

Source: *DM*  
City Manager

Agenda Item No: REP 51-13

To: City Council  
From: City Manager and Staff *MM*

Council Meeting Date: Apr 15, 2013

Re: Street Closure Requests

**EXECUTIVE SUMMARY:**

The City Manager's Office has received street closure requests for the following events: Ninth Street Summerfest and Cinco De Mayo Celebration.

**DISCUSSION:**

Richard King has requested the closure of 9th Street, between Walnut and Broadway, on Friday, May 3, and Thursday, June 13, from 8am until midnight, for Ninth Street Summerfest events. He has also requested waiver of the open container from 6pm until midnight for both events.

Paco Guillen has requested the closure of 9th Street, between the alley and Walnut, on Sunday, May 5, from noon until 10pm, for the Cinco de Mayo Celebration. He has also requested waiver of the open container from 5pm until 10pm. **(Applicant request to withdraw street closure request and waiver of open container 4/10/2013)**

The CID reviewed and approved both street closures at their April 9 Board meeting. The Special Event Committee recommends approval as well.

**FISCAL IMPACT:**

n/a

**VISION IMPACT:**

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

The above events impact the vision in several ways - arts and culture, community pride and human relations - goal 4.2 (Columbia will be an inclusive community where people from all walks of life hear, appreciate, understand, respect, and trust each other, and where positive relationships are fostered and human rights are advanced) and also fulfills the mission statement of downtown which is to create a hip and vibrant district with a diversity of easily accessible businesses, residences, attractions and institutions; it is an exciting gathering place for all types of people.

**SUGGESTED COUNCIL ACTIONS:**

**Motion to approve the street closure request and waiver of the open container ordinance for the Ninth Street Summerfest events.**

<b>FISCAL and VISION NOTES:</b>					
<b>City Fiscal Impact</b> Enter all that apply		<b>Program Impact</b>		<b>Mandates</b>	
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?		<b>Vision Implementation impact</b>	
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:		<b>Resources Required</b>		Vision Impact?	Yes
One Time	\$0.00	Requires add'l FTE Personnel?		Primary Vision, Strategy and/or Goal Item #	4.2 and 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 #	

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

Name of Organization: The Blue Note  
 Contact Person: Richard King  
 Address: 17 N. 9th Street, Co. Mo. 65201  
 Phone: 573-874-1944  
 Location Requested (include map): 9th Street (in front of B.N.) from Walnut to Broadway  
 Date of Use of Closure: June 13, Thursday  
 (day/time)  
 Purpose: Dierks Bentley

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
<u>Ruth LaFleur</u>	<u>823 E Blum</u>
<u>Tom Rippeto / Trey Quinan</u>	<u>21 N. 9th St. Trey Bistro Trust</u>
<u>Amy Perkins / Diamond Banc</u>	<u>26 N. 9th St. Diamond Banc Amy Pled</u>
<u>Sam &amp; Sam Fine Cloth</u>	<u>16 N. Maurakis Fine Clothing</u>
<u>Bebees Kuld</u>	<u>Dryer's She Sta 7 N 9th St</u>
<u>Phil Peters</u>	<u>shotgun Peter 332 Phil Peters 28 N 9th St</u>
<u>Cheryl May</u>	<u>Nat'l. Commercial</u>
<u>Maria Guillen La Siesta</u>	<u>33 N. 9th St La Siesta maria &amp; Grace</u>
<u>Gwen Froeschner Hair</u>	<u>25 N 9th, Columbia, Mo 65201</u>

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**

Coffee Zone 11 N. 9th

[Signature]  
Signature of Applicant

\_\_\_\_\_  
Date

Date Application Received: 4/11/2013  
CCA Board: \_\_\_\_\_

Permit Approved:

Mike Matthes, City Manager

\_\_\_\_\_  
Date

**PLEASE READ ORDINANCE INFORMATION AS FOLLOWS**

insurance certificate & layout plan.

**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 ten (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.

*Jeonbu Korean BBQ*  
*Kathy Whitely* Landmark Bank  
*Calbee Zone* Osaman Paris

22 North 9th Street  
13 North 9th St.  
11 N 9th

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

Name of Organization: The Blue Note  
 Contact Person: Richard King  
 Address: 17 N. 9th Street, Colos. 65201  
 Phone: 573-874-1944  
 Location Requested (include map): 9th St. (between BN) from Walnut to Broadway  
 Date of Use of Closure: May 3rd, Friday  
 (day/time)  
 Purpose: James Johnson

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
<u>My Secret Garden</u>	<u>823 E. Adams</u>
<u>Tom Rippeto / Trey Quinlan</u>	<u>21 N. 9th St. Trey Bistrot</u>
<u>Amy Perkins / Diamond Banc</u>	<u>26 N 9th St Diamond Banc</u>
<u>Rebecca Kudd / Dewar's Bar</u>	<u>7 N 9th St</u>
<u>Philip Petis / SHITOWN PETES BBQ</u>	<u>28 N. 9th Street</u>
<u>Eman Osman MAVRAKIS FIRECO</u>	<u>16 N 9th St MAVRAKIS Eman Osman</u>
<u>Ch. Maly</u>	<u>N 9th St Commerce Bank</u>
<u>Maria Seiken La SIESTA</u>	<u>33 N 9th St La Siesta maria seiken</u>
<u>Ewen Froeschner Hart</u>	<u>25 N 9th Columbia, Mo 65201</u>

**I understand that this request is granted subject to the following conditions:**  
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Coffee Zone 11 N. 9th \_\_\_\_\_  
 Signature of Applicant

\_\_\_\_\_ Date

Date Application Received: 4/1/2013  
 CCA Board: \_\_\_\_\_

Permit Approved:

Mike Matthes, City Manager

\_\_\_\_\_ Date

**PLEASE READ ORDINANCE INFORMATION AS FOLLOWS**

insurance certificate is lawsuit plan

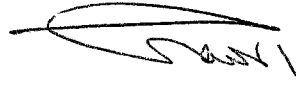
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*Frankie* Korean BBQ  
*Kathy Whitman* Landmark Band  
*Obama*   
22 North 9th Street  
13 North 9th St  
11 Park St

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

**Name of Organization:** La Siesta Mexican Cuisine  
**Contact Person:** Francisco (Paco) Guillen  
**Address:** 33 N. 9th St / Corro 65201  
**Phone:** (573) 449 8788 / cell (573) 397 8882  
**Location Requested (include map):** 9th and Walnut / Between Alley and Walnut  
**Date of Use of Closure (day/time):** Sunday May 5th / 12 pm. till 10 pm  
**Purpose:** Cinco de Mayo Celebration w/river of open containers 5-10pm.

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.

<u>Property Owner/Tenant Name</u>	<u>Address</u>
<u>THE BLUE NOTE</u>	<u>17 N. 9TH ST.</u>
<u>Coffee Zone</u>	<u>11 N. 9th St.</u>
<u>Dryer's Shop</u>	<u>9 N. 9th St</u>
<u>BINGHAM'S AVE</u>	<u>827 E BROADWAY</u>
<u>Commerce Bank - David T. Whelan</u>	<u>901 E. Broadway</u>
<u>Wally</u>	<u>22 N 9th Street</u>
<u>Iman</u>	<u>16 N. 9th St.</u>

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Francisco Guillen  
Signature of Applicant

3-15-2013  
Date

**RECEIVED MAR 15 2013**

Date Application Received: \_\_\_\_\_  
 CCA Board: \_\_\_\_\_

Permit Approved: \_\_\_\_\_

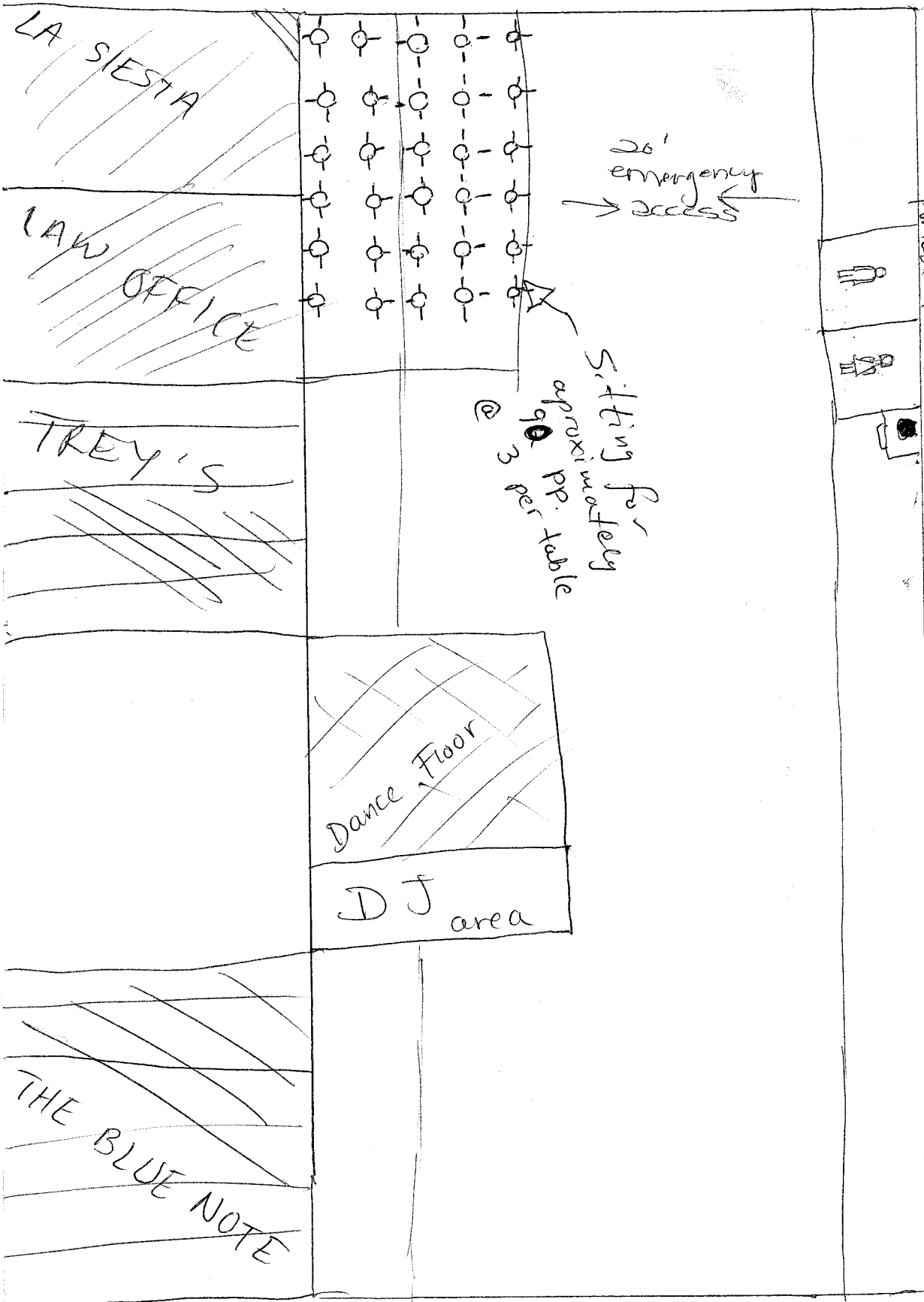
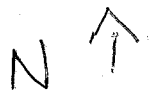
\_\_\_\_\_  
 Mike Matthes, City Manager

\_\_\_\_\_  
 Date

**PLEASE READ ORDINANCE INFORMATION AS FOLLOWS**

*Insurance certificate*

# Walnut Street



no bottles - pour beer in plastic cups  
margarita machine

Jaco send copy of liability insurance

Caterer's permit from Janice.



Property Owner / Tenant Name /

Address

Diamond Banc

26 N 9th St

Shotgun Pete's BBQ - ~~11th St~~

28 N. 9th St

Shurtleff Froeschner Harris LLC

25 N. 9th St.

Trey Bistro

Integrity  
America LLC

21 N. 9th St.

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Carol Rhodes <car@gocolumbiamo.com>

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## CID Street Closure Recommendations

1 message

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Erin Ford <info@discoverthedistrict.com>  
To: Carol Rhodes <car@gocolumbiamo.com>

Wed, Apr 10, 2013 at 11:20 AM

Hi Carol,

Please see attached. Cinco de Mayo had been approved as well but they withdrew their application.

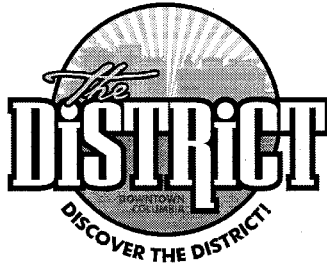
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*Erin Ford, CTA*  
Assistant Director, The District

11S. Tenth Street  
Phone 573.442.6816  
[www.discoverthedistrict.com](http://www.discoverthedistrict.com)



**CID Street Closure 4-10-13.doc**  
184K



April 10, 2013

Carol Rhodes  
City Manager's Office  
701 E. Broadway, 5<sup>th</sup> floor  
Columbia MO 65201

Carol,

The CID Board has approved the following requests for street closure:

**Street Closure Requests**

**Purpose:** 9<sup>th</sup> Street Summerfest

**Date & Time:** 5/3, 6/13

**Proposed Street Closings:** 9<sup>th</sup> Street in front of the Blue Note from Walnut to Broadway.

**Purpose:** Fire in the Sky

**Date & Time:** July 4, 3pm-10pm

**Proposed Street Closings:** 4<sup>th</sup> Street from Cherry to Locust, 5<sup>th</sup> and 6<sup>th</sup> from Cherry to midway between Locust & Elm, Cherry from 5<sup>th</sup> to 6<sup>th</sup> with a diagonal closure to allow for traffic flow and Locust from Providence to just east of 6<sup>th</sup> - at entrance to Hinkel lot. There will be no parking in 6<sup>th</sup> and Cherry garage beginning 8am on July 4 and will open again at 10:30pm.

Please call 442-6816 if you need any additional information. As always, we appreciate your assistance.

Sincerely,

Carrie Gartner, PhD  
Director  
Downtown Community Improvement District

**CID Board**

Andrew Beverley  
Landmark Bank

Blake Danuser  
Binghams

Adam Dushoff  
Addison's

Christina Kelley  
Makes Scents

Richard King  
The Blue Note

Michael McClung  
Déjà vu, Resident

Tom Mendenhall  
The Lofts at 308 Ninth

Allan Moore  
Moore & Shryock

John Ott  
Paramount Building

Jennifer Perlow  
PS: Gallery

Deb Sheals  
Historic Preservation  
Consulting

Ben Wade  
Guitarfinder

Michael Wagner  
Boone County National Bank

Marti Waigandt  
808 Cherry

Andrew Waters  
Columbia Daily Tribune