

**METROPOLITAN EXPOSITION-RECREATION COMMISSION**

**Resolution No. 03-07**

**For the purpose of approving the Regulation of Unscheduled Activities at Metropolitan Exposition-Recreation Commission Facilities**

WHEREAS, the Commission adopted Resolution 95-53 to establish regulations that provided for the safety, welfare, convenience and enjoyment of patrons of the Metropolitan Exposition-Recreation Facilities that included drawings depicting areas of permitted and prohibited activity at the Oregon Convention Center and Portland Metropolitan Exposition Center; and

WHEREAS, the Oregon Convention Center and the Portland Metropolitan Exposition Center now include new and expanded facilities; and



WHEREAS, the Portland Center for the Performing Arts facilities were not included in Resolution 95-53 and;

WHEREAS, the Commission desires to bring up to date its regulation of unscheduled activities and drawings to include all Metropolitan Exposition-Recreation Commission Facilities.


BE IT THEREFORE RESOLVED that

1. The Metropolitan Exposition-Recreation Commission approves the attached Exhibit A; "Regulation of Unscheduled Activities at Metropolitan Exposition-Recreation Commission Facilities"; and
2. The attached "Regulation of Unscheduled Activities at Metropolitan Exposition-Recreation Commission Facilities" supercedes the policy approved in Resolution 95-53.

Passed by the Commission on February 26, 2003

Chair   
Secretary-Treasurer 

Approved As To Form:  
Daniel B. Cooper, Metro Attorney

By:   
Lisa Umscheid  
Senior Assistant Metro Attorney

## **MERC Staff Report**

**Agenda item/Issue:** Approving the Regulation of Unscheduled Activities at Metropolitan Exposition-Recreation Commission Facilities

**Resolution No.:** 03-07

**Date:** January 26, 2003

**Presented by:** Chris Bailey

**Background:** Commission Resolution 95-53 last established regulations for unscheduled activities that provided for the safety, welfare, convenience and enjoyment of patrons of the Metropolitan Exposition-Recreation Facilities that included drawings depicting areas of permitted and prohibited activity at the Oregon Convention Center and Portland Metropolitan Exposition Center. It did not, however, include the Portland Center for the Performing Arts facilities.

During the interim, the Oregon Convention Center and the Portland Metropolitan Exposition Center now include new and expanded facilities.

The purpose of Resolution 03-07, therefore, is to update the regulation of unscheduled activities and facility drawings to include all Commission facilities in their current configurations.

**Recommendation:** Staff recommends that the Commission approve Exhibit A; "Regulation of Unscheduled Activities at Metropolitan Exposition-Recreation Commission Facilities" and facility drawings.

**REGULATION OF UNSCHEDULED ACTIVITIES AT  
METROPOLITAN EXPOSITION-RECREATION COMMISSION FACILITIES**

**I. Purpose**

To establish regulations that provide for the safety, welfare, convenience, and enjoyment of patrons of Metropolitan Exposition-Recreation Commission Facilities by regulating and controlling activities on Commission premises.

**II. Enforcement**

A. Any person who violates any of the following regulations may be required to leave Commission premises immediately upon request of Commission staff. Persons not leaving the premises when requested to do so will be subject to arrest on charges of Criminal Trespass.

B. In addition to the provisions of the preceding paragraph, any police officer, MERC security agent, facility director, general manager, or his/her designate, or any individual providing security services under contract with MERC may exclude from Commission Facilities for a period of not more than one (1) year, any person who violates any provision of the following regulations, or any of the laws or ordinances of the City of Portland, Multnomah County, Metro, or the State of Oregon.

1. Written notice shall be given to any person excluded from Commission Facilities. The notice shall specify the violation of Commission regulations, or laws or ordinances which is the basis for the exclusion and shall specify the dates covered by the exclusion. The notice shall be signed by the issuing party. Warning of the consequences for failure to comply with the exclusion shall be prominently displayed on the notice.
2. A person receiving a notice may appeal by filing a written appeal with the Facility Director of the facility where the violation occurred. The appeal must be received within seven (7) days of the date of notice in order to be considered. The Facility Director shall issue a written decision on the appeal within 30 days of the date that the appeal is received. If the person receiving the notice is unsatisfied with the Facility Director's decision, he/she may file a written request for a hearing before MERC. The hearing request must be received by MERC within seven (7) days of the date of the Facility Director's decision in order to be considered. MERC may, at its discretion, hold the hearing itself or designate a hearings officer to conduct the hearing, and make a recommended decision to MERC.
3. At any time within the period of exclusion, a person receiving an exclusion notice may apply in writing to the general manager for a temporary waiver from the exclusion. The general manager may grant a temporary waiver of an exclusion upon a showing of good cause for said waiver.

### **III. Definitions**

- A. "Commission" means the Metropolitan Exposition-Recreation Commission ("MERC").
- B. "Commission Facilities" means the Oregon Convention Center ("OCC"), Portland Center for the Performing Arts ("PCPA"), and the Portland Metropolitan Exposition Center ("Expo Center").
- C. "Distribution" means handing out, giving away, selling, disseminating, or otherwise making available token tickets, products, buttons, leaflets, pamphlets, coupons, newspapers, flyers, written or printed material, communications, samples, items, or objects of any nature.
- D. "Facility Director" means a MERC employee who serves as the General Manager's designated representative and is responsible for management of a Commission facility.
- E. "License Agreement" means a written and fully executed agreement between the Commission and a person or business licensing the use of Commission Facilities.
- F. "MERC" means the Metropolitan Exposition-Recreation Commission.
- G. "Scheduled activity" means activities arranged by and through Commission Facilities staff for the purpose of providing events or activities for which the facility was intended to be utilized. Those activities include, but are not restricted to:
  - 1. An event, performance, exhibition or meeting that is open to the public and may or may not require an admission fee for entry.
  - 2. A convention, trade show or meeting that is not open to the general public and may or may not require a registration process for entry.
  - 3. Attendance as a guest of a private function.
  - 4. Sale of event tickets at the box office.
  - 5. Use of the restaurant, where applicable.
  - 6. Participation in a guided tour.
  - 7. Limited viewing of the art and architecture in the main lobby areas of the Oregon Convention Center and the PCPA New Theater Building.
  - 8. Utilization of chairs, settees, and sofas in the lobbies by event patrons, tenants, and employees.
- H. "Solicitation" means giving or making, either verbally or otherwise, a request for money, credit, property, financial assistance, or other thing of value whether for charitable purposes or otherwise, and whether or not for profit.

#### **IV. Regulations**

Failure to comply with the following regulations will result in violator being directed to leave the premises, and the violator will be subject to arrest for Criminal Trespass for failure to do so.

- A. No person shall engage in any activity on any portion of the premises of Commission Facilities which shall impede or interfere with the safe ingress to or egress from those portions of the Commission Facilities which are then in use for scheduled activities, or which shall create a risk of injury to any person or damage to property.
- B. All persons on Commission premises shall abide by all applicable federal and state laws, administrative rules and orders, city and county codes and ordinances, and all rules and regulations of the Commission.
- C. In the event of any emergency, all persons shall comply with any instruction of Commission staff and leave the premises immediately when instructed to do so.
- D. No person shall enter the facility building or structure, or any area to which entry is prohibited by the Commission staff, for any purpose not related to scheduled activities. This includes, but is not limited to, sleeping on the premises, and improper use of the restrooms for bathing, shaving, and washing hair.
- E. No person shall enter or remain within a facility building or structure without being fully clothed including shoes and shirt.
- F. No person shall set up on Commission premises any solid object such as, but not limited to, a table or chair, or restrict passage with bicycles, skateboards, carts, large backpacks, or anything that creates obstacles, takes up seating, or creates a risk of injury to any person or damage to property.
- G. No person shall under any circumstances obstruct, restrict, or hinder any tenant, patron, or other person attempting to enter or leave the Commission premises.
- H. No person shall utilize any form of entertainment or electronic device to promote any activity on the Commission premises without prior facility approval. Neither shall any electronic device be utilized in such a manner that it disrupts or hinders business or events in progress.
- I. Engaging in disorderly conduct, harassment, abusive language, or any activity likely to disturb, disrupt, or interfere with performances and other activities conducted at Commission Facilities is prohibited.
- J. No person shall post, stick, or place upon, or within any motor vehicle on Commission premises any card, notice, handbill, leaflet, pamphlet, or similar matter without the consent of the owner or operator.

- K. No person shall be allowed entry into any area of Commission Facilities for which conditions of entry have been established by the licensee for the event then being conducted, unless the person has satisfied the conditions of entry.**
- L. No speaker or distributor shall falsely state or misleadingly indicate in any manner that the Commission supports or is in any way involved in his/her particular activity.**
- M. The resale of admission tickets to events being held at Commission Facilities is prohibited on Commission premises.**
- N. The sale of admission tickets to events, whether charitable or otherwise, not being held at Commission Facilities is not permitted on Commission premises without the written authorization of the Facility Director. When approval is granted it shall be conditioned upon compliance with these regulations and any conditions established by the Commission.**
- O. The sale of novelties and other items is governed by the Commission's Facility License Agreement and/or applicable Facility rules and regulations. No person, firm, or corporation shall sell or offer for sale any item on Commission premises without first obtaining the written approval of the Commission's Facility Director to do so.**
- P. Bringing or consuming alcoholic beverages on Commission premises is prohibited, unless that beverage is purchased from an authorized caterer/concessionaire and consumed in the areas designated for this purpose.**
- Q. The Commission has exclusive food and beverage contracts with certain catering/concessionaire companies. No food or beverage of any kind is permitted within Commission Facilities unless provided by the contract concessionaire or without first obtaining the written approval of the Commission's Facility Director to do so.**
- R. Smoking is prohibited within all Commission Facilities except in specified areas designated for that purpose and at the specified times established by the Facility Director. Eating and drinking may be prohibited in specified areas of Commission Facilities as determined by the Facility Director.**
- S. Events at Commission Facilities are subject to written license agreements with event licensees. At all licensed events, solicitors and distributors must have written approval from the event licensee and Facility Director to solicit or distribute inside the event.**
- T. In order to protect public safety, and allow ingress and egress to the building, any activity which may impede the free flow of traffic is prohibited in those areas of the Commission Facility premises, as depicted in the attached diagrams.**

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**Date:** January 26, 2003

**Presented by:** Chris Bailey

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**Recommendation:** Staff recommends that the Commission approve Exhibit A; "Regulation of Unscheduled Activities at Metropolitan Exposition-Recreation Commission Facilities" and facility drawings.

 RESTRICTED AREA

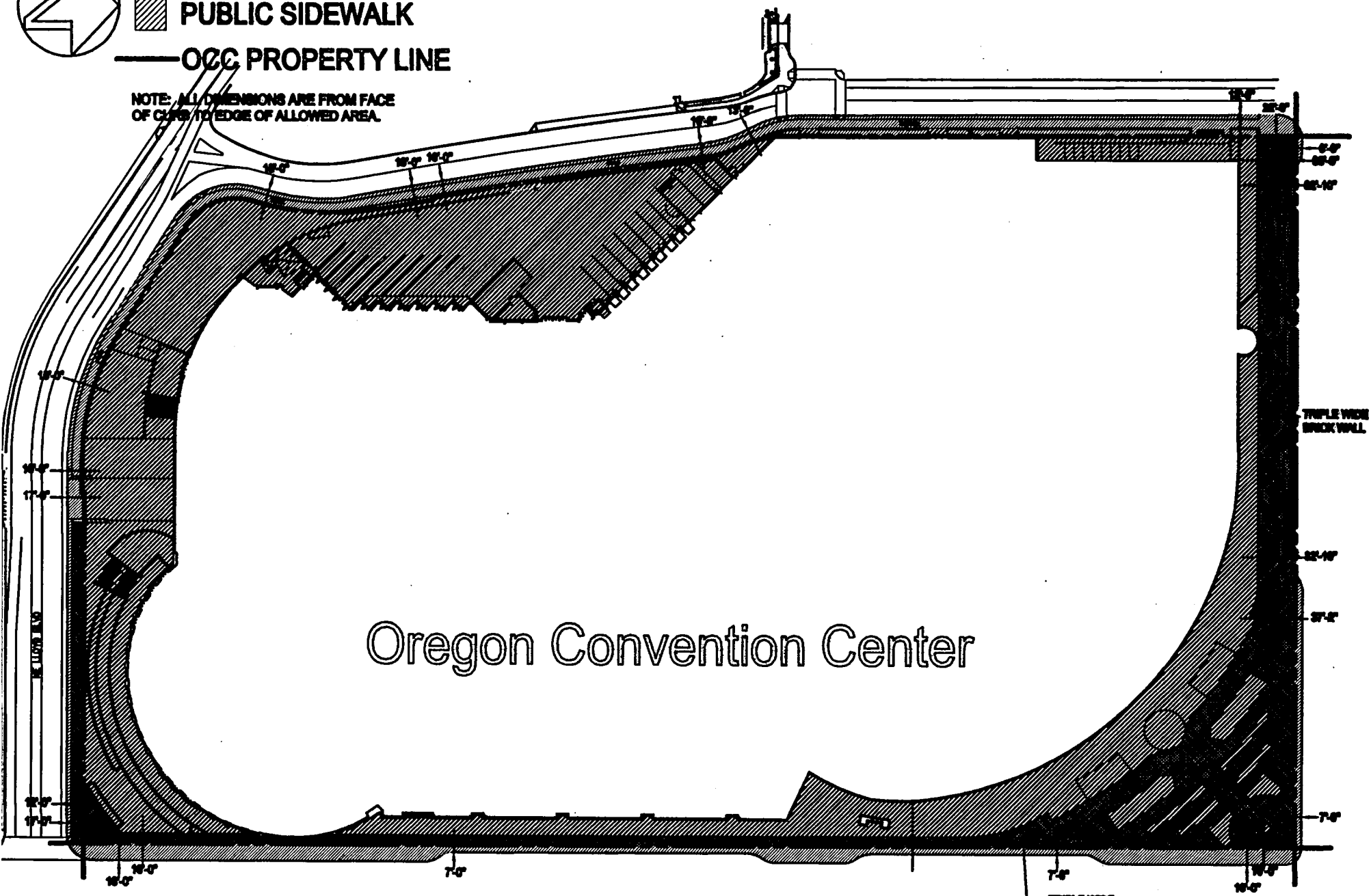
 ALLOWED AREA

 PUBLIC SIDEWALK

 OCC PROPERTY LINE



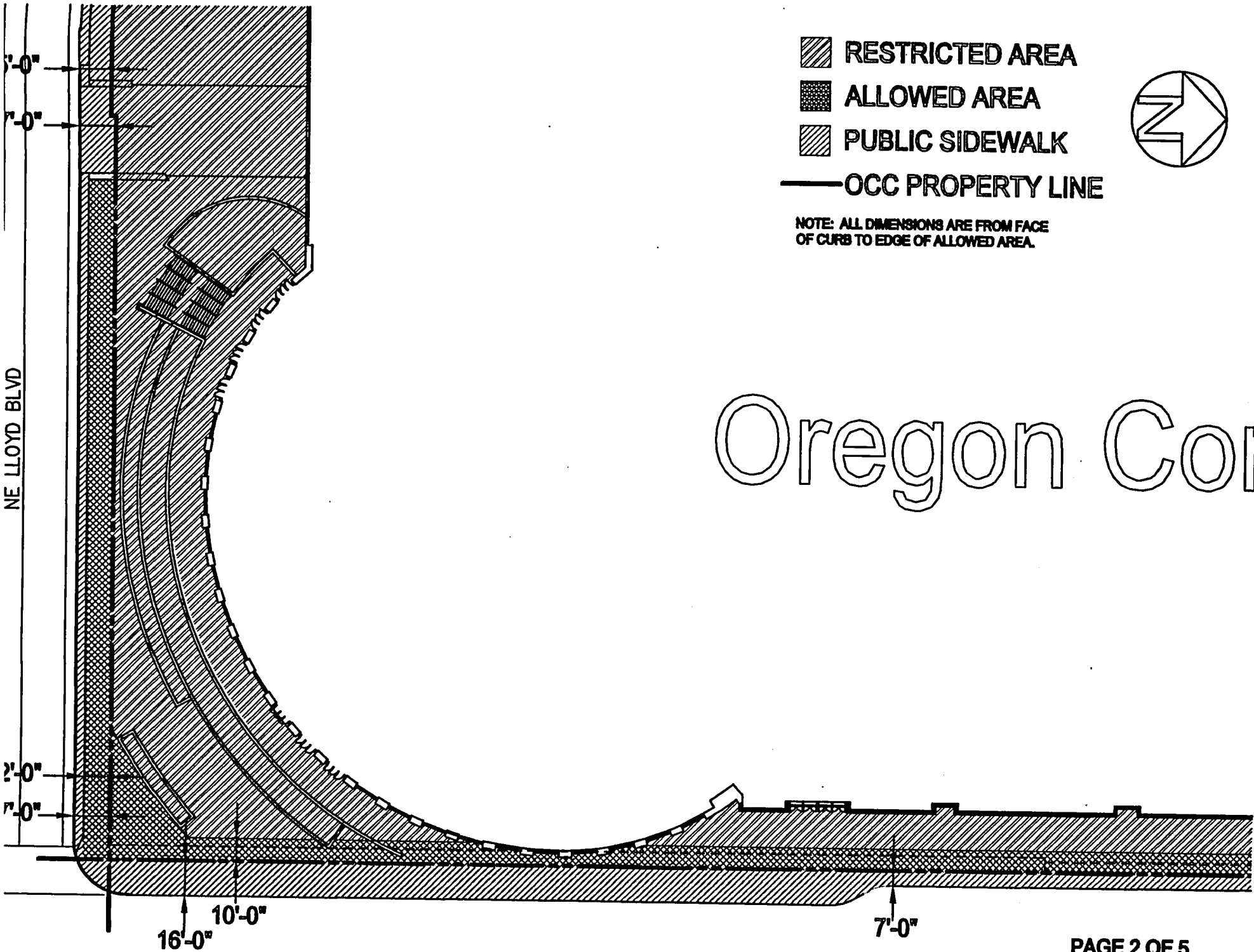
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Oregon Convention Center





TRIPLE WIDE BRICK WALL



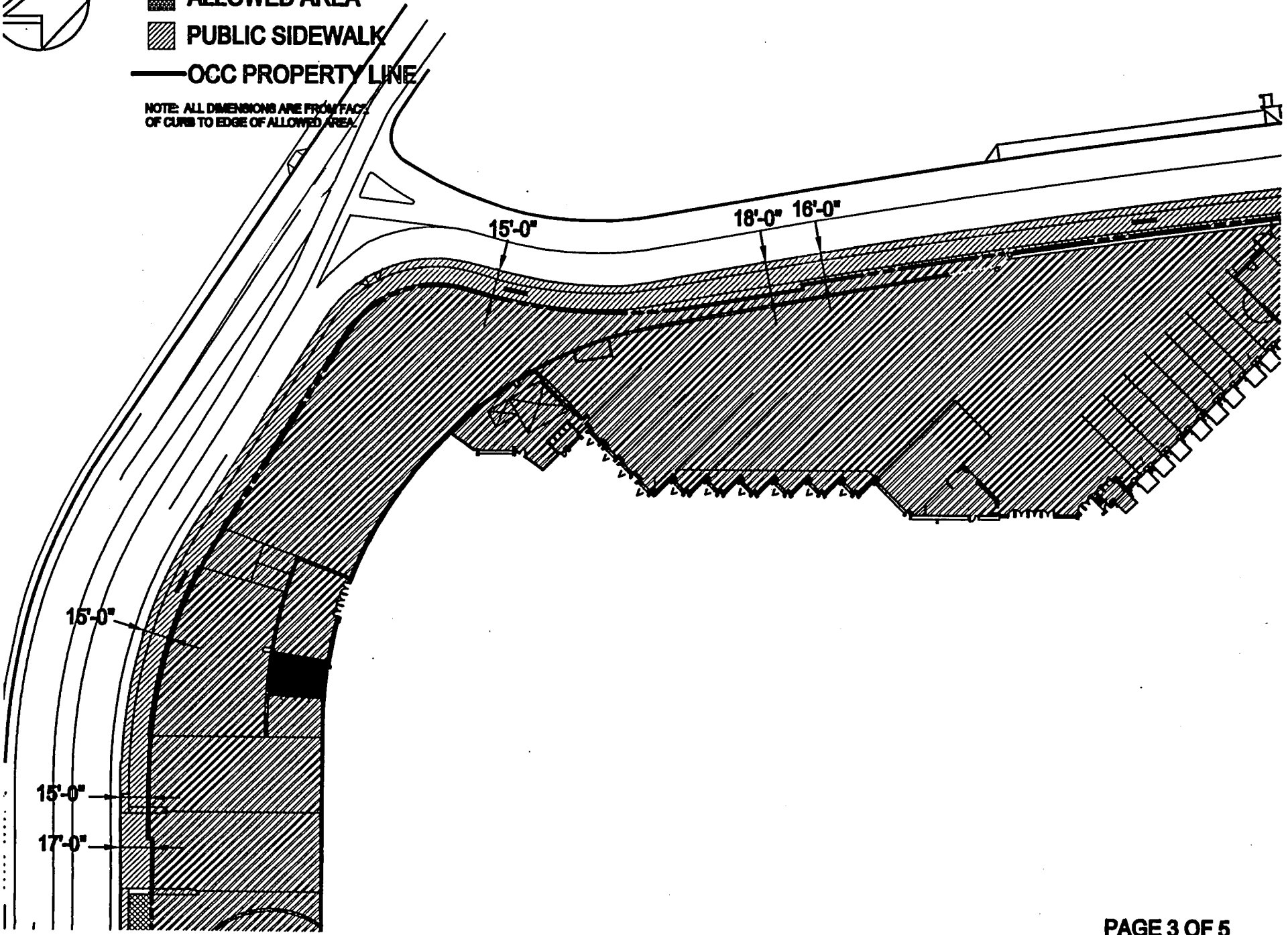


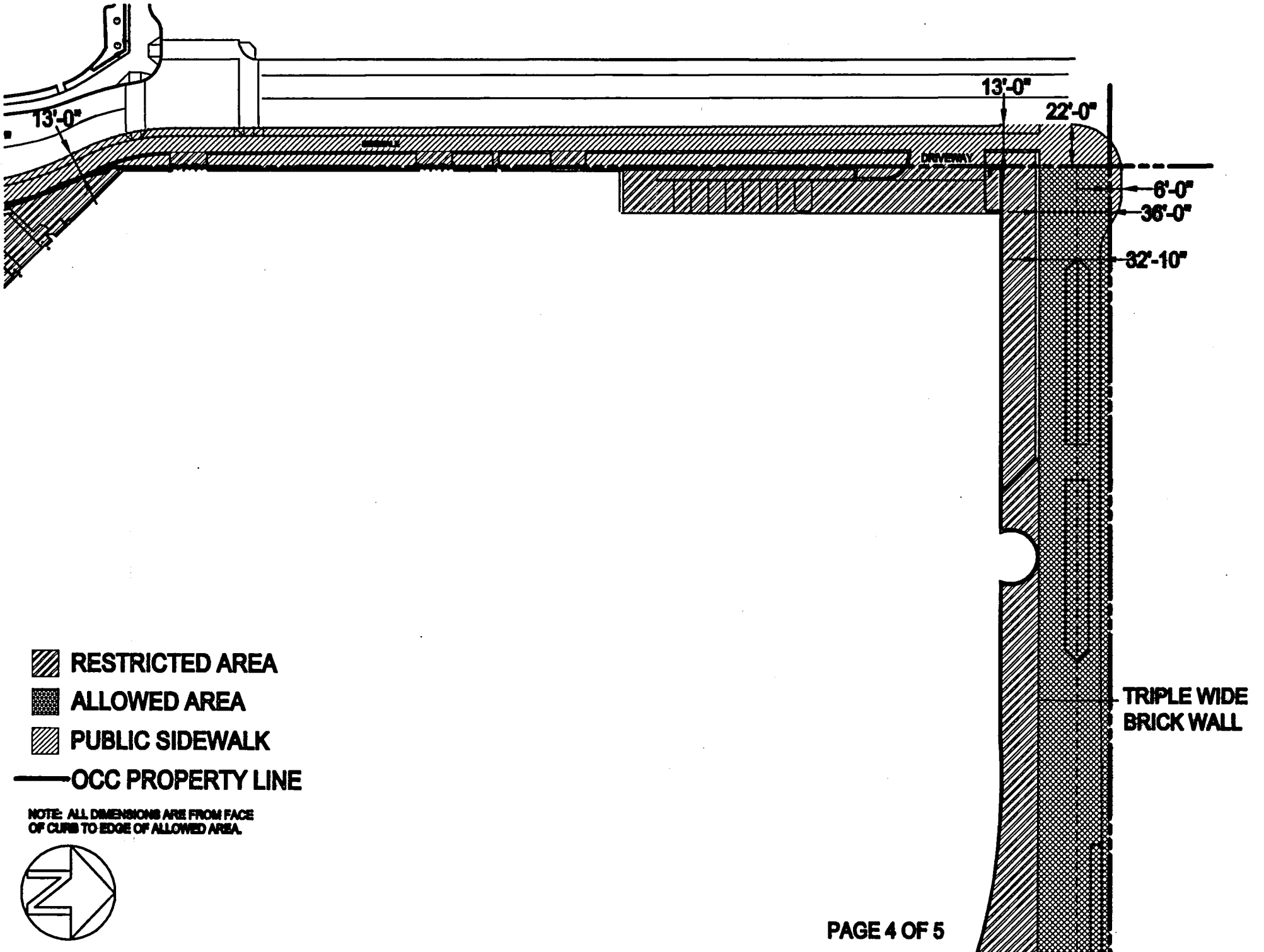
Oregon Cor



-  RESTRICTED AREA
-  ALLOWED AREA
-  PUBLIC SIDEWALK
-  OCC PROPERTY LINE

NOTE: ALL DIMENSIONS ARE FROM FACE OF CURB TO EDGE OF ALLOWED AREA.

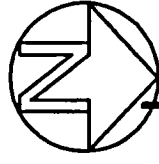




 RESTRICTED AREA

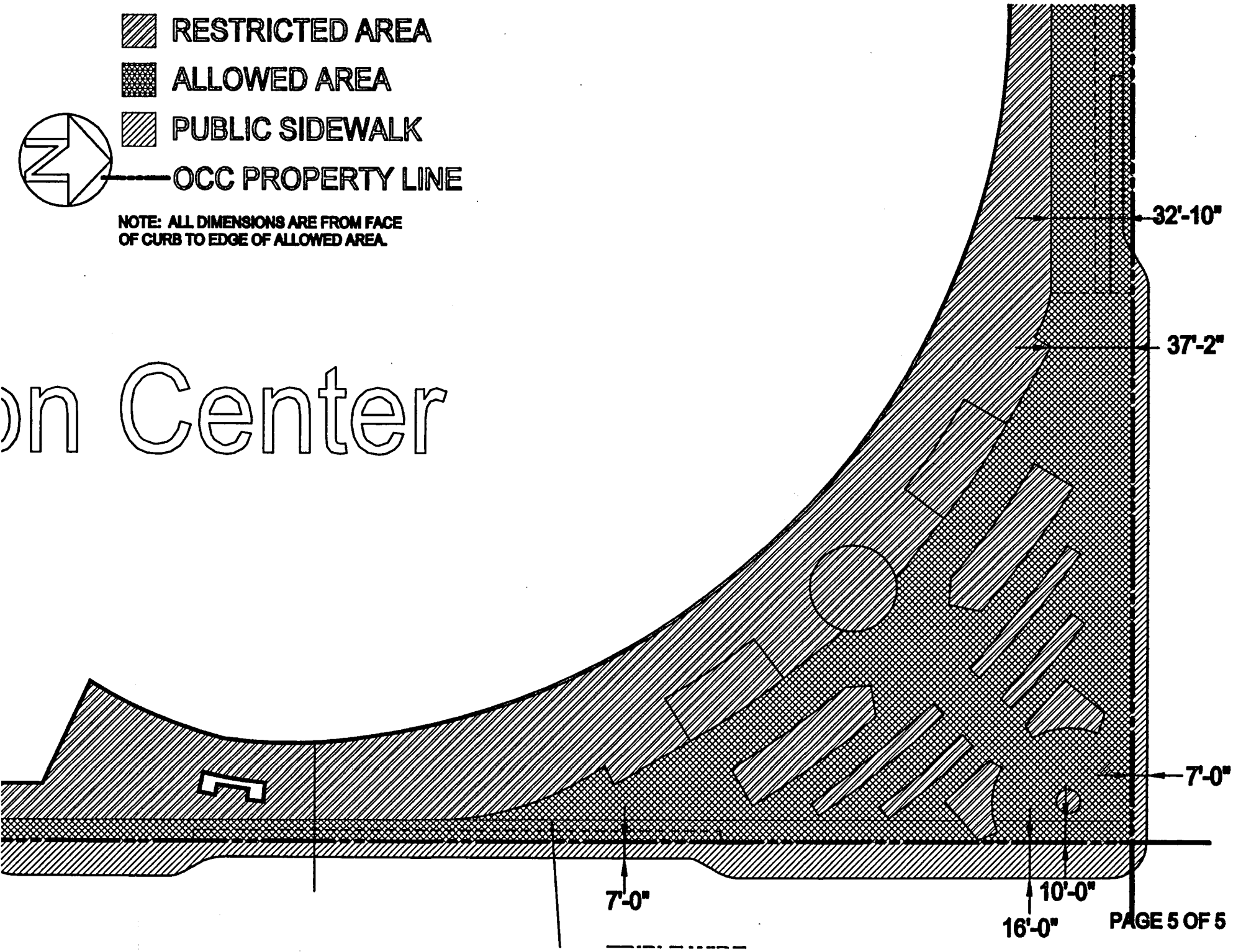
 ALLOWED AREA

 PUBLIC SIDEWALK

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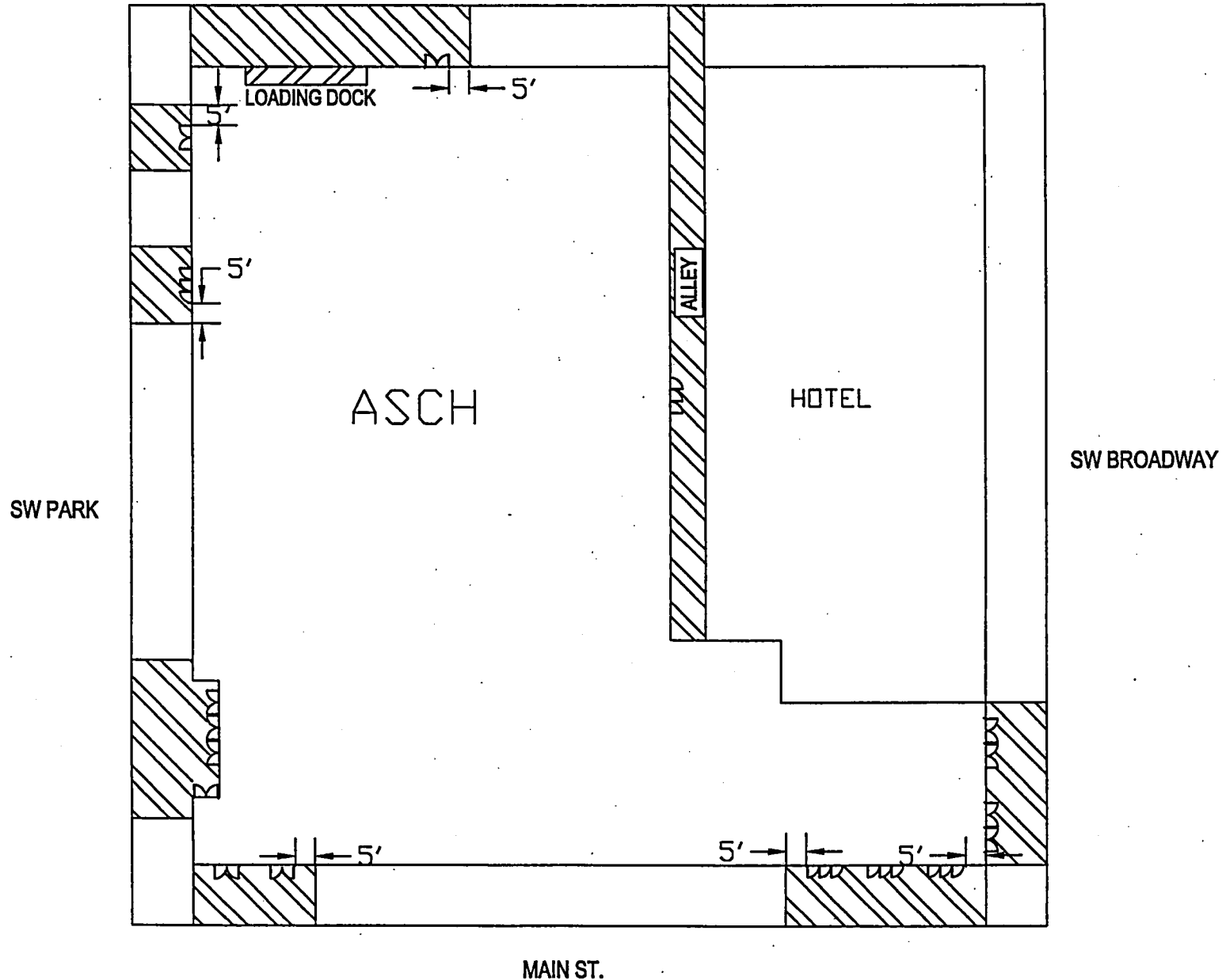
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on Center



# ARLENE SCHNITZER CONCERT HALL

SALMON ST.



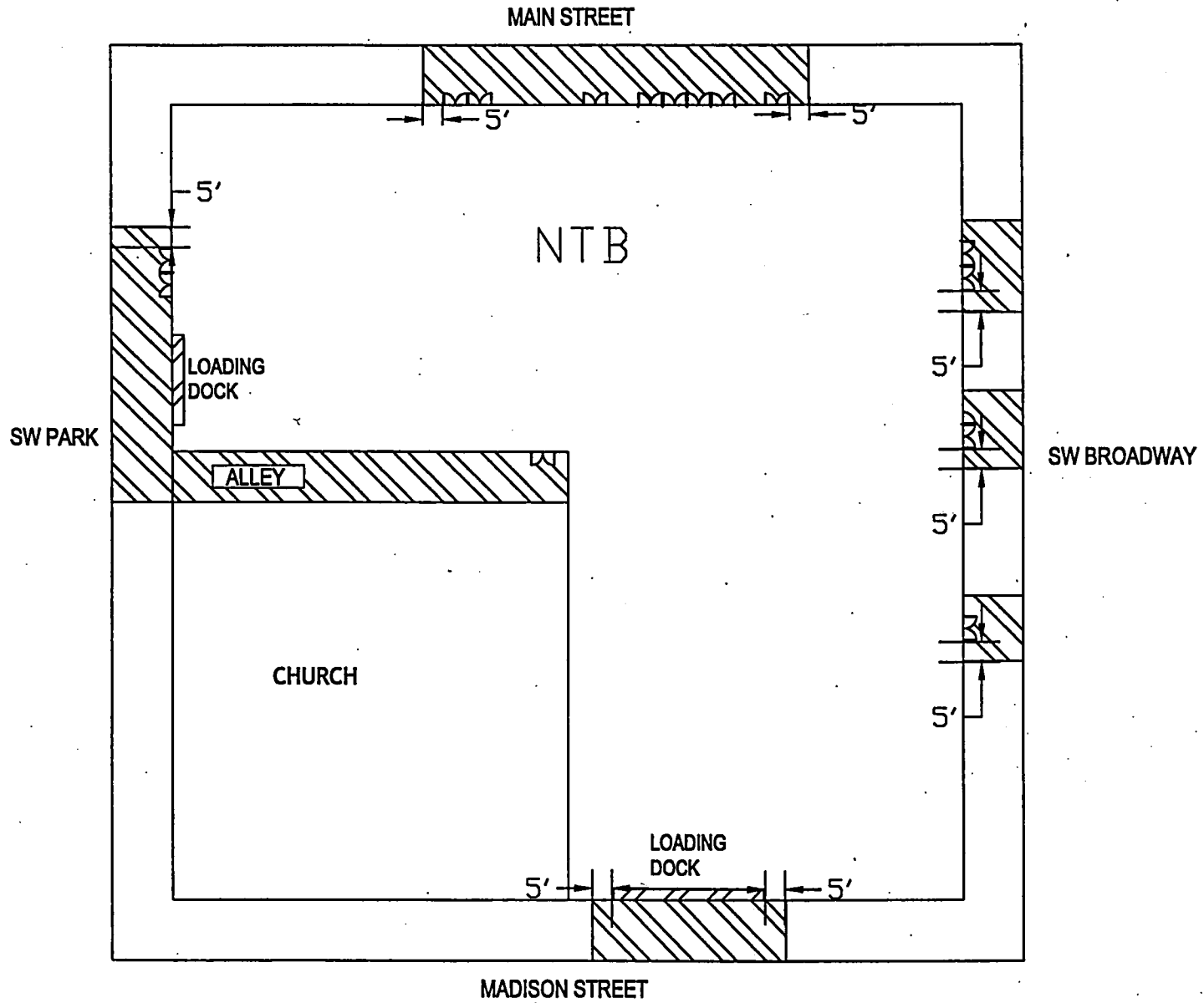
NORTH ↑

RESTRICTED AREAS



MAIN ST.

# PERFORMING ARTS CENTER NEW THEATRE BUILDING

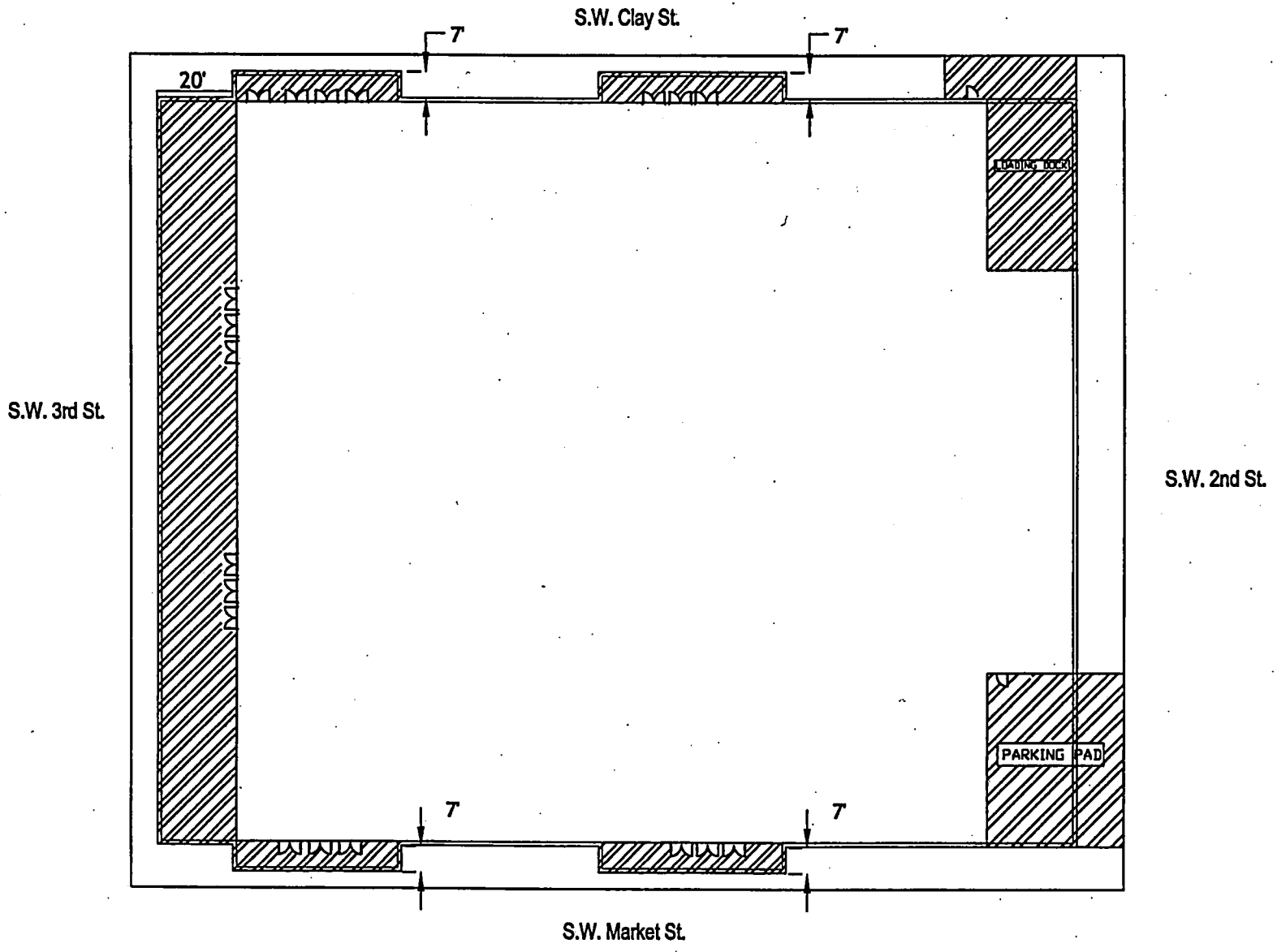


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RESTRICTED AREAS



# Keller Auditorium

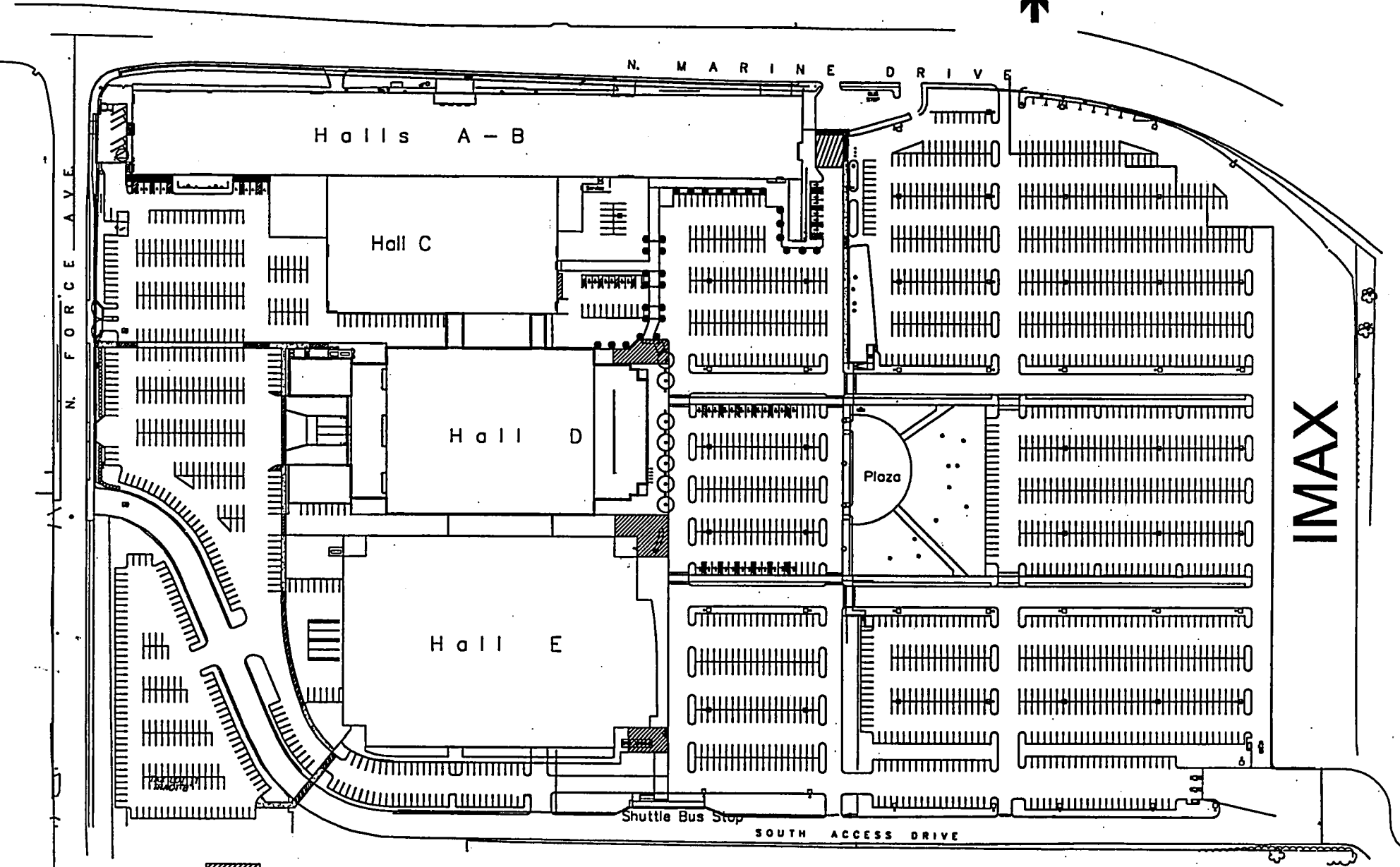


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RESTRICTED AREAS 

EXISTING COVER RESTRICTED AREAS 

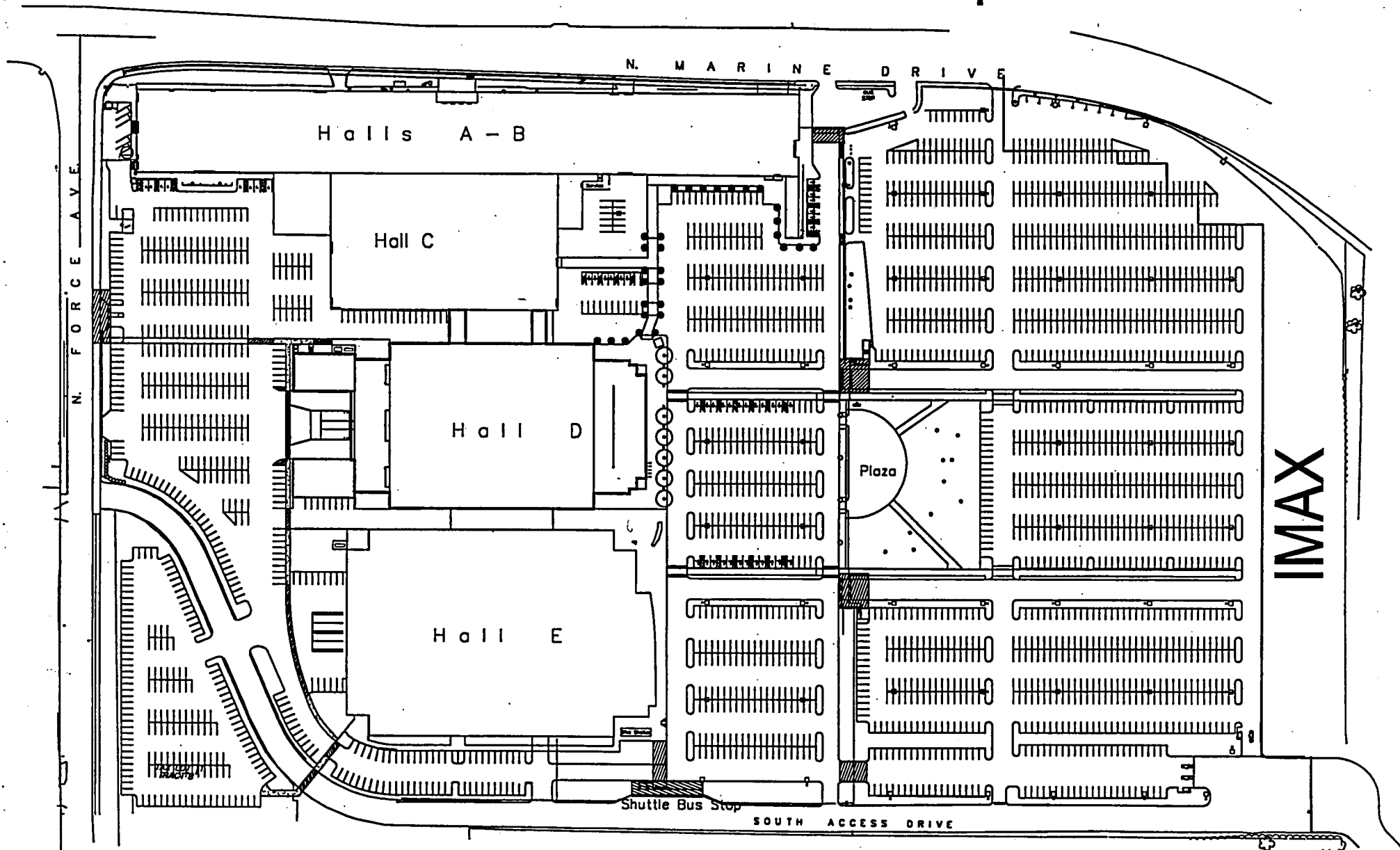
# PORTLAND EXPO CENTER



Allowed areas when scheduled events are occurring only in Expo Center buildings



# Portland Expo Center



Restricted areas when scheduled events are occurring in Expo Center buildings and upper parking lot.