



**CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Development Services Department, Planning Division

AGENDA DATE: May 12, 2009, Consent

CONTACT PERSON/PHONE: Mirian Spencer, (915)541-4192, spencermd2@elpasotexas.gov

DISTRICT(S) AFFECTED: 8

SUBJECT:

That O.P.E.P be authorized to provide for the sale and serving of alcoholic beverages at an outdoor street festival in the closed portion of Ochoa Street between First Avenue and Paisano Drive from 9:00 pm, Sunday, May 24, 2009 to 2:00 am, Monday, May 25, 2009. SPL09-00011 (District 8).

BACKGROUND / DISCUSSION:

O.P.E.P. is seeking permission to sell and serve alcoholic beverages at an outdoor street festival for Memorial Day from 9:00 pm, Sunday, May 24, 2009 to 2:00 am, Monday, May 25, 2009. A special privilege license (SPL09-00011) has been approved by the Development Coordinating Committee for the temporary street closure. There will be various booths, refreshments, and entertainment. The applicant seeks permission from the City to allow for the sale and serving of alcoholic beverages on the portion of City right-of-way that is closed for this event.

As part of the approval process, the applicant has provided insurance, with the City named as co-insured. The applicants are also required to obtain all necessary permits to sell and serve food and beverages. The TABC (Texas Alcoholic Beverage Commission) requires City Council authorization in order to issue a temporary permit for the event.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

The Development Coordinating Committee approved the special privilege application (SPL09-00011) for the temporary street closure on May 6, 2009 with the condition that applicant complies with the requirements listed in the attached letter.

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) N/A

FINANCE: (if required) N/A

DEPARTMENT HEAD: Victor Q. Torres _____
Director, Development Services

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

Development Services Department

Victor Q. Torres - Director

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(915) 541-4799

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John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susannah M. Byrd

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District 4
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District 5
Rachel Quintana

District 6
Eddie Holguin Jr.

District 7
Steve Ortega

District 8
Beto O'Rourke

City Manager
Joyce A. Wilson

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

WHEREAS, O.P.E.P (hereinafter referred to as “Grantees”) are sponsoring an outdoor street festival for a Memorial Day Block Party (hereinafter referred to as “Event”), on Sunday, May 24, 2009 to Monday, May 25, 2009; and

WHEREAS, the Grantees have received administrative approval for a Special Privilege License for a street closure for less than twenty-four (24) hours to temporarily close a portion of Ochoa Street, between First Avenue and Paisano Drive for the use and closure of public rights-of-way from 4:00 pm Sunday, May 24, 2009, to 4:00 am Monday, May 25, 2009, in conjunction with the proposed Event; and

WHEREAS, the City is not a sponsor of the Event and the Grantees assume full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantees desire to provide for the sale and serving of alcoholic beverages on public rights-of-way during the Event;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Grantees be authorized to provide for the sale and serving of alcoholic beverages at the outdoor street festival in the closed portion of Ochoa Street between First Avenue and Paisano Drive from 9:00 pm, Sunday, May 24, 2009 to 2:00 am, Monday, May 25, 2009.

ADOPTED this _____ day of May 2009.

Signatures on following page

THE CITY OF EL PASO

ATTEST:

John F. Cook
Mayor

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Mark Shoesmith
Assistant City Attorney

Mathew McElroy Deputy Director - Planning
Development Services Department

MEMORANDUM



DATE: May 6, 2009

TO: The Honorable Mayor and City Council
Joyce A. Wilson, City Manager

FROM: Mirian Spencer, Planner

SUBJECT: That O.P.E.P. be authorized to provide for the sale and serving of alcoholic beverages at an outdoor street festival in the closed portion of Ochoa Street between First Avenue and Paisano Drive from 9:00 pm, Sunday, May 24, 2009 to 2:00 am, Monday, May 25, 2009.

GENERAL INFORMATION:

The Development Coordinating Committee granted SPL09-00011 which permits the use of Ochoa Street between First Avenue and Paisano Drive from 4:00 pm, Sunday, May 24, 2009 to 4:00 am, Monday, May 25, 2009 for an outdoor block party for Memorial Day.

The Development Coordinating Committee imposed conditions which are required for all street closures.

There was **NO OPPOSITION** to this request.

Enclosures: Location Map, DCC action letter, Site Plan

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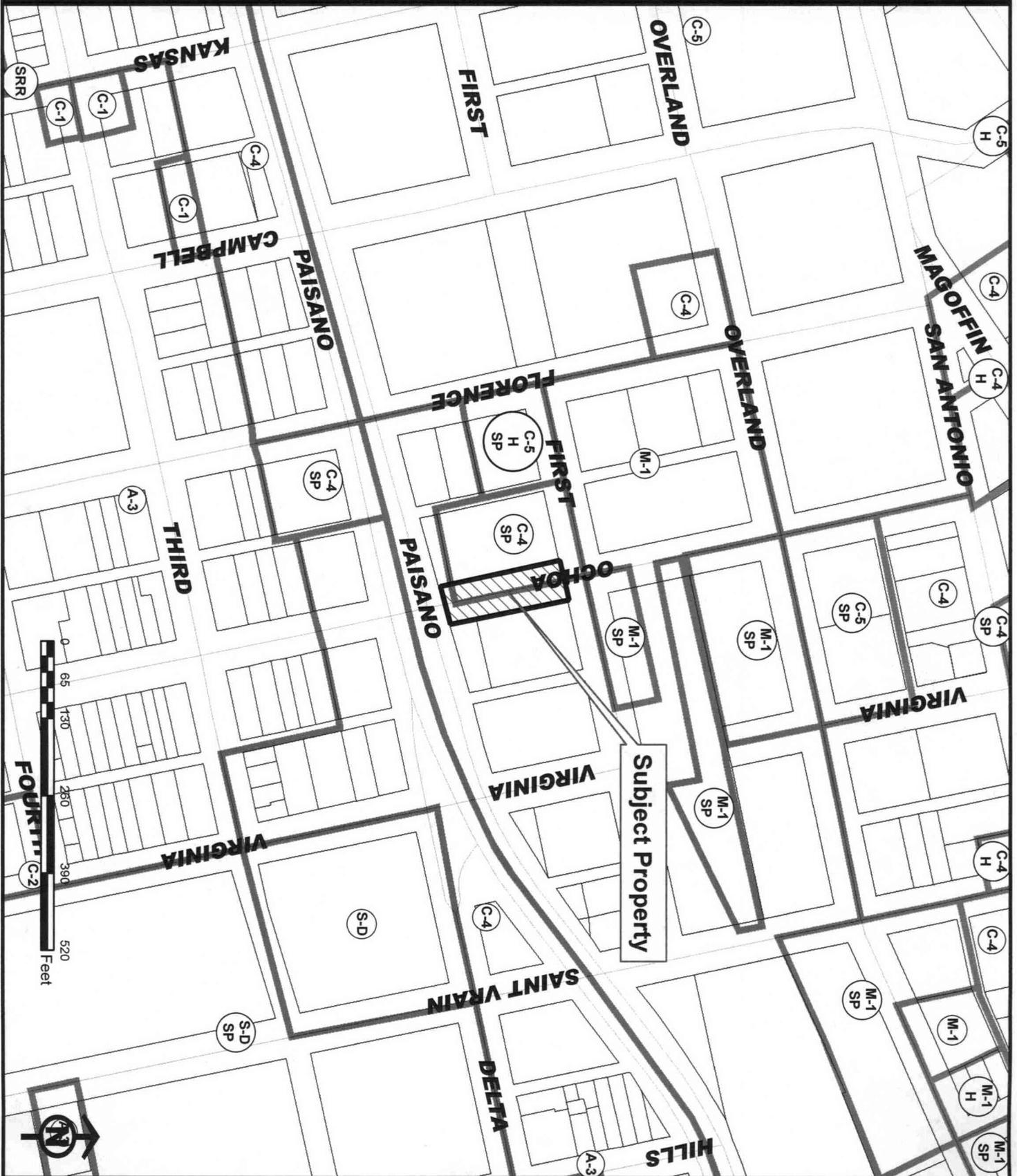
City Manager
Joyce A. Wilson

Development Services Department

Victor Q. Torres - Director

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SPL09-00011



Dedicated to Outstanding Customer Service for a Better Community

S E R V I C E S O L U T I O N S S U C C E S S

April 23, 2009



O.P.E.P.
301 S. Ochoa Street
El Paso, TX 79901
Attn: Jesus Pizaña

Re: SPL09-00011, an outdoor festival from 9:00 pm, Sunday, May 24, 2009 to 4:00 am, Monday, May 25, 2009 for a Memorial Day Block Party.

The Development Coordinating Committee (DCC) on April 29, 2009 considered a request for a temporary right-of-way closure for less than 24 hours on Ochoa Street between First Street and Paisano Drive.

The following will be required for the duration of time that the public rights-of-way listed above are closed for the event:

- First Aid stations and portable toilets will be required for the event.
- All traffic control mechanisms must be installed as proposed in the approved Traffic Control Plan.
- Permittees are responsible for installation and removal of all traffic control devices.
- Drainage systems in the area must remain unimpeded. No perforations may be done to the sidewalks and pavement within public rights-of-way.
- Coordinate with El Paso Fire Department Fire Marshall's Office, Permits Section. Chief Orlando Arriola 771-1190.
- A for-use increased fire occupancy permit will be required for the event. Fire Marshall Guards may be required for the event. Permittees will be responsible for any applicable fees related to Fire Occupancy and Fire Marshal Fire Guard requirements.
- Fire apparatus access roads shall have an unobstructed (including off-street parking) width of no less than 20 feet.
- Fire hydrants, fire department inlet connections, and fire department control valves shall not be obstructed in any manner to prevent such equipment from being immediately discernible.
- Emergency access will be required for El Paso Water Utilities (EPWU) personnel and vehicle access for emergency repair.
- EPWU meters and manholes, water and sanitary sewer facilities must remain clear and unobstructed for EPWU personnel.
- Must contact Richard Adams of Environmental Services to address garbage removal after the event at (915) 621-6706.
- The permittee shall be responsible for cleaning and removing of all litter and debris left on the roadways, sidewalks, and other public rights-of-way immediately upon the conclusion of the event.

Mayor
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- If the permittee fails to clean and remove all litter and debris within **four** hours of the end of the event, the city may perform such cleaning and the permittee shall be responsible for the costs of the city cleaning. Payment of any city cleaning costs shall be due and payable within **10** days of receipt of the bill from the city comptroller.
- Coordinate with the El Paso Police Department-Central Regional Command Center Lt. Rosalia Cubillos (915) 577-5032 and the Police Area Response (PAR) office Leslie Canada (915) 838-8013 prior to the event.
- The permittee shall coordinate with the Police Department to ensure that there is adequate emergency accessibility to and within the area as well as adequate safety provisions for the event.
- The permittee is responsible for coordinating any requests for on-duty and/or off-duty Police Department personnel with the Auxiliary Support Division of the El Paso Police Department (915) 564-7000.
- Department of Public Health permits are required for food and beverages sold during the event. Applications must be received by the Department of Public Health at least **72** hours prior to the event. Coordinate with the Department of Public Health at (915) 541-4434.
- Coordinate with the Texas Alcoholic Beverage Commission for the sale and service of alcoholic beverages during the event at (915) 834-5860.

A handwritten signature in cursive script, appearing to read "Mirian Spencer".

Mirian Spencer

Development Services Department, Planning Division

Development Services Department

Victor Q. Torres - Director

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TRAFFIC CONTROL PLAN

SHALL COMPLY WITH THE LATEST EDITION OF THE TEXAS
 MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES
ONE DAY PERMIT UNLESS NOTED

CLOSURE DATE: 5/24/09 - 5/25/09

TIME: 4am - 3am

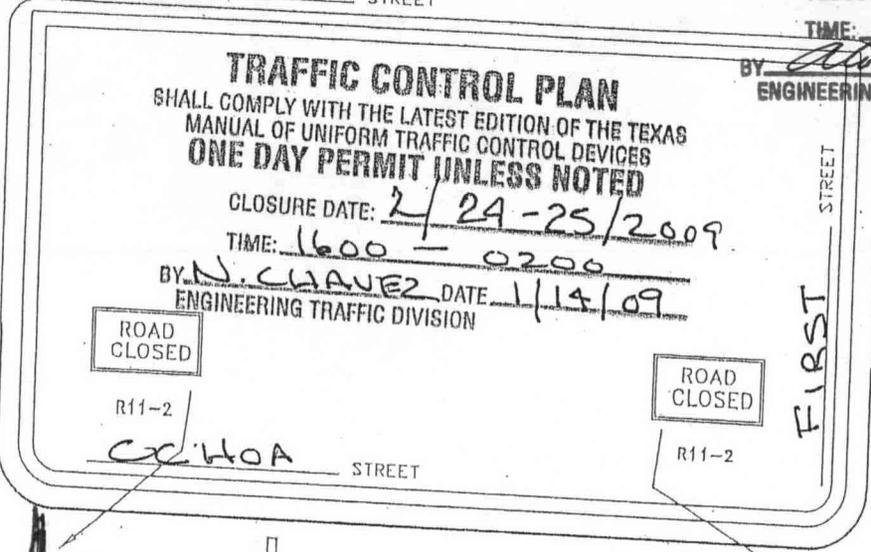
BY: Alfonso Soto DATE: 4/20/09
 ENGINEERING TRAFFIC DIVISION



FLORENCE STREET

PAISANO STREET

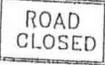
FIRST STREET



CW20-3D



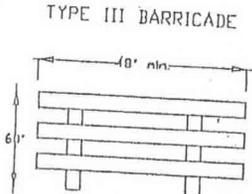
CW20-3D



R11-2



R11-2



LEGEND

SIGN

TYPE III BARRICADE

POSTED SPEED (MPH)	"X" SIGN SPACING (FEET)
30	120
35	160
40	240
45	320
50	400
55	500

NOTE: 1. FLASHING WARNING LIGHTS WILL BE USED FOR NIGHT TIME BARRICADING.

APPLICANT'S NAME: JESUS PIZANA
 ADDRESS: 301 S. CAHUILLA
 TELEPHONE: 526-8423

DATE OF CLOSURE: 2/24-25/2009
10:00 P.M. - 2:00 A.M.

CITY CLERK DEPT.
 FEB-3 PM 12:42

PROJECT NAME: TRAFFIC CONTROL PLAN
 TYPICAL STREET CLOSURE
 NEIGHBORHOOD BLOCK PARTY

CITY OF EL PASO
 ENGINEERING