



## Legislation Text

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**File #:** 09-0346, **Version:** 1

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### Resolution to Approve Street Closings for the 2009 Ann Arbor Summer Festival's "Top of the Park" - June 8 through July 7, 2009

The 2009 Ann Arbor Summer Festival's "Top of the Park" takes place annually from early-June through early-July. For the past several years "Top of the Park" was displaced from its regular site at the University of Michigan Fletcher Street parking structure due to construction activity in and around that facility. With the support of the City and the University, "Top of the Park" was temporarily relocated to E. Washington Street and Ingalls Mall. Because of the community's positive response to the new site, the Ann Arbor Summer Festival is requesting the City approve a resolution authorizing the closure of E. Washington Street between Fletcher Street and Thayer Street from early-June through early-July annually to provide a stage for the event and to provide related City services to the sponsor of this annual event. Approval of the event and street closing would be reviewed on an annual basis with input and recommendations from City services areas and agencies.

The University of Michigan has already indicated its willingness to permit the Ann Arbor Summer Festival to continue to hold "Top of the Park" activities on Ingalls Mall. The Ann Arbor Summer Festival is requesting similar support from the City as it relates to holding the event on E. Washington Street between Fletcher Street and Thayer Street.

The Ann Arbor Summer Festival is requesting that the City approve the closure of E. Washington Street between Fletcher Street and Thayer Street from June 8 through July 7, 2009.

The Ann Arbor Summer Festival has agreed to provide insurance in accordance with the City's requirements for use of the public right-of-way.

The sponsor has submitted an application for approval from the State of Michigan Liquor Control Commission for temporary sales, service and consumption of alcoholic beverages in the defined areas pursuant to the M.L.C.C. regulations. The remaining street area will also be closed during the event for other activities including musical entertainment and movies.

In addition, the sponsor is requesting Council approve annual prohibition of the issuance of sidewalk occupancy permits within one block of the Ann Arbor Summer Festival and a restriction on peddling within the boundaries of the Ann Arbor Summer Festival during the event. Chapter 47, section 4:14 (11) grants City Council the authority to restrict the issuance of sidewalk occupancy permits upon a determination that congestion will be too great within certain areas of the City to permit such activity. The restriction on peddler's licenses is based on the approval of the street closure for special event use only.

All permit requirements for holding such an event will be met and approved by the necessary City services areas.

It is recommended that Council approve the street closing resolution for the 2009 Ann Arbor Summer

Festival's "Top of the Park". The recommendation includes the waiving of any right-of-way rental fees.

Prepared by: Jan Barber, Management Assistant

Reviewed by: Jayne Miller, Community Services Administrator

Whereas, The Ann Arbor Summer Festival's "Top of the Park" takes place annually from mid-June through mid-July;

Whereas, The Ann Arbor Summer Festival's "Top of the Park" was displaced from its regular venue due to construction activity in and around the University of Michigan Fletcher Street Parking Garage for several years;

Whereas, Due to the community's positive response to the Ingalls Mall location, the Ann Arbor Summer Festival is requesting the City approve a resolution authorizing the closure of E. Washington Street between Fletcher Street and Thayer Street from early-June through early-July annually;

Whereas, The sponsor has requested the closing of E. Washington Street between Fletcher Street and Thayer Street from June 8 through July 7, 2009 to facilitate the event;

Whereas, The street closures will be properly signed, barricaded and supervised by the sponsor;

Whereas, The sponsor is requesting a waiver of all right-of-way rental fees;

Whereas, The sponsor requires the approval of the Michigan Liquor Control Commission for a special outdoor liquor license;

Whereas, The sponsor has agreed to defend and indemnify and hold the City harmless against all claims arising from their sponsorship of this event;

Whereas, The sponsor is requesting Council approve a prohibition on the issuance of sidewalk occupancy permits within one block of the festival and a restriction on peddling within the boundaries of the event; and

Whereas, The sponsor will obtain all necessary permits and approvals, and provide evidence of proper liability insurance associated with their sponsorship of the event;

RESOLVED, That Council approve closure, barricading and parking prohibition on E. Washington Street from Thayer Street to Fletcher Street from Monday, June 8, 2009 at 6:00 A.M. through Tuesday, July 7, 2009 at 11:00 P.M. for the 2009 Ann Arbor Summer Festival's "Top of the Park";

RESOLVED, That a special liquor license for the event be approved, contingent upon approval from the Michigan Liquor Control Commission; and

RESOLVED, That Council approve the prohibition on issuing sidewalk occupancy permits within one block of the festival and peddler's licenses within the boundaries of the event.