

**Applicant Information**

Applicant Name: \_\_\_\_\_  
*Last First Initial*

Applicant Address: \_\_\_\_\_  
*Street Address Apartment/Unit #*

\_\_\_\_\_

*City Province Postal Code*

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

**Sidewalk Use Information**

Business Name: \_\_\_\_\_

Business Licence # \_\_\_\_\_

Business Address: \_\_\_\_\_  
*Street Address Apartment/Unit #*

\_\_\_\_\_

*City Province Postal Code*

Nature of Proposed Sidewalk Use: \_\_\_\_\_

\_\_\_\_\_

Dates of Sidewalk Use: \_\_\_\_\_

Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

**Terms and Conditions**

\* Information from Town of Creston Sidewalk Use Permit Policy (SER-009-005)

1. Sidewalk Use Permits expire December 31<sup>st</sup> of each year.
2. Applicants and event organizers must have a valid business licence and will be required to provide 3<sup>rd</sup> party liability insurance in the amount of \$2,000,000, naming the Town as an additional insured, as per Town policy.
3. Only that portion of the sidewalk immediately adjacent to the business applying for the sidewalk use-sale permit is available for use.
4. A continuous 1.2 metres (47 inches) of the width of the sidewalk (not including Town infrastructure or sidewalk furniture) abutting the travelled portion of the roadway must be reserved for pedestrian passage and remain unobstructed, unless otherwise approved by Council.
5. The free movement of traffic or pedestrians must not be inhibited by the applicant's use of the sidewalk.
6. No part of the street or parking space can be used for display or occupied.
7. Obstructions will be removed by the Town of Creston, at the expense of the applicant, with fines resulting if obstructions persist, pursuant to Bylaw Notice Enforcement Bylaw No. 1760, 2011.
8. Town Council reserves the right to deny or revoke any Sidewalk Use Permit at its discretion, without prior notice.
9. There is no application or permit fee.
10. No use or sale shall operate between the hours of 10:00 p.m. and 7:00 a.m.
11. Any and all garbage shall be disposed of in litter barrels or similar facilities.

12. Displays of material that promotes discrimination, contempt or hatred for any group or person on the basis of colour, race, religion, national or ethnic origin, age, sex, sexual orientation, gender identity or expression, or mental or physical disability (as per Section 318 and 319 of the *Criminal Code of Canada*) are not permitted.
13. All uses must comply with provincial and federal law, and any Town of Creston's bylaw or policy.

**Any violations of the above noted terms and conditions will result in permit revocation.**

Applicant Initials \_\_\_\_\_

### Acknowledgement and Signature(s)

I understand and accept the provisions of the Sidewalk Use Permit Policy, and further agree to abide by the terms and conditions noted above.

Applicant Signature: \_\_\_\_\_ Date: \_\_\_\_\_

The Town of Creston collects your information for the purposes of administering Town of Creston programs and services, including permits and licensing services, in accordance with Section 26 of the *Freedom of Information and Protection of Privacy Act (FOIPPA)*. Information collected with this form, including copies of any associated documentation submitted as part of this application, may be disclosed to the public in accordance with *FOIPPA*. If you have any questions about the collection and use of information, please contact the Town's Corporate Officer at 250-428-2214, ext. 210.

### Office Use Only

Decision: ☐ Approved ☐ Denied

By: \_\_\_\_\_ Signature: \_\_\_\_\_ Date: \_\_\_\_\_

- |   |   |  |   |
|---|---|--|---|
| <input type="checkbox"/> Valid Business Licence | <input type="checkbox"/> 3 <sup>rd</sup> Party Liability Insurance Provided (if required) | <input type="checkbox"/> Fees Paid (if required) | <input type="checkbox"/> Permit Filed & Indexed |
| <input type="checkbox"/> Copy to Applicant      | <input type="checkbox"/> Waiver Signed  |  |   |

Permit Number: \_\_\_\_\_

# Sidewalk Use Permit Waiver of Liability

## Waiver of Liability

Applicant Name: \_\_\_\_\_  
*Last First Initial*

Business Location: \_\_\_\_\_  
*Street Address Apartment/Unit #*

\_\_\_\_\_  
*City Province Postal Code*

Name/Type of Event: \_\_\_\_\_

Start Date: \_\_\_\_\_ End Date: \_\_\_\_\_

Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

In consideration of the Town of Creston agreeing to permit the Applicant to use the sidewalk at the above referenced location, the undersigned does hereby release the Town of Creston from any and all liability whatsoever and does hereby agree to indemnify and save harmless the Town of Creston.

The Applicant does hereby agree to use the location only for the purposes of the said use or event and strictly in accordance with any and all regulations, municipal, provincial or federal, applicable to holding the said use or event in the above referenced location.

DATED at the Town of Creston this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

The Applicant, by its proper officers authorized  
to sign on its behalf:

\_\_\_\_\_  
Authorized Signatory

\_\_\_\_\_  
Authorized Signatory

## Sidewalk Use Permit

Applicant Name: \_\_\_\_\_  
*Last First Initial*

Business Name: \_\_\_\_\_

Business Address: \_\_\_\_\_  
*Street Address Apartment/Unit #*

\_\_\_\_\_  
*City Province Postal Code*

Nature of Proposed Sidewalk Use: \_\_\_\_\_  
\_\_\_\_\_

Dates of Sidewalk Use: \_\_\_\_\_

Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

You are hereby given permission to use the sidewalk immediately adjacent to your business as noted above and in accordance with the Town of Creston Sidewalk Use Permit Policy provided the following conditions/changes, if any, are met:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Director of Community Services  
Town of Creston

Permit Number: \_\_\_\_\_

**Note: Permit must be made available for inspection upon request.**