

DOWNTOWNGA.COM WEBSITE TERMS OF USE AND COPYRIGHT INFORMATION

USE OF THE SITE

The DOWNTOWNGA.COM website (the “Site”) is operated by the Georgia Department of Community Affairs (“we” or “us”). By using the Site, you are agreeing to comply with and be bound by the following terms, which we may change at any time by updating this page. If you do not agree to be bound by these terms, you are not permitted to use the Site.

USER REPRESENTATIONS

By using the Site, you represent and warrant that: (1) you are (a) at least 18 years of age and have the legal capacity to agree to these terms, or (b) you are accessing the Site under the supervision of a legal guardian who has agreed, on your behalf, to be bound by these terms; (2) you will not access the Site using any “web crawler” or other automated or nonhuman means, such as a bot or script; and (3) you will not upload or transmit to the Site any content or information that (i) infringes an intellectual property right belonging to us or to any third party, including copyright, trade secret, or right of privacy or publicity; (ii) is offensive, obscene, threatening, libelous, defamatory, harassing, or that otherwise may give rise to civil or criminal liability; or (iii) includes personal or nonpublic information about a third party without their consent. If you violate any of these terms, we may suspend or terminate your access to all or any portion of the Site.

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All of the text, images, marks, logo marks, art work, and other contents of the Site, collectively “Site Content”, including but not limited to the design, expression, “look and feel” and arrangement of such Site Content, are property of the Georgia Department of Community Affairs and third party contributors authorized by Georgia Department of Community Affairs. Such materials may be protected by trade dress, copyright, trademark laws, and various other intellectual property rights and unfair competition laws.

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WEBSITE ANALYTICS

We may engage third-party service provider vendors, such as Cloudflare, Google Analytics, Facebook Pixel, or other service providers to provide us with information regarding usage of the Site. In doing so, we may allow the use of first party cookies, third-party cookies, and other forms of data collection (collectively, tracking technologies), where allowed by law, to, gather and analyze information regarding usage of the Site. By accessing the Site, you consent to the use of such tracking technologies to the extent they relate to your usage of the site.

USE BY MINORS

The Site is not directed to, or intended for use by children, and we do not knowingly solicit information from or market to children. If you become aware of any data we have collected from children, please contact us using the contact information provided below so that we may delete it.

THIRD-PARTY WEBSITES

The Site may include links to websites operated by third parties ("Third-Party Websites"). The Georgia Department of Community do not endorse and are not responsible for any Third-Party Websites accessed through the Site or any content posted on such sites. Your use of Third-Party Websites will be subject to the terms of use, if any, provided by the operator of such Third Party Website.

DISCLAIMER

The Georgia Department of Community make no claims, promises, or guarantees about the accuracy, completeness, or adequacy of the contents of the Site and expressly disclaim liability for errors and omissions in the contents of the Site. No warranty of any kind, including but not limited to the warranties of non-infringement of third party rights, title, merchantability, fitness for a particular purpose, and freedom from computer virus, is given with respect to the contents of this web site.

The Georgia Department of Community shall not be liable, regardless of the cause or duration, for any errors, inaccuracies, omissions, or other defects, or untimeliness of information contained within the Site, or for any delay or interruption in the transmission thereof, or for any claim or loss arising therefrom or occasioned thereby. The Georgia Department of Community shall not be liable for any damages, of any type or nature whatsoever, occasioned by the actions or omission of actions, if any, taken in reliance upon any information contained within this site.

GOVERNING LAW

All matters relating to your access to this site, including all disputes, will be governed by the laws of the United States and by the laws of the State of Georgia, without regard to its conflicts of laws provisions. You agree to the personal jurisdiction by and venue in the state and federal courts in Atlanta, Georgia in the event of any dispute relating to your use of the Site, and waive any objection to such jurisdiction or venue.

DIGITAL MILLENNIUM COPYRIGHT ACT

If you believe that any content posted on the Site infringes your copyrights, you may request that the Georgia Department of Community Affairs remove such content by submitting a notification pursuant to the Digital Millennium Copyright Act (the "DMCA") using the contact information provided below. Your notification should include the following information:

1. Identification of the copyrighted work you believe to be infringed. Please describe the work and include a copy of the work you believe to be infringed. If possible, please

include a copyright registration number associated with the work and a depiction or link to an authorized version or copy of the work.

2. Identification of the content that you believe is infringing. Please include a link to or picture of the portion of the Site that includes the purportedly infringing content in sufficient detail for the Georgia Department of Community Affairs to be able to locate the Content.
3. Your contact information, including name, email address, telephone number, and mailing address.
4. A statement that you have a good faith belief that the content is not authorized by the copyright owner, its agent or the law.
5. A statement made “under penalty of perjury” that (i) you are the copyright owner or are authorized to act on behalf of the copyright owner, and (ii) that the information you are supplying is accurate.
6. Your physical or electronic signature (or the physical or electronic signature of the copyright holder or authorized representative).

CONTACT US

In order to resolve a complaint regarding the Site or to receive further information regarding use of the Site, please contact us at:

Georgia Department of Community Affairs

Phone: 470-522-7167

Email: mainstreet@dca.ga.gov

Mailing Address

Georgia Department of Community Affairs

Attn: Office of Downtown Development

60 Executive Park S

Atlanta, GA 30329