



## INCORPORATED VILLAGE of WESTHAMPTON BEACH

### Application for Use of Village Property

#### INSTRUCTIONS TO APPLICANTS

Please submit two (2) copies of this form, along with a completed Certificate of Comprehensive General Liability Insurance as described below, and an Application Fee of \$100 (or appropriate fee as on attached fee schedule) and \$500 security deposit, to the:

Village Clerk  
Incorporated Village of Westhampton Beach  
165 Mill Road  
Westhampton Beach, New York 11978

***Completed Application, including \$100 application fee, \$500 security deposit and Certificate of Comprehensive General Liability Insurance showing the Village of Westhampton Beach as an Additional Insured must be received at least 30 days prior to requested date of use.***

Application for use of Village property is made on behalf of:

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(Name of Individual, Group or Organization)

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

Contact Person: \_\_\_\_\_ Telephone: \_\_\_\_\_

Email Address: \_\_\_\_\_ Fax Number: \_\_\_\_\_

#### INFORMATION ON VILLAGE PROPERTY DESIRED FOR USE

Village Facility/Location Requested: \_\_\_\_\_

Estimated Attendance: \_\_\_\_\_ Bathroom Needed: \_\_\_\_\_ YES \_\_\_\_\_ NO

Date(s) Requested: From \_\_\_\_\_ To: \_\_\_\_\_

Set-up and breakdown required? If **YES**, provide additional dates and times \_\_\_\_\_

Time of Event: From \_\_\_\_\_ To: \_\_\_\_\_

Rain Date: \_\_\_\_\_ (Must be determined 24 hours in advance and notification made to WHB Police Department)

Nature of Event for which Village property use is desired (describe in detail):

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

Parking: On Site: \_\_\_\_\_ YES \_\_\_\_\_ NO

If YES, please provide site plan for property

If portable bathrooms are being provided, include their location on site plan also.

If event is along Village right of way (race, walk, bicycles, etc.) please provide map of route.

Signs: \_\_\_\_\_ YES \_\_\_\_\_ NO

If YES, complete page 3 – Temporary Sign Application; separate approval required by Board of Trustees of Billboard Application (see page 4, #13)

Tent: \_\_\_\_\_ YES \_\_\_\_\_ NO

If YES, complete tent permit application to Building Department

Music: \_\_\_\_\_ YES \_\_\_\_\_ NO

Electrical: \_\_\_\_\_ YES \_\_\_\_\_ NO

Village Departments to Be Notified:

Department:		Police		Fire		Public Works		Insurance Agent		Other	
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### ***Certification by Applicant***

I/We are duly authorized representative(s) of the group or organization named in this application, have read and agreed to abide by the aforesaid rules.

\_\_\_\_\_  
Signature of Applicant or Representative

\_\_\_\_\_  
Print Name and Title

### **SPACE BELOW IS FOR VILLAGE USE ONLY**

Date Application Received:		Application Approved		Disapproved	
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\_\_\_\_\_  
(Signature of Mayor or Mayor's Designee)

Date: \_\_\_\_\_

Approval of Incorporated Village of Westhampton Beach Trustees (if necessary) Date: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Village Clerk)

Date: \_\_\_\_\_

**TEMPORARY SIGN PERMIT APPLICATION**

**TYPE OF SIGN** – Please Check One    **DATE FOR SIGN DISPLAY:** \_\_\_\_\_

Directory Sign \_\_\_\_\_ Ground Sign \_\_\_\_\_ Hanging Sign \_\_\_\_\_ Wall Sign \_\_\_\_\_ Window Sign \_\_\_\_\_

**LOCATION OF SIGN/SIGNS:** \_\_\_\_\_

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

**SIZE OF SIGN/SIGNS:** \_\_\_\_\_

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

**PLOT DIAGRAM** - Please locate all sign placements on drawing of property.



## **Rules for the Use of Village Property for Non-Village Related Purposes**

1. Alcoholic beverages of any kind are prohibited on Village property except by permission of the Village Board, which may be withheld. If permission is granted, New York State Liquor Authority approval shall be obtained.
2. **No admission fees may be charged for functions conducted on Village property.**
3. If cancellation of this application is desired, it should be done at least three (3) days prior to the event by notification to the Village Clerk. There will be no refund of the \$100 fee.
4. The user of the Village property must leave it in good order after its use; the Highway Department will inspect within seventy-two (72) hours of the end of the event. No trash or garbage may be left on the Village property; if necessary you must supply a dumpster. Any garbage or debris left will be removed by the Village Highway Department and the cost of the removal shall be forfeited from the applicant's security deposit. If no damage or debris is found, the security deposit shall be returned.
5. The user must return all furniture and fixtures used by them to their original location. No staples, tacks, nails, scotch tape or any other material may be affixed to the surface of any Village building or structure.
6. Applicant agrees to indemnify and hold harmless the Incorporated Village of Westhampton Beach, its employees, officers, agents, and any other person acting on the Village's behalf, against loss or expense, including attorney's fees, except in cases of the Village's sole negligence, for damages because of bodily injury, including death at any time resulting therefrom, sustained by any person or persons, or on account of damage to property arising out of or in the consequence of the use of the property covered by this agreement, whether such injury to persons or damage to property are due or claimed to be due to any active or passive negligence of the Village, its employees, officers, agents or any other persons.
7. This application shall be accompanied by a Certificate of Comprehensive General Liability Insurance containing the following language, with limits of not less than \$1,000,000 per person / \$2,000,000 per occurrence for bodily injury, and \$2,000,000 per occurrence for property damage:

**“The Incorporated Village of Westhampton Beach is included as an additional insured with respects to (description of event or activity) to be held (specific date(s) at (specific location)).”**

Failure to supply the necessary insurance coverage will result in disapproval of this application. The Village Trustees may require lower or higher limits of protection in certain specific instances. Any insurance policy submitted under this paragraph must contain a rider naming the Village as an insured for “host liquor liability,” and said policy in all respects must be approved as to form by the Village Attorney and Village insurance agent.

8. Application by an individual for private use involving less than 25 people shall evidence a current in force personal liability policy with at least \$300,000 limit.
9. Applicant further consents to an inspection of the premises by a police officer or other enforcement officer, upon request, for the purpose of ensuring that the terms and conditions of the permit are met and agrees to abide by any and all ordinances of the Village of Westhampton Beach, including but not limited to Chapter 110 “Noise” and Chapter 178 “Vehicles and Traffic” of the Village of Westhampton Beach code. Copies of the aforementioned ordinances are available upon request.
10. Open Fires are Prohibited at all times.
11. Tent Stakes are prohibited on the Great Lawn and Village Green.
12. Any event that designates a route on Village roads is prohibited from using paint products on said road ways.
13. All signs in conjunction with an application for use of Village property are prohibited unless specifically approved by resolution of the Village Board or through a separate billboard use application.



INCORPORATED VILLAGE OF WESTHAMPTON BEACH  
165 MILL ROAD  
WESTHAMPTON BEACH, NEW YORK 11978  
(631) 288-1654  
WWW.WESTHAMPTONBEACH.ORG

## **INCORPORATED VILLAGE of WESTHAMPTON BEACH Use of Village Property for Non-Village Purposes**

**Purpose:** To establish a procedure for processing applications for use of Village property by organizations or individuals.

**Scope:** This rule applies to all Village property that is deemed acceptable for use by the public.

**References:** Application form required, together with rules thereon, plus proper insurance certificates and fees.

**Policy:** It is the policy of the Village of Westhampton Beach to make Village property available to citizens and certain organizations whenever that property is not in use by the Village government and when it is otherwise deemed suitable to do so. Groups will be permitted to use the Village property based on the following sequence of priorities:

- A. Village departments or agencies.
- B. Agencies supported in whole or in part by the Village.

*Groups or activities excluded from use of Village property include those that:*

- A. Are political entities.
- B. Are of a dangerous nature.
- C. Discriminate against persons on the basis of race, creed, color, age, sex or national origin.

Village properties which house so-called sensitive government offices are not available to outside groups. These include, but are not limited to: the Village Hall and Department of Public Works area.

**Procedure:** Request must be submitted to the Village Clerk on this Application Form at least 30 days prior to the event date, together with the necessary insurance certificate(s), \$100 fee, and \$500 security deposit. The Village Clerk will bring the matter to the Mayor's attention for approval as soon as practical. If the Mayor deems it necessary for the Trustees to approve this application, the Mayor shall have the Village Clerk proceed accordingly. In any event, the Village Clerk shall keep the Trustees advised of application pending or approved as they are received.

Approval shall be given as soon as all requirements are met. Receipt of application by date and time shall determine priority of use.

Multiple use of the same property shall be at the decision of the Mayor or the Trustees. Such use will not change the individual user's requirements or acceptability.



INCORPORATED VILLAGE OF WESTHAMPTON BEACH  
165 Mill Road  
Westhampton Beach, New York 11978  
[www.westhamptonbeach.org](http://www.westhamptonbeach.org)

### **VILLAGE PROPERTY USE FEES**

A security deposit of \$500.00 will be required from all applicants who submit an application for the use of Village property. The deposit is refundable after inspection of Village property within 72 hours of an event's conclusion by the Department of Public Works. Any applicant who submits an application for multiple events will only be subject to one deposit fee.

- Village Hall use request by non-resident \$500.00  
Request requires approval by Mayor.  
Governmental (Town, County, State, etc.) use is fee exempt
- Municipal Parking lots after 5:00 p.m. \$250.00
- Village property use by resident or organization \$100.00  
This includes Village beaches, Village Green, the Great Lawn  
Yacht basin/marina or other Village owned property.

**This fee for a specific event may be waived by the Board at their discretion after review.**

- Village property use by a non-resident will be subject to approval by the Board of Trustees. In addition, fees will be determined by the Board after consideration of type of event, size, etc.

VILLAGE OF WESTHAMPTON BEACH  
USE OF VILLAGE PROPERTY APPLICATION

INDEMNITY AGREEMENT



STATE OF NEW YORK}

}ss:

COUNTY OF SUFFOLK}

In consideration of issuance by the Village of Westhampton Beach of a Use of Village Property Permit, the applicant voluntarily agrees to indemnify and hold Village of Westhampton Beach and its officers, employees, and agents harmless from and against any and all losses, liabilities, damages, or costs sustained by any person for personal injury, death, or property damage arising out of, or as a consequence to the Use permit.

The undersigned further agrees to indemnify and hold harmless the Village and its officers, employees and agents from and against any and all losses, liabilities, damages, or costs which may be imposed upon, incurred by or asserted against the Village by reason of any act of omission of the undersigned, which result in damage or injury of any kind to any person or any property and which arises out of or is any way connected with the event permitted by this permit.

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Applicant Signature

Sworn to before me this

\_\_\_\_day of\_\_\_\_\_, 2021

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Notary Public