

Olivehurst Public Utility District (OPUD) Special Events Policy

Effective: 04/20/23

Rev 1

Purpose

The purpose of this policy is to establish specific guidelines that OPUD will use in the process of issuing permits for special events on public park grounds. The policy is intended to ensure equitable access to park facilities and to promote a diverse range of organized activities. It also is intended to ensure safety and balance the needs of park users, special event organizers and participants, and the communities surrounding parks. The provisions of the policy do not apply to OPUD-sponsored events. The provisions of the policy may be waived at the discretion of the OPUD Board of Directors.

Definitions

For the purposes of this policy, the following definitions shall apply:

- Olivehurst Public Utility District (OPUD) Shall be referred to as "the District".
- OPUD Board of Directors Shall be referred to as "the Board".
- OPUD Employees Shall be referred to as "Staff".
- Parks Department Committee Shall be referred to as "the Committee".

Special events are defined as events on public park property that have any of the following complex components:

- Food events, music events, or any other gathering of similar nature.
- Need for security.
- Use of elevated stages or other temporary structures (i.e. bleachers, platforms) that are built on site.
- A gathering of 50 or more people.

Events that have any of the following complex components may require a special event permit:

- Live entertainment.
- Barbeques/open flames.
- Generators (for party jumps)/electrical distribution.
- Food or beverage (both alcoholic and non-alcoholic) sales (including giving away or providing samples of food or beverages)
- A fee of any kind or amount is charged.
- A service of any type is provided.

Criteria for approval of Special Events

Special events submitted to the District for approval must meet certain criteria to be eligible for consideration.

- Events must be compatible with all District and County Ordinances.
- Proposed event site must be able to accommodate the event.
- The proposed event must adhere to all local, state and federal statutes, as well as all Sheriff Department, Fire Department and County Public Health codes.
- The preparation for or the conduct of the proposed event will not unduly impede, obstruct, or interfere with the operation of emergency vehicles or equipment in or through the particular permit area or adversely affect the Staff's ability to perform municipal functions or furnish District services in the vicinity of the permit area.

Committee Review

The Committee, during review of the application shall consider, but not be limited to, the following:

- Compliance with this policy.
- Impact on natural resources and other park users.
- Extent of Staff involvement required to facilitate the event.
- Past history of the sponsor in conducting special events.
- Applicant's past experience with planning and implementing similar events.
- Purpose of the event.
- Impact upon, and permits or approvals required by, other agencies.
- Day and month of the event.

Permit – Standards for Issuance

Staff shall issue a permit hereunder when:

- The proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park;
- That the proposed activity or use will not unreasonably interfere or detract from the promotion of public health, welfare, safety, and recreation;
- All conditions including, where applicable, the payment of fees and/or deposits, approval of the Committee or Board of Directors, and insurance coverage, are met;
- The proposed activity or use is not reasonable anticipated to incite violence, crime, or disorderly conduct;
- The proposed activity or use will not entail unusual, extraordinary, or burdensome expense or security operation by the District; and
- The facilities desired have not been reserved for other use.

Site requirements

- The proposed event will be of a nature and size appropriate to the proposed venue, location or site, and will occur during a time period approved for that venue or site.
- The proposed event must not present a substantial or unwarranted safety, noise, or traffic hazard.
- The proposed event will not cause other adverse impacts on health or safety to surrounding residential or commercial uses, which cannot be effectively mitigated.

Application Process & Deadlines

All special event organizers will be required to fill out a "Special Events Application/Permit". Applications shall be submitted by the event organizer at least 30 days prior to the proposed date of the special event.

- 1. Board Clerk/Executive Assistant will conduct review of application. At the time of application submittal, the application fee is due and payable. Said application fee is non-refundable and non-transferrable.
- 2. Application will go to committee for review at the next month's committee meeting. If approved by the committee, the deposit/cleaning fee will be due and payable.
- 3. Should application be referred to the Board for consideration, more information will be requested. At this time, you will be notified if your event requires any additional information, clarification, permits, agreements, insurance, event location map, security contracts, etc. Delays in providing additional information could delay the ability to approve the application/permit in a timely manner thus resulting in denial of the application.

- 4. Other District Department fees may apply to your event. These fees will be deducted from the deposit/cleaning fee at the end of the event.
- 5. Prior to permitting the event all fees must be paid in full and agreements executed.

*Note: Do not assume that all aspects of the event will be approved; you may be asked to make some changes to your event based on the availability of services or other circumstances. <u>You are encouraged not to advertise your event until final approval for the District has been received.</u>

Cancellation Policy

Should you, for any reason, need to cancel your event, you must first notify the Board Clerk/Executive Assistant. All cancellations are required to be in writing by the person who signed the contract. Written cancellations can be emailed, mailed, or hand delivered.

The Special Event Application/Permit fee is <u>non-refundable</u> and <u>non-transferrable</u>.

Terms & Conditions

- 1) If a special event application is approved, a special event permit will be issued to the applicant. This permit will outline specific requirements of the applicant in order for the event to proceed. Below is a list of typical event conditions. Additional conditions may be required based upon the characteristics of the event, including size, location and nature.
 - a) The applicant shall obtain, and present to the District, copies of all permits and written approvals from other agencies that may be required prior to conducting the event.
 - b) The applicant shall estimate on the application the number of participants that will take part in the event. To Be Determined (TBD) will not suffice.

2) Special Event Filing & Permit Approval

- a) After receiving a special event application approval from the Committee or Board of Directors, the submission of permit and other applicable fees is required to reserve a future special event date and time.
- b) The submission of a filing fee should not be construed as a special event approval or a confirmation of a special event date.
- c) Event organizers should not assume special events are approved based on the previous year's event approval.
- d) All special event coordinators for new events and annual events are required to complete the entire special event process for each event date.
- e) Special events will not be advertised to the public prior to the approval of the special event.

3) Special Event Insurance

- a) All special event applicants must obtain a Certificate of Insurance specifically naming the *Olivehurst Public Utility District* as additionally insured. This document must be signed, a stamped signature will suffice.
- b) All special event applicants must obtain a General Liability Certificate of Insurance in an amount no less than \$1,000,000.00 per occurrence and \$2,000,000.00 aggregate.
- c) Liquor Liability (only when alcohol is provided) needs to be added to a General Liability Certificate of Insurance in an amount no less than \$1,000,000.00 per occurrence and \$2,000,000.00 aggregate.
- d) Policy must be primary and non-contributory.
- e) Policy must contain a waiver of subrogation.
- f) A 30-day notice of cancellation (10 days for non-payment) must be provided.
- g) The policies may not contain language which prohibits additional insured or other Insurers from satisfying the self-insured retention or deductible.

- h) All Self-Insured Retentions must be listed on the certificate.
- 4) Other Jurisdictions
 - a) Many agencies require approval for events that impact their jurisdiction (i.e., Yuba County Sheriff, CalTrans, and Yuba County). If required, you must provide an approval letter from these agencies.
- 5) Fees
 - a) Application/Permit Fee is due at the time of submission.
 - b) All special event fees must be paid in full two weeks prior to the special event
 - c) Filing Application/Permit Fee is \$125 for minor events and \$250 for major events. All application/permit fees are non-refundable. A completed permit application is required to be submitted a minimum of 30 days in advance of the special event. Filing Application/Permit Fee and all applicable letters, insurance documents, etc., must be received to secure the specified date and time of the special event. Failure to turn in all required information, including deposits, will result in denial or revocation of approval.
 - i) A **Minor Event** is categorized as a public event which requires completion of a Special Event Application. Approval from the Committee is required. Fees and deposit of \$200 are due at submittal of application.
 - ii) A **Major Event** is categorized as a public event which may include sales/consumption of alcohol. This type of event requires the completion of a Special Event Application. Approval from the Committee and the Board is required. Other items may also be required depending on the type of special event. Fees and deposit of \$500 are due at the submittal of application.
 - d) Non-profit and for-profit special events will require the same filing and processing fees.
 - e) All payments must be made by means of cash, check, or money order. Checks must be made payable to *Olivehurst Public Utility District*.
 - f) All fees must be paid in full at the time of application and no later than at least 10 days prior to the event and NO post-dated checks will be accepted.
- 6) Deposit/Cleaning Fees
- 7) All deposits/cleaning fees are due at time of application and will only be refunded if the reserved area is left clean at the end of the event and all excessive trash is removed from the property. If the District's assistance is required for additional cleaning or removal of excessive garbage, the cost will be deducted from the deposit/cleaning fee and any amounts left over will be refunded. Should the deposit/cleaning fee be completely exhausted and additional monies are owed, an invoice will be sent to the special event permittee for payment. Waiver of Fees
 - a) Some or all fees may be waived for special events co-sponsored by the District.

Advertising

The District is not responsible for any losses associated with early advertising and recommends that applicants receive event date approval prior to any advertising.

OPUD logos are not to be used unless specifically permitted in event conditions.

Music – Public Address Systems

- Music and Public Address systems can be used during special events.
- Event organizers must submit a special event layout map with event application showing all site location(s) for all amplified sound systems.
- Electricity for music or public address systems is not available at all park locations.

Sales of Goods & Services

- The selling or offering for sale any goods, services, liquids, or edibles for human consumption is prohibited without the proper approvals.
- All state and local regulations must be met before such sales are allowed.
- All beverage and food sales are required to comply with all local and state health & safety codes and regulations.
- Glass containers are prohibited at special events.
- All grease and oils from cooking will be removed from park. No illegal dumping of grease or oils on park grounds, in trash cans, dumpsters, or storm drains is allowed.

Alcoholic Beverages

Alcohol may be permitted during special events. Requesting the presence, consumption, and/or sale of alcohol has some very specific requirements, as follows:

- No alcoholic beverages shall be sold or served at any special event without a valid Alcohol Beverage Control (ABC) license on file with Regional Parks staff. The valid (ABC) license will be presented no later than 10 business days prior to the scheduled event date.
- Alcoholic beverages are prohibited in any type of glass container.
- Alcohol is only permitted in designated fenced in area.
- Yuba County Sheriff will must inform if an event includes the presence, consumption, and/or sale of alcohol and their approval obtained and submitted to the District no later than 14 business days prior to the scheduled event date.
- Licensed security services are required when alcohol is being sold or is present at the event. 1 guard for every 250 guests present. A signed security agreement is to be provided prior to final approval is given, no later than 14 business days before the event. Failure to provide this information in a timely manner will result in denial of the application.
- At no time is alcohol to be disposed of by dumping within the park and on the park turf. This includes liquid waste at cleanup. All disposal of liquid waste should be disposed of properly. Should there be an excessive smell of alcohol on the turf within the park that the event was held, monies will be withheld from the deposit/cleaning fee.

Portable Restrooms

- Depending on the size of the event and the availability of park restrooms, special events will be required to contract for portable restrooms and hand washing station. If portable toilets are required, please provide supplier information.
- During the application process the Committee will review the impact to the park's
 restroom facilities. Larger special events will be required to contract for portable toilets
 and hand washing stations to be placed in the parking lot area of the parks for an event.
 At no time are portable toilets or hand washing stations allowed on park turf or
 sidewalks.
- Permittees are required to provide portable toilets at locations where no permanent facilities are in place and/or when "total attendance" (including organizers, participants, volunteers, and spectators) exceeds existing restroom facility capability.
- The ratio of users per portable toilet is 100 to 1.
- Portable restrooms must be removed within 3 days of the event. If the District's assistance is required, the cost of removing restrooms will be charged to the special event permittee.
- The American with Disabilities Act requires that 10% of all portable toilets be ADA accessible.

Garbage / Dumpsters

- Excessive garbage must be removed from the premises, this includes overflowing trash cans.
- All trash needs to be cleaned and the park returned to pre-event conditions.
- Dumpsters may be required when the projected special event attendance exceeds 300 people; this includes participants, support teams, special event volunteers, and spectators.
- Dumpsters can be placed in parking lots or offsite areas. Dumpsters cannot block vehicle access; Emergency Response vehicles, Park vehicles, and vehicles associated with special events.
- Dumpsters must be removed within 3 days of event. If the District's assistance is required, the cost of removing dumpsters will be charged to the special event permittee.
- Costs associated with removal of any excessive trash that is left over or additional cleanup from the event that is required will be deducted from the deposit/cleaning fee. Should the deposit be fully exhausted, and invoice will be charged to the special event permittee.

Site Preparations & Security

- Event organizers can request extra time to prepare special event locations. Early site preparations and time must be coordinated through the Committee during the filing process.
- Event organizers must submit a special event layout map with the application at least 30 days prior to the event. The layout map will detail: emergency response routes, the special event course, food service, concessions, portable restrooms, dumpsters, and any other equipment or structures used during the event, including electricity, water, and generators.
- There are no vehicles allowed on turf areas of District property. Must hand cart items onto turf.
- Event organizers will be required to hire and have present, licensed security guards if the presence, consumption and/or sale of alcohol is allowed at the special event. If you are required to use a security company, please provide the name of the company. A signed contract with a security company will be required to be submitted to the District no less than 14 business days prior to the event.
- If event staffing or security is present at an event site overnight, an overnight security plan will be required detailing: personnel, contact phone numbers, and other pertinent information.

ADA Accessibility

- Special Events must be accessible to persons with disabilities. Please visit www.ada.gov for additional information.
- ADA Parking: There is ample accessible public parking available on a first come, first serve basis to vehicles displaying a handicap plate or placard.
- Emergencies: Should an emergency arise; staff and volunteers will assist in making calls to get assistance. There should be a First Aid box at each Special Event.
- Restrooms: If porta-potties are needed to be brought in for an event, the organizer will ensure that at least one or 10% (whichever is greater) will include ADA compliant features.
- Service Animals: Yuba County Environmental Health code prohibits animals near the food service areas; however, service animals are allowed. Your event accommodates all participants and visitors, including those with special needs.



OLIVEHURST PUBLIC UTILITY DISTRICT

Business Office 1970 9TH Avenue/P.O. Box 670 Olivehurst, CA 95961 Phone (530) 743-4657 Fax (530) 743-3023 www.opud.org Application must be submitted to Business Office a minimum of 30 business days prior to date of event.

Special Events Application/Permit (YOU MUST HAVE YOUR COPY OF YOUR PERMIT IN POSSESSION DURING EVENT)

Applicant Information	
Organization/Group:	Address:
	,
Type of group: Individual Business/Commercial No	on-Profit Organization, ID number:
Phone #:	Email Address:
riione #.	
Person(s) responsible and can make changes or cancel:	Contact person(s) "on site" day of and phone #:
Deposit check refund payable to:	
Event Information:	
Event name:	
Event location:	
Event date:	
Event time: Start: a.m. / p.m.	End: a.m. / p.m.
Set up: Date: Time:	Clean up: Date: Time:
Clean up completed by:	Phone:
Estimate: Number of Participants:	Spectators: Staff:
Description of Event:	
Will there be any fenced areas? Yes No	If yes, please describe:
Will there be a tent, canopy, or other temporary structure at your	event? Yes No If yes, please describe:
There are no vehicles allowed on turf areas of District property. N	Must hand cart items onto turf.

Event Information Continued
What is your cleanup plan after the event?
(Hourly cleaning rates will be deducted from deposit/cleaning fee is extra cleaning is required.)
Entertainment Information
Will you be using a public address system or any other type of amplified sound equipment? YesNo
If yes, provide a detailed plan for all electronics including music, public address systems, etc.:
Will you event have a DJ or live music? Yes No
Please describe any live entertainment staging or dance floor that will be part of your event:
Will you have inflatables at your event? Yes No If yes, please describe:
(No inflatables that utilize or involve water is allowed on any of the grass areas.)
Name of Inflatable Vendor:
Contact Information:
Food / Beverage / Vendor Information
Will there be any vendors or contractors operating a booth, shop, or mobile operation during event? Yes No
(The event organizer is responsible to make sure vendors are following state, county, and local requirements.)
If yes, provide number of vendors and vendor type(s):
(Must provide copies of all permits and written approvals from other agencies that may be required prior to conducting event.)
Will you be charging fees to participants? Yes No
If yes, please describe:
Will your event have Food Vendors? Yes No
(If yes, all proper licensing and permit requirements must be meet per Yuba County Code/Ordinance. Please contact
Yuba County Health Department for requirements and permit questions.)
Does your event involve the sale or consumption of alcoholic beverages? Yes No
If yes, must provide valid ABC license and provide licensed security information.
(Security is required when alcohol is being sold or consumed. 1 Guard per every 250 guests present.)

Food / Beverage / Vendor Information Continued			
If yes, please describe:			
(Fencing around area where alcohol is being sold and	consumed	l is required.)	
Licensed Security Company Name:			
Address:		Contact Pers	son:
		Phone:	
		Email:	
Describe how you will ensure that alcoholic beverages	will be co	nsumed only b	y people 21 years or older:
Alcoholic beverages will be served from	_ a.m. / p.	m. to	a.m. / p.m.
Who will be serving the alcoholic beverages?			
Which type of alcohol will be served? (Please circle):	rved? (Please Beer / Wine		Liquor
Please provide a plan for the disposal of all wastewate District's storm drains. Dumping on Park turf and down			
Liquor Liability Insurance will be required only when al \$2,000,000.00 aggregate and will be included with you requirements).			
Health and Safety Information			
Will portable toilets and handwashing stations be requ	ired? Yes		No
(If yes, see OPUD Special Events Policy regarding po	rtable toile	ts.)	
Permittees are required to provide portable toilets at lo	ocations wh	nere no perma	nent facilities are in place and/or when "total
attendance" (including organizers, participants, volunte	eers, and s	spectators) exc	ceeds restroom facility capacity. The ratio of users
per portable toilet is 100 to 1. OPUD requires that all parks for an event. At no time are portable toilets and			
(The Americans with Disabilities $\mbox{\sc Act}$ requires that	10% of all	portable toile	ets be ADA accessible.)
Portable Restroom Company Name:	/	Address:	
-			
Phone:			
Will Dumpsters be required? Yes	No		
(See OPUD Special Events Policy regarding dumpster	r requireme	ents.)	
(Costs associated with removal of any excessive trash be deducted from the deposit/cleaning fee. Should the special event permitee.)			
Wastewater – Please provide a plan for the disposal o storm drains. Dumping wastewater down District drain			er liquids to keep them from entering the District's

Event	Fees	
Minor Event	\$125 with application	
Major Event	\$250 with application	

- A *Minor Event* This type of event is defined as a public event which requires completion of a Special Event Application and a Special Event Permit. The Special Event Application will go before the Parks Committee for review and approval. Other items may be required depending on the type of special event. Fees and deposit/cleaning fees of \$200 are due at submittal of application.
- A Major Event This type of event is defined as a public event which may include the sales/consumption of alcohol.
 This type of event requires the completion of a Special Event Application, a Special Event Permit and must go before the Parks Committee for review and then moved to the Board for review and approval. Other items may be required depending on the type of special event. Fees and deposit/cleaning fees of \$500 are due at submittal of application.

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Special Events must be assessable to persons with disabilities. Please visit www.ada.gov for additional information.

ADA Parking: There is ample accessible public parking available on a first come, first serve basis to vehicles displaying a handicap plate or placard.

Emergencies: Should an emergency arise; staff and volunteers will assist in making calls to get assistance. There should be a First Aid box at each Special Event.

Restrooms: If porta-potties are needed to be brought in for a Special Event, the organizer will ensure that at least one or 10% (whichever is greater) will include ADA compliant features.

Service Animals: Yuba County Environmental Health code prohibits animals near the food service areas; however, service animals are allowed. Your event accommodates all participants and visitors, including those with special needs.

Please describe how you will make your event accessible to disabled individuals: _	

Event Map

An **Event Map** of your event **must be included with your application** identifying the location of all items listed below that apply to the event in order to accept application. Map **must** be a **Google image** type of map. **(No hand drawn maps accepted.)** It is important for OPUD staff to have a clear understanding of the event to permit.

 Entertainment and/or stage locations & sound amplification – location of amplifier and all speakers.	
 Electricity, water, and generators	
 Alcoholic beverage concession area(s) including fencing with entrance and exit (if being sold, a one-day liquor permit is required and must be displayed)	
Non-alcoholic beverage, food concession area(s) & Merchandise sales area(s).	
Portable toilets (Indicate number of toilets).	
 Trash container (# of trash cans; # of dumpsters).	
 Emergency response routes	

Insurance Requirements

Applicant must provide Olivehurst Public Utility District a properly worded Certificate of Insurance from an insurance company licensed to do business in the State of California as proof of possession of general liability, owner, landlords and tenants, or general homeowners insurance, providing for personal injury, death and property damage in the amount of not less than \$1,000,000.00 per occurrence and a \$2,000,000.00 aggregate. In the case of other than private use, said certificate shall also provide as additionally insured the Olivehurst Public Utility District, its officers, agents, and employees. Such insurance will be primary coverage for any liability arising from applicants' use of the facilities. The certificate must cover all dates and hours of facility use. INITIAL HERE

Changes and Cancellation Policy
Should you, for any reason, need to cancel your event, you must first notify the Board Clerk/Executive Assistant. All cancellations are required to be in writing by the person who signed the contract. Written cancellations can be emailed, mailed, or hand delivered. The Special Event Application/Permit fee is non-refundable and non-transferrable. INITIAL HERE
Indemnification
Event sponsor agrees to indemnify and hold harmless the Olivehurst Public Utility District, its officers, agents, employees, and volunteers from and against injury, damage, claims, actions or suits arising out of the special event, including those caused by the passive negligence of the parties being indemnified and/or any dangerous condition of property of the parties being indemnified, and further agrees to defend and indemnify the Olivehurst Public Utility District from and against any injury, damage, claims, actions or suits arising out of or connected with the special event.
Please read each statement. Initialing next to each statement indicates your understanding and agreement with the statement. Failure to comply with the terms and conditions of the Special Event Permit may result in cancellation or early termination of the special event and forfeiture of the deposit.
Event sponsor agrees to abide by the Olivehurst Public Utility District Insurance Requirements attached hereto on page 4.
Event sponsor agrees, upon request, to pay the refundable deposit/cleaning fee.
Event sponsor agrees to pay the Olivehurst Public Utility District all costs the District may incur as a result of any failure to fully comply with all of these conditions.
Event sponsor agrees to abide by all of the terms and conditions contained in this application, and any permit(s) issued in connection with the special event. Including ADA requirements.
Applicant declares under penalty of perjury of the laws of the State of California that the information provided in this special event application is true and correct to the best of applicant's knowledge. Applicant further acknowledges that the special event may be cancelled if this application contains any intentional misrepresentations.
Issuance of a Special Event Permit does not absolve the applicant from obtaining local, state, or federal approvals or permits.
I and/or my organization further expressly certify that I and/or my organization will be responsible for any damage or loss sustained to the grounds, buildings, or equipment occurring, or unusual clean-up required, as a result of my and/or my organization's use of the facility. It is understood and agreed that applicant/organization will clean up all decorations and trash or cleaning deposit will be forfeited. No personal vehicles are allowed on park grass areas as grass and

In accordance with Section 313 of the California Corporations Code, any document executed by a corporation requires a signature from at least one person from each of the following two groups:

Applicants signature below signifies that applicant has read and understands ALL the rules and regulations.

I have read and understand the attached OPUD Special Events Policy

sprinkler heads can be damaged.

Group One	Group Two
Chairman of the Board	CEO
President or Vice President	Secretary or Treasurer

signatures with the appropriate title listed with his or her signature.	at officer may sign for each of the groups by two separate
BY:	Date:
Print Name:	Title:
BY:	Date:
Print Name:	Title:
Agreement and Signature	
I, the undersigned representative, have read the rules and regulation contained herein is complete and accurate.	ons with reference to this application. The information
Name (Printed):	
Signature:	Date:
FOR OFFICIAL USE ONLY: Application Received on:	Fees Submitted:
Application/Permit Fee \$ Deposit/Cleaning Fee \$	Amount Refundable: \$
Paid for: Cash Check #	
Insurance Provided: Yes No Food Sale/Use: Yes	No Alcohol Sale/Use: Yes No
Law Enforcement Notified: Yes No Permits/Written App	rovals: Yes No ABC License: Yes No
Licensed Security: Yes No Restrooms Provided:	Yes No Dumpster Provided: Yes No
Remarks:	
Additional Documents Needed:	
Parks Committee:	OPUD Board:
Approved: Disapproved:	Approved: Disapproved: