



# City of Columbia

701 East Broadway, Columbia, Missouri 65201

Department Source: Convention and Visitors Bureau

To: City Council

From: City Manager & Staff

Council Meeting Date: September 6, 2022

Re: Resolution granting a temporary waiver from the requirements of City Code Sections 16-186 and 16-258.1 for a special event on September 10, 2022

## Executive Summary

Staff has prepared for Council consideration a resolution granting a waiver of the open container ordinance and the noise ordinance for an outdoor fundraiser for Love Coffee, held by The Tiger Hotel on Saturday, September 10, 2022 from 4:00 p.m. until 9:00 p.m.

## Discussion

Michael Jackson, General Manager of The Tiger Hotel (the "Applicant"), applied for a closure of South Eighth Street from Broadway Boulevard to Cherry Street from 5:00 a.m. until 11:59 p.m. on Saturday, September 10, 2022 for an outdoor fundraiser for Love Coffee. The event begins at 4:00 p.m. and concludes at 9:00 p.m. It includes music which ends at 8:00 p.m. The Applicant anticipates an estimated attendance of 350 people.

City Code Section 24-73 authorizes the City Event Committee to close any public street, sidewalk or public place for any event in the downtown area unless it is the day before, or the day of any scheduled University of Missouri home football game or an event that requires city services, equipment or support that is outside the ordinary course of business of the city. The proposed event does not conflict with a University of Missouri home football game. The City Event Committee reviewed the application and submittals and determined that the event also did not require city services, equipment or support that are outside the ordinary course of business of the city. On August 10, 2022, the City Event Committee approved the closure of South Eighth Street from Broadway Boulevard to Cherry Street on Saturday, September 10, 2022 from 5:00 a.m. to 11:59 p.m.

In addition to the street closure, the Applicant has also requested a waiver of the open container and noise ordinances. City Code Section 16-185 makes it unlawful for any person to possess any alcoholic beverage on any street, sidewalk or city parking facility unless such alcoholic beverage is in the original container and the seal is unbroken. The ordinance also provides that "[t]he city council may temporarily exclude any street from the provisions of this section in connection with the temporary closing of the street for a special event." The Applicant has requested a waiver of the open container ordinance for the event and, should Council agree, Council is authorized to temporarily exclude South Eighth Street from Broadway Boulevard to Cherry Street in connection with the temporary closing of the street.

City Code Section 16-258.1(b) makes it unlawful to play or permit to be played, in the downtown area, any "...musical instrument or any similar device for producing or amplifying sound in a manner that either (1) Unreasonably disturbs the peace, quiet or comfort of any



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person in or outside the downtown area, or (2) is plainly audible at the following distances from the building, structure or outdoor area where the device is located at the following times: ...300 feet Thursday through Saturday from 7:00 a.m. to 11:00 p.m. ..." These noise restrictions do not apply when either the City Council has authorized a street closure or when the city manager has issued a noise permit.

This legislation will exclude South Eighth Street from Broadway Boulevard to Cherry Street from the open container ordinance in City Code Section 16-185 and the event from the noise restrictions set forth in City Code Section 16-258.1 on September 10, 2022, from 4:00 p.m. to 9:00 p.m.

## Fiscal Impact

Short-Term Impact: a/a  
Long-Term Impact: n/a

## Strategic & Comprehensive Plan Impact

[Strategic Plan Impacts:](#)

Primary Impact: Resilient Economy, Secondary Impact: Secondary, Tertiary Impact: Tertiary

[Comprehensive Plan Impacts:](#)

Primary Impact: Primary, Secondary Impact: Secondary, Tertiary Impact: Tertiary

## Legislative History

Date	Action
N/A	This is a first time event.

## Suggested Council Action

Should Council agree to allow for the waiver of the Open Container and Noise ordinances for the Event, Council should approve the legislation.