



TOWN OF EAST HAMPTON
APPLICATION FOR TEMPORARY OUTDOOR GROUP TRAINING & ACTIVITIES
EXERCISE STUDIOS & RECREATION FACILITIES
AT OFF-SITE COMMERCIAL PROPERTIES

Application to assist existing exercise studios and recreation facilities in the Town of East Hampton who have been authorized by the Governor of the State of New York to re-open for outdoor group training and activities, but do not have the outdoor area to accommodate COVID-19 social distancing requirements or are not yet permitted to do so pursuant to the Governor's Executive Orders, and wish to temporarily use existing outdoor areas at off-site private commercial properties. **The permit shall expire on November 1, 2020.**

I. BUSINESS INFORMATION

NAME OF BUSINESS: _____	
TYPE OF BUSINESS: _____	
Street Address: _____	SCTM# _____
Business has Certificate of Occupancy (CO)? _____ Yes _____ No	
<i>Valid CO for exercise studio or recreation facility required for permit.</i>	
Is there a written agreement with an off-site commercial property attached to this application?	
_____ Yes _____ No	

II. APPLICANT INFORMATION

Name: _____		
Applicant's is (circle one):	Business Owner	Attorney Other (specify) _____
Mailing Address _____		
City: _____	State: _____	Zip: _____
Email: _____	Phone: _____	
I certify that all information is true and accurate and subject to a penalty for making a false statement subject to Penal Law 210.45. I attest that I will comply with all the rules and approvals for the application herein.		

III. ADDITIONAL CONSENT – USE OF PRIVATE COMMERCIAL PROPERTY

Be advised that I am the person in control of the off-site commercial propert(ies) referenced herein and having reviewed the proposal herein, hereby consent to this and approve this application. By this application, the owner does hereby authorize employees or agents of the Town of East Hampton, in conjunction with this application, to enter and inspect the project site. Furthermore, I understand that this permit shall expire on November 1, 2020 and that the Town shall retain the right to revoke this permit at any time if deemed necessary.

Name: _____

Address: _____

Phone: _____ Email: _____

Signature: _____ Date: _____

IV. OFF-SITE GROUP TRAINING & ACTIVITIES PLAN

Definition: An off premises only accommodation area allows an exercise studio or recreation facility to utilize a designated area of an off-site private commercial property (with permission of such owner), if permitted by NYS, for temporary outdoor exercise classes.

Submission Requirements:

- Submit a plan showing the location of proposed outdoor exercise classes. Plan can be hand drawn on existing survey, site plan or aerial map from Google Maps/Earth, Bing, etc. Include any proposed lighting.
- The applicant shall also sign the acknowledgement attached to this application that states, among other things, that the applicant agrees to assume all liability for and will indemnify and hold the Town harmless of and free from any and all damages that occur to persons or property by reason of said use of private commercial property for outdoor exercise classes.
- Written authorization by private commercial property owner to use property for outdoor exercise classes.

Guidelines:

- The classes must take place completely within the off-site commercial property and participants must be able to socially distance, at least 6 feet apart from all other participants and instructors. Further, participants must not share any equipment, and all equipment must be cleaned between classes.
- Outdoor accommodation areas shall be delineated and barriers to vehicular parking and traffic, e.g. bollards or substantial planter boxes, provided.
- Outdoor accommodation areas shall not be located within 100 feet of a structure used for residential purposes, shall only be utilized (this includes set-up and removal within this time period) between the hours of 8:00 AM and 7:00 PM and shall expire on November 1, 2020.
- Outdoor accommodation areas shall be maintained and free of trash and other debris.
- Tents with open sides may be erected per the Town Code with a separate application made through the Town Fire Marshal’s office.
- The temporary outdoor accommodations permit and layout plan shall be available and posted on site for inspection at all times.
- DO NOT block handicap/ADA routes (path from ADA parking stalls to sidewalk curb ramps to store entrances).
- DO NOT remove existing natural areas, required buffers, or landscaping.
- All portable items (equipment, but not barriers) shall be removed from the accommodation area each night.
- The Town of East Hampton reserves the right to modify, add, or remove provisions to these submission requirements and these guidelines as is necessary for the safe operation of both the outdoor exercise classes and the private commercial properties.

V. PERMIT REVIEW

There is no fee for this application. Applications shall be submitted to the Fire Marshal's Office at 300 Pantigo Place, Suite 111, East Hampton, NY 11937 via mail or hand delivery or via electronic submission to David Browne, Chief Fire Marshal, at dbrowne@eamptonny.gov. Applications will not be processed until all documentation is submitted. The Town reserves the right to request any additional information it deems necessary to make its determination regarding the issuance of a permit.

Failure to comply with any of the above requirements/guidelines will result in immediate revocation of the temporary outdoor exercise permit.

Applicant Acknowledgement

- I have answered the foregoing questions to the best of my knowledge and believe and swear that the answers contained in this application are true and accurate. I certify that all information is true and accurate and subject to a penalty for making a false statement subject to Penal Law 210.45. I attest that I will comply with all the guidelines, rules and approvals for the application herein.
- I understand that this is a temporary permit, only valid until November 1, 2020, issued in order to accommodate exercise studios and recreation facilities in complying with Covid-19 social distancing requirements. I fully understand that this permit creates no permanent or vested outdoor exercise studio or recreation facility use.
- I understand that it is my responsibility to comply with the Americans with Disabilities Act of 1990 (41 U.S.C. 12181) pursuant to Article II of Chapter 102 of the Town Code.
- I further acknowledge that the issuance of a permit pursuant to this application is not a waiver for any activity prohibited by law, and as a condition of any permit issued, compliance with all provisions of the East Hampton Town Code, as well as applicable State and Federal Law, is required.
- I hereby acknowledge that the permit must be kept available on the premises, posted and available for inspection.
- I also hereby agree to indemnify and hold harmless the Town of East Hampton, its officials, employees, agents, and other persons from and against all claims, costs, judgment, liens, encumbrances, and expenses, including reasonable attorney fees arising out of the acts or omissions or negligence of the applicant, its agents, employees, or sub-contractors, in connection with this application and any permit related to this application.
- I acknowledge that I have signed an affidavit with the State.
- I acknowledge that I have reviewed the following links for information related to this use and have complied with any and all requirements of New York State:
 - Interim Guidance for Sports and Recreation During the COVID-19 Public Health Emergency - <https://www.governor.ny.gov/sites/governor.ny.gov/files/atoms/files/SportsAndRecreationMasterGuidance.pdf>
 - Reopening New York: Sports and Recreation Guidelines - <https://www.governor.ny.gov/sites/governor.ny.gov/files/atoms/files/SportsAndRecreationSummaryGuidance.pdf>

Signature of Applicant

Date Signed

Print Name

Sworn to before me this
_____ day of _____, 20_____.

Notary Public

For Official Use Only

Special Conditions: _____

Site Plan Depicting location of exercise equipment/classes: Yes _____ No _____
Written agreement with off-site owner? Yes _____ No _____

DATE _____

PERMIT # _____