



CITY of
ATASCADERO

**ADULT
BEVERAGE**

Tamale Festival Vendor Packet

**Friday & Saturday
January 15 & 16, 2021**

ANNUAL
**TAMALE
FESTIVAL**



Photo by
Rick Evans

DEADLINE TO SUBMIT: DECEMBER 28, 2020

Adult Beverage Booth Application

Saturday, January 16, 2021 • 11:00-5:00 pm

Company Name: _____

Contact Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Daytime Phone: _____ Cell Phone: _____

Email Address: _____

Description of beverages being served: _____

Resale or Tax Exempt # _____

YES! We are interested in participating in the 2021 Tamale Festival!

Your participation is complimentary if you will be selling alcohol. Alcohol will only be provided during the Saturday portion of the event.

of 10' X 10' Spaces: _____

I do NOT need electricity
(I will be bringing my own power supply)

I will be using:

Truck Tent Trailer

I will need electricity* for _____
• Bring a 100 ft. heavy duty electrical cord
*** If you will need more than 20 amps of electricity please bring a quiet generator**

Please return the vendor form and hold harmless form immediately to secure your location at the 2021 Tamale Festival. First come first served for location requests. Additional required forms, included below, may be submitted by Monday, December 28, 2020. Forms can be faxed to 805.470.3479 or emailed tobwilliams@atascadero.org.

Required: Hold Harmless. SIGNATURE REQUIRED.
 CDTFA-410-D Form (attached)
 General Liability Insurance for \$1 Million
(naming City of Atascadero as additionally insured)

Please return form to:

Tamale Festival
C/O Bonnie Williams
5599 Traffic Way
Atascadero, CA 93422

I agree to the above event regulations and requirements to participate in the Tamale Festival 2021. In the event I need to cancel after the December 28, 2020 deadline, my vendor fee will not be refunded. If the Tamale Festival event is cancelled due to inclement weather, or any other reason, my vendor fee will be applied to the following year's Tamale Festival event, January 14 & 15, 2022.

Signature of Vendor: _____ Date: _____

QUESTIONS

Nancy Hair, Friends of Atascadero Lake

805.674.3850

amanancy65@att.net

VISIT
Atascadero
SIMPLY GENUINE

Atascadero Vendor Packet Tamale Festival 2021



City of Atascadero

Hold Harmless

Tamale Festival 2021

RELEASE OF LIABILITY:

The Commercial Vendor, for herself/himself and successors, assigns, heirs, estate, employees, and all other persons, know or unknown, being fully aware that participation will expose her/him to a risk of property damage, bodily injury, personal injury and/or death, hereby releases, waives, discharges and covenants not to sue **THE CITY OF ATASCADERO**, their officers, directors, trustees, employees, agents, representatives, volunteers, and servants, and all other persons and associates connected with **TAMALE FESTIVAL and THE CITY OF ATASCADERO**, whether known or unknown (HEREIN AFTER COLLECTIVELY "SPONSORS"), from any and all liability, including for activity or passive negligence, for any and all property damage, personal injuries, bodily injury, death and/or other claims or causes of action arising out of or relating to the Commercial Vendor's participation in **TAMALE FESTIVAL. THE CITY OF ATASCADERO** INCLUDING THOSE CLAIMS WHICH ARE KNOWN AND UNKNOWN, FORESEEN AND UNFORESEEN, FUTURE OR CONTINGENCE.

COVENANT NOT TO SUE:

The Commercial Vendors Representative, for herself/himself and successors, assigns, heirs, estate, employees, and all other persons, known or unknown, covenants not to directly or indirectly commence or prosecute any action, suit, claim or other proceeding against the Sponsors arising out of or related to **THE CITY OF ATASCADERO**.

The Commercial Vendors Representative is aware of Civil Code 1542 and waives its effect. Civil Code 1542 provides: "A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing this release, which is known by him, must have materially affected his settlement with the debtor."

INDEMNITY AGREEMENT:

Commercial Vendors Representative shall indemnify and hold harmless the Sponsors against any and all claims, demands, causes of action, personal injuries, death, damage, costs and liabilities, in equity, of every kind and nature, whatsoever, directly or proximately resulting or caused by the act or omission of the Commercial Vendors Representative, or any of its officers, agents, employees, guests, patrons, or invitees, and the Commercial Vendors Representative shall, at its sole risk and expense, defend any and all suits, actions or other legal binding proceedings which may be brought or instituted against any Sponsor or any such claim, demand or cause of action, and the Commercial Vendors Representative shall pay for any and all damaged or loss to the property of any Sponsor due to such loss or theft of such property, done or caused by the Commercial Vendors Representative, its officers, employees, guests, patrons, and invitees.

Business Name/ Person _____

Signature / Date _____

Business Address _____

Phone Number _____

E-Mail Address _____

SWAP MEETS, FLEA MARKETS, OR SPECIAL EVENTS CERTIFICATION

CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

People who sell merchandise in California are generally required to hold a seller's permit.

You **may not** sell at this event unless you have a seller's permit or are not required to hold a permit. You are required to have a permit if you are selling, even temporarily, new or handcrafted items or used items you purchased for the purpose of reselling to others. You are not required to hold a permit if you are only making "occasional" sales, selling products that are not taxable when sold at retail, or selling on behalf of a section 6015 retailer.

You may electronically register for a seller's permit at no cost to you by visiting our website at www.cdtfa.ca.gov. To find a California Department of Tax and Fee Administration (CDTFA) office near you, call our Customer Service Center at 1-800-400-7115 (TTY:711) or visit our website. If you obtain a temporary seller's permit, the business address on your temporary permit should be the address of the temporary selling location and the mailing address should be your permanent place of business or residence.

Occasional and Nontaxable Sales—Occasional sellers are usually people who are not required to hold a seller's permit because they will not be making a series of qualifying sales. A person who has cleared their garage of used items *accumulated for their own use* and who sells *only* those items would usually qualify as an occasional seller, provided they make sales no more than twice in a 12-month period. Some sellers who make only nontaxable sales are also not required to hold seller's permits. Examples include sellers of fresh produce or other cold food products sold "to go." Please note, however, some food sales are taxable, including sales of food for consumption in places where admission is charged.

Section 6015 Retailers—Revenue and Taxation Code section 6015 relieves certain individuals of the requirement to obtain a seller's permit when: (1) the product supplier is a CDTFA approved section 6015 retailer, (2) the product supplier reports and pays tax on the actual "retail selling price," (3) the individual is selling only those items purchased from the section 6015 retailer, and (4) the individual provides the name of the product supplier. Typical section 6015 retailers include multi-level marketing retailers that solicit sales through a network of individual salespeople/representatives (for example, Avon, Tupperware).

Verification of a seller's status is required by law. Please complete all four sections of this form. Please print.

1. EVENT INFORMATION

EVENT NAME AND PLACE

EVENT DATE(S)

TABLE/BOOTH/LOCATION ID NUMBER

2. VENDOR/EXHIBITOR INFORMATION

OWNER'S NAME

MAILING ADDRESS (*street number or P.O. box*)

(*city, state and ZIP code*)

TELEPHONE NUMBER

()

DRIVER LICENSE NUMBER OR STATE ID NUMBER AND STATE

TYPE OF BUSINESS, DESCRIPTION OF ITEMS TO BE SOLD/DISPLAYED

3. STATUS—*Check appropriate boxes, and provide requested information*

- I hold a valid seller's permit. My number is: **S** _____
- No sales of tangible personal property are being made or solicited at this event.
- I am not required to hold a seller's permit because:
 - My retail product sales are not subject to tax My sales are exempt occasional sales
 - I sell on behalf of a section 6015 retailer _____

4. CERTIFICATION—*Partners/additional sellers, complete a separate copy of this form*

The above statements are certified to be correct to the best knowledge and belief of the undersigned.

NAME (*type or print*)

TITLE

SIGNATURE

DATE