

I. PUBLIC NOTICE OF AMUSEMENT ORDINANCE
FOR THE TOWN OF BERLIN, VERMONT

At a meeting of the Board of Selectmen of the Town of Berlin, Vermont, held on May 17, 1982, the said Board adopted an Amusement Ordinance.

II. AMUSEMENT ORDINANCE

The Selectmen of the Town of Berlin, Vermont, hereby adopt the instant ORDINANCE for the purpose of controlling certain amusement activity within the Town of Berlin.

Said ORDINANCE is adopted pursuant to applicable statutory law and with particular reference to 24 V.S.A. 1971 et. seq. and shall read as follows:

A. Any person or entity seeking to conduct or operate a carnival within the Town of Berlin, Vermont, wherein mechanical rides or other like carnival-type equipment is used, or any person or entity seeking to conduct a traveling enterprise offering amusements and meaning to include a circus, mid-way enterprise or other like activity shall first obtain written authorization from the Berlin Board of Selectmen to conduct the same.

Said person or entity shall submit a plan setting forth therein the location of the proposed activity, evidence of sufficient parking and safe traffic patterns together with the dates and hours of operation, security and proof of adequate insurance in the event of accident or injury.

B. If such authorization is obtained, the said person or entity seeking to conduct the carnival or other amusement activity shall be subject to any and all written conditions set forth in the authorization including but not limited to security, operating

hours, safety conditions, noise levels, parking, traffic controls, and the like.

C. Upon non-compliance with any of such conditions referenced and subject to notice by the Board of Selectmen or their appointed agent of such non-compliance, the carnival or other like amusement activity operator or his/its agents and employees shall cease operations if so ordered and shall only resume operations thereafter if authorized by the Board of Selectmen or their authorized agent.

D. For corporations, entities, proprietorships, partnerships, or persons organized for profit and seeking to conduct said carnival or other like amusement activity within the environs of the Town of Berlin, a fee of \$ 150.00 shall be charged, and said fee payable to the Town of Berlin shall accompany the application for authorization to the Berlin Board of Selectmen.

When the corporation, entity or person seeking authorization is a charitable or non-profit organization not customarily engaged in the carnival or similar amusement business, the Selectmen may waive the requirement of the above-referenced fee.

III SEVERABILITY

In the event that any part or portion of the instant ORDINANCE is deemed invalid, the invalidated part or portion shall not effect the balance of the provisions of the instant ORDINANCE.

IV POSTING AND PUBLISHING

Thereupon, on motion duly made, seconded and unanimously carried, it was voted that said AMUSEMENT ORDINANCE of the Town of Berlin, Vermont, be adopted and entered in the Minutes of the Board together

with the instant Public Notice and that said PUBLIC NOTICE contain-
ing the ORDINANCE shall be published in the WASHINGTON WORLD
Newspaper no later than May 26, 1982.

V EFFECTIVE DATE

Notice is given the public that said AMUSEMENT ORDINANCE shall
become effective on July 16, 1982, unless a permissive
referendum is called for in accord with 24 V.S.A. 1973, which re-
quires under sub-section (b) thereof as follows:

"(b) A petition for a vote on the question of disapprov-
ing an ordinance or rule shall be signed by not less than
five per cent of the qualified voters of the municipality,
and presented to the legislative body or the clerk of the
municipality within forty-four days following the date of
adoption of the ordinance or rule by the legislative body."

Any person having any questions concerning the foregoing
AMUSEMENT ORDINANCE may call Mabel Brown, Berlin Town Clerk,
week days between the hours of 9:00 a.m. to noon and 1:00 p.m.
to 5:00 p.m. daily by telephoning 229-9298.

Also any citizen wishing to examine said AMUSEMENT ORDINANCE
may do so at the Berlin Town Clerk's office during the above-
specified hours.

DATE: May 17, 1982

BERLIN BOARD OF SELECTMEN

Fredrick E. Turner
Selectman
Donald E. Murray
Selectman
John S. Meloney
Selectman
Allen L. Langer
Selectman
Thomas H. Patton
Selectman

AMUSEMENT ORDINANCE
PERMIT APPLICATION

The undersigned hereby makes application to the Town of Berlin Selectboard for approval of the right to conduct a _____
Identify activity here

The undersigned submits the following:

1. The above activity is to be held between the following dates:

A. From _____ to _____
date date

B. Hours of operation shall be from _____ to _____.

2. The activity shall be held at the following location:

3. The full name and address of the applicant:

4. The applicant has insurance in effect. Identify the name of the insurance carrier and the type and amounts of coverage:

5. The applicant will provide the following security personnel and traffic coordinators during the above dates and times of operation. Please describe:

Date: _____

Name of Applicant

By: _____

The foregoing application is approved/disapproved (circle one) subject to payment of a fee of \$ _____ and further subject to the following conditions:

- 1.
- 2.
- 3.
- 4.
- 5.

Berlin Selectboard

Date: _____

Selectboard Chair