



Utica Parks and Recreation  
 Old Mill Arts and Antiques Festival  
 7550 Auburn Road  
 Utica, MI 48317  
 (586) 739-1600

## FOOD COURT OPERATOR AGREEMENT

Business Name			
Food Court Operator			
Address			
Business Phone		Cell Phone	
E-mail Address			
Items to be sold or represented:			

### FOOD COURT AGREEMENT

The Utica's Old Mill Arts & Antiques Festival, henceforth referred to as the "licenser", will be presenting an Arts & Antiques Festival at Grant Park, Utica, MI.

- This agreement is valid from **July 22, 2017 through July 23, 2017**.
- The licenser will provide an unsheltered space on the festival premises at the cost of **\$125** for a 12'x12' outdoor space. **All fees must be paid in advance.**
- The licenser will provide one 15 amp electrical service. Any additional electrical requirements must be negotiated at the time this agreement is executed.
- The licenser agrees to provide reasonable physical security but will accept no responsibility for loss or damage to items on the premises.
- The licenser will assign the location for the food court vendor based on what is sold or represented and on a first come, first served basis.
- The licenser retains the right to exclude display or sale of any item deemed inappropriate or illegal.
- This food court vendor will **not** be selling or dispensing alcoholic beverages on the festival grounds during the time span of this agreement.
- The licenser will maintain control and responsibility for the actions of all person or employees operating this concession business as they relate to the Liquor Control Act and Rules or violations of the Act and Rules.
- The licenser retains control over all portions of the licensed premises.

- The licensor grants the food court vendor the right to use the site facilities for the preparation and sale of food but the licensor will not be leasing or renting any portion of the premises.
- The food court vendor must comply with all Macomb County Health Department Regulations. All retail food vendors MUST have a permit from the Macomb County Health Department 30 days prior to the event. Application and payment for the permit must be sent directly to the Health Department. For questions or an application call the Health Department at 586-469-5236.

**RELEASE AND WAIVER OF LIABILITY**

- I hereby apply to participate in the Old Mill Arts & Antiques Festival promoted by the Utica Parks & Recreation Commission.
- I hereby fully and forever release, discharge, and agree not to sue the City of Utica or any event sponsors, officers, directors, agents, employees, representatives, and successors for any and all claims caused of action or liability for any injury, loss or damage sustained or incurred by me arising out of or in any way associated with my attendance at or participation in the event, including all claims, causes of action or liability arising out of the negligence of the event sponsors, their agents or representatives.
- I agree to indemnify and hold harmless event sponsors, their agents or representatives from any loss, damage or expense sustained or incurred by them arising from any such claims, cause of action or liability, whether brought by me, anyone acting on my behalf, or anyone else because of conduct attributed to me.
- This agreement shall be construed and interpreted according to the law of the State of Michigan.
- I understand and agree that this Release and Waiver shall be binding upon my heirs, assigns any personal entity acting upon my behalf, including a parent, guardian, or next of kin.
- Food concessionaires will be required to set up in the "Food Court" and not within the Festival route. This rule excludes specialty concessionaires such as kettle corn, roasted nuts, spices, candy, etc.

SIGNED (Concession operator)

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

Please sign and return this agreement/vendor statement, a SASE, along with check or money order made payable to:

**City of Utica, 7550 Auburn Road, Utica, MI 48317**  
Keep a copy for your records