

# 2024 Community Garden Use Agreement

I, \_\_\_\_\_ (“Gardener”) wish to participate in the Community Garden program in the City of Albert Lea. In consideration of being allowed to participate in any way in the City Garden program, Gardener acknowledges, appreciates, and agrees that:

**1. City of Albert Lea will:**

- a. Prepare (disc) the garden plot for planting
- b. Stake out the plot and identify all plots by number

**2. Gardener will:**

- a. Comply with City Garden Rules and Regulations
- b. Supply planting, seeds, fertilizer, and tools for proper preparation, growing and cultivation of crops
- c. Keep garden pests (weeds, insects, and diseases) under control using only approved fertilizers and pesticides
- d. Be a good neighbor and use only assigned plot(s)
- e. Park in designated parking area only
- f. Harvest plants and produce from assigned plot only

**3. Gardener’s Liability:**

- a. Gardener assumes all liability or use of the Community Garden and agrees to compensate the City of Albert Lea for injury or damage to person or property arising from or in connection with Gardener’s use of the Community Garden. Gardener further agrees to release, defend, indemnify, and hold harmless the City of Albert Lea from and against all actions, claims, damages, or demands which may be brought or made against the City of Albert Lea as a result of Gardener’s use of the Community Garden or in the exercise of the rights and privileges granted to Gardener in this agreement.

**4. Limitation of Liability:**

THE CITY OF ALBERT LEA ASSUMES NO LIABILITY WHATSOEVER FOR ACCIDENTS OR INJURY TO THE COMMUNITY GARDENER OR OTHERS, OR FOR VANDALISM TO OR THEFT OR LOSS OF CROPS, EITHER ON OR ADJACENT TO THE PLOT AND THE COMMUNITY GARDEN.

**5. Termination:**

City of Albert Lea may immediately terminate this Agreement, and Gardener will promptly remove all plantings, in the event Gardener violates any term of Agreement, the Community Garden Rules, and Regulations, or a federal, state, and local law or ordinance in Gardener’s use of the Community Garden.

I AGREE TO ABIDE BY THESE CONDITIONS OF THIS AGREEMENT AND THE RULES AND REGULATIONS SET FORTH FOR COMMUNITY GARDENERS.

Any questions, please call the Recreation Office at 507-377-4370.

Name \_\_\_\_\_ Plot Location and # \_\_\_\_\_

Address \_\_\_\_\_

Phone Number \_\_\_\_\_ Email Address \_\_\_\_\_

Gardener’s Signature \_\_\_\_\_ Date \_\_\_\_\_