

**Pianos on Public Property
Application & Policy Acknowledgement**



Applicant name:

Address:

Phone:

Bus.

Home

Cell

Email:

Location and Dates

Description of Proposed Location for Piano (attach marked map/image):

Dates:

From:

To:

Description of Piano (age, make and model, condition, special features. Include image):

In addition to this application/acknowledgement form, owners must submit the following documents as part of application. Incomplete applications will not be reviewed until all required documents are submitted to the Economic Development Manager.

Application Checklist:

Completed Application _____

Signed Policy and Acknowledgement _____

Image of Piano _____

Certificate of Insurance naming Town additionally Insured for \$2,000,000 _____

Proof of automobile liability insurance _____

Letters of Support from adjacent businesses to property _____

Map/Image marked to demonstrate proposed location _____

Date Application and attachments received (Staff only) _____

Cancellation/Termination (Staff Only)

Date of cancellation/termination: _____

Reason:



Corporate Policy

Pianos on Public Property

Policy Category:	Administration
Policy Number:	
Department:	Economic Development
Attachments:	1. Pianos on Public Property Application & Policy Acknowledgement
Key Word(s):	piano, public property, piano owner
Related Documents/Legislation:	None
Approved by Council:	May 28, 2018
Resolution No.	
By-Law No.	
Revised:	N/A
Replaces:	N/A

Policy Statement

The Town of Orangeville is committed to the growth of its cultural sector through the availability of enhanced and accessible cultural programming and prioritizes the use of outdoor public sites to enhance access to and availability of cultural programs, including music.

Purpose

This policy establishes the guidelines and conditions for the placement of pianos on municipally owned outdoor property and is intended to ensure consistency, convenience and safety among the owners, organizers, volunteers and citizens of the Town of Orangeville and The Corporation of the Town of Orangeville.

Definitions

- a) “Town” and “Town of Orangeville” means The Corporation of the Town of Orangeville.
- b) “Orangeville BIA” (OBIA) means the Orangeville Business Improvement Area for the downtown area of Orangeville.
- c) “Municipal Property” refers to any municipally owned property, including but not limited to, municipal sidewalks, roadways, road allowance or right of ways, land owned, leased, or controlled by the Town, designated parkland, trails, gardens, parks, sport fields, open spaces, parking lots, and buildings.
- d) “Owner” refers to the individual confirming full responsibility for the piano and adherence to this policy.
- e) “Approval” means the formal and written sanctioning of a piano for placement by the Town of Orangeville.
- f) “Application” shall mean the formal request to permit the use of a piano on municipal property. All applications are subject to review by Town of Orangeville staff.

Scope

This policy applies to any individuals or groups who wish to locate a piano on public property within the Town of Orangeville.

Policy

1. Locations

- 1. A maximum of three locations may be permitted annually within Orangeville’s downtown core, should sufficient owners supply the instruments and the proposed location be agreed to by business owners immediately adjacent to the proposed location. The approved downtown locations for pianos are subject to the approval of Town staff and include:
 - a. south side of Broadway in 82 -114 Broadway vicinity,
 - b. either side of Broadway, west of First Street, east of John Street,
 - c. either side of Broadway, west of Second Street, east of First Street.
- 2. Pianos proposed for location outside of the downtown core will be assessed on a case by case basis as required by location and shall be at the discretion of Town staff.

3. A piano on municipally owned outdoor property shall not impede the flow of pedestrian traffic. A minimum of 1.5 metres wide free and clear pathway must be maintained on the sidewalk at all times.
4. Pianos placed on Broadway must be positioned on the brick portion of the sidewalk to support accessibility requirements.
5. No permanent or temporary auxiliary structures and/or fixtures will be permitted.
6. Approved piano locations must be a minimum distance of 9 metres from outdoor boulevard cafes, municipal intersections, licensed food vendors, municipal bus shelters and stops, bike parking stations, park benches, fire hydrants, and street medians.

2. Piano Specifications

1. Pianos must be upright, acoustic pianos. No pianos with electronic, digital or electric components will be permitted for placement on public property.
2. Pianos must retain their ability to be played for the duration of outdoor placement and the owner agrees to ensure that the piano continues to qualify for placement.
3. Piano exteriors must be free of advertising and exterior finish must be well maintained.

3. Duration and Times

1. Approved pianos are permitted to remain on Town property for a maximum of three months, from June 15 to September 15 annually.
2. Pianos may be available to the public between 10 a.m. to 9 p.m. daily. The owners shall ensure that pianos are uncovered in the morning, as weather permits, and that they are covered and secured to ensure that pianos cannot be played after 9 p.m.

4. Insurance

1. The owner shall obtain public liability and property damage insurance as to protect the owner against any claim for damages or personal injuries which may arise from, or be connected with, the use and operation of the piano.
2. Insurance shall have a minimum limit of \$2,000,000.00 per occurrence (standard risk, without alcohol) and name The Corporation of the Town of Orangeville as an additional insured. Permission to place a piano on Town-owned property is not transferable to any other person, group or organization.

3. The owner shall indemnify and save harmless the Town of Orangeville, its officers, agents, employees, and volunteers against any and all actions, cause of action, claims and expenses whatsoever presented by any group, person, or peoples participating in or an active spectator to the piano's use for loss or damage sustained as a result of said participation or being a spectator.

5. Installation and Removal of Pianos

1. Piano owners shall be responsible for transporting pianos to and from approved locations, including all associated costs and liability.
2. Piano owners will be responsible for ensuring that pianos are installed no sooner than June 15 and are removed by no later than September 15 annually.
3. The Town will remove pianos remaining on Town property beyond September 15, and the associated cost of removal and disposal will be invoiced to the owner. The owner will forfeit all future rights to participate in the program again.
4. The Town of Orangeville reserves the right to deny placement of any proposed piano and/or require the removal of any piano:
 - a. when the right of way/Town property is required for any Town purpose;
 - b. to ensure public safety;
5. At the sole discretion of Town staff under the direction of the Chief Administrative Officer, the Town may require that an owner remove any piano at any time and the Owner shall comply immediately or reimburse the Town for any expenses incurred if the Town removes the piano.
6. Activities or events that are deemed to be a threat to public health and safety, that create noisy or disruptive behaviour including foul and threatening language, cause damage or other harm to property, or in any way disturb nearby businesses or residents, are not acceptable and may result in the Town requiring the piano to be removed.
7. Piano owners will be invoiced for any charges assessed due to clean up of damages and/or the removal of a piano resulting from disruptive behaviours which require intervention by the Town.
8. The Town of Orangeville may amend or require the inclusion of additional measures to any approved locations, installation requirements or other aspects of this policy as staff deem necessary to ensure public safety.

6. Ownership and Responsibilities

1. Piano owners will:

- a. indemnify the Town for any damages arising out of the placement of the piano.
- b. provide a certificate of insurance a minimum of 14 days prior to the installation of the piano.
- c. provide a completed Application and Policy Acknowledgement and all supplemental information requested by the Town of Orangeville.
- d. transport piano to and from the approved location.
- e. install the piano in its location.
- f. secure the piano to ensure that it cannot be moved or re-located from approved location.
- g. adhere to the timelines and dates outlined in this policy.
- h. assume full responsibility for ensuring that pianos are maintained, tuned, and can be played throughout the program duration.
- i. Provide and use only secure waterproof covers that are designed specifically to protect and fit upright pianos.
- j. Ensure that pianos are unwrapped and available for playing by 10 a.m. daily (weather permitting) and are covered nightly by 9 p.m.
- k. Secure and lock piano covers to ensure that pianos are not played outside of approved hours of operation.

7. Application

- 1. Piano owners interested in locating a piano on public property will be required to complete the application available from the Customer Services counter at Town Hall and/or online at the Town’s website.
- 2. Council delegates authority to the Chief Administrative Officer to implement, administer, enforce and amend this policy in accordance with the intent of the policy, and the Chief Administrative Officer shall direct staff accordingly.
- 3. There will be no fee associated with locating a piano on public property pursuant to this policy.

Acknowledgement

I, _____, hereby acknowledge
 (Print Name)

and declare that I have received, read and understood the “Pianos on Public Property” Policy, and as owner of the piano, I agree to abide by the policy guidelines as a condition of my participation in the Pianos on Public Property program.

Signed: _____

Date: _____