

CITY OF DE SOTO
APPLICATION FOR EVENTS HELD IN DE SOTO CITY PARKS

DATE RECEIVED: _____

NAME OF ORGANIZATION/SPONSOR: _____

ORGANIZATION/SPONSOR ADDRESS: _____

PHONE NO. _____

NAME OF BAND/PERFORMER: _____

CONTACT PERSON FOR BAND/PERFORMER: _____

PHONE NO. _____

LOCATION OF EVENT: _____

TYPE OF EVENT: _____

DATE OF EVENT: _____ TIME OF EVENT: _____

The Operator and/or sponsor agrees to the fullest extent permitted by law, agrees to indemnify, defend and hold harmless the City of De Soto, its officers, agents, volunteers, and employees from and against all suits, claims, damages, losses, and expenses, including but not limited to attorneys' fees, court cost, or alternative dispute resolution cost arising out of, or related to the use of City's facilities, building, equipment or infrastructure under this agreement involving an injury to a person or persons, whether bodily injury or other personal injury (including death), or involving an injury or damage to property (including loss of use or diminution in value), but only to the extent that such suits, claims, damages, losses or expenses are caused by the negligence or other wrongdoing of the user(s), its officers, agents and volunteers, or anyone directly or indirectly employed or hired by the user(s) to or anyone for whose acts the user(s) may be liable, regardless of whether caused in part by the negligence or wrongdoing of City and any of its agents or employees.

The Operator and/or sponsor must provide proof of general liability insurance with a combined single limit of not less than \$1,000,000 per occurrence. In those cases when a general liability policy has an annual aggregate limit, the aggregate limit should not be less than 2 times the per occurrence limit, or \$2,000,000. Other types of coverage and/or higher limits might be warranted in certain circumstances. Provide a Certificate of Insurance naming the City as an additional insured along with the endorsement.

No provision of this agreement shall constitute a waiver of the City's right to assert a defense based on the doctrines of sovereign immunity, official immunity or any other immunity available under law.

This application must be submitted more than thirty (30) days prior to the date of the event for which the permit is sought.

Applicant's Signature

Date

**REGULATIONS FOR
EVENTS HELD IN DE SOTO CITY PARKS**

- (a) No event, including, but not limited to, public speeches, demonstrations, exhibitions, concerts, musicals, performances, parades, dances, flea markets, festivals, shall be held within the limits of a De Soto City park unless a special event permit is applied for, approved and issued by both the Park Board and the City Manager of the City of De Soto. Organized events are permitted in City parks provided the person(s) or representative(s) of the requested event and the requested event itself meet the management and operational criteria of the City park where the event is sought to be conducted.
- (b) The application shall be submitted on a form as established by the City Manager. Each applicant shall fully complete the application form. Each applicant shall fully disclose the scope and nature of the activity for which the permit is sought. The application shall be submitted more than thirty (30) days prior to the date of the event for which the permit is sought.
- (c) The applicant shall state on its application that it will indemnify and hold the City harmless from any claim resulting from the event. The application shall be accompanied by a certificate of insurance naming the City as additional insured (certificate must include the endorsement page) Certificate must cover any damage or liability to the City which may be caused by the event or by the operation of the event, with limits of liability of not less than \$1,000,000.00 per occurrence.
- (d) Depending on the requested use of the park, the City Manager may require the applicant to make a deposit and/or a fee for the use of the park.
- (e) The City Manager may refuse to issue a permit to any applicant which does not comply with this ordinance or which has in any previous operation in any other city or this city been unsatisfactory.
- (f) Upon determination that a proposed applicant has complied with this ordinance, the City Manager shall issue a permit and shall notify the applicant of same.
- (g) Each permit issued shall state the hour or hours, date or dates and place or places of said event.
- (h) Any permit issued pursuant to this Ordinance may be revoked by the City Manager upon his/her determination that the event is being operated or conducted in violation of this Ordinance or in violation of rules and regulations established and promulgated pursuant hereto, or is so conducted or operated as to unreasonably endanger the public peace, health, safety and/or welfare of the citizens of the City.
- (i) The area or premises where such food and refreshment operation is conducted shall be cleaned and policed and all trash, litter and debris shall be removed and properly disposed of.
- (j) The Park Board and the City Manager are hereby given authority to establish and promulgate rules and regulations consistent with the terms of this Ordinance for the purpose of carrying out and enforcing compliance therewith, and a copy of such rules and regulations shall be on file and available for public inspection in the office of the City Clerk. The failure or refusal of any applicant or permit holder to comply with such rules and regulations established and promulgated under this Section shall be deemed a violation of the Ordinance.