

Southside Neighborhood Garden - Application

Please carefully read the application, waiver of liability, and rules & guidelines, complete the following information and return application, waiver of liability, and fee(s) to the address below (by December 1st for renewals). **Payment is by check or money order. Make check payable to: Southside Neighborhood Garden.**

Chuck Wilkinson
Southside Neighborhood Garden
1136 Willow Green Circle
Eau Claire, WI 54701

Southside Neighborhood Garden Committee Contact Information

Chuck Wilkinson
southsidegardenec@gmail.com

Applicant/Gardener: _____

Address: _____

Phone # : _____ Email: _____

Renewal _____ **New Plot** _____

I am interested in: _____ Regular Plot, \$35 (20'x20') _____ Small Plot \$25 (10'x20')

I qualify for the reduced rate of \$15/plot (regular) or \$10/plot (small): Yes: _____ No: _____

- You qualify if you currently use FoodShare, or your children qualify for free or reduced lunch at school.

STATEMENT OF AGREEMENT

The City of Eau Claire will not be responsible for any accidents, injuries, or damages, nor will the City of Eau Claire be responsible for any theft, damage to, loss of, or replacement of any belongings, equipment, materials, tools, or plantings. There is no security for any personal belongings.

Failure to follow any garden or public area rules and regulations, after a reasonable attempt to notify the gardener, will result in the loss of your gardening plot. The gardener will not be eligible for refund or reimbursement for any garden fee paid, seed, plantings, or other materials left at the gardening site, if garden privileges are revoked.

Please make sure that you have read and understand the attached rules and guidelines sheet, and sign below indicating that you agree to the rules and guidelines:

SIGNATURE _____ DATE: _____

Payment is non-refundable as long as garden plots are available

FOR OFFICE USE ONLY

Gardener paid in full: _____ Yes _____ No

Gardener is a continuing plot holder: _____ Yes _____ No

Gardener has been assigned plot: _____

Southside Neighborhood Garden Waiver of Liability / Hold Harmless Agreement

We hope your gardening experience is safe and rewarding, but accidents can happen. The following waiver must be signed by gardeners to protect our Garden.

Waiver: In consideration of being permitted to participate in any way in the Southside Neighborhood Garden I, for myself, my heirs, personal representatives or assigns, do hereby release, waive, discharge, and covenant not to sue the Southside Neighborhood Garden or the City of Eau Claire, or their employees, volunteers and agents from liability from any and all claims resulting in personal injury, accidents or illnesses (including death), and property loss arising from, but not limited to, participation in the Neighborhood Garden.

Initials: _____

Indemnification and Hold Harmless: I also agree to INDEMNIFY AND HOLD the Southside Neighborhood Garden and the City of Eau Claire and their employees, volunteers and agents HARMLESS from any and all claims, actions, suits, procedures, costs, expenses, damages and liabilities, including attorney's fees brought as a result of my involvement in the Neighborhood Garden and to reimburse them for any such expenses incurred.

Initials: _____

Severability: The undersigned further expressly agrees that the foregoing waiver and assumption of risks agreement is intended to be as broad and inclusive as is permitted by the law of the State of Wisconsin that if any portion thereof is held invalid, it is agreed that the balance shall, notwithstanding, continue in full legal force and effect.

Initials: _____

Acknowledgment of Understanding: I have read this waiver of liability, fully understand its terms, and understand that I am giving up substantial rights, including my right to sue. I acknowledge that I am signing the agreement freely and voluntarily, and intend by my signature to be a complete and unconditional release of all liability to the greatest extent allowed by law.

Print Gardener Name	Gardener Signature	Date
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Parent or Guardian (if gardener is under 18): I am the parent or legal guardian of the above named minor child and, as such, I am authorized to enter into this agreement. I agree that my minor child and I are bound by and subject to the terms of this agreement. I understand that my signature here reflects my agreement to hereby release, waive, discharge, and covenant not to sue the Southside Neighborhood Garden or the City of Eau Claire, or their employees, volunteers and agents from liability from any and all claims resulting in personal injury, accidents or illnesses (including death), and property loss arising from, but not limited to, participation in the Neighborhood Garden.

Print Parent/Guardian Name	Parent/Guardian Signature	Date
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Southside Neighborhood Garden – Rules and Guidelines

The goal of the Southside Neighborhood Garden is to establish and maintain a vibrant, diverse, and sustainable neighborhood garden. Additionally, we hope to build and nurture community friendships to share and enhance gardening skills.

A regular garden plot will be approximately 20x20' and a small garden plot will be approximately 10x20'; multiple (contiguous & non-contiguous) garden plots may also be available. The annual fee for each 20x20' plot is \$35.00 or \$25 for a 10'x20' plot, to be paid at the time of application. Plot allocation for new garden applicants will be assigned randomly, after all applications have been processed. Gardeners from the last season will have the opportunity to continue their garden plots for the following year, if they choose, and their plot will be reserved for them provided renewal application and payment for the following year is received by the stated deadline.

NON TRADITIONAL PLOTS

There is space for lasagna plots and straw bale garden plots on a first come first served basis. Contact the garden committee at southsidegardenec@gmail.com if you are interested in such a plot. This can be your main plot or an extra one, if space is available.

SITE POLICIES

Volunteer Policy

- I will attend the 2 REQUIRED GARDEN WORK DAYS TO FULFILL MY VOLUNTEER OBLIGATION FOR THE SEASON. If there are extenuating circumstances such as health, etc., I will contact the garden committee to work out other opportunities.
- If I do not make it to any Garden Work days and desire to renew my plot, I understand I will be charged an extra \$20 above the normal garden plot fee for the following year.

Individual Plot Policy

- ***I will weed and maintain my garden regularly, as weed seeds quickly spread and make more work for other gardeners.***
- I will plant my garden promptly. If I must abandon my garden, I will notify the Garden Committee at southsidegardenec@gmail.com as soon as possible.
- If I plant tall crops, I will do so where they won't shade other garden plots.
- I will not plant invasive species, such as mint or comfrey, that may spread to other areas.
- I will not plant trees, shrubs, or other permaculture in individual rental plots.
- I will place all appropriate compostable plant material in the black compost containers provided at the west entrance to the garden.
- I will remove pests and diseased plants often, as they also quickly spread to other plots.
- I will not use synthetic (non-organic) chemicals. For the health of our community, it is the goal of the neighborhood garden to have a healthy and safe garden for all.

- I will not pick any planting from another plot, even if it looks like the plot has been abandoned or neglected.
- I will notify the Garden Committee if I think a plot is abandoned.
- If I will be out of town for an extended period of time, and cannot find anyone to maintain my plot, I will contact the Garden Committee at southsidegardenec@gmail.com.
- I will not remove the plot markers, nor extend my garden past my plot markers. If you are unsure of your boundaries, please contact the Garden Committee.
- I will place all rocks removed from my garden into the tree line, as other areas are regularly mowed.
- I will keep aisles and walkways free of tools, and walk with care to avoid trampling plants in surrounding plots.
- I will watch children and monitor their activities so that they do not disturb fellow gardeners' plots.
- I will harvest all plant material at the end of the season and remove all stakes, tools, tomato cages, and other materials from the premises.
- I will lock the shed every time I open it, as I want to make sure all tools are safe.

Shared Equipment Policy

- I will return any shared equipment to the tool shed.
- I will remove community hoses from the walkways when finished watering and coil them neatly.
- I will not practice unattended watering.

General Garden Policy

- I will use personal music players instead of radios in the garden and avoid loud cell phone conversations.
- No pets are allowed in the garden.
- If I have a concern or issue with a gardening neighbor, I will address it with him/her in a neighborly manner.
- If the issue cannot be resolved, I will contact the Garden Committee to aid in the matter.
- Please park your vehicle in the baseball parking lot or in the cul-du-sac at the end of Hester Street, and not along the roadway through the park.
- I understand that the use of the Neighborhood Garden falls subject to a lease between the City of Eau Claire and the Southside Neighborhood Garden. All reasonable efforts will be made to comply with the City policies and procedures for using this City land.
- I understand that neither the Southside Neighborhood Garden, nor the City of Eau Claire are responsible for my actions.

I THEREFORE AGREE TO HOLD HARMLESS THE CITY OF EAU CLAIRE (OWNERS OF THE LAND) AND THE SOUTHSIDE NEIGHBORHOOD GARDEN COMMITTEE FOR ANY LIABILITY, DAMAGE, LOSS, OR CLAIM THAT OCCURS IN CONNECTION WITH THE USE OF THE GARDEN BY ME, AS SIGNED ON THE SOUTHSIDE NEIGHBORHOOD GARDEN APPLICATION & THE HOLD HARMLESS AGREEMENT FORM, OR BY ANY OF MY GUESTS.

VOLUNTEER RESOURCES

The garden occasionally gets access to compost, old hay, or leaves, etc. and needs people to help transport it. Please answer the following if you are willing to contribute time and equipment for the good of the garden.

I own or have access to the following:

____ a truck

____ a trailer

____ a tractor or bobcat

____ other useful equipment (please list)
