

**CITY OF REDDING, CALIFORNIA
COUNCIL POLICY**

SUBJECT	RESOLUTION NUMBER	POLICY NUMBER	EFFECTIVE DATE	PAGE
USE OF CITY PARKS AND RECREATIONAL FACILITIES	2004-46	1201	11/18/68	1

Background

In 2004, the Community Services Advisory Commission reviewed the policies related to the use of park and recreation facilities for fund-raising purposes. Since prior revisions to the policy, several new additions to the park system had been made, residents have placed requests for new and different types of uses, and perspectives on the types of activities permitted in parks are evolving.

Purpose

The purpose of the policy is to set forth the City Council's policy for use of City parks and recreational facilities for fund-raising and commercial purposes; and to outline the procedures for processing applications.

Policy

It shall be the established policy of the City that applications for use of City parks and recreational facilities by any and all persons or organizations, whether non-profit or private enterprise, for fund-raising purposes shall be permitted only in those cases where the applicant complies with the following Procedures herein established:

Procedures:

- A. Any and all persons or organizations, whether non-profit or private enterprise, requesting the use of all or a portion of a City park or recreational facility, or to operate a concession in connection with or upon any portion of the park and recreation facilities of the City, shall submit an application for use in writing to the Director, on a form approved by the City. A copy of this policy shall be attached to the application form. The term "Director" shall refer to the Community Services Director.
- B. The application for use shall be reviewed by the Director or his/her designee, who shall make certain that it is complete and meets the following general standards and criteria.
 - 1. Only non-profit 501c(3) corporations may host fairs, festivals, or other events requiring an admission fee and/or including vendor booths.

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USE OF CITY PARKS AND RECREATIONAL FACILITIES	2004-46	1201	11/18/68	2

2. For profit vending outside of an event sponsored by a non-profit organization as described above may be permitted at the discretion of the Director. Such permission would only be issued to self-contained, mobile vendors, i.e. hot dog and ice cream carts, and would take the form of a concession agreement. (Redding Municipal Code Section 2.55.120). Approved agreements must be with vendor at all times.
3. Notwithstanding the provisions of Redding Municipal Code Section 10.20.030 entitled Park Hours, the exclusive use of all or any portion of a City park or recreational facility shall not commence before 7:00 a.m., and shall terminate no later than 1:00 a.m. the day following.
4. Improper use or behavior shall be grounds for the termination of an existing application for a permitted use, or, the denial of any future application from that applicant.
5. No alcoholic beverages of any sort may be sold within the permitted use area by the applicant without first obtaining the express written approval of the Director.
6. Beverages must not be dispensed in glass containers, but in cans or paper or plastic cups.
7. If the proposed use involves the sale or other provision of food to the public, the applicant shall consult with and comply with any and all requirements of the Shasta County Health Department in regard to all food preparation and handling processes relating to the applied-for use.
8. The applicant shall, as a condition subsequent to the granting of an application for use issued pursuant to this policy, comply with all health and safety requirements of the State of California and the City of Redding relating in any way to the permitted use.
9. The applicant shall not discriminate against any person because of his or her race, national origin, ancestry, color, sex, religious creed, physical disability, mental disability, medical condition, or mental status.
10. The applicant, as a condition subsequent to the granting of an application for use, expressly covenants and agrees to indemnify, save harmless, and defend the City, its officers, officials, employees, agents and volunteers from any and all liability and claims for damages or loss of whatever nature and kind in any way connected with applicant's use other than that caused by the negligence or other legal fault of the City, its officers, officials, employees, agents and volunteers.

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USE OF CITY PARKS AND RECREATIONAL FACILITIES	2004-46	1201	11/18/68	3

11. Evidence of general liability insurance and, if applicable, liquor liability, with limits shall be provided to the requirements set forth by the Risk Manager of the City prior to the event/use. The policies and any required endorsements shall be in a form satisfactory to the Risk Manager and shall be provided by the applicant at the applicant's cost as a condition to the approval of any such application for use.

C. The Director or his/her designee shall administer the approval or denial of the application for use of City of Redding parks and recreational facilities, together with any amendments to or conditions to be imposed upon the proposed use. The Director may at his/her discretion require additional conditions to the permit. If there are costs associated with these conditions, the cost would be the responsibility of the applicant. If the application for use is denied, the applicant may appeal in writing to the Community Services Advisory Commission whose decision will be final.

D. No approval application for use may be sold, assigned, transferred, or sublet without the prior written consent of the City first had and obtained; and nothing herein is intended nor shall be construed to create an employer-employee or joint-venture relationship with the City. The conditions herein shall be binding upon the applicant and applicant's successors and assigns.

AMENDED BY:

Resolution 80-99

Resolution 95-168

Resolution 99-148

Resolution 04-46