

EVENTS AT TURNER PARK AND MIDTOWN CROSSING **EVENT RULES AND REGULATIONS**

Thank you for your interest in Turner Park and Midtown Crossing! A thorough review of these Rules and Regulations is required of any individual or group wishing to host an event at Turner Park at Midtown Crossing or perform in The Pavilion at Turner Park ("Event Holder"). By signing the attached cover letter, the Event Holder acknowledges it voluntarily and knowingly assumes all risks associated with the use of Turner Park and confirms that the Event Holder has read and understands these Rules and Regulations and agrees to abide by them in conducting the event described in your Turner Park Public Event Permit ("Event"). These Rules and Regulations may be viewed here: MidtownCrossing.com/Park-Rules , and may be updated and modified at any time without notice.

General Information – Permits

- Event Holders who wish to utilize Turner Park must submit a request for a Turner Park Public Event Permit Application to the City of Omaha Parks, Recreation and Public Property Department (the "Department") and obtain the associated permit.
- All permits are subject to the regulations contained in the City of Omaha Municipal Code and Administrative policies.
- Event Holders shall follow all applicable rules, regulations, and directives of the City of Omaha ("City"), the Omaha Police Department and Fire Department, the Douglas County Health Department, the Department, and all local and state liquor control laws and regulations and any other requirements as set forth in the permit, and as given verbally or in writing subsequent to the issuance of the permit and related use of Turner Park.
- The Department has sole authority for the issuing of all permits for the use of Turner Park and reserves the right to refuse an application for cause, which includes but is not limited to uses which may be detrimental to Turner Park's physical condition and to revoke the applicant's permit privileges at its sole discretion. The Department endeavors to balance the public's need for special events, private use of areas (provided through permits), and open public use. Therefore, the Department shall not be required to rent Turner Park simply because the requested dates are available.

Rule Violation Policy

All Event Holders are expected to act in a professional and courteous manner. Any Event Holder violating any of the Rules and Regulations or acting in a manner not in the best interests of Turner Park may be removed from Turner Park and be prohibited from further Events.

Possession of firearms, weapons, fireworks, gambling or use of alcohol (when not subject to a permit) or drugs or threatening behavior, vandalism or the use of or threat of violence by an Event Holder or an Event Holder's employee or agent will constitute a violation of these Rules and Regulations and will result in immediate and permanent expulsion from Turner Park.

Crowd Control/Security

Turner Park is a City of Omaha public park. The Event Holder is responsible for crowd control and security at the Event. East Campus Realty, LLC is not responsible for security in the Venue nor is it in a position to provide guidance on what security may be necessary for the Event. If the Event Holder has questions or concerns, the Event Holder may choose to consult with a professional security firm to help with this evaluation.

Tents, Booths, Utilities, Operational Details

- No stakes, poles, anchors or any other items may be driven into the grass, ground or any paved surface at Turner Park. No digging of any kind is permitted anywhere within Turner Park.
- No fencing in or around Turner Park is permitted.
- Free standing tents and booths may be held in place by weights. No vehicles licensed to operate on streets and roads can be used on the grass at Turner Park.
- Basic electrical power hookups are available, at no additional charge. Events requiring more electrical than is normally available or electrical in areas that do not have access may be required to provide additional power by securing portable power generation units at the Event Holder's cost.
- Unless otherwise noted, Event Holders may not charge admission fees for their Events held in Turner Park. This does not apply to any Events in which a registration fee is charged for walking and/or running races that are being held as fundraisers. All other Events must be open and available to the public.
- The Event Holder will be responsible for securing extra containers for larger events that require extra trash containers in addition to those provided in Turner Park. The Event Holder will be responsible for the cleanup and coordination of trash removal.
- For Events that require portable restrooms, the Event Holder will be responsible for securing the units, at least one of which must be handicap accessible.
- The following must be approved, in advance, by the Turner Park Facilities Manager ("Facilities Manager"):
 - The attachment of any objects, banners or materials to trees or buildings.
 - Size and location of all tents, exhibits, and booths.
 - Quantity and location of portable restroom units.
 - Amplification equipment noted on the permit.
 - Electrical and water access
 - A rain plan is required and must be provided at least 30 days prior to the Event.
 - Set up times and removal times.

Other Information

- The Event Holder is responsible for compliance with all local, state and federal regulations and for obtaining all permits that govern the Event, including obtaining any necessary permission or licenses for the use of intellectual property, including musical or other performance rights.
- The Event Holder, or designee known to and approved by the Department and the Facilities Manager, is required to be on site during the Event including the complete load-in and load-out. This includes all deliveries and removal of all equipment and debris.
- Farnam Street and Dodge Street entrances to Turner Park may not be closed simultaneously, unless special permission is granted by East Campus Realty, LLC.
- Mobile food vendors are not permitted at the Event due to Omaha Municipal Code Ordinance No. 40930 that prohibits mobile food vendors from parking at a diagonal parking space.
- The permit issued to the Event Holder is not transferable to any person or organization.
- The Event Holder is responsible for conveying and enforcing all information, policies, and procedures to all parties involved. This includes all vendors, sponsors and guests.
- Outdoor noise and/or music (including sound checks) shall be monitored by the Event Holder and shall begin no earlier than 11:00 a.m. and cease at 10:00 p.m. Noise levels must be in keeping with City Noise Ordinances and these Event Rules and Regulations. East Campus Realty, LLC or the Facilities Manager may require, at any time, reduced volume levels.

- In the event of inclement weather on the day of the Event, the Facilities Manager reserves the right to make any necessary logistical adjustments to minimize the risk of damage to Turner Park.
- The Event Holder is responsible for any damage to Turner Park, its equipment, or amenities determined to be the direct result of the Event.
- If applicable, Event Holder is responsible for collecting, reporting and paying sales tax. The City's current tax rate is 7%.
- The Event Holder is responsible for addressing all customer and Event attendee complaints.
- In the event of an emergency, call 911. For other non-emergency situations, contact the Facilities Manager.

Insurance

Events utilizing Turner Park may require a comprehensive liability insurance policy with limits for bodily injury and property damage of \$1,000,000 per occurrence and \$2,000,000 in the aggregate. Additional endorsements to cover special liability risks may be required depending upon the Event. Liquor Liability is required for those Events offering the sale or serving of alcoholic beverages. The insurance policy shall name East Campus Realty, LLC and The Lund Company as additional insureds, and a certificate of insurance must be on file a minimum of ten (10) days prior to the Event.

Marketing

East Campus Realty, LLC reserves the right, in its sole discretion, to decide whether to participate in the marketing of the Event.

Additional Rules for Use of The Pavilion: In addition to the Rules and Regulations applicable to the use of Turner Park, the following shall apply to the use of The Pavilion.

- The Pavilion is available for use daily 11:00 a.m. to 10:00 p.m.*
- Permission to use The Pavilion is granted with the understanding that the Event Holder assumes full financial and legal responsibility for any property damage attributed to The Pavilion's use. East Campus Realty, LLC reserves the right to cancel reservations with adequate notice.
- Decorations are permitted within The Pavilion only upon prior approval of East Campus Realty, LLC, and must not cause damage to The Pavilion or Turner Park. All decorations must be completely removed upon expiration of the Event. Piñatas or confetti type decorations are prohibited. Releasing balloons is prohibited. *
- As conditions warrant, restrictions may be imposed by East Campus Realty, LLC or the Department at any time without notice.

** Special considerations and/or restrictions may apply.*