



BUSKING PROGRAM GUIDELINES

The City of Lake Elsinore welcomes buskers to showcase their talents and sell handmade products and/or performance services on Main Street in Lake Elsinore. Buskers are expected to represent themselves with professional presentation and appearance, sell quality handmade products and/or services, and share a unique talent that brings valuable entertainment to the Program. Buskers shall understand and comply with the following Busking Guidelines and Rules in accordance with the City of Lake Elsinore Municipal Code Section 5.58 Permitted Busking Ordinance. Busking Program Permit Applications, Guidelines, and Rules are available at www.lake-elsinore.org/busking.

Busking permits are available for individuals and groups of individuals 15 years and older. Individuals under the age of 18 years are required to provide parent/guardian consent. Busking permits are available for cohesive group busking activities of up to six (6) people, provided a formal business partnership exists. Each individual busker of the busking group must be listed on the busking permit and each display their own busking badge while engaging in busking activities. If any individual busker also performs in alternative group configurations, the individual busker must obtain a separate busking permit and busking badge for the alternative group. Busking permits and busking badges are not transferable.

Buskers shall only sell busking-originated products or services. A busking-originated product or service is any product or service that directly relates to the busking activity and requires a multi-step process that is produced by the busker. The product or service shall be priced at the discretion of the busker. The price must be disclosed via price tag to the purchaser in advance of selling the product or service. If purchaser decides not to purchase a product or service, the busker must respect that person's decision and not harass the person or require the sale. No other product(s) or service(s) shall be sold. Buskers must remain in compliance with all local, state, and federal laws, including but not limited to laws related to disability access and noise compliance. Buskers are subject to the Lake Elsinore Municipal Code.

Federal, state, and local laws apply to all sales, including without limitation, tax laws. It is each busker's sole responsibility to ensure that they are familiar with and comply with such laws. Accordingly buskers shall obtain and maintain a valid Busking Permit (\$25/permit/year) and Busking Badge (\$5/pp; one-time fee). In order to obtain a Busking Permit, buskers shall submit a Busking Permit Application and obtain a City of Lake Elsinore Busking Business License (\$39/year). Please note, in order to obtain a Busking Business License, buskers will need to obtain a Seller's Permit from the California Board of Equalization (free of charge) and bring it in with the Busking Business License Application.

Buskers are expected to participate in *ARTonMAIN* which takes place every second Thursday of the month from 6 p.m. to 9 p.m. Busking is also permitted (but not required) on weekends from 10 a.m. to 10 p.m. in designated busking locations. Each busker or busking group is assigned a designated busking location, as indicated on their busking permit. Buskers shall request new locations/days upon permit renewal. The City Manager, or designee, shall add, remove or alter designated locations, as deemed necessary.

*Please note, Busking Guidelines and Rules are subject to revision by the City of Lake Elsinore Community Services Department. Buskers will be notified and are expected to comply with any revisions made.



BUSKING PROGRAM RULES

1. The Busking Guidelines and Rules are posted at Lake Elsinore City Hall (130 S Main Street) and on the City's website at www.lake-elsinore.org/busking. Buskers are expected to check on a regular basis for changes in rules, information on scheduled events and announcements.
2. Busking permits and badges are non-transferable and must be displayed while busking.
3. Buskers shall be 15 years of age or older. Parent/guardian attendance is required if under 16 years old. Parent/guardian consent required if under 18 years.
4. Buskers shall conduct themselves in a safe, respectful, cooperative manner.
5. Buskers shall perform or create merchandise while busking, and demonstrate professional presentation and appearance at all times. If it is not possible to prepare merchandise on-site, this must be notated in busker's application, and buskers must host a video that shares the process of creating the merchandise.
6. Buskers shall only provide quality handmade products and/or services that are developed through a multi-step process that involves at least three steps. **No unrelated merchandise is permitted.** Entertainment services or products shall be appropriate for audiences of all age groups in a public setting and in accordance with local laws. No busker shall sell or distribute products intended for ingestible consumption or products used on skin, such as creams, lotions, lip balms, etc.
7. Prices for busking-related products shall be conveyed to the prospective buyer in advance of delivery of the product. Buskers are subject to all applicable tax laws. Buskers performing services shall conduct the busking activity whether or not they receive compensation for their busking activity. Buskers shall not use aggressive measures to solicit donations.
8. Buskers must participate in designated locations during *ARTonMAIN* which takes place every second Thursday of the month from 6 p.m. to 9 p.m. Busking is also permitted (but not required) on weekends from 10 a.m. to 10 p.m. in designated busking locations.
9. Buskers shall only engage in busking activities within the perimeter of the assigned busking location, unless authorization has been obtained by the City Manager, or designee. Buskers shall not impede or disturb sidewalks, streets, ramps or entrances of businesses. The Street Manager, City Manager, or designee, may add, remove or alter designated locations, as deemed necessary.
10. Buskers are responsible for controlling their audience and busking activity area including, but not limited to, keeping the sidewalk clear for pedestrians, and keeping the audience out of the street.
11. Buskers may plug-in one strand of LED light bulbs or one LED light bulb to the tree nearest to the busking location, provided permission has been obtained from the City Community Services Department. Rubber cord covers shall fully cover cords any exposed cords and shall not obstruct any walkways. Buskers utilizing a personal power source must be entirely self-contained and battery or solar power operated. Gas operated generators are not permitted. No equipment shall be left unattended.
12. No busker shall utilize public seating, tables, or chairs during busking activities. Buskers shall maintain public access to public seating and ensure the seating is perceived as readily accessible.

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BUSKING PROGRAM RULES

13. Busking locations shall be returned to existing conditions prior to vacating the area. All waste or debris shall be cleaned and taken off-site. The City trash cans shall not be utilized by buskers.
14. Buskers may erect a temporary shade structure of no more than 10' x 10' while engaging in busking activities, provided that structures are weighted down. Structures must contain no holes or broken poles. Buskers may utilize up to two 6' tables to host busking displays and activities provided that displays are contained within designated location boundaries. Booth displays must be appear organized, professional, and an art piece within themselves.
15. Buskers shall only utilize amplification devices at certain designated locations, as indicated on the busking locations map.
16. No busker shall use any object or engage in activities likely to cause harm to the busker(s), the public, City property or the environment. This includes knives, guns, swords, torches, flames, axes, saws, aerosol spray cans or other objects that can cause bodily injury. Candles are permitted without flame. The use of illegal drugs and/or consumption of alcohol is not permitted.
17. Each busker or busking group shall obtain a City of Lake Elsinore Business License, Sellers Permit, Busking Permit, and Busking Badge prior to engaging in busking activities.
18. By issuing busking permit, busking badges, business licenses to buskers, the City of Lake Elsinore does not assume any responsibility for any public liability claims made against buskers, nor does the issue of a permit approval imply that the busker is independently insured for public liability. The City of Lake Elsinore does not affect insurance for the activities of buskers. Buskers must sign an indemnification waiver prior to engaging in busking activities.
19. The City reserves the right to take and publish photographs and recordings, which may include buskers. The City may use performers name or image in the marketing of the program.
20. Buskers must comply with directions issued by authorized officers of the Sheriff's Department, Ambulance, Fire and any other emergency services.
21. Buskers must not act or represent themselves as agents or employees of the City.
22. Incompliance with any of these rules identified by the Community Services Department will follow a three step process: First offense – verbal notification; Second offense – written letter; Third offense – termination of busking permit without reimbursement of fees associated with permit.
23. Buskers are subject to Chapter 1.20 Administrative Citations of the Lake Elsinore Municipal Code. The following officials are authorized to enforce the provisions of this Chapter: City of Lake Elsinore Code Enforcement and the Riverside County Sheriff's Department. These representatives are permitted to revoke permits if the holder is causing public inconvenience, is likely to cause harm to the public or property, or is otherwise in breach of Section 5.58 of the City of Lake Elsinore Municipal Code. No pro-rata refund will be made for the remaining term of the permit. Revocation of the busking permit may be appealed pursuant to rules and procedures in the City Municipal Code.