



PARKER OKTOBERFEST

Saturday, September 12, 2009

11:00 a.m. – 6:00 p.m.

VENDOR RULES AND REGULATIONS

- Applications will be accepted on a **first come - first serve basis**. Don't wait until the last minute to send in your application – space may not be available.
- Vendors will not be allowed to set-up and sell at the event without a signed application on file.
- Only the products listed on the application will be allowed for sale. The PAC will need to approve any additional items prior to the event.
- The PAC reserves the right to reject any item that is not of marketable quality or deemed inappropriate for the event.
- Vendors selling food products or cooking on site must have the proper Department of Public Health permits and licensing with them at all times.
- Vendors are responsible for the payment of their own taxes (city, county and state).
- Vendors are responsible for supplying their own complete set-up, INCLUDING EXTENSION CORDS, TENTS, TABLES, ETC.
- Vendors are responsible for cleaning up in and around their space area during and after the event.
- Vendors are responsible for their own set-up and breakdown.
- Generators are to be **pre-approved** by the PAC prior to the start of the event.
- Vendors will not be allowed to stake tents into the ground. All tents are required to have weights.
- No pets.
- Refunds will be given at the discretion of the PAC on a case-by-case basis.
- Vendor agrees to and shall save harmless and indemnify the Parker Arts Council against any and all damages resulting from any act, omission or condition created by or arising from the conduct of the Vendor, Vendor's guests, members of the Vendor's family, or Vendor's employees, agents, or contractors, or as a consequence of any product sold or representation made by Vendor or its agents at the event, whether based upon negligence, product liability, or any other legal theory, or for any and all debts, liabilities, chooses in action or claims of any nature against the event, absolute or contingent, together with all expenses and legal fees which may be incurred to compromise or defend such debts, liabilities, chooses in action, or claims.
- Vendor shall at his/her sole cost and expense, promptly comply with all laws, ordinances and regulations of Federal, State, County, Municipal or other lawful authority pertaining to the use and occupancy of the event space and shall conduct himself/herself in an acceptable manner. If the vendor fails to conduct himself/herself in acceptable manner, as deemed appropriate by the PAC, then the vendor will forfeit all monies paid and be ejected for the remainder of the event.
- The event, PAC and volunteers shall not be responsible for or liable to Vendor for any loss or damage that may result to Vendor or his/her property from water, fire, explosion, theft, or from any source or any cause whatsoever.
- Colorado Rev. Stat. 18-13-114 requires that all Vendors operating more than five (5) weekends per year must purchase a Colorado Sales Tax License. Vendor indemnifies and holds the PAC harmless with respect to the collection and remittance of sales tax due and owing out of Vendor's business.
- The PAC and its volunteers will have the right to enter the spaces at all times for the purpose of inspecting the spaces and all questionable property contained thereon; at all reasonable times for making repairs, additions or alterations to the spaces; and at anytime the Vendor has abandoned the space.
- Due to laws restricting the sale of cigarettes to minors, the sale of cigarettes or tobacco products will not be allowed.
- The sale, display, or distribution of merchandise that infringes upon copyrighted designs or materials or bears counterfeit trademarks are strictly prohibited.
- All walkways and driveways are fire and ambulance lanes and must remain clear of merchandise. Vendors are required to stay within their allotted spaces.
- No alcoholic beverages may be brought in by patrons or vendors to be consumed, sold or given away at event site unless prior approval from PAC has been obtained.
- The PAC reserves the right to restrict the sale, display, or distribution of any printed material, photographs, books, magazines, pictures or other representations.
- Vendor shall not sell or display drug related paraphernalia, guns, ammunition or explosives. No person except security personnel in the performance of their duties will wear firearms on the event site.
- No motorbikes, motorcycles, skateboards, roller skates or roller blades may be ridden in the event area.
- Vendor may not use their spaces as to interfere with or jeopardize the health or safety of other vendors or patrons.
- The performance of any of the covenants herein contained, or to recover damages for breach of the Agreement of any part thereof, the PAC shall recover, in addition to the relief demanded, all court costs and attorney's fees.