



We Are Columbia

**MEETING DATE:** November 1, 2016

**DEPARTMENT:** Legal

**FROM:** *Shari Ardis, Legal Administrator*

**SUBJECT:** **Ordinance No.: 2016-102 - Authorizing consumption of beer and wine beverages only at the 2017 Famously Hot New Year Event**

**FINANCIAL IMPACT:**

**ATTACHMENTS:**

- 2016-102 Famously Hot New Year Event (PDF)

<b>RESULT:</b>	<b>APPROVED ON FIRST READING [UNANIMOUS]</b>	<b>Next: 11/8/2016 10:00 AM</b>
<b>MOVER:</b>	Edward H. McDowell, Councilman - District II	
<b>SECONDER:</b>	Moe Baddourah, Councilman - District III	
<b>AYES:</b>	Benjamin, Davis, Devine, Baddourah, Duvall, McDowell	

**ORDINANCE NO.: 2016-102**

*Authorizing consumption of beer and wine beverages only at the 2017 Famously Hot New Year Event*

WHEREAS, the City ("Sponsor") is sponsoring the 2017 Famously Hot New Year Event in the 1200 block of Main Street between Lady Street and Gervais Street and the 1100 and 1200 blocks of Gervais Street between Assembly Street and Sumter Street from 6:30 p.m. Saturday, December 31, 2016 until 1:00 a.m. Sunday, January 1, 2017; and,

WHEREAS, Sponsor has requested permission for the temporary closing and use of the 900 block of South Main Street from Pendleton Street and College Street from 9:00 a.m. Saturday December 31, 2016 until 2:00 a.m. Sunday, January 1, 2017 and the 1100 and 1200 blocks of Pendleton Street from 11:30 p.m. Saturday December 31, 2016 until 12:30 a.m. Sunday, January 1, 2017 for set up and staging of equipment and a fireworks show; the 1200 block of Gervais Street between Main Street and Sumter Street from 8:00 a.m. Friday, December 30, 2016, until 9:00 a.m. Sunday, January 1, 2017; for set up, staging and clean-up of the event; and the 1100 and 1200 blocks of Gervais Street between Assembly Street and Sumter Street from 7:00 a.m. Saturday, December 31, 2016 until 9:00 a.m. Sunday, January 1, 2017; the half block area of the 1200 block of Main Street south of the entrance to the NBSC parking garage to allow for ingress and egress into the parking garage from 7:00 a.m. Saturday, December 31, 2016 until 9:00 a.m. Sunday, January 1, 2017; the remainder of the 1200 block of Main Street between Lady Street and Gervais Street from 4:00 p.m. Saturday, December 31, 2016 until 8:00 a.m., Sunday, January 1, 2017; for an event to be held from 6:30 p.m. Saturday, December 31, 2016 until 1:00 a.m., Sunday, January 1, 2017, and for patrons to consume beer and wine beverages only during the event hours of 6:30 p.m. Saturday, December 31, 2016 until 12:30 a.m. Sunday, January 1, 2017; and for crowd control and overflow; and,

WHEREAS, it has been determined that such an event would be in the public interest; NOW, THEREFORE,

BE IT ORDAINED by the Mayor and Council this \_\_\_ day of \_\_\_\_\_, 2016, that the sale of beer and wine beverages only is authorized between the hours of 6:30 p.m. Saturday, December 31, 2016 and 12:30 a.m. Sunday, January 1, 2017; and,

BE IT FURTHER ORDAINED that all vendors be restricted to stationary location; and,

BE IT FURTHER ORDAINED that possession and consumption of alcoholic liquors or alcoholic beverages other than beer and/or wine beverages within the event area is prohibited; and,

BE IT FURTHER ORDAINED that VIP tents or VIP areas for the possession and consumption of alcoholic liquors or alcoholic beverages, other than beer or wine beverages, within the event area are prohibited; and,

BE IT FURTHER ORDAINED that VIP areas for the possession and consumption of alcoholic liquors or alcoholic beverages, including beer or wine beverages, shall be allowed within an enclosed building adjacent to but outside of the event area. Beer and wine beverages shall not be carried from the event area into the VIP area. Alcoholic liquors or alcoholic beverages, including beer or wine beverages shall not be carried from the VIP area into the event area. Sponsor shall have a person posted at the entrance and exit of the VIP area to enforce the prohibition of transporting these beverages from one area to the other; and,

BE IT FURTHER ORDAINED that the Mayor and Council hereby repeal the restriction of outdoor possession and consumption of beer and wine beverages only, all outdoor musical performances and use of sound-amplifying devices ending by 10:00 p.m. only for this City of Columbia sponsored New Year Eve's event; and,

BE IT FURTHER ORDAINED that only pedestrian traffic will be allowed within the area. All other traffic, including, but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles, skate boards, and horses, except police horses, is prohibited. All pets shall be prohibited. Coolers, glass bottles, breakable glasses and/or cups, large bags and backpacks shall be prohibited; and,

LEGAL DEPARTMENT DRAFT

BE IT FURTHER ORDAINED that during the designated time the closed portion of the 1200 block of Main Street between Lady Street and Gervais Street and the 1100 and 1200 blocks of Gervais Street between Assembly Street and Sumter Street with the exception of the parking areas, adjacent off-street parking areas and 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, the 1200 block of Main Street between Lady Street and Gervais Street and the 1100 and 1200 blocks of Gervais Street between Assembly Street and Sumter Street with the exception of the parking areas, adjacent off-street parking areas 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 plastic cups, plastic or aluminum bottles or aluminum cans 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.

Requested by:

Mayor Benjamin \_\_\_\_\_

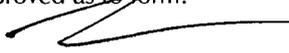
\_\_\_\_\_  
Mayor

Approved by:

\_\_\_\_\_  
City Manager

ATTEST:

Approved as to form:

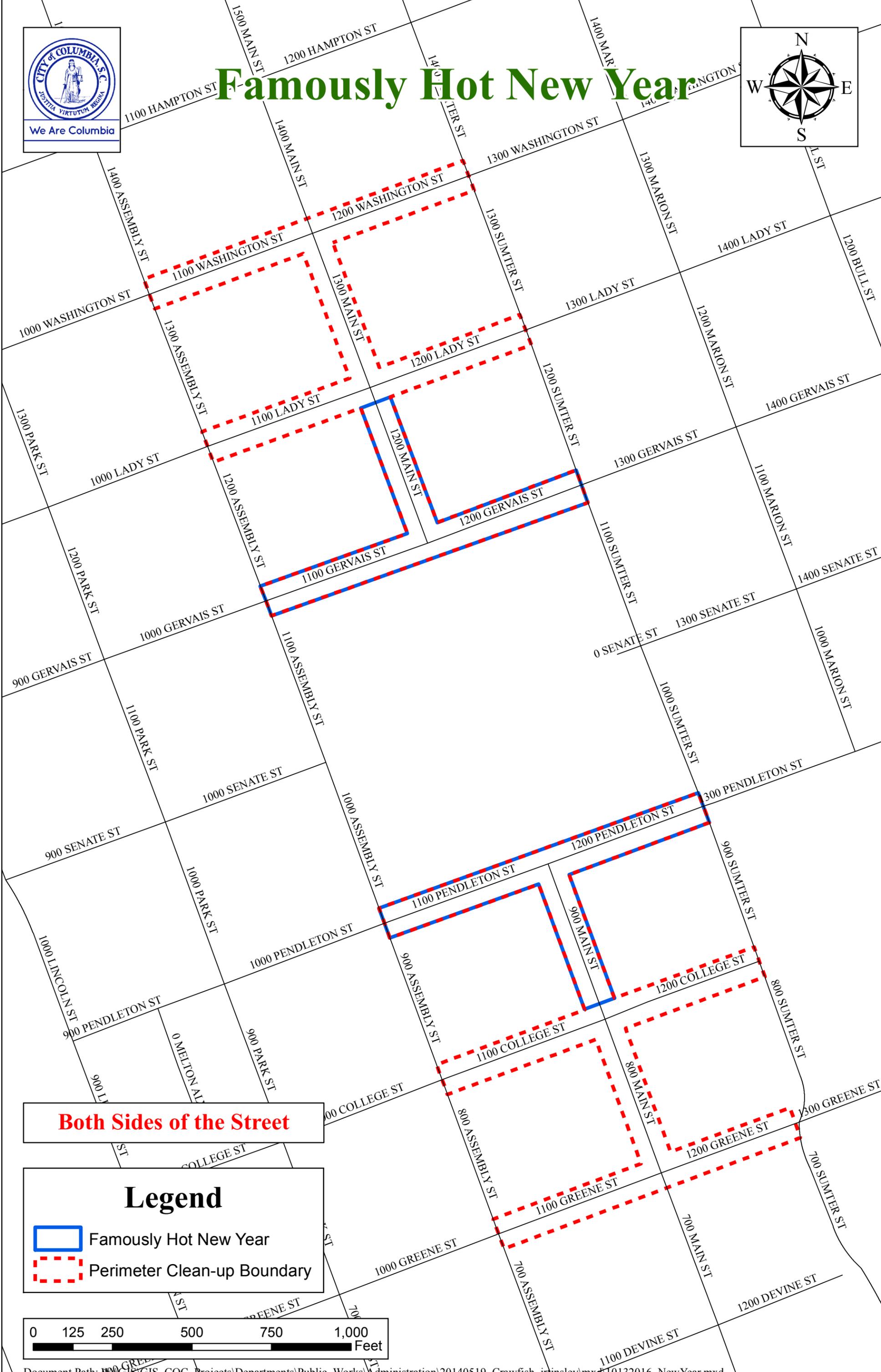
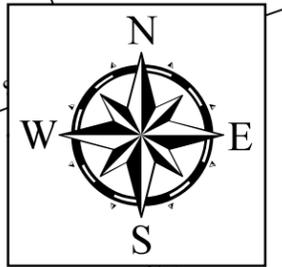
  
\_\_\_\_\_  
City Attorney

\_\_\_\_\_  
City Clerk

Introduced:  
Final Reading:



# Famously Hot New Year



**Both Sides of the Street**

**Legend**

-  Famously Hot New Year
-  Perimeter Clean-up Boundary

