



City of  
Laguna Woods

**SIDEWALK VENDOR  
INSURANCE AGREEMENT**

Planning & Environmental Services Department  
24264 El Toro Road, Laguna Woods, CA 92637

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**I. INTRODUCTION**

This Sidewalk Vendor Insurance Agreement memorializes the amounts and types of insurance that the business is required to maintain as a condition of approval of any Sidewalk Vending Permit per Laguna Woods Municipal Code Section 6.44.070.

**II. BUSINESS INFORMATION (#1 -#3 MUST MATCH "SIDEWALK VENDING PERMIT APPLICATION")**

1) Sidewalk Vendor's Legal Name: \_\_\_\_\_

2) Sidewalk Vendor's Fictitious Business Name(s) (if applicable): \_\_\_\_\_

3) Type of Sidewalk Vendor (check only one):

Roaming

*(For the purpose of this question only, "roaming sidewalk vendor" means a sidewalk vendor who moves from place to place and stops only to complete a transaction. Roaming sidewalk vendors must remain in constant motion except when completing a transaction.)*

Stationary

*(For the purpose of this question only, "stationary sidewalk vendor" means a sidewalk vendor who vends from a fixed location. Stationary sidewalk vendors must remain in one place.)*

4) Sidewalk Vendor's Authorized Agent (person signing this agreement):

Legal Name – \_\_\_\_\_

Mailing Address – \_\_\_\_\_

Telephone Number – \_\_\_\_\_

Email Address – \_\_\_\_\_

**III. AGREEMENT**

**Leave the first three fields in this Section III blank.**

This Sidewalk Vendor Insurance Agreement ("SIDEWALK INSURANCE AGREEMENT"), is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, by and among the City of Laguna Woods, a California municipal corporation ("CITY") and ("SIDEWALK VENDOR").

*(SIDEWALK VENDOR'S LEGAL NAME – MUST MATCH LINE II(#1) ABOVE)*

CITY and SIDEWALK VENDOR agree as follows:

(a) As a condition of approval of SIDEWALK VENDOR's Sidewalk Vending Permit, and at

Case # (CITY USE ONLY): \_\_\_\_\_

all times during the effectiveness of its Sidewalk Vending Permit, SIDEWALK VENDOR shall maintain insurance that is at least as broad as the following:

1. General Liability: \$1,000,000 per occurrence for all covered losses and no less than \$2,000,000 general aggregate for bodily injury, personal injury, and property damage, written on Insurance Services Office form Commercial General Liability coverage (Occurrence Form CG 0001) or its equivalent;
2. All insurance policies must name the City of Laguna Woods, its respective elected and appointed boards, officials, officers, agents, employees, and volunteers as additionally insured;
3. Insurance coverage shall be primary insurance with respect to CITY, its respective elected and appointed boards, officials, officers, agents, employees, and volunteers. Any insurance or self-insurance maintained by CITY, its respective elected and appointed boards, officials, officers, agents, employees, and volunteers, shall apply in excess of, and not contribute with, SIDEWALK VENDOR's insurance;
4. Insurance coverage shall contain no special limitations on the scope of protection afforded to CITY, its respective elected and appointed boards, officials, officers, agents, employees, and volunteers; and
5. Each required insurance policy shall be endorsed and state that the coverage shall not be suspended, voided, cancelled or reduced in coverage or in limits by the insurer or SIDEWALK VENDOR, except after 30 calendar days' prior written notice by certified mail, return receipt requested, to CITY. If the insurer is unwilling to provide such notice, then SIDEWALK VENDOR shall have the responsibility of notifying the CITY immediately in the event the required insurance is suspended, voided, cancelled, or reduced in coverage or in limits.

*CONSULTATION WITH LEGAL COUNSEL.* The person or persons executing this SIDEWALK INSURANCE AGREEMENT on behalf of SIDEWALK VENDOR has reviewed this SIDEWALK INSURANCE AGREEMENT and has had the opportunity to consult with legal counsel on the terms and provisions herein.

*AUTHORITY TO EXECUTE.* The person or persons executing this SIDEWALK INSURANCE AGREEMENT on behalf of SIDEWALK VENDOR represents and warrants that he/she/they has/have the authority to so execute this SIDEWALK INSURANCE AGREEMENT and to bind SIDEWALK VENDOR to the performance of its obligations hereunder.

*BINDING EFFECT.* This SIDEWALK INSURANCE AGREEMENT shall be binding upon the heirs, executors, administrators, successors, and assigns of the parties.

*SEVERABILITY.* If any term, condition, or covenant of this SIDEWALK INSURANCE AGREEMENT is declared or determined by any court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions of this SIDEWALK INSURANCE AGREEMENT and the conditions of approval to SIDEWALK VENDOR's Sidewalk Vending Permit shall not be affected thereby and this SIDEWALK INSURANCE AGREEMENT and the conditions of approval to SIDEWALK VENDOR's Sidewalk Vending Permit shall be read and construed without the invalid, void, or unenforceable provision(s).

Case # (CITY USE ONLY): \_\_\_\_\_

*NO THIRD-PARTY BENEFICIARIES.* Unless specifically set forth, the parties to this SIDEWALK INSURANCE AGREEMENT do not intend to provide any other party with any benefit or enforceable legal or equitable right or remedy.

Signature of Sidewalk Vendor identified in Line II(#1) above or Sidewalk Vendor's Authorized Agent identified in Line II(#4) above: \_\_\_\_\_

Date Signed by Sidewalk Vendor identified in Line II(#1) above or Sidewalk Vendor's Authorized Agent identified in Line II(#4) above: \_\_\_\_\_

AGREED:

\_\_\_\_\_  
CITY MANAGER or ADMINISTRATIVE SERVICES DIRECTOR/CITY TREASURER  
CITY OF LAGUNA WOODS

Date Signed: \_\_\_\_\_

**THE SIDEWALK VENDOR/SIDEWALK VENDOR'S AUTHORIZED AGENT'S  
SIGNATURES ON THIS DOCUMENT MUST BE NOTARIZED. ATTACH  
ACKNOWLEDGEMENT FORM.**

**IF AN AUTHORIZED AGENT IS SIGNING THIS SECTION III, A SIGNED AND  
NOTARIZED LETTER FROM THE SIDEWALK VENDOR CONFIRMING THE  
AUTHORIZED AGENT HAS AUTHORITY TO SIGN FOR THE SIDEWALK VENDOR IS  
REQUIRED.**