



Commercial Use of Dedicated Parkland Frequently Asked Questions (FAQ)

These Frequently Asked Questions are related to private commercial entities that may include health and fitness consultants, dog trainers, yoga instructors, and other outdoor professional service providers.

- **Per City Code Chapter 8:**
- **COMMERCIAL ACTIVITY** means to advertise or provide a good, service, class, or instructional activity for compensation. This includes providing a good, service, class, or instructional activity without compensation but as an inducement or advertisement for a class or instructional activity for compensation.
- **COMPENSATION** means any money, thing of value, payment, reward, tip, consideration, donation, gratuity, or profit paid to, accepted by, or received by a person.
- **APPROVAL** means a permit, reservation agreement, or other written document that evidences an authorization by the department. **Structure and property** subject to impoundment per City Code.

Q. Why is the Parks and Recreation Department (PARC) implementing this process?

A. PARC values fitness and enjoyment of outdoor recreation areas. The department has an established concession program process in place for the permitting of park use for mutually beneficial commercial purposes. The goal is to promote and coordinate successful partnerships with commercial entities and public park users, and to ensure the safety of park patrons.

Q. My work colleague and I get together sometimes to work out in the park or go for a jog, will I have to get a permit?

A. No, the process will be required when fees are collected, or when business is conducted on park property. You may still utilize park space first come first served in a shared manner.

Q. My friends and I meet occasionally to walk and we bring our toddlers in strollers, will we need a permit?

A. No, the process will be required when fees are collected, or when business is conducted on park property. You may still utilize park space first come first served in a shared manner.

Q. What will the permitting process entail?

A. The department has pre-identified over 25 sites for city wide permitting in an effort to create a citywide structure that enables and promotes fitness and health business opportunities system wide.

- Apply for a permit and request an available site, and
- Provide the required liability insurance, and
- Upon approval, pay the required permit fee.

Q. What are the proposed permit fees? *

A. A 6 month \$50 registration fee will be required of each individual service provider, with the monthly fee being determined by the number of clients served per day.

- 0-3 clients per session = No Monthly Use Fee or report required
- >4 clients per session = Monthly Use Fee of (0.45¢/Per Person/ Per Day) This fee will be capped at \$1,500 per trainer each 6 month permit period.

Q. I have been using park land to conduct business activities, do I need a permit?

A. Yes. Examples include: fitness camps, running groups, boot camps, martial arts classes, canoe or kayak lessons, stand-up paddling seminars or demonstrations, yoga classes, and dog training seminars.

Q. I'm organizing a group activity for a/my club/organization, but am not collecting any money for this activity. I do, however, plan to show up in an area, use it quite exclusively, and perhaps have a radio or amplified sound on site. Do I need a permit?

A. If no money would be collected from the Club/Organization for the activity, there would be no commercial or private gain from this activity. For that reason, a fee would not have to be assessed.

A permit would still be required, but no fee assessed.

If providing the activity includes providing a good, service, class, or instructional activity without compensation but as an inducement or advertisement for a class or instructional activity for compensation a permit fee is required.