

## Purposes for implementing the SDAT for field reservations:

1. **County Code prohibits any use of park lands for profit.**
  - a. § 1-12-34 (D) *Certain activities prohibited on park land.* (8) Gaming or profit-making activities except by permit
  - b. § 1-12-42. PEDDLING AND SOLICITING.  
No person shall peddle or solicit business of any nature, collect any funds for any service, charity or any purpose, distribute handbills or other advertising matter, unless by permit.
2. **Applications and Permits are a contractual agreement between the Customer User Group and the Division of Parks and Recreation.**
  - a. Frederick County Division of Parks and Recreation's Policy for Athletic Field Reservations requires: Only the Designated Representative, over the age of 21, for your organization may submit an Athletic Field Application. The CUG's Maryland Department of Assessments and Taxation Department ID# must be included in the reservation request and must be in good standing. Nonprofit CUGs must also include their IRS nonprofit number if they wish to seek qualification for free natural grass fields
  - b. In an effort to ensure that we are engaging in business with organizations that are following all the codes and laws of the county, state, and federal governments.
  - c. Ensuring that any for profit organization is legally registered and in good standing with the state to pay any taxes that may be required.
  - d. Ensuring that any nonprofit organization is legally registered with the state and in good standing. Additionally, we are ensuring that nonprofit organizations are also in good standing with the IRS.
  - e. Aligning with the standard across Frederick County Government division which require business and organizations to be in good standing with the state prior to engaging in any contractual agreements.
  - f. Contractual agreements are not made between individuals and the Division of Parks and Recreation creating fiscal and legal liability where third parties are involved, whether money is exchanged between the individual and the third parties or not. Sole Proprietorships and General Partnerships, according to the State of Maryland, are not legal entities and are not indistinguishable from an individual person. Individuals carry unlimited personal liability with these types of business activities.
3. **State of Maryland, both the Department of Assessments and Taxation and the Secretary of State, require that all businesses, nonprofit organizations, and charitable organizations be registered with the State of Maryland Department of Assessments and Taxation.**
  - a. Any person or group that is receiving money for the purpose of providing goods, food, or services in return for that money is considered a business whether for the purpose of making a profit or not.
  - b. Any group soliciting for donations or fundraising must also be registered with the Secretary of State.
  - c. Starting and Complying with Business Laws in Maryland - LegalClarity
  - d. GUIDE TO LEGAL ASPECTS OF DOING BUSINESS IN MARYLAND - OFFICE OF THE ATTY GENERAL/DEPT OF COMMERCE
  - e. Business Law and Regulations for Maryland Businesses / Maryland Small Business Development / Maryland Small Business Development Center

**4. Residency Verification – Legal listing of the physical address for the organization**

- a. The State of Maryland Department of Assessments and Taxation requires a physical, legal address for all businesses, nonprofit organizations, and charitable organizations.
- b. PO Boxes cannot be utilized, nor the address of an individual from the organization that is not a registered, official designee or owner.
- c. Protection of the organizations that are located in Frederick County Maryland and providing services to the taxpaying Frederick County residents.