtown 6
Operating/ Ongoing	\$0.00	Requires add'l facilities?		Secondary Vision, Strategy and/or Goal Item #	
		Requires add'l capital equipment?		Fiscal year implementation Task #	

City of Columbia Special Use Permit and Application

Complete and submit the form and application fee to the City Manager's office ninety (90) days prior to the first day of the event. Incomplete or illegible applications will not be accepted.

APPLICANT INFORMATION			
Are you, the applicant, organizing this event on behalf of another organization?			
☐ Yes ☒ No			
APPLICANT CONTACT:	Name:	Phone:	Cell:
	The Blue Note-Richard King	573-874-1944	573-489-5701
	E-mail Address: Richard@thebluenote.com		
MAILING ADDRESS:	Street Address: 17 N. 9th Street		
	City:	State:	Zip:
	Columbia	Mo	65201
SECONDARY CONTACT:	Name:	Phone:	Cell:
	Millie Lovett	573-874-1944	573-864-6683
	E-mail Address: Millie@thebluenote.com		
ON SITE CONTACT (if different than applicant):	Name:		Phone:

EVENT INFORMATION		
EVENT CATEGORY:	☐ Procession/March	☐ Non-Competitive Athletic Event
	☒ Concert/Performance	☐ Neighborhood Block Party
	☐ Farmers/Outdoor Market	☐ Parade
	☐ Festival/Fair/Carnival	☐ Other
	☐ Competitive Athletic Event	
Public or Residential Streets & Sidewalks:		
Will your event be utilizing and requesting the closure of any streets?		
Note: Choose "No" for rolling closures such as parades.		
☒ Yes ☐ No		
Print the <u>Street Closure Petition</u> and obtain signatures of property owners/tenants inside and abutting the closure area. A link to the ordinance can be found <u>here</u> .		
Downtown Event:		
Will this event be held "downtown"?		
☒ Yes ☐ No		

Admission/Entry Procedure:

How will your event be attended?

- ☐ Registration Fee
- ☒ Tickets for Purchase \$ 25
- ☐ By Invitation Only
- ☐ Open to Public
- ☐ Other

****Note:** A permittee shall post a sign at each entrance and exit to the closure area visible to all patrons entering the area that includes the amount of the entry fee, if any, and the rules of access to the closure area. A permittee must post the sign required under this section during the time the entry fee is in effect**

Columbia Parks and Trails:

Does your event include the use of Columbia Parks or Trails?

- ☐ Yes ☒ No

Event Description:

Outdoor concert held on 9th Street in front of the Blue Note. Featuring Edward Sharpe & The Magnetic Zeros.

EVENT DETAILS

EVENT NAME: Summerfest

EVENT DATES: (Indicate dates OPEN to attendees)		HOURS: (Indicate hours OPEN to attendees)		EXPECTED ATTENDANCE: (Daily Attendance)	
Day 1	Date: 6/4/14	Start Time: 6:00pm	End Time: 11:00pm	Attendees: 2500	Staff/Volunteers: 30
Day 2	Date:	Start Time:	End Time:	Attendees:	Staff/Volunteers:
Day 3	Date:	Start Time:	End Time:	Attendees:	Staff/Volunteers:
ALTERNATIVE					

EVENT DATE: (Date and Time):	Date:	Times:
EVENT SETUP BEGINS (Date and Time):	Date: 6/4/14	Times: 8:00am
EVENT DISMANTLE (Date and Time):	Date: 6/4/14	Times: 11:00pm
EVENT LOCATION: Describe in detail, include addresses and ATTACH REQUIRED MAP	On 9th Street in front of the Blue Note between Broadway and Walnut.	

Has this event been produced before?

☒ Yes ☐ No When? every summer, several times

Is this an annual event?

☒ Yes ☐ No

Are there any other name/s by which this event is known?

☒ Yes ☐ No Other Names: 9th Street Summerfest

Barricades:

Describe any temporary barricades and/or fencing that will be utilized for this event:

We will use barricades and fencing along the perimeter of this event as well as around the stage and sound booth.

****Note:** In accordance with MUTCD standards, barricades for street closures must be obtained from the City of Columbia Street Department (573-874-6289)**

REQUIRED MAPS

Please provide a map of the event. Be sure to include the following:

Boundaries of the activity with square footage and entryway widths or route for mobile event;

Electrical – locations of generators and electrical connections;

Emergency access (20 feet clear for fire truck and public safety access;

Equipment (stages, booths and tents, fencing, bike racks, risers, by type and size);

Accessible Routes;

Food vendor locations;

Recycle and trash receptacles:

Hydrant connection locations;
Alcoholic beverage service locations;
Sanitation facilities;
Portable toilets, including accessible provisions;
Parking provisions, including accessible parking;
Location for barricade delivery; and/or
Other:

VENDORS

Merchandise Sales:

Does your event include the sale of (non-food) goods?

☐ Yes ☒ No

Food Vendors:

Does your Event include the sale of food?

☐ Yes ☒ No

ALCOHOLIC BEVERAGES

Alcohol:

Does your event include the sale of alcohol?

☒ Yes ☐ No An application for Caterer's permit can be found [here](#).

Are you requesting a waiver of the open container ordinance?

☐ Yes ☐ No

* Alcohol waiver
for 6p.m - 11p.m
- MKG

?

COOKING AND MOBILE FOOD VENDING

Cooking, Grilling, Combustibles, Open Flames:

Does your event include cooking or open flame on the premises?

☐ Yes ☒ No

STORM WATER COMPLIANCE

All Grey water (waste water, mop water, hand sink water, dish water, wash out stations) must be placed in the sanity sewer, arrangements can be made to have a grey water dump site installed by the Water and Light Department at 573-874-7325.

Cooking oil and grease traps must be disposed of at grease disposal tanks located through the city of Columbia. These tanks are located in the downtown area at a variety of locations, to find the nearest location to your event, contact the Public Works Department at (573) 874-7250.

STRUCTURES

Tents and Canopies:

Does your Event include the set-up of tents or canopies? (Tents above 100 square feet (20ft x 20ft) require a temporary structure permit.)

☐ Yes ☒ No

SOLID WASTE

In your event's plan for trash removal/recycling (i.e. dumpsters/trash bins);

Are you requesting the use of City services (i.e. Trash/recycling receptacles; removal)?

☐ Yes

☒ No Trash will be removed by applicant.

Will your event use portable toilets? (Refer to ADA guidelines on the City of Columbia's special events [website](#).)

☒ Yes ☐ No

Describe:

We place our portable toilets in the south ally located next to the Blue Note (Landmark Bank's exit ally). They are flush against the wall and not in the way of the flow of traffic or ADA.

****Note:** A permittee may not place a portable toilet within 25 feet of an entryway to an adjacent business or residence, unless the adjacent property owner or tenant approves a distance less than 25 feet**

WATER AND ELECTRIC

Will your event require the use of City utilities?

☐ Yes ☒ No

Will your event include the use of generators?

☒ Yes ☐ No

Describe:

Occasional use if needed.

ADA ACCESSIBILITY

Describe the plan for ADA accessible Routes:

We bring in ramps to cover the electrical. All sidewalks are open for foot traffic. We also have an ADA restroom located inside the Blue Note.

For more information relating to ADA accessibility, please click [here](#).

ENTERTAINMENT

Are there any musical entertainment features related to your event?

☒ Yes ☐ No

Number of Stages: 1

Number of Performers/Bands: 2

Performer/Band Name and Music Type:

Edward Sharpe & The Magnetic Zeros. Support band to be determined.

PUBLIC SAFETY PLAN

SECURITY

Please describe your procedures for both crowd control and internal security:

We have a security person posted at each barricade. We have security posted at the stage as well as in the crowd. Crowd must enter through front ticket gate. We also have Columbia Police Department at the event.

Have you hired a security company to handle security arrangements for this event?

☐ Yes ☒ No

Are you planning on utilizing OFF-DUTY Columbia Police Officers?

☐ Yes ☒ No

EMERGENCY PREPAREDNESS

EMERGENCY PLAN (Hazardous weather, Fire, etc.)

Please describe and attach a detailed emergency procedure plan:

If weather is hazardous, we move the concert inside if it is not cancelled.

MEDICAL PERSONNEL

Will your event have on-site medical personnel?

☐ Yes ☒ No

TRANSPORTATION/TRAFFIC PLAN

Parking:

Describe the plan for parking:

Downtown parking as well as the parking garages.

Do you plan to use metered parking spaces outside of the event footprint?

☒ Yes ☐ No

Ordinance and meter per diem rates can be found [here](#).

Transportation:

Does your event plan to utilize shuttles or transportation services?

☐ Yes ☒ No

Traffic Flow – Pedestrian and Vehicular:

Describe your plan for traffic and pedestrian flow and control:

As stated above, must enter through the ticket gates. Exits will be marked. All sidewalks are available.

A \$100 application fee applies to this permit. Please make check/money order payable to City Event Committee.

Please remit completed application to:

City Event Committee
C/o City Managers Office

701 E. Broadway
P.O. Box 6015
Columbia, Mo 65205

Street Closure Request Form
(Non-Construction Related Requests Only)

Name of Organization: The Blue Note
Contact Person: Richard King
Address: 17 N. 9th Street Colmo 65201
Phone: 513-874-1944
Location Requested
(include map): 9th Street Walnut to Broadway
Date of Use of Closure:
(day/time): June 4 Wednesday
Purpose: Summerfest - Edward Sharpe + Magnetic Zeros

The applicant is responsible for securing signatures of the property owners and tenants abutting the proposed closure or use indicating no objection to the requested use/closure. Attach a separate sheet if necessary.

Property Owner/Tenant Name	Address
James Kanne 9th Street Public House	36 N. Ninth Street 65201
Philip Peters Shotgun Petes	28 N. 9th St
Trey Quinlan 21 N 9th St	Trey Bistro
Becky Rudd 7 N 9th St	Dryer's Shoe Store
Ruth La Hue 823 E Broadway	My Secret Garden
La SIESTA Mexican cuisine	33 N 9th Street major Street
SFH, LLC 25 N. 9th St	Columbia M 65201 Jim M. Roub

I understand that this request is granted subject to the following conditions:

The sidewalk/street will not be used or blocked in such a manner that a safety hazard would occur or that an obstruction will be created that would unreasonably interfere with police, fire, or health of the city. Further, there will be no solicitation in the street, crosswalk or intersection and that violation of the above conditions will cause this permit to be rescinded. Fire department access shall be maintained by providing a minimum 20' wide unobstructed roadway width. **Exception: Parades**


Signature of Applicant

2-14-14
Date

Date Application Received: _____
CCA Board: _____

Permit Approved: _____

Mike Matthes, City Manager

Date

PLEASE READ ORDINANCE INFORMATION AS FOLLOWS

SECTION 24-71. REQUIRED; APPLICATION; CONDITIONS FOR ISSUANCE.

- (a) Whenever any person shall desire to temporarily block a portion of any public street or sidewalk for any purpose other than the collection of signatures on a petition or the dissemination of information, and whether or not such use shall require the closure of such street or sidewalk, such person shall make application on a form to be supplied by the city to the City Manager not less than (10) days prior to the next City Council meeting preceding the date the person shall desire to use such street or sidewalk. The City Manager may issue a permit to such person to use a portion of such street or sidewalk to such extent and for such time as the City Manager shall find to be reasonable necessary, provided that the City Manager shall find that the following conditions exist:
- (1) No safety hazard will be created as determined by the director of public works or his designate, and
 - (1) No obstruction will be created that would unreasonably interfere with police, fire or health protection of the city, and
 - (1) No unreasonable interference with the normal uses of the abutting property will be created.
- (a) The person making an application to the City Manager shall, as a part of the application, present evidence that all users or owners or occupants of property abutting the area to be used have been notified of the use, the dates and time of such use and their right to protest under this section.

Sec. 24-72. Appeals; hearings before Council.

- 1. Any person aggrieved by a denial of a permit by the City Manager may file an appeal within five (5) days following such denial with the City Council to be acted upon at the next regular Council meeting after said appeal is filed. The City Council shall use the standards set out in section 24-71 in making its determination whether to uphold or reverse the City Manager's denial of the permit.
- 1. Any user, occupant or owner of property within the same general area of, or abutting the portion of the street or sidewalk to be used may either file a written protest or appeal before the City Council to register such a protest, and the City Council shall also consider such protest in making its determination whether to uphold or reverse the City Manager.

Each application which shall request the closure of a street or sidewalk in the downtown area of the city shall be referred to the City Council for action thereon. For purposes of this provision, the downtown area of the city shall be defined as an area bounded on the north by Park Avenue, on the east by College Avenue, on the south by Elm Street, and on the west by Providence Road. The Council shall use the standards set forth in section 24-71 in its consideration of such request.

Property owner	Address
Mavrikis Fine	16 N 9th St. Columbia, MO 65201
Commerce Bank	901 E Broadway Columbia, MO 65201
Landmark	Kathy Whaley 801 E Broadway Columbia MO 65201
Kui	John Lee 22 N. 9th St

SUMMERFEST FOOTPRINT 2014

