**Exhibit D – Park City Farmers Market Level Three Special Event Permit DRAFT**

**SPECIAL EVENT PERMIT**

Type of License: Level One Level Two X Level Three

Event Name: 2018 Park City Farmers Market

Event Date(s): Wednesdays, June 13th through October 10th, 2018

No Market on July 4th, 2018

Event Time: 12:00 p.m. to 5:00 p.m.

Event Location: Silver King Parking Lot

Licensee: Park City Farmers Market

Contact Person: Volker Ritzinger – Owner

Approved By: Special Events Coordinator X City Council of Park City

Approval Date: May 3, 2018

The Park City Council has approved the Level Three Special Event Permit for the Park City Farmers Market to be held at the Silver King Parking Lot on seventeen (17) Wednesdays June 13th through October 10th, 2018 from 12:00 p.m. to 5:00 p.m. The market will not be held on July 4th, 2018. This Level Three Special Event Permit has been issued under the authority described within the Park City Municipal Code Section 4A-2-4 based on the following Findings of Fact, Conclusions of Law, and Conditions of Approval:

Findings of Fact:

1. Park City Farmers Market to be held at the Silver King Parking Lot on seventeen (17) Wednesdays June 13th through October 10th, 2018 from 12:00 p.m. to 5:00 p.m. The market will not be held on July 4th, 2018. Setup will begin at 10:00 a.m. and breakdown is by 6:00 p.m.

2. The event is comprised of a maximum of 80 vendor booths with the percentages maintaining as follows:

* 35% Farmers;
* 25% packaged and prepared ‘Utah’s Own’ products
* 15% jewelry;
* 15% Home improvement
* 10% miscellaneous

3. The permittee has secured attendee non-exclusive parking at Park City Resort Base in the First Time and Main resort parking lots.

4. The applicant understands that Park City Special Events, Police, Fire, Building Official/Fire Marshal and Emergency Management have the right to cancel or postpone the event at any time due weather or emergency conditions.

5. The events associated with the Park City Farmers Market will not require the diversion of so great a number of police, fire, or other essential public employees from their normal duties as to prevent reasonable police, fire, or other public services protection to the remainder of the City.

6. The concentration of persons, vehicles, or animals will not unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets or with the provision of other public health or safety services.

7. There are other Special Event Permits that have been granted Wednesdays June 13th through October 10th, 2018 from 12:00 p.m. to 5:00 p.m.

The table below will show in column (A) - Geographic separation of events; column (B) - Proposed time and duration of the events; column (C) - Anticipated attendance. Park City Farmers Market will not substantially interfere with the logistics and venue for any event for which a license has already been granted and with the provision of City services in support of other such events or governmental functions based on the following:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| DATE ( Wednesday) | EVENT | A – Geographic  Separation | B - Proposed  Time & Duration | C – Anticipated  Attendance |
| June 13 – October 17, 2018 ( excluding July 4th ) | **Park City Farmers Market** | **Silver King Parking Lot, First Time Lot , Pack City Base Parking** | 12:00pm – 5pm | **500 people** |
| June 20 – August 22, 2018 | Wednesday Night Concert @ Deer Valley | Snow Park Amphitheatre | 6:00pm – 8:00pm | 2,000 people |
| July 11 & 18, 2018 | Triple Crown | Quinn’s Sports Complex, PC High School and TMS Fields | 8:00 a.m. – 8:00 p.m. | 500 people per complex at one time, sure, but they are still here in town right? |

8. The size of the crowd and nature of the event will not create an imminent possibility of violent disorderly conduct likely to endanger public safety or cause significant property damage.

9. The applicant has been working with City Staff and applicable departments to address all event concerns. The Applicant demonstrates an ability and willingness to conduct the event pursuant to the terms and conditions of this Chapter and has not failed to conduct a previously authorized event in accordance with the law or the terms of a license, or both.

Conclusions of Law:

1. The application is consistent with the requirements of the Park City Municipal Code, 4A-2-3

Conditions of Approval:

1. The permittee, at its' cost, shall incorporate such measures as directed by Staff in order to ensure that any safety, health, or sanitation equipment, and services or facilities reasonably necessary to ensure that the event will be conducted with due regard for safety are provided and paid for by the applicant.
2. The applicant must apply and receive permission pursuant to Park City Municipal Code [6-3-11](https://parkcity.municipalcodeonline.com/book?type=ordinances#name=6-3-11_Relief_From_Restrictions) prior to conducting any activity in excess of the noise ordinance. The applicant will work with City Staff to orient the activities so as to minimize sound impacts to the neighborhood and the applicant shall monitor the following:  
   (A) The permittee, or his/her designee, shall provide on-site management for each aspect of the event.

(B) The permittee shall be responsible to ensure that the sound system maintains level adjustments not to exceed provisions of the Park City Noise ordinance for the outdoor events.

1. The permittee shall provide proof of liability insurance in the amount of four million dollars ($4,000,000) or more as may be required by the Special Events Manager or the City Attorney's Office, and shall further name Park City Municipal Corporation as additional insured. All Applicants shall further indemnify the City from liability occurring at the event except for any claim arising out of the sole negligence or intentional torts of the City or its employees.
2. All plans for tents, stages and other temporary structures shall be submitted to the Building Department for review and permitting each Monday prior to the event.
3. The permittee is responsible for an Operations, Parking / Transportation Plan in a form approved by the Park City Municipal Event Manager, Transportation Planning Manager and Chief of Police.
4. The applicant shall provide Utah State Tax Commission and the City Representative a weekly list of all participating vendors containing the following information: Name, address and contact information, Utah State Tax Identification number. The applicant shall also provide a list of all participating not-for-profit organizations. The Utah State Tax Commission will provide each vendor a Utah State Tax ID Number. The applicant shall require all participating vendors to provide and display their Special Event Permit provided by the State of Utah Tax Commission.
5. The Park City Special Events, Police, Fire, Building Official/Fire Marshal and Emergency Management have the right to cancel event upon any condition, violation or weather that jeopardizes the life, safety or property of the residents or visitors of Park City.
6. Permittee is responsible to pay all related city service fees and will be invoiced for such fees within one month after the last market.
7. The permittee shall report recycling and waste statistics at the end of the market season.
8. The permittee shall report weekly attendance and parking counts by Friday each week.
9. All handouts, flyers, banners and other signage, shall comply with Park City Municipal’s sign code.
10. The permittee will work with the Fire Marshall, and Public Safety Personnel regarding placement of emergency staff and equipment.
11. The applicant use of barricade and signage will be in accordance with the Manual of Uniform Traffic Control Devices (MUTCD) for the duration of the event.
12. All City, County and State permit approvals required for this event shall be secured by June 8, 2018 and submitted to Park City Municipal.

PASSED AND APPROVED this Thursday, the 3rd day of May, 2018.

PARK CITY MUNICIPAL CORPORATION

Attest:

City Manager, Diane Foster

Michelle Kellogg, City Recorder

Approved as to form:

Mark D. Harrington, City Attorney