



City of Destin

Community Development Department
City Hall Annex
4100 Indian Bayou Trail
Destin, Florida 32541
Phone (850) 837-4242 Fax (850) 650-0693

Annual Beach Vendor Permit Application (Per Ordinance #241& #350)

Date: _____

1. PROPERTY INFORMATION:

Subject Property Address: _____

City: _____ State: _____ Zip Code: _____

East of Henderson Beach State Park

West of Henderson Beach State Park

2. APPLICANT: _____

Applicant's Address: _____

City: _____ State: _____ Zip Code: _____

Home Phone number: _____ Business Phone number: _____

Fax number: _____

3. OWNER OF THE PROPERTY, IF DIFFERENT THAN APPLICANT:

Owner's Address: _____

City: _____ State: _____ Zip Code: _____

Phone number: _____ Fax number: _____

4. LEGAL DESCRIPTION OF THE PROPERTY COVERED BY THIS APPLICATION:

Copy of Property Record Card attached

Copy of Recorded Deed attached

Condo or Subdivision Name: _____

5. **Specific Vendor Use on Site:** _____

6. The applicant/vendor agrees and confirms that he/she has an operations office or headquarters located at an upland improved facility immediately adjacent to the area where goods and services are being offered by the applicant/vendor for public use with direct access to the beach area.

**(Immediately adjacent means the applicant/vendor either owns a building, leases space within an upland improved facility, or has a concession agreement to operate on the land adjacent to the water. This does not include a permanent building that has obtained beach access from a landowner which owns land adjacent to the water.)*

Address of operations office or headquarters: _____

Applicant's signature: _____

7. The applicant/vendor agrees and confirms that he/she has a written agreement with the affected beachfront property owner as of the date of this application, and that such agreement will remain in full force and effect as a condition of the Beach Vendor Permit.

Applicant's signature: _____

8. The applicant/vendor agrees and confirms that the written agreement with the affected beachfront property owner specifies the location of the goods and services for which this Beach Vendor Permit is required. *For those located east of Henderson Beach State Park*, the location of the goods and services shall not be closer than 20 feet to the water's edge.

Applicant's signature: _____

9. The applicant/vendor agrees and confirms that a copy of this Beach Vendor Permit will be kept at the location of the goods and services for which the Beach Vendor Permit is issued.

Applicant's signature: _____

10. THE FOLLOWING ITEMS ARE REQUIRED TO BE ATTACHED:

A. Completed application - The applicant must fill out all applicable areas of the application. The application must be submitted to the Planning and Zoning Division, which is located in the Community Development Department. The Department is located in the City Hall Annex, 4100 Two Trees Road, Destin.

B. Proof of ownership - The affidavit of ownership must be executed, notarized, and submitted. A letter of authorization is required if the applicant is other than the owner.

C. Agent Affidavit / Special Power of Attorney (if applicable) - If the applicant is other than the owner of the property under consideration for review, the applicant must submit an agent affidavit or special power of attorney.

FORM "A"

TO BE COMPLETED BY BEACH VENDOR WHO CONDUCTS THE RENTAL OF PERSONAL WATERCRAFT (NON-PROPELLER DRIVEN) FROM THE BEACH.
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1. The applicant/vendor agrees and confirms he/she has a written agreement with the affected beachfront property owner as of the date of this application, authorizing the rental of personal watercraft from the subject site.

Applicant's signature: _____

2. The applicant/vendor has completed and has attached a refueling plan for approval by the City Manager, or designee, and by the Fire Marshall. The plan must provide: (1) sufficient details and specifications to enable the City Manager and the Fire Marshall to determine that there will be adequate on-site provisions to avoid any contamination and pollution to the beach or the waters of the City of Destin, the Gulf of Mexico, or the East Pass; (2) provide proper safety precautions regarding the storage of fuels; and (3) provide fire safety equipment. The vendor shall in all operations comply with all provisions of the approved refueling plan.

Applicant's signature: _____

3. The applicant/vendor **will** transport personal watercraft onto or from the beach and has obtained a beach access permit from the City in accordance with the City's regulations and guidelines. The beach access permit is attached.

Check this box if no personal watercraft will be transported to or from the beach.

Applicant's signature: _____

4. The applicant/vendor must maintain an operable manned telephone and an operable marine radio at his/her land-based operations and said equipment must be located within one hundred (100) feet from the point of operation.

Applicant's signature: _____

5. The applicant/vendor must have an operable motorized chase vessel at the point of operation during all hours of operation. This vessel must be equipped with an operable marine radio.

Applicant's signature: _____

6. The applicant/vendor must provide copies of a comprehensive general liability insurance policy with an "A" rated carrier with coverage not less than \$500,000.00 combined single limits. Insurance must be maintained and the City must be notified and provided copies of any amendments to the policy by the applicant/vendor.

Applicant's signature: _____

7. The applicant/vendor must place a decal issued by the City on each personal watercraft used by the applicant/vendor for commercial personal watercraft activities.

Applicant's signature: _____

8. The applicant/vendor must provide protective headgear to any person riding on or being towed by his/her personal watercraft.

Applicant's signature: _____

9. The applicant/vendor must provide at his/her land-based operations two (2) permanent restroom facilities for the patrons and employees of the applicant/vendor.

Applicant's signature: _____

10. The applicant/vendor must instruct his/her patrons on proper operating procedures and safety regulations pertinent to the activity in which the patron is to be engaged.

Applicant's signature: _____

11. The applicant/vendor, employees, and all of his/her patrons shall yield to the pedestrians along the beach.

Applicant's signature: _____

**AGENT AFFIDAVIT
SPECIAL POWER OF ATTORNEY**

KNOWN ALL MEN BY THESE PRESENTS, THAT I, _____ am presently the owner and/or leaseholder at _____ and desiring to execute a Special Power of Attorney, have made, constituted and appointed, and by these presents do make, constitute and appoint _____ whose address is _____, County of _____, State of _____, my Attorney-in-Fact to act as follows, GIVING AND GRANTING unto said attorney full power to act as my agent in any and all matters pertaining to obtaining an Annual Beach Vendor Permit.

FURTHER, I do authorize the aforesaid Attorney-in-Fact to perform all necessary acts in the execution of the aforesaid authorization with the same validity as I could effect if personally present. Any act or thing lawfully done hereunder by the said attorney shall be binding on myself and my heirs, legal and personal representative, and assigns.

PROVIDED, however, that any and all transactions conducted hereunder for me or for my account shall be transacted in my name, and that all endorsements and instruments executed by the said attorney for the purpose of caring out the foregoing powers shall contain my name, followed by that of my said attorney and the designation "Attorney-in-Fact".

Signed name of owner

Printed name of owner

Witnessed by:

Signed name

Signed name

Printed name

Printed name

STATE OF _____
COUNTY OF _____

Before me, the undersigned Notary Public in and for said County and State, appeared _____ who is personally known to me or who produced _____ identification, and who did not take an oath, and who is known to me to be the individual described by said name who executed the foregoing instrument, and acknowledged and declared that the said individual executed the same for the uses and purposes therein set forth.

Given under my hand and official seal this _____ day of _____, 20____.

Signed name

Printed name

My Commission Expires: _____