

Builder Entry Contract

Read the following **Rules and Regulations** carefully. If you can agree with and will adhere to them, please sign below.

Note: once this signed contract is accepted by the HBA and the Parade of Homes, the contract becomes binding.

By signing below I confirm that I have read and understand the rules below.

Name of Builder (Printed): _____ Date: _____

Signature of Builder: _____ Company Name: _____

This contract is an application by the above to enter a home in the 2023 Parade of Homes to be held April 22nd – April 30th, 2023. In consideration of the HBA providing services in conjunction with the Parade, the Builder agrees to and is bound by the following:

Rules & Regulations

1. **New Home Specifications.** The home I am entering in the 2023 Parade of Homes:
 - (a) has not previously been occupied and will not be occupied during the Parade;
 - (b) is located within the boundaries of FLAGLER COUNTY (with exceptions along the Flagler/Volusia County Lines)
 - (c) will be open for the entire Parade of Homes promotion during ALL official Parade days and hours
 - (d) will be available to the public without admission charge. I, or my representative, know that we are expected to be present during ALL official Parade days and hours; however, should your entry not be open for any reason it is your responsibility to post notice for the public to know why and when you will be returning.

Note: ****For these purposes, home is defined as "HOUSE AND LOT IN A RESIDENTIALLY ZONED AREA OR LOCATED ON A RESIDENTIAL ZONED PROPERTY AND SITUATED ON A PERMANENT FOUNDATION."**

Custom Project Entry Specifications

- (a) Project has been completed no more than 3 years from parade start date (proof will be required)
 - (b) (b) Before & After Photos must be supplied
 - (c) (c) Is located within Flagler County
2. **Fee Schedules.** *Payment is due when entry is submitted.* If your company will be remitting a check, please communicate that to HBA staff. For the advertising and promotional expense of the Parade, I agree to pay the entry fee hereinafter checked. This entry fee and all materials are due by March 3rd, 2023. All entry fees are non refundable for any reason, including incomplete and/or disqualified entries.
Entry Deadline: March 3rd, 2023
 Non (Future) Members add \$550.00 per Entry
 3. **Entry Materials:** I understand the materials (Parade entry packet filled out in its entirety) needsto be submitted via Online entry form by Friday, March 3rd, 2023.
 4. **The HBA Provides:** For my entry fee, I understand that: My Parade Home Information will be featured on www.FlaglerParadeofHomes.com as well as links to the parade site from: www.flaglerhba.com & Parde of Homes Mobile App
 5. **My entry will have an Entry Page in the Parade Magazine** featuring exterior photo or rendering, directions and special features about my Parade home. My first entry will have a double page entry in the Official Magazine. Additional entries are right sided , single page—you may purchase the adjoining page for advertisement for \$1000.
 6. **I will be given a Parade entry sign which must be placed in the front yard of my Parade home.** "Directional" signs will be available at the Flagler HBA Office the week prior to the Parade as specified in the Dates to Remember page. I will have Parade Magazines for distribution in my Parade home (to be picked up with Directional signs). Any entry material not claimed at the Flagler HBA Office will be discarded after June 1st, 2023.
 7. **Ready for Viewing by the Public.** I understand that ready for viewing by the public is defined as: The exterior complete and primary "living areas" open for viewing with the front and side yards landscaped and the back yard in the final grade stage. The interior, exterior, driveways, sidewalks and garages will be safe and free from debris. I understand that the landscaping **MUST** be completed with a "finished look," to include shrubs or flowers. Plain dirt from the street to the house is not acceptable. Decorating the Parade home is strictly my decision and responsibility. The home may be show unfurnished, partly furnished, or furnished.
 8. **Direct Access from the Street.** I understand that my Parade house must have direct access from the street. The public must not be directed to my Parade house through a model home or sales office. Please do not use the Parade to promote other built homes without paying the fee. The Parade of Home is the largest funding for your HBA Budget annually and it crucial to the success of your HBA.

9. The Parade, a Promotional Event. I understand that the Parade of Homes is a promotional event to spur the sale of new homes to the public. The event is free to the public. I also understand that communication (especially problems) with the Executive Committee and Executive Officer Annamaria Long, 386-445-9399, is critical for the success of this promotional event. Cell: 386-864-2750

The terms "Parade of Homes," "Parade" or the Parade of Homes logo may be used by any official Parade Entry for promotion in print or media advertising, news or feature articles in the print or media, etc. promoting your entry in the Parade of Homes. The Parade of Homes IS TRADEMARKED and will be displayed/printed, etc. as: Parade of Homes™

10. Penalties. I understand that if my home is not ready for public viewing as specified in #7 above, and has not been withdrawn in writing by the deadlines listed, I may lose the privilege of being in the 2023 Parade. If my home is not ready for judging, I will notify the Flagler Home Builders Association as soon as possible. I understand that if my home is NOT judged it will not receive any type of award.

11. Signage Policy. Entry signs will be available for pick up at the HBA Office on April 11th, 12th & 13th (prior to judging).

The entry yard sign must be placed in front of my Parade entry on April 14th and will be left up for the duration of the event. I understand that "Directional" signs will be available to pick up April 18th, 19th & 20th.

I will remove my yard sign in a timely manner. *(directional signs may not be displayed PRIOR to the beginning of the Parade on April 22nd or AFTER the Parade on April 30th, 5pm. Do not place signs in the right of way. We recommend bringing signs in each evening.

I understand that the 'entry' and 'directional' signs are to be taken back to the Flagler HBA Office immediately after the Parade.

I understand that if I use all or part of a parade sign including logo to promote my own non-parade home during the Parade, I could be prohibited

12. Gated Communities/ Neighborhood Covenants & Restrictions: If there are special requirements to gain entrance into the Parade Entry, please provide the necessary information to the HBA Office ASAP. It is the responsibility of the Builder/Entrant to obtain any and all permissions for the Parade of Homes entry and to ensure the community allows Parade traffic/signage. Flagler HBA must have a copy of this permission on file.

13. The Awards Competition (Judging Policies).

Ready for Judging. I understand that Ready for Judging is defined as: (1) the home must be "ready for viewing" as defined in item #7. CO is required prior to your entry being open to the public.

Prices of the homes for judging purposes must be certified with honor. The certified price must reflect the normal pricing methods that the Builder uses when determining fair market value. For complete information about certified pricing, refer to the Certified Pricing Form.

Out-of-Market Builders, individuals in the sale and marketing of new homes field, developers, etc. will judge the entries April 14th, 2023. The decision of the judges is final. The Executive Committee/HBA Staff has NO say in the judging.

The home must be open 8:30am until 4pm on April 14th for judging. * REALTOR judging will occur at same time as HBA judging.

If the home is locked, it will NOT be judged. No one may be in the home during judging except the driver and the judges. When the judges arrive, if the home is not vacated upon request, the home will not be judged.

The parade entry sign must be in place in front of the Parade entry in order for the home to be judged.

The Grand Award will be awarded in each category. In addition a blue ribbon sign to be placed in front of their entry will be awarded. The blue ribbon sign MUST be removed on/by Dec. 31st, 2023. DO NOT DISPLAY PREVIOUS AWARDS. All homes must be constructed and finished to professional standards and in accordance with all recognized codes, ordinances and restrictive covenants.

14. Photography: Deadline for all Exterior photos (or professional renderings) is April 1st. All Interior photography, video tours or Matterport should be completed and provided to the HBA/Publisher (if not already submitted online during online application) by April 1st 2023. If you are entering the same home as 2022 you may use those photos or choose to have new ones taken. You may use your own photographer or you can notify Flagler HBA and we will set you up with a photographer. Virtual Open House has Parade Packages available for purchase by those who may need photos / virtual tours.

15. Indemnification. I do hereby certify that: The home to be placed in the 2023 Parade of Homes is the result of an original design, that I have obtained the legal rights to use the design from the copyright owner and to the design as represented in the structure, plans, specifications, and drawings for the home. I further represent that I have not pledged, assigned, or encumbered the rights to the design and that such design does not violate any copyright, property, or common-law rights of others. I hereby indemnify and hold harmless the HBA from any and all claims of third parties, including, but not limited to, copyright infringement or conversion, which may be asserted as a result of the inclusion of the home in the Parade or the inclusion of elevations or floor plans of the home in any publication of the HBA or in conjunction with the 2023 Parade of Homes. I agree to indemnify and hold the HBA harmless from and against all claims, losses, costs, damages, expenses and liabilities for bodily injury, death, or property damage, arising out of or in connection with any and all occurrences on or about the home, caused in whole or in part by the other. I do further promise to have a liability insurance policy in effect covering the Parade Home during the time of the Parade and will provide a copy of a Certificate of Insurance to the HBA with the Flagler HBA and the Parade of Homes noted as "additional insured" with entry, but no later than April 1st, 2023.

16. Acts of God. I agree that, in the event that an Act of God prevents performance by the HBA or me, then that failure of performance shall not constitute a breach of this Contract.

I have read and do hereby agree to abide by the Rules and Regulations as set forth herein above for the 2023 Parade of Homes by the Executive Committee and the Flagler HBA. I understand that failure to comply subjects me to forfeiture of any and all privileges (including becoming ineligible to participate in future Parades), and in the event of any misunderstanding of this contract, agree to accept the decisions of the Executive Committee as final.

Parade of Homes Committee will be the Executive Committee of the Flagler HBA or may be HBA Staff with Direction from the Executive Committee.

Builder Initials _____ Date _____

Note: Once the signed "Contract and Entry Form" and "Rules and Regulations" are accepted by the Flagler HBA, the home is considered an "Entry" and is subject to the rules outlined in this paperwork.