

CITY OF WHITEHORSE

COUNCIL POLICY

POLICY: SALE OF GOODS AND SERVICES IN ROTARY PEACE PARK

PURPOSE: To provide for the selling of concession and non-concession goods and services to the general public in Rotary Park

AUTHORITY: Council Resolution # 92-15-45 dated April 27, 1992

SALE OF GOODS AND SERVICES IN ROTARY PARK

Background

The City of Whitehorse is the owner and operator of Rotary Park. In order to provide a procedure for processing requests regarding the selling of goods and services to the general public, a policy statement is required.

Definitions

1. In this policy,
 - (1) "City" means the municipality of the City of Whitehorse.
 - (2) "Concession Services" means the sale of food, beverages and refreshments (other than spirituous, fermented or intoxicating liquids).
 - (3) "Club/Group/Organization" means a non-profit association of individuals whose purpose is to provide a service(s) to the community. Registration under the Societies Act is not a requirement.
 - (4) "Commercial Operation" means the carrying on of a business or industrial undertaking of any kind or nature for the providing of professional, personal or other services for the purpose of gain or profit.
 - (5) "Council" means the duly elected council of the City of Whitehorse.
 - (6) "Mobile Refreshment Stand" means a booth, stand or vehicle which is designed to be portable and includes a tray or container.
 - (7) "Non Concession Goods and Services" means the sale of non-food and

beverage items.

General

2. City Council may, by resolution, authorize the inclusion of other uses providing such uses are consistent with the provisions of the Zoning Bylaw.
3. The commercial operator of Club/Group/Organization shall:
 - (1) comply with all statutes, regulations and bylaws whether federal, territorial or municipal;
 - (2) be responsible for obtaining all licenses and permits required at his/her expense.

Commercial Operation of Concession Services

4. The supply of concession service can consist of two types:
 - (1) self-contained concession units completely contained within a trailer, motorized vehicle or some other approved container.
 - (2) mobile refreshment stands operated by a bicycle, push cart or some other non-mechanized means.
5. The operation of concession services provided by self-contained concession units, shall be tendered out in accordance with the City of Whitehorse Purchasing policy. Concession services shall be provided by the successful bidder(s).
6. The supply of concession services by self-contained units may be awarded to a maximum of two bidders provided that the total cumulative area occupied by the units does not exceed 1720 square feet.
7. Mobile refreshment stands providing a specialized service (eg. ice cream vendors) will be permitted to operate in Rotary Park providing all required licenses and permits are obtained.
8. Unauthorized individuals will not be permitted to provide concession services.

Sale of Services or Refreshment Related Products by Clubs/Groups/Organizations

9. All items sold must relate to the theme of the event and must be part of the event or program.

10. The sponsor (Organization/Group/Club who signs the Park Booking Contract) of the event is responsible for the selection and monitoring of sales and ensuring all required licenses/permits/approvals are obtained.
11. Proceeds from sales must be retained by the Club/Organization to enhance its operations. The sponsor of the event may choose to charge participating Clubs/Groups/Organizations a percentage of gross sales or a flat rate.

Sale of Non-Concession Goods and Services in Rotary Park to the General Public

12. Commercial operators or individuals are not permitted to sell non-concession goods and services in Rotary Park.
13. Sales of non-concession goods and services by Clubs/Groups/Organizations are permitted, subject to the following conditions:
 - (1) sales of collateral items such as T-shirts, pins, posters will only be permitted as a part of a larger event or program. All funds raised by these sales shall be retained by the group to offset its costs or enhance its operation.
 - (2) all items sold must relate to the theme of the event.
 - (3) the City of Whitehorse reserves the right to regulate all aspects of the activity on site including signage, location, appearance and merchandise.
 - (4) as part of a larger event or program, the sale of art or recordings would be permitted under the following conditions:
 - (a) a percentage of the funds raised by the Club/Group/Organization for the sale of art or recordings can be paid to the artisan.
 - (b) artisans must be residents of the City of Whitehorse or surrounding area. For the purpose of this policy, surrounding area will mean within a 50 kilometre radius of the City of Whitehorse.
 - (c) art items sold should be handmade or handcrafted, not mass produced.
 - (d) music or video recordings may be sold at the event. Wherever possible, the performers should be included in the day's events.