THE CORPORATION OF THE MUNICIPALITY
OF NORTHERN BRUCE PENINSULA

BY-LAW 1999-72

BEING A BY-LAW TO AUTHORIZE AN AGREEMENT WITH THE ROTARY CLUB
OF TOBERMORY.

WHEREAS the Rotary Club of Tobermory has committed to redevelopment of a portion of
municipal property known as Part of Block A, Town Plot of Bury, East of the Bury Road
formerly in the Township of St. Edmunds;

AND WHEREAS Council deems it desirable to enter into an agreement with the Rotary Club of
Tobermory concerning this project;

NOW THEREFORE the Council of the Corporation of the Municipality of Northern Bruce
Peninsula enacts as follows:

1. That we enter into an agreement with the Rotary Club of Tobermory.

2. That the Mayor and Clerk-Administrator be and are hereby authorized to
execute said agreement on behalf of the municipality.

3. That a copy of said agreement be attached hereto and form part of this
by-law as Schedule "A".

4. That this by-law shall come into force and take effect upon the final passing
thereof.

READ A FIRST AND SECOND TIME THIS 13TH DAY OF DECEMBER, 1999

READ A THIRD TIME, FINALLY PASSED, SIGNED AND SEALED THIS 13TH DAY
OF DECEMBER, 1999.

[Signatures: Mayor, Clerk-Administrator]
THIS AGREEMENT MADE THIS DAY OF DECEMBER, 1999.

BETWEEN: THE CORPORATION OF THE MUNICIPALITY OF NORTHERN BRUCE PENINSULA (hereinafter called the Municipality)

AND: THE ROTARY CLUB OF TOBERMORY (hereinafter called the Rotary Club)

WHEREAS the Rotary Club has committed to redevelopment of a portion of municipal property known as Part of Block A, Town Plot of Bury, East of the Bury Road formerly in the Township of St. Edmunds now in the Municipality of Northern Bruce Peninsula (as shown on Schedule “A”) attached hereto and forming part of this agreement for the purposes of providing an enhanced community playground and park accessible to handicapped persons and including the erection of a stone cairn and mounting of a historic school bell to preserve a portion of the history of education in the Tobermory area;

AND WHEREAS the Municipality is supportive of the initiative proposed by the Rotary Club and wishes to participate as a partner in this project;

NOW THEREFORE the parties to this agreement covenant and agree as follows;

1. That the Rotary Club shall be granted use of said property for a minimum period of five years for the purposes of undertaking improvements for the purposes of providing an enhanced community playground and park.

2. That the Rotary Club shall work co-operatively with the Municipality through the School Bell Park Committee and other community groups and individuals in determining an appropriate design concept for the playground and park.

3. That the Rotary Club shall provide funding to the extent they are able for the acquisition of equipment and materials and the installation thereof.

4. That the Rotary Club agrees that any equipment purchased or improvements undertaken meet all appropriate safety standards.

5. That the municipality shall provide liability insurance in a minimum amount of $10,000,000.00 for the playground and park.
6. That the municipality shall maintain the grounds and equipment and other amenities associated with the playground and park in safe, tidy and attractive condition (i.e. cutting grass, collecting garbage, trimming trees, painting benches and maintaining playground equipment).

THE CORPORATION OF THE
MUNICIPALITY OF NORTHERN BRUCE PENINSULA

Mayor

Clerk-Administrator

THE ROTARY CLUB OF TOBERMORY

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[Signatures]

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[Signatures]
Subject Property