



# Passenger Release of Liability Waiver, Behavior Agreement, & Photo Release

I understand that participating on the Rochester Pedal Tours (RPT) Cycle Boat is a potentially dangerous activity. I assume the risk that I may be injured and/or injure someone else while using the RPT. I assume all risks associated with my use of the RPT, as well as all risk of loss, theft or damage of personal property while using or present on the RPT or at the establishments/locations where the tour may visit or at any other time and any other location before, during and after the tour. I will not bring any action against Rochester Pedal Tours LLC its employees, successors and/or assigns, for personal injury, property loss, or property damage, including any action for negligence, breach of warranty, products liability or strict liability, and hereby forever waive, on my own behalf and on behalf of my successors and/or assigns, the right to bring such action. I affirm that I am at least eighteen years of age and of sound and sober mind and capable of making this Release. Further, I agree that I understand all the language in this document and what I am doing and agreeing not to do by signing it. If I did not fully understand what this document means, I would not sign this document or use a RPT until I had been advised regarding it by my own attorney. The RPT is of proprietary manufacture, and I agree not to reverse engineer, build or cause to be built any vehicle of the same or similar construction. I further agree to release, indemnify and hold harmless the owners and manufacturers of the RPT from any liability against any and all claims, including damages or demands of third parties, including but not limited to, successors and assigns, as a result of my use of the RPT.

1. All riders drinking alcohol must be 21 years of age. The legal guardian must sign this document for anyone younger than 18 years old
2. Renters may bring cans of beer and plastic bottles of wine, no liquor or glass.
3. Make sure everyone uses the bathroom ahead of time because urinating off the side of the boat is illegal and not tolerated. \$100 fine
4. Any person arriving in an intoxicated condition shall not be allowed to board the RPT.
5. The Rochester Pedal Tours crew is responsible for the boat and everyone on it; all their decisions are final.
6. All laws and rules regarding alcohol and behavior apply to all passengers before, during and after RPT tours. When the boat returns to the starting point all drinking of alcohol must stop.
7. Inappropriate behavior will result in boat returning to port and the tour ending, No refund will be issued. Passengers will be responsible for their own transportation from point of disembarking. Inappropriate behavior includes but are not limited to: • Extreme intoxication • Stealing Glasses • Foul Language or Gestures • Public urination /vomiting • Loitering more than 5 minutes after tour • Excessive noise/screaming
8. Any transgressions of the above restrictions may result in the RPT crew ending the tour immediately and causing a minimum \$100 Late/Damage/Violation Fee to be charged to the Renter's credit card. No refund will be issued for tours ended early due to passenger behavior.
9. RPT has the rights to use photo and likeness taken of me for promotional purposes including web and print media.

I have read, understood, and I agree to the above provisions.

Organizer Signature \_\_\_\_\_ Date \_\_\_\_\_

Name (print ) \_\_\_\_\_ Date of Birth \_\_\_\_\_

