

Bill No. 136
2013

By-law No. A.- _____

A By-law to adopt a policy regarding use of inflatable amusement devices during rentals at City of London parks or other facilities.

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, provides that a municipal power shall be exercised by by-law;

NOW THEREFORE the Municipal Council of the Corporation of the City of London enacts as follows:

1. The City of London's Policy regarding use of inflatable amusement devices during rentals of City parks or other facilities, attached as Schedule A to this By-law, is adopted.
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on March 26th, 2013

Joe Fontana
Mayor

Catharine Saunders
City Clerk

First reading - March 26, 2013
Second reading – March 26, 2013
Third reading – March 26, 2013

SCHEDULE A

POLICY REGARDING THE USE OF INFLATABLE AMUSEMENT DEVICES DURING RENTALS OF CITY PARKS OR OTHER FACILITIES

Scope:

This Policy applies to private rentals of City of London facilities or parks where the event host wishes to utilize inflatable amusement devices as an activity of the event. These events may represent community/neighbourhood festivals and/or private rental events such as birthday parties etc.

This Policy does not apply to the use of such devices at Special Events under the Special Events Policy.

Purpose of the Policy:

This policy outlines the conditions under which inflatable amusement devices may be used during private rentals of recreation facilities or parks in order to:

- reduce the safety risks of users of these devices;
- manage the liability and financial risks to the Corporation.

Inflatable Amusement Devices- When they may be used:

Inflatable amusement devices may be used during rentals on City property (other than Special Events falling under the City's Special Events Policy) subject to the following conditions:

- The rental contract requires standard terms and conditions, including insurance requirements meeting City specifications, including the City being named as an additional insured;
- The rental contract holder provides evidence of at least \$5 million general liability insurance from the inflatable amusement device Provider, which includes bodily injury and property damage and which does not include any exclusionary clauses regarding use of the device(s) at the rental event.
- Prior to the rental, the renter provides the City with evidence of the TSSA-issued license to operate an amusement device;
- Prior to the rental, the renter provides the City with evidence of the TSSA-issued Amusement Device Operating Permit for the amusement device;
- The provisions of the Technical Standards and Safety Act, 2000, and its Regulations are complied with;
- All inflatable amusement devices provided for the event are:
 - Regularly inspected and carry Technical Standards and Safety Authority (TSSA) certification
 - Installed by the Provider
 - Supervised while in use by trained attendants provided by the Provider.
- All employees of the Provider are insured under Workplace Safety and Insurance Board (WSIB) coverage
- At the City's sole discretion, the specific park or recreation facility, and/or location within the park or recreation facility, is deemed operationally suitable to accommodate an inflatable amusement device, or the sort of device under consideration

Definitions

For purposes of this policy:

"Event host" means the party who is responsible for the rental event and who signs the rental contract.

"Inflatable amusement device" means an amusement device having an air supported structure. The amusement device typically is designed to allow users to bounce slide or climb on them and are referred to as 'bouncy castles' or 'bounce houses'.

"Provider" means the person holding the TSSA-issued License and Permit to operate the inflatable amusement device(s).