

# Winter Wonderland Vendor Application

Friday, December 13, 2019

5:00-9:00 pm

Company Name: \_\_\_\_\_

Contact Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Daytime Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Email Address: \_\_\_\_\_

Description of items selling or distributing: \_\_\_\_\_

Resale or Tax Exempt # \_\_\_\_\_ (all food vendors are responsible for obtaining the necessary health permits. Go to SLO County Health Department's website at [www.slopublichealth.org](http://www.slopublichealth.org) or call 805.781.5544)

## YES! We are interested in participating in Winter Wonderland

- Non-Profit \$100 (501c3 #: \_\_\_\_\_)     For-Profit: \$125     Food or Merchandise Truck  
 Corner Booth: \$175 (if available)     Tent  
 \$25 Late Fee (after 11/22/19)     Trailer

# 10'X10' of spaces: \_\_\_\_\_ X \$ \_\_\_\_\_ = Total Amount Due \$ \_\_\_\_\_ (NO REFUNDS)

No, I do not need electricity

Yes, I will need electricity for:

**NO Polystyrene ("Styrofoam") food containers, Please!**

(Check box to acknowledge you have read & understand Atascadero is a polystyrene FREE City!)

(bring a 100 ft. heavy duty electrical cord)

**\*\* If you will need more than 20 amps of electricity please bring a quiet generator**

Please make checks payable to the City of Atascadero or call (805) 470-3360 with your credit card information (Note: We accept Visa, MasterCard & American Express)

Return this vendor form with all information listed below & signatures no later than December 2, 2019.

Please be advised, space is limited. Applications will be processed on a first come, first served basis.

Forms can be faxed to 805.470.3479 or emailed to [bwilliams@atascadero.org](mailto:bwilliams@atascadero.org).

**Required:**  Hold Harmless. SIGNATURE REQUIRED.

CDTFA-410-D Form (attached)

SLO County Health Permit (if selling food)

General Liability Insurance for \$1 Million  
(naming the City and the event as additionally insured)

**Please return form to:**

Winter Wonderland  
City of Atascadero  
5599 Traffic Way  
Atascadero, CA 93422

I agree to the above event and charges for this event. In the event I need to cancel after the December 2, 2019 deadline, my vendor fee will not be refunded. If the Winter Wonderland event is cancelled due to inclement weather, or any other reason, my vendor fee will be applied to the following year's Winter Wonderland event, December 11, 2020.

Signature of Vendor: \_\_\_\_\_ Date: \_\_\_\_\_



# City of Atascadero

## Hold Harmless

### 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 **WINTER WONDERLAND 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 **WINTER WONDERLAND. 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**

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](http://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

# Health Permits

To obtain a health permit visit the County of San Luis Obispo Environmental Health Services website at:

[www.slocounty.ca.gov/health/publichealth/ehs.htm](http://www.slocounty.ca.gov/health/publichealth/ehs.htm)

After connecting to the website, select the following:

- Forms and Documents
- Permit Applications
- Food Program Forms: Permit Applications
- Community Event and food Booths Permit Applications
- Health Permit Application for Temporary Food Facility Multiple Event or Health Permit Application for Temporary Food Facility Single Event

You may also access the Single Event Form or Multiple Event form via the direct links listed below:

Single Event Form:

[www.slocounty.ca.gov/getattachment/1cca443d-469e-4f67-b132-391a089f5048/Health-Permit-Application-for-Temporary-Food-Facility-Single-Event.aspx](http://www.slocounty.ca.gov/getattachment/1cca443d-469e-4f67-b132-391a089f5048/Health-Permit-Application-for-Temporary-Food-Facility-Single-Event.aspx)

Multiple Event Form:

<https://www.slocounty.ca.gov/getattachment/ac866757-09b2-438c-9b52-fb0475baf0f8/Health-Permit-Application-for-Temporary-Food-Facility-Multiple-Event.aspx>