

ROCKtoberfest 2021 BUSINESS VENDOR APPLICATION

Produced by Darien Parks and Recreation and Darien Arts Center

WHERE: Highland Farm, 560 Middlesex Rd., Darien, CT 06820

WHEN: Saturday, October 2, 2021, 12pm-6pm (rain date: Saturday, October 9th)

SET-UP: Day of event – Saturday, October 2, 2021, 9:00am-11:00am. All additional vehicles **MUST** be moved out of the festival grounds by 11:30 am. Necessary inspections will begin prior to opening.

DEADLINE: All applications must be submitted by September 24, 2021.

VENDOR SPACE: Table and Space: Most setup/space requests can be accommodated, but details of your setup will need to be provided in advance so we can plan accordingly. Tables are **NOT** provided. If you would like to be provided with a 6' table(s), this can be provided at an additional cost of \$20 per table. You will need to let us know when you submit your application if you need to be provided a table(s). Last minute requests cannot be accommodated.

ELECTRICITY: There will be no electricity available at this location.

WEATHER: The event's rain date is the following Saturday, October 9, 2021. **Postponement of the event to the next Saturday, due to weather will be called by the preceding Friday, October 1st, at 12:00 noon.**

CERTIFICATE OF INSURANCE: No Certificate of Insurance is required for this event.

REQUIREMENTS: Your table must be neat, attractive, and well-maintained. You are responsible for setting up, maintaining, and removing your own booth/table.

CONTACT US:

| | |
|------------------|--|
| | Amy Allen |
| Phone: | 203-655-8683 |
| Cell: | 203-246-8211 |
| Email: | Rocktoberfestinfo@darienarts.org |
| Mailing Address: | Darien Arts Center 2 Renshaw Road, Darien, CT 06820 Attn: ROCKtoberfest 2021 |

APPLICATION CHECKLIST: Please mail or email the following items for approval:

- ◆ Application
- ◆ Payment (Call DAC office with CC #)
- ◆ Affirmation & Liability Release

KEEP THIS COVER SHEET FOR YOUR INFORMATION

Business Name

Contact Person

Street Address

City

Zip

Phone

Cell Phone

Email

1. Please share the price range of your offerings: _____
2. Please describe the products or nature of your services: _____

3. Please share photos of your set-up: _____

4. Please provide web address and/or social media handles for your business or product line: _____

| Space | Price | Amount | Total |
|----------------------|----------|--------|-------|
| Vendor Space | \$100.00 | | |
| 6' table | \$20.00 | | |
| Total Payment | | | |

Please make checks payable to: **Darien Arts Center**

To make a credit card payment please call the DAC office: (203) 655-8683

Waiver of Town Liability: I understand that injuries are inherent with recreational activity. In the event that an injury occurs to myself or family members, I agree to hold the Darien Park and Recreation Department, Darien Park and Recreation Commission, Darien Arts Center, and any other person or contractor connected therewith the Town of Darien, harmless from all claims for personal injury, bodily injury and property damage arising from the use of Town facilities, participation in Town activities, programs and trips or use of Town equipment during the course of a Town of Darien sponsored activity.

Photo Policy: By participating in this event, you give the Darien Parks and Recreation Department and Darien Arts Center permission to take and publish photos of you/your employees participating in the event. If you do not wish to be photographed, you must include this request in writing along with your registration.

Signature

Date

Affirmation and Liability Release

By completing this application you affirm that you (Vendor) have read and understand:

The deadline for submission of this application is September 24, 2021.

Vendor hereby requests permission to display and sell the products and/or services listed above at the Town of Darien Parks and Recreation's ROCKtoberfest event. Further, The Town of Darien, reserves the right to approve any product/item a vendor may wish to sell or dispense as well as limit the number of concessions selling the same product/item. DO NOT bring items to the event unless previously approved. On the day of the event, representatives of the Town of Darien will be monitoring compliance. Vendor has read, understands and will abide with ROCKtoberfest general information, procedures, rates and conditions. By signing this application, the vendor acknowledges that the event is subject to various weather conditions and State and Federal Safety and Health Regulations.

No refund of application fees will be given if the application is accepted by ROCKtoberfest 2021.

Exhibits must remain open until closing. There is no electrical service available.

The Town of Darien reserves the right to refuse any application. Submission of this application does not guarantee a space.

This Agreement may be terminated by The Town of Darien with or without cause immediately upon notice to Vendor. Vendor and its employees, personnel, and agents agree to be bound by the terms of this Agreement and all Event rules, regulations, and directives.

Vendor will act with the highest regard for the safety of the attendees and other Vendors of ROCKtoberfest, and will adhere to all laws, policies, rules, and regulations applicable to the goods and/or activities of Vendor, including obtaining all licenses, permits, and approvals that may be required to enable Vendor to conduct its activities at the event and fulfill its obligations under this Agreement.

Vendor represents that it has, or will have at the time of the event, appropriate insurance to cover liability for the types of activities Vendor will conduct at the event. Vendor covenants to be fully responsible for any of its liabilities, actions, or omissions, and will indemnify, defend, and hold The Town of Darien (and its officers, employees, agents, vendors, affiliates, and representatives), and Darien Arts Center harmless against any claims related to Vendor's liabilities, actions, or omissions.

The date of the event is October 2, 2021 from 12:00-6:00 pm with a scheduled rain date of October 9th, 12:00-6:00 pm. There will be no refund of fees due to weather conditions, whether they occur on the scheduled day or the rain date.

If the event is cancelled due to unforeseen circumstances, there will be no refunds of Vendor Fees.

If Vendor cancels its participation up to one week prior to the event, then The Town of Darien will offer a 50% refund. If Vendor cancels its participation in the event within one week prior to the event, then The Town of Darien cannot offer a refund, due to the administrative work already done by that time. Once Vendor cancels, it forfeits its spot in the event.

Vendor may not assign this Agreement to any third party, or delegate any of its obligations without the written consent of The Town of Darien. Only the accepted Vendors are able to sell or distribute their items and/or conduct activities at the event. The vendor list, map, and Booth assignments are subject to change without notice. The Town of Darien does not guarantee any level of attendance at the event and there will be no refunds, under any circumstances, after the event is over.

The terms of this Agreement may be changed by The Town of Darien and notice of such change(s) will be sent to you in writing. You agree to accept notices via email, sent to the address indicated below. The Town of Darien reserves the right to decline, prohibit, or expel any Vendor exhibit, or prevent any activity, displays, product, or conduct, which (in The Town of Darien's sole judgment) is out of keeping with the character of the event or endangers the venue, any attendee, or other Vendors.

Vendor and its agents, employees, personnel, and/or independent contractors who participate in the event agree to be bound to this Agreement. The terms of this Agreement, including any waivers, inures to the benefit of The Town of Darien and its affiliates and ROCKtoberfest co-producers and sponsors.

The relationship of Vendor to The Town of Darien is that of an independent contractor, and nothing contained in this Agreement will be construed as creating a partnership, joint venture, employment relationship, agency, or other relationship between the parties, or to make The Town of Darien liable for the debts or obligations of Vendor.

Further, you hereby affirm that you have been well advised and thoroughly informed of the inherent hazards and policies of ROCKtoberfest 2021. You know that by participating in the ROCKtoberfest 2021, you are exposing yourself to certain known and unknown liabilities in your direct and indirect actions with the public and invitees of the event. You also understand that if you choose to hire help for ROCKtoberfest 2021, you are directly responsible for their actions or injury. You hereby personally assume all risks associated with your voluntary participation in this event for any harm, injury or damage that may befall you or any employee or temporary help, as a result of your participation, whether foreseen or unforeseen. You understand and agree that The Town of Darien, Connecticut, their staff, volunteers and/or directors and officials, and the Darien Arts Center may not be held liable in any way for any occurrence in connection with your participation in the ROCKtoberfest 2021 that may result in injury, death, or other damages to you or your family, heirs, or assigns, and in consideration of being allowed to participate in this event, You hereby personally assume all risks in connection with said event for any harm, injury, or damage that may befall you, including all risks connected therewith, whether foreseen or unforeseen; and further to save and hold harmless said event and persons from any claim by you, or your family, estate, heirs, or assigns arising out of your participation in the Festival. You further state that you are of lawful age and legally competent to sign this affirmation and release; that you understand the terms herein are contractual and not a mere recital; and that you have signed this document of your own free will. It is your intention by this instrument affirmed by typing your initials below to exempt and release ROCKtoberfest 2021 and The Town of Darien, their staff, volunteers, directors and officials, and the Darien Arts Center from all liability whatsoever for personal injury, employer's liability and workers' compensation, property damage or wrongful death arising out of or in the course of your participation in the ROCKtoberfest 2021.

COVID 19 Guidelines: Event will follow current Centers for Disease Control (CDC) recommendations and from the CT Department of Health. This includes, but is not limited to changing guidelines regarding face coverings. Town regulations may be stricter than CDC recommendations.

Signature

Date

Printed Name