

Order 135-16/17

Passage: 8-0 (Mavodones absent) on 2/22/2017

Effective 3/4/2017

ETHAN K. STRIMLING (MAYOR)
BELINDA S. RAY (1)
SPENCER R. THIBODEAU (2)
BRIAN E. BATSON (3)
JUSTIN COSTA (4)

**CITY OF PORTLAND
IN THE CITY COUNCIL**

DAVID H. BRENERMAN (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER DECLARING JULY 7, 2017
THE OLD PORT FITNESS & HEALTH EXPOSITION
AND JULY 8, 2017 THE SHIPYARD OLD PORT HALF MARATHON AND 5K
ROAD RACE FESTIVALS**

ORDERED, that July 7, 2017 is hereby declared to be the Old Port Fitness & Health Exposition Festival, and July 8, 2017 is hereby declared to be the Shipyard Old Port Half Marathon & 5K Road Race Festival, sponsored by GiddyUp Productions, LLC; and

BE IT FURTHER ORDERED, that the Old Port Fitness & Health Exposition on Friday July 7, 2017 will take place in the Ocean Gateway Terminal from 2:00 p.m. to 8:00 p.m.; and

BE IT FURTHER ORDERED, that the races are authorized from 5:00 a.m. – 3:00 p.m. Saturday, July 8, 2017, to be held in Portland, along city streets and trails, with a concert to follow until 10:00 p.m.; and

BE IT FURTHER ORDERED, that the Half Marathon will start at 7:00 a.m. and the 5K Race will start at 7:15 a.m.; and

BE IT FURTHER ORDERED, that Runners will congregate for the start of the Half Marathon in the Ocean Gateway queuing lanes and in the Eastern Promenade area for the 5-K Road Race; the finish line for both races is at Ocean Gateway; and

BE IT FURTHER ORDERED, that the Old Port Fitness & Health Exposition and the Shipyard Old Portland Half Marathon & 5K Road Race Festival area shall be Ocean Gateway, Amethyst Lot, Moon Tide Park, the Eastern Promenade and City Streets and trails designated as the route of the race; and

BE IT FURTHER ORDERED, that vehicles in violation of the “no parking” signs in the Festival Area (except in the Thames Street area) shall be towed at owner’s expense; and

BE IT FURTHER ORDERED, that the Old Port Fitness & Health Exposition and the Shipyard Old Portland Half Marathon & 5K Road Race Festival area shall be closed to licensed street vendors as provided in §19-17 of the City Code; and

BE IT FURTHER ORDERED, that the City Manager is authorized to issue a revocable permit to GiddyUp Productions, LLC under §25-27 of the City Code to conduct said Festival, subject to the direction and control of the City Manager and to the following specific conditions:

1. GiddyUp Productions, LLC shall defend, indemnify and hold harmless the City of Portland, its officers and employees, from and against all claims arising out of or resulting from the Festival and/or use of City streets and property for said Festival, and shall procure and maintain public liability insurance in the minimum amount of \$400,000 per occurrence for personal or bodily injury, death or property damage and covering the obligation of indemnification hereunder. GiddyUp Productions, LLC shall provide the City with a certificate showing evidence of such insurance and showing the City as an additional insured on said insurance;
2. Under no circumstances may alcoholic beverages be sold or consumed on City of Portland right-of-ways during said event, other than in areas restricted to 21-year-old and older patrons in Moon Tide Park and also in Amethyst Lot, during the awards ceremony on July 8, 2017 from 9:00 a.m. to 1:30 p.m. and at the concert after the race, with security provided by Public Assembly Facilities staff;
3. Conditions for use of grounds and requirements for food service, vending sales, and other items specified in a permit issued from Public Assembly Facilities shall be adhered to;
4. GiddyUp Productions, LLC shall have sole authority over participating vendors at the festival and may charge a fee to vendors for the opportunity to vend at the Old Port Fitness & Health Exposition and the Shipyard Old Portland Half Marathon & 5K Road Race Festival;
5. GiddyUp Productions, LLC shall hire police officers, Public Assembly Facilities Division staff and parking control officers to assist with directing traffic at street closures, and Public Assembly Facilities staff shall be hired to oversee the Amethyst Lot/Ocean Gateway/Moon Tide Park areas; and
7. In addition, the City Clerk's Office shall charge the usual fees for licensing food vendors, street goods vendors, and other needed licenses for the Festival to those vendors the GiddyUp Productions, LLC has agreed shall participate; and
8. Route of the course is subject to change, depending on construction projects along the course and police recommendations leading up to the race day; and

BE IT FURTHER ORDERED, the following streets will be closed to vehicular traffic on Saturday July 8, 2017:

- West-bound lane of Commercial St. (both lanes – from Franklin Street to Valley Street) will be closed to vehicular traffic (6:50 a.m. – 8:25 a.m.)
- Thames Street and Commercial Street (Hancock Street to Franklin Street) 6:50 a.m. – 7:10 a.m.), with traffic held back from approximately 7:00 a.m. –7:10 a.m.);
- Eastern Promenade road (both lanes, from Morning Street to Washington Avenue) (7:05 a.m. – 7:35 a.m.)
- North Street (from Walnut Street to Eastern Promenade), (7:05 a.m. – 7:35 a.m.)
- Cutter Street (6:30 a.m. – 7:30 a.m.)
- North-bound traffic on Washington Avenue (at the intersection with Eastern Promenade road), will either be detoured or held back from 7:10 – 8:45a.m. (State Police will close the I-295 Exit 8 ramp onto Washington Avenue from 7:10 – 8:45a.m.)
- Danforth Street (both lanes, from Valley Street to Vaughan Street (7:10 a.m.– 8:05 a.m.).
- Danforth Street (west-bound lane, from Clark Street to Vaughan Street) (7:10 a.m. – 8:15a.m. (Church attendees detoured onto Clark, to Spring, to Emery Street)
- Western Promenade (both lanes from Vaughan Street to Bowdoin Street) (7:15 a.m. – 7:45a.m.)
- Beach Street (from York Street to Commercial Street) (7:10 a.m. – 8:10 a.m.)
- Sewage Plant Road (approximately 1,000 feet starting at the Eastern Prom Trail) 8:00 a.m. – 9:45 a.m.

BE IT FURTHER ORDERED, that the City Manager is authorized to waive fees and to issue such other temporary licenses, including licenses for food service establishments, as may be required by the City Code, provided that all other applicable Code requirements for the operation of the Festival have been met.