

**EXHIBIT A**

**TOWN OF SUPERIOR  
PARK USE PERMIT**

**Name of Organization** \_\_\_\_\_

**Contact person** \_\_\_\_\_

**Phone #** \_\_\_\_\_

**Described Facilities** \_\_\_\_\_

**Date(s)** \_\_\_\_\_

**Time from \_\_\_\_\_ to \_\_\_\_\_**

**Reason for Use** \_\_\_\_\_

**Deposit Fee**  
**\$** \_\_\_\_\_

*The Deposit is refundable, in whole or part, upon inspection of the park by the Maintenance Supervisor.*

*User agrees to comply with all laws, procedures and policies of the Town, the State of Montana, and the United States applicable to the use of said described facilities.*

*The undersigned, either as an individual or on behalf of a group or organization, hereby agrees that this permit shall not be used in any manner that would discriminate against any person or persons on the basis of sex, marital status, age, physical or mental handicap, race, creed, religion, color, or national origin.*

**OPEN BURNING is prohibited; the use of Bar-b-ques is permitted.**

**Users that have participants camping overnight must provide portable toilet facilities in the area occupied by campers.**

**Users must provide garbage service for large or multi-day events. The area must be clean and trash picked up prior to leaving the park.**

**Any damage incurred shall be promptly repaired or replaced within 10 days by approved licensed contractor with contractual approval by the Town Maintenance Department.**

***Make no alterations or additions in or to said premises without express written consent of the Town.***

***For and in consideration of the use of the above named park for the purpose of the above identified use, the above named applicant/group does hereby agree to indemnify and hold the Town of Superior, Montana, harmless from any and all claims, demands, or liability for personal injury or property damage arising out of the aforesaid use on the designated public premises.***

***The USER shall carry special events insurance liability insurance in the amount of Seven Hundred and Fifty Thousand and No/100 Dollars (\$750,000) for each accident, and One Million and no/100 Dollars (\$1,000,000) aggregate up to One Million Five Hundred Thousand and no/100 Dollars (\$1,500,000) aggregate (MCA Section 2-9-108(1)(1997). Prior to use, the USER shall provide the TOWN a Certificate of Insurance made out to the Town of Superior and naming the Town of Superior as an additional party insured. Special Events insurance information is attached.***

***I understand and agree to the above***

\_\_\_\_\_  
***Signature***

\_\_\_\_\_  
***Date***

## RESOLUTION NO. 210

A RESOLUTION ESTABLISHING POLICIES IN REVIEWING AND GRANTING APPLICATIONS OF INDIVIDUALS OR GROUPS DESIRING TO UTILIZE TOWN-OWNED PROPERTY.

WHEREAS, Section 49-3-205, Montana Code Annotated, requires that all services of every state or local government agency must be performed without discrimination based upon race, color, religion, creed, political idea, sex, age, marital status, physical or mental handicap, or national origin, and

WHEREAS, Section 49-3-205, Montana Code Annotated, further requires that no state or local facility may be used in the furtherance of any discriminatory practice, nor may any state or local government agency become party to an agreement, arrangement, or plan which has the effect of sanctioning discriminatory practices, and

WHEREAS, the Town of Superior, for a period of several years, required individuals and groups desiring to utilize Town-owned facilities to make a reservation with the Town Clerk's Office, and

WHEREAS, the Town has in the past promulgated Park Rules which have applied to all individuals and groups that desire to utilize park facilities, and

WHEREAS, the Town Council has reviewed the existing park rules in light of Montana law and in light of past problems as determined by the Town Maintenance Department, and

WHEREAS, the Town Council has determined that certain changes in park rules and regulations are necessary and desirable if the Town of Superior in the future intends to provide public facilities to the general public.

NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, MONTANA AS FOLLOWS:

SECTION 1. That the following Park Rules are hereby adopted:

1. Any person or organization wishing to reserve Town facilities for more than 50 persons shall submit a permit application, said application to conform to the "Town of Superior Park Use Permit" attached hereto as Exhibit "A" and for purposes of this resolution made a part hereof, to the Town Clerk's Office.
2. A deposit of \$ 150.00 shall be submitted with the permit.
3. All permits and agreements with the Town for the use of Town facilities must

*"This institution is an equal opportunity provider"*

contain a statement and the applicant must agree that the person or organization desiring to use Town facilities does not unlawfully discriminate against individuals or groups based upon race, color, religion, creed, political idea, sex, age, marital status, physical or mental handicap, or national origin.

4. The Town Clerk or the Public Works Supervisor shall review all Park Use Permits for the use of Town Park facilities and shall determine the location of the function and shall generally assure that Park Rules are not violated.

5. All Town parks shall be closed from 10:00 p.m. until 7:00 a.m.

6. Timberman Park shall be closed from October 31 until April 1 of each year.

7. No animals are allowed in Town Parks, with the exception of working animals, ie. seeing eye dogs, hearing dogs, etc.

SECTION 2. This resolution shall become effective upon passage by the Town Council and approval by the Mayor.

PASSED AND APPROVED BY THE TOWN COUNCIL AND APPROVED BY THE MAYOR THIS 9<sup>th</sup> DAY OF February, 1998.