

Order 90-18/19

Passage: 9-0 on 11/5/2018

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**

Effective 11/15/2018

KIMBERLY COOK (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER DECLARING JUNE 22, 2019
THE SHIPYARD OLD PORT HALF MARATHON AND 5K FESTIVAL**

ORDERED, that June 22, 2019 is hereby declared to be the Shipyard Old Port Half Marathon and 5K Festival, sponsored by GiddyUp Productions, LLC; and

BE IT FURTHER ORDERED, that the festival is authorized from 2:00 a.m. – 2:00 p.m. on Saturday, June 22, 2019, with a race to be held along city streets and trails and with an awards ceremony and music to follow until 12:30 p.m.; and

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

BE IT FURTHER ORDERED, that the start of the Half Marathon and the finish line is on Fore Street between Union and Exchange Streets; and

BE IT FURTHER ORDERED, that the Shipyard Old Portland Half Marathon Festival area shall be Fore Street from Union to Market and Wharf Streets; Wharf Street from Union to Moulton; Moulton Street from Commercial to Fore; and Dana Street from Commercial to Fore; and

BE IT FURTHER ORDERED, that the following streets shall be closed to traffic for the following times or, if the race start is delayed, than at a later time:

Fore Street (Market to Union – both lanes): 2 a.m. – 12:30 p.m.

Wharf Street (Moulton to Union): 2 a.m. – 1:30 p.m.

Dana Street: 2 a.m. – 1:30 p.m.

Moulton Street: 2 a.m. – 1:30 p.m.

Exchange Street (Milk to Fore): 2 a.m. – 1:30 p.m.

Fore Street (Union to Center – both lanes): 6:55 – 7:05 a.m. and 7:25 a.m. to 7:35 a.m.

Danforth Street (York to Vaughan – both lanes): 6:55 – 7:10 a.m. and 7:25 a.m. to 7:40 a.m.

Western Prom Road (Bowdoin to Vaughan – both lanes): 7:15 – 7:55 a.m.

Danforth Street (Valley to Vaughan – both lanes): 7:15 – 7:55 a.m. and 7:25 a.m. to 7:40 a.m.

Commercial St. (Valley to Pearl – west-bound lane): 7:10 – 8:15 a.m.

Commercial St. (Valley to Pearl – east-bound lane): as needed, determined by Police

Park Street (York to Commercial – south-bound lane): 7:10 – 8:15 a.m.
Beach Street (York to Commercial – south-bound lane): 7:15 – 8:15 a.m.
Maple Street (York to Commercial – both lanes): 7:30 – 8:15 a.m.
Washington Ave. (Walnut to I-295 – both lanes): 8:00 – 10:00 a.m.
Eastern Prom Road (runners’ lane on water side of street): 8:00 – 10:00 a.m.
Fore Street (E Prom to Hancock – runners’ lane on water side): 8:00 – 10 a.m.
Franklin Street (at Fore Street – both lanes): 8:15 – 10:15 a.m.
Hancock Street (Thames to Fore – north-bound lane): 8:15 – 10:15 a.m.
Hancock Street (Fore to Middle – south-bound lane): 8:15 – 10:15 a.m.
India Street (Fore to Commercial – north bound lane): 8:15 – 10:15 a.m.
Fore Street (India to Franklin – west-bound lanes): 8:15 – 10:15 a.m.
Fore Street (Franklin to Market) – both lanes): 8:00 – 10:15 a.m.
Custom House Street (Fore to Commercial – both lanes): 8:15 – 10:15 a.m.
Pearl Street (Middle to Commercial – both lanes): 8:15 – 10:15 a.m.
Silver Street (Fore to Commercial – south bound lane): 8:15 – 10:15 a.m.
Market Street (Fore to Commercial): 7:15 – 10:15 a.m.
Cutter Street: 8:00 – 10:00 a.m.
Fort Allen Park loop: 8:00 – 10:00 a.m.

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

BE IT FURTHER ORDERED, that the Shipyard Old Portland Half Marathon 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 and alcohol 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 two areas restricted to 21-years-old and older patrons on Dana Street and in a private parking lot off Canal Plaza from 8:30 a.m. to 12:30 p.m., with security provided by the Portland Police Department;

3. Conditions for use of grounds and requirements for food service, vending sales, and other items specified in a contract and permit issued from Public Assembly Facilities Division 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 Shipyard Old Portland Half Marathon 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 facilitate GiddyUp Production, LLC's use of the festival area; and
6. In addition, the Business Licensing 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
7. Route of the course and street closing times are subject to change, depending on construction projects along the course, delays, and police recommendations leading up to the race day; and
8. Any and all amplified music and public announcements along the route of the race or in the Festival Area shall be maintained at a reasonable noise level (under 92 decibels) and be configured by the event organizer to focus volume away from residential housing and neighboring business, limiting any impact in the area by the sound level; and

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.