



City of Charleston
Acknowledgement Form
Demonstrating WVABCA Compliance
(for use with Outdoor Dining Area Permit)

Permit No. _____

Name of Operator/Establishment: _____

Address: _____

Phone: _____

The above-named Operator intends to serve beverages regulated by the WVABCA in its permitted Outdoor Dining Area and hereby acknowledges and affirms that it has fully complied with all WVABCA rules and regulations with respect to service of said beverages in the permitted Outdoor Dining Area.

Operator must attach to this Acknowledgement a copy of the “WVABCA Outdoor Dining Nonintoxicating Beer Privilege Request,” showing approval by the WVABCA of the Outdoor Dining Area for service of beverages regulated by the WVABCA within its permitted Outdoor Dining Area.

Operator Signature: _____ Date: _____

By executing this form the Operator above agrees to indemnify, defend and hold harmless the City, its officers, agents, and employees from and against any and all liability, claims, suits, damages, losses, costs, attorneys’ fees and expenses of any or all types arising out of, or related in any way to, the use of the public right-of-way for operation of the permitted Outdoor Dining Area, which includes, but is not limited to use of any City sidewalk, roadway, alley or other City property or right-of-way which may be incident to the use or which may be used for ingress or egress to the permitted Outdoor Dining Area and further agrees to indemnify, defend and hold harmless the City and the WVABCA, its officers, agents, and employees from and against any and all liability, claims, suits, damages, losses, costs, attorneys’ fees and expenses of any or all types arising out of, or related in any way to Operator’s possession, use, sale, or service of any beverage regulated by the WVABCA within or related to the Outdoor Dining Area. It is expressly understood and agreed that the duty to defend and indemnify is triggered immediately upon the filing or making of any claim, including, but not limited to, claims that allege negligence or malfeasance on the part of the City of Charleston and/or any of its agents or employees, and does not require a finding of negligence or malfeasance on the part of the business establishment or its agents or employees.