



# 2023 Black Diamond Labor Days

Black Diamond Elementary School play field, 25314 Baker St., Black Diamond, WA 98010

Please Initial on each line your agreement.

## Exhibitor Contract

**Exhibitor Agrees** to run their own booths and set up in a timely manner. EARLY SETUP is on **Saturday noon to 4pm**. Regular setup is Sunday & Monday 7-9:30am. **Cars must be off the field by 9:30am**.

**Exhibitor Agrees** If the exhibitor is not setting up one hour before festival hours, the booth chairman may sell their space. There is no refund of booth fees. Exhibitor is required to collect Washington Sales Tax at 8.6%. For a tax number or a tax schedule contact the Washington State Dept. of Revenue.

**Exhibitor Agrees** to pay the appropriate fee (see application). Booth fees are non-refundable within 4 weeks of event and subject to a 25% handling fee if cancelled before 4 weeks.

**Exhibitor Agrees** to keep their displays within their allotted space and not encroach upon another exhibitor.

**Exhibitor Agrees** to provide equipment needed for the display of their merchandise, booth covers, tables, etc. Sun can be a problem as well as rain. Be prepared for inclement weather.

**Exhibitor Agrees** to describe all your products and/or services. If it is different then what was represented, you may be asked to remove it. **Items deemed inappropriate for a family event or which create a hazard cannot be sold at Black Diamond Labor Days. Exhibitor agrees to remove same upon request.**

**Exhibitor Agrees** to use the booth space in a reasonable and non-offensive manner subject to public health and safety regulations and subject to these rules and regulations of the celebration. No hawking is allowed. **No weapons are allowed on school property under RCW 9.41.280**

**Exhibitor Agrees** to clean their booth site and surrounding areas during and at the end of the celebration will leave their site clean after tear down.

**Exhibitor Agrees to remain open during festival hours, rain or shine. No tear down will be allowed until after closing or Exhibitor will not be allowed back.**

**Exhibitor Agrees** to refrain from consuming drugs or alcohol on the premises and will comply with all Federal, State and local regulations.

## Liability Statement

Black Diamond Labor Days, (hereafter referred to as BDL), Officials reserve the right to restrict or remove exhibits, without refund, who have falsely entered or deemed by the officials to be unsuitable or objectionable. **This restriction applies to noise, music, persons, animals, birds, things, conduct, printed matter or anything that might be objectionable to the officials.**

Exhibitor will assume responsibility for all risks and liability arising out of the use, sale and/or exhibition of Exhibitors services, merchandise and/or display equipment and agrees to hold harmless and indemnify the City of Black Diamond, the BDL Celebration and its Officers, Sponsors and Agents from any loss or damage to any persons or property caused by the Exhibitors operations during said celebration. Exhibitor further agrees to defend the City of Black Diamond, The BDL Celebration and it's Officers/Committee against any claims for loss, liability and/or damage. Exhibitor warrants that it has in place Liability Insurance insuring against loss and/or damage to persons or property with limits not less than \$50,000 per occurrence and \$100,000 aggregate should be included. Exhibitor agrees to take all reasonable action, either before appearing at the BDL Celebration or after learning about allegations of loss and/or damage occurring at the BDL Celebration to ensure that the City of Black Diamond, The BDL Celebration and it's Officers, Committee, and Agents are included and/or treated to be Co-Insured/Co-Indemnitee under the terms of said policy of liability insurance.

Food vendors will assume all responsibility for their product and must package and sell same according to all applicable Federal, State, County and Municipal ordinances.

The BDL Celebration and its officials will not be held responsible for loss of sales or profits due to inclement weather, natural disaster, legal restriction or ordinance, unlawful acts of God etc. The BDL Celebration does not guarantee exhibitors will achieve any amount or level of product or service sales during the Black Diamond Labor Day Celebration.

**By Signing, Exhibitor agrees to all conditions above including the Liability Statement and will comply accordingly.**



Authorized Signature \_\_\_\_\_ Sig 2/2 Date: \_\_\_\_\_

Print Name \_\_\_\_\_ Title: \_\_\_\_\_ Phone: \_\_\_\_\_