

## Waiver Request to City Ordinance 26.02.070

Goods and services may not be sold within Parks and Recreation facilities, adjacent grounds, or City Parks without specific written approval from the Director. Admission fee to the event cannot be charged without written approval from the Director. For the purpose of maintaining control of park or recreational facility use, the following standards and procedures are adopted in the public interest for issuing permits to sell articles or services in connection with either a community-oriented event or an event established pursuant to a park user group agreement.

A person seeking issuance of a permit to sell articles or services shall file an application with the director with the following information no less than 15 working days and not more than 180 days prior to the date requested:

1. Name of Applicant: \_\_\_\_\_ Phone: \_\_\_\_\_  
Address: \_\_\_\_\_  
Name and Address of Sponsor Activity: \_\_\_\_\_  
Continued: \_\_\_\_\_
2. Rental Facility or Park Location: \_\_\_\_\_ Date: \_\_\_\_\_  
Hours: \_ \_\_\_\_\_
3. By initialing the form, the vendor agrees to sell only to the event or group: initial
4. Purpose of the request and nature of proposed activity: \_\_\_\_\_

5. Standards of issuance of permit to sell articles or services within a park or recreational facility.
  - a. In addition to the standards listed in [section 26.02.060](#), in issuing a permit to sell articles or services the director shall consider whether:
    - (1) The proposed activity or use of the park or recreational facility is appropriate for the named park or facility and will not unreasonably interfere with or detract from the public's use and enjoyment of the park;
    - (2) The proposed activity or uses that are reasonably anticipated will not include violence, crime, or disorderly conduct;
    - (3) The proposed activity will not entail extraordinary or burdensome expense on the city;
    - (4) The facilities desired have not been reserved for other use on the date and hour requested in the application; and
    - (5) That the sale of articles or services is not primarily for private profit and provides a community benefit.
  - b. Applications meeting these standards will be issued on a first-come, first-served basis.  
(Code 1982, § 12.26.070; Ord. No. 1278, § 7, 1989; Ord. No. 1801, § 8(12.26.070), 4-25-2011)

Completed applications can be 1) mailed, or 2) dropped off to the Parks and Recreation Admin office Story Mill Community Center, 600 Bridger Dr., or 3) scanned and sent in via email to: [recdept@bozeman.net](mailto:recdept@bozeman.net).

For mailed applications, send them to the following:

Mitch Overton, Director  
Parks and Recreation Department  
P.O. Box 1230  
Bozeman, MT 59771

Request Permitted:  Yes  No

Parks & Recreation Director Signature: \_\_\_\_\_ Date: \_\_\_\_\_

***This approved waiver needs to be on display during the event for which it was approved.***