



# The Corporation of the Municipality of Arran-Elderslie

PO Box 70, 1925 Bruce Road 10, Chesley, ON N0G 1L0  
t 519.363.3039 | f 519.363.2203 | recreation@arran-elderslie.ca

## Schedule "A" to By-law 45-2021

<b>Policy Name:</b>	Grants and Donations	Policy No: FIN01-2021	
<b>Department:</b>	Municipal Wide		
<b>Effective Date:</b>	June 28, 2021		
<b>Date Revised:</b>			
<b>Authority:</b>	By-Law No. 45-2021	<b>Repealed Authority:</b>	By-Law No. 31-2015

### **POLICY STATEMENT:**

The Municipality of Arran-Elderslie recognizes the many benefits that various groups, organizations, volunteers, events, and other municipalities provide by promoting and improving upon the social, cultural, and economic wellbeing of the community. The Municipality is committed to treating all requests for contributions in a consistent, fair, and equitable manner. Municipal Council also recognizes that residents have the right to expect that tax dollars will be expended in a manner that is fair, justifiable and holds grounds accessing public funds. Council is committed to working with groups which provide beneficial programs, services, or projects to each of our communities while recognizing the financial constraints impacting the Municipality's ability to provide funding to these groups.

### **PURPOSE:**

The purpose of this policy is:

- ✓ To provide support to non-profit groups and organizations that provide programs, services or events that are of a general benefit to the community,
- ✓ To offer awards and gifts to persons whose actions or achievements are, in the opinion of Council, worthy of note and recognition,
- ✓ To support volunteer, community-based organizations that are fundamental to maintaining our quality of life,
- ✓ To provide staff with clear direction in considering and responding to donation requests and,



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- ✓ To provide an equitable process for groups and organizations seeking donations, grants and in-kind donations from the Municipality of Arran-Elderslie.

## **SCOPE:**

This policy applies to any group or organization requesting a grant or donation towards initiatives or events within the Municipality or that service residents within the Municipality. This policy is tailored to two types of grants and donations:

- ✓ A direct donation or grant – monetary value
- ✓ In-kind donation – contributions of municipal properties/facilities, materials, or resources other than cash – financial value of the in-kind services considered by Staff/Council during the application evaluation process.

This policy establishes procedures followed by the applicant and the municipality.

## **DEFINITIONS:**

“Applicant” means the group or organization making the request for donation.

“Capital” means a project involving the construction of an item of physical substance that will be used/available for more than one year.

“Donation” means a contribution provided to the applicant to support a program, service, or operating expense.

“Facility” means municipal lands (parks, sports fields), buildings and portions of buildings available for rent or lease (owned and operated by the Municipality).

“Fees” means fees levied with respect to the renting/leasing of facilities and related fees as set out in the Municipality’s Fees and Charges By-Law.

“Grant” means a financial contribution provided to the applicant to be used toward a specific event or initiative.

“In-Kind Donation” means the use of municipal property/facilities, materials, or resources other than cash.



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“Municipality” means the Corporation of the Municipality of Arran-Elderslie.

“Non-profit organization” means an organization that does not exist to make a profit and provides public benefit through arts, culture, recreation, education and/or community-focused activities operating within the Municipality.

## **POLICY:**

### **1. General Guidelines:**

All requests for grants and donations will be assessed based on availability of requested resources, potential financial impact to the Municipality, contribution to the well-being of members of the community, recognition of a worthwhile program/cause and overall community impact.

Council recognizes that many groups and organizations offer events, programs and services that benefit the community. Council will consider requests for events, programs and services that fall under one of the following Municipal Priority Areas:

1. Operating Support Grants – that support an on-going community-based program recognized as a priority within the community.
2. Community Social, Recreation and Parks Grants – assists with community-based recreation programming, seniors programming or property and community facilities maintenance (buildings, flowers, sites, trails, playground areas).
3. Community Cultural and Heritage Grants – supports cultural and heritage conservation and public education.
4. Community Festival and Event Grants – a one-time or recurring event that Council has determined provides some significant benefit to the community and is open to all members of the public.
5. Community Development Grants – supports, youth and recognition awards, economic advancement of the community, health, and welfare of people within the community.
6. Other priorities as deemed appropriate by Council.

Applicants must comply with all municipal, provincial, and federal laws and regulations.



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Donations made by the Municipality are not to be regarded as a commitment by the Municipality to continue such donations in the future.

There is no guarantee that a request will be approved.

Council will set an amount annually in the budget to be apportioned to grants, donations and in-kind donations. Each request will be in writing, as defined by this policy. Once the annual budget has been exhausted, any further donation requests will not be considered. They may be held in a file to be reviewed during the next budget process.

In making donations, the Municipality may impose such conditions and/or restrictions as deemed fit. The Municipality's decision regarding donations is final.

If a request is related to a capital project to be constructed on municipal land, the request requires Council sanction before proceeding. The request must detail the project design with budget including future maintenance costs.

## 2. Eligible Applicants:

Groups or organizations must meet the following criteria to be considered for a municipal grant or donation:

- 2.1. Must operate as a non-profit or volunteer organization offering programs or services which address identifiable needs of the Municipality of Arran-Elderslie, or which provide benefit to the general community.
- 2.2. Must demonstrate a clear need for the funds being requested to enable the group or organization to provide a specific program, service, or event.
- 2.3. Shall have designated Executive Member(s) or a Trustee who will assume responsibility for the administration of the funds provided.
- 2.4. Must be located within the Municipality and provide a direct benefit to the Municipality and/or its ratepayers/residents.
- 2.5. Shall submit by October 1<sup>st</sup> of each year, a completed application form that is attached hereto as Schedule "B".
  - 2.5.1. Annual submissions of Schedule B Application Form are not required from the following groups identified in Schedule D:



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- 2.5.1.1. Enhancement of Parks and Roadsides – receipts or invoices required as incurred
- 2.5.1.2. Fall Fairs
- 2.5.1.3. Firefighters
- 2.5.1.4. Memorials
- 2.5.1.5. Non-municipal Community Centres
- 2.5.1.6. Remembrance Day Support
- 2.6.** Must provide a budget for the upcoming fiscal year or for the specific project/event for which the funding is being requested.
- 2.7.** Must include all necessary application documentation and information.
- 2.8.** Must provide a copy of the group or organization's most recent annual financial statements with the application, if applicable.
- 2.9.** The group or organization has fulfilled any obligations outstanding from previous grant/donation awards.
- 2.10.** Incomplete application/information will not be forwarded to Council for consideration.
- 2.11.** Grant application requests will be date-stamped, and acknowledgement sent to the application by email.
- 2.12.** Applications will be reviewed and evaluated to ensure that each follows the eligibility criteria and, subject to meeting the requirements, will be presented to Council at a meeting of Council in conjunction with the Budget process.
- 2.13.** Council will choose to allocate, or not allocate, funds to eligible groups or organizations, as they deem appropriate.
- 2.14.** Council is not constrained by the amount requested by the applicant in the application, but rather may determine to award less or more than requested.
- 2.15.** Cheques will be issued for the total amount that Council has approved for each group or organization following the approval of the budget.
- 2.16.** Only one grant request per group/organization per year will be considered.
- 2.17.** Grants and donations made by the Municipality are not to be regarded as a commitment to continue such grants/donations in the future.
- 2.18.** In making a grant/donation, Council may impose such conditions and/or restrictions as it deems fit.
- 2.19.** In some cases, financial requests may be granted to other Municipality's if the request is of regional scope and provides direct benefit to the residents of Arran-Elderslie.



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## 3. Non-eligible Funding and Activity

Council will not consider providing a Municipal Grant or Donation to the following:

- 3.1. Individuals.
- 3.2. For profit businesses.
- 3.3. Groups/Organizations with political or religious affiliation.
- 3.4. Groups/Organization who have failed to provide satisfactory reports, including financial statements, as to the success of the previous year and specifically with respect to the allocation of grant funds.
- 3.5. Other levels of government.
- 3.6. Discriminatory activities and events.
- 3.7. Activities that are contrary to the policies of the Municipality.
- 3.8. Activities which are deemed to be unlawful.

## 4. Types of Financial Assistance

- 4.1. Municipal Grant and Donation requests include in-kind contributions for Municipally owned resources:
  - Use of municipal owned facility(s) – fee waived or reduced.
  - Use of municipal owned equipment (includes municipal staff to operate equipment) – fee waived or reduced.
  - Use of municipal owned materials – fee waived or reduced.
  - Use of staff resources – regular/overtime at current rates.
- 4.2. Maximum value of any in-kind donation is \$500. A higher amount may only be considered if 100% of the waiver costs are paid back to the Municipality through an agreement (Schedule “F”).
- 4.3. Maximum value of a grant is 10% of the project budget, to an upset limit of \$10,000. Council has the discretion to alter the funding allocation as deemed appropriate.

## 5. Application Process:

- 5.1. Applicants that wish to be considered for a donation must apply in writing to the Municipality using the application form – Schedule “B”.
  - 5.1.1. Applications are submitted annually.
- 5.2. All applications must be submitted to the Community Development Coordinator by October 1st each year to allow appropriate time for consideration during the annual budget deliberations.



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- 5.3. Council shall allocate an annual amount for donation purposes yearly within the municipal budget. The amount of funds shall be distributed based upon the evaluation of the requests.

## 6. Community Events

- 6.1. That no funds shall be loaned by The Corporation of the Municipality of Arran-Elderslie to any organization for community events.
- 6.2. Council may consider temporary 'seed' financing for those events, operated by established groups, in such amounts as to ensure repayment of the funds to the Municipality by the current year's end.
- 6.3. Community-wide events receiving temporary 'seed' financing in a Ward shall be held at least five (5) years apart, such as homecomings.
- 6.4. In accordance with the Municipality's insurer, no event, not under the complete control of the Municipality, shall be insured under the Municipality's insurance policy.
- 6.5. Council may consider a contribution of up to 50% towards the cost of a rider to a group's liability insurance coverage to a maximum of \$2,000, having regard for the type of event, the level of community involvement, the experience of the group holding the event and the level of risk associated with the type of event proposed.
- 6.6. Funding to support a community event will not be considered in consecutive years.

## 7. Community Projects

- 7.1. Where larger projects consist of a capital component the applicant may be eligible for a municipal contribution in the form of a grant.
- 7.2. Municipal contribution is determined as 10% of the project budget, to a maximum of \$10,000.
- 7.3. Consideration can be given to an interest-free loan with annual repayments over 10-year term.
- 7.4. Agreement required, see Schedule "F".

## 8. Enhancement of Parks and Roadside

- 8.1. That, in recognition of the floral beautification of the parks and roadsides in the Municipality, an annual donation shall be made to the following groups, upon submission of paid receipts or unpaid invoices to be paid by the Municipality, for flowers and/or plants:





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- (a) Chesley Horticultural Society/ Chesley Chamber of Commerce combined total of up to \$1,500 to be allocated equally unless the actual expense incurred by one of the groups is less than half the total donation, wherein the second group may be reimbursed the unexpended share of the first group provided the second group has purchased sufficient plant material.
- (b) Friends of Paisley Flowers up to \$1,500
- (c) Tara Horticultural Society up to \$1,500
  - (i) + \$300 for maintenance of Municipal parks
  - (ii) + \$1,500 for watering per Res. No. 8-147-2014

## 9. Fall Fairs

- 9.1. That, in recognition of the past contributions of land and facilities to the Municipality and the importance of the Fall Fair in our rural community, the following policy shall apply to donations for Agricultural Societies which hold an annual Fall Fair in the Municipality, namely the Arran-Tara Agricultural Society, the Chesley Agricultural Society and the Paisley Agricultural Society:
  - (a) An annual donation of \$500 shall be made in the spring of each year, no later than June 30th to each of the three Societies.
  - (b) An additional annual donation equal to the rental fees for the number of free-use days granted in each Society's agreement with the Municipality.

## 10. Non-Municipal Community Centres

- 10.1. That an annual donation of 50% of the property taxes or \$800, whichever is higher, shall be made to the West Arran Community Centre, in the spring of each year, no later than June 30th, to offset municipal taxes paid. Roll No. 4103-490-001-18500, being part Lot 2 Concession 11, Arran.

## 11. Schools Clean Up

- 11.1. That an annual donation of \$100 shall be made to any school in the Municipality, within one month of the event, which holds an urban Municipal parkland or roadside cleanup.





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- 11.2. That an annual donation of \$500 shall be made to any school in the Municipality, within one month of the event, which holds a rural Municipal roadside cleanup.

## 12. Schools Commencement

- 12.1. Upon written request, a school within the Municipality may request:
  - 12.1.1. An annual grant not exceeding \$100 towards a school graduation ceremony.
  - 12.1.2. An annual grant of \$100 shall be made to a secondary school graduate who has good marks, has been a good citizen throughout secondary school, is proceeding to apprenticeship, college or university and is a resident of Arran-Elderslie.
- 12.2. A long-term achievement award may be purchased at any school in the Municipality in lieu of annual awards.

## 13. Parades

- 13.1. That an annual donation of \$300 shall be made, within one month of the event, to any local group, which sponsors a Christmas parade in the Municipality.

## 14. Remembrance Day

- 14.1. That the Municipality shall purchase annually, in honour of Remembrance Day, two wreaths in Paisley, one wreath in Tara and one wreath in Chesley, from each of the respective Royal Canadian Legion Branches located therein, to be laid by Members of Council as agreed prior to the event.

## 15. Disaster Relief

- 15.1. Donations to disaster relief funds shall be decided on a case-by-case basis by Council in accordance with donations made by other local municipalities.

## 16. Memorials

- 16.1. Floral memorials shall be made on the death of a sitting member of Council or an Employee.



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- 16.2. Monetary donations shall be made on the death of an immediate family member of a sitting Member of Council or an Employee. Immediate family means spouse, common-law, parent, child or sibling.
- 16.3. Council may direct that monetary donation be made in the event of the death of a local public figure who has played a significant role within any part of the Municipality.

## 17. Firefighters

- 17.1. An annual grant of \$250 shall be made to each Municipal Fire Department towards its local Christmas holiday celebration.

## 18. Accountability

- 18.1. Grants may be approved with certain terms and conditions. The letter of approval will state if any restrictions apply to the grant.
- 18.2. Applications given a grant/donation will be held accountable for the expenditure of the funds in accordance with the stated objectives/plans. Future donations will be reviewed based on past demonstrated fiscal responsibility of the applicant.
- 18.3. Donations given are not transferrable between projects or groups without prior Council approval and must be used for the specific purpose outlined.
- 18.4. If the event/initiative does not move forward, the recipient shall return the donated funds for the proposed project.

## 19. Recognition:

- 19.1. Successful applications must acknowledge the Municipality's contribution in event advertisements. A logo will be provided for use.

## 20. Budget

- 20.1. Council will set an amount annually in the budget to be apportioned to grants and donations.
- 20.2. Requests received, as per Schedule B, will be summarized and presented to Council for consideration.
- 20.3. Once the annual budgeted amount has been exhausted, any further donation requests will not be considered. They may be held in a file to be reviewed during the next budget process.



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- 20.4.** Donations will be recorded in financial records under the Council Donations account in the Economic Development Department.



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## **21. Requests for Donations Outside of Scope of Policy:**

- 21.1.** This policy does not prohibit Council from considering financial support outside the scope of this policy. Council will consider each case on its merits and any assistance provided will be without precedent.



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Schedule "B" to By-law 46-2021

## MUNICIPALITY OF ARRAN-ELDERSLIE Grant and Donation Policy Application Form

### Contact Information

Name of Organization	
Contact Person Name	
Position	
Phone Number	
Email	

What type of donation is being requested:

- Monetary Donation/Grant
- In-Kind Grant
- Interest Free Loan  
\*\* budget and project plan required

Total Amount Requested: \_\_\_\_\_

Is your Group based in the Municipality of Arran-Elderslie? Yes / No

Is your Group Not-for-Profit? Yes / No

How many years has your Group/Organization been in Operation? \_\_\_\_\_

What services does your Group/Organization provide to residents of Arran-Elderslie?




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## **Support Information for Donation Request**

Please provide a short description of the event/initiative and how the funds will be used:


If this is not a new project or initiative, please describe how a donation will enhance your event/initiative to increase participation and/or volunteerism:


Please describe the financial need of your organization and why you are requesting this donation:


Applicant Name (Print):

Applicant Signature:

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Date of Application:

***Please feel free to attach any relevant documents/information to support this application***

## **Privacy Statement**

Personal information, as identified by the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA) including name, address, telephone number and electronic email address is collected under the authority of the Municipal Act, 2001 and in accordance with MFIPPA and other legislation.

I, the undersigned, certify the information in this application is, to the best of my knowledge, true, correct, and complete. I understand that I will be notified of a decision regarding this application within 30 calendar days of submission of a complete application.

Name (Print):

Signature:

<input type="text"/>	<input type="text"/>
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Date:





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Schedule "C" to By-law 45-2021

## MUNICIPALITY OF ARRAN-ELDERSLIE

### Grant and Donation Policy

#### Donation Request Evaluation Checklist (for Staff use only)

Date Application Received		
Group/Organization Applying		
<b>Criteria</b>	<b>Yes</b>	<b>No</b>
Application form complete (all information provided)		
Application received by the deadline.		
Application meets criteria.		
Organization/Group based within, operating within, or serving the Municipality of Arran-Elderslie.		
Event/Program occurring within the Municipality of Arran-Elderslie.		
Event/Program benefitting residents of the Municipality of Arran-Elderslie.		
Organization/Group a registered Charity/Non-Profit.		
Donation type clearly indicated.		
Organization/Group has received prior assistance from the Municipality of Arran-Elderslie.		
Organization/Group receiving assistance from other sources.		
Satisfactory Municipal acknowledgement if donation provided.		
All requested attachments included with application form.		
What type of donation/grant is being requested?		
Approximate donation value being requested.		
Does this application meet all criteria necessary to be forwarded to Council?		
Is the organization attending as a delegation?		
If yes, what is the planned date:		
<b>Municipal Employee Sign off:</b>		



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Schedule "D" to By-law 45-2021

MUNICIPALITY OF ARRAN-ELDERSLIE  
 Grants and Donations Policy  
 Financial Commitments

<b>Community Events Funding</b>	
Temporary Seed Financing	Annual Repayment
Liability Insurance Coverage	50% to a maximum of \$2,000
<b>Disaster Relief</b>	
Case-by-case Basis	In accordance with donations made by other local municipalities
<b>Enhancement of Parks and Roadsides</b>	
Chesley Horticultural Society/ Chesley Chamber of Commerce	Up to \$1,500 with receipts or invoices
Friends of Paisley Flower	Up to \$1,500 with receipts or invoices
Tara Horticultural Society	Up to \$1,500 with receipts or invoices
** for maintenance of Municipal Parks	\$300 with receipts or invoices
** for watering per Res. 8-147-2014	\$1,500 annually
<b>Fall Fairs</b>	
Arran-Tara Agricultural Society	\$500 plus rental fees for free-use days
Chesley Agricultural Society	\$500 plus rental fees for free-use days
Paisley Agricultural Society	\$500 plus rental fees for free-use days
<b>Firefighters – Municipal Fire Departments</b>	
Chesley	\$250 – Christmas Holiday Celebrations
Paisley	\$250 – Christmas Holiday Celebrations
Tara	\$250 – Christmas Holiday Celebrations
<b>Memorials</b>	
Sitting member of Council or an Employee	Floral memorials, \$75
Immediate family member of a sitting member of Council or an Employee	Monetary donation of \$50
Local public figure, at direction of Council	Monetary donation of \$50
<b>Non-Municipal Community Centres</b>	
West Arran Community Centre	50% of property taxes or \$800
<b>Parades</b>	
Local Group, Sponsorship of a Christmas Parade	\$300
<b>Remembrance Day Support of Royal Canadian Legions</b>	



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Chesley	One wreath
Paisley	Two wreaths
Tara	One wreath
<b>Schools Cleanup</b>	
Urban municipal parkland or roadside	\$100 per school
Rural municipal roadside	\$500 per school
<b>Schools Commencement</b>	
Graduation Award Ceremony	Up to \$100 and a history book, per elementary school
Secondary School Graduate	\$100
Long-term Achievement Award	In lieu of Annual Awards



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Schedule "E" to By-law 45-2021

MUNICIPALITY OF ARRAN-ELDERSLIE  
 Grants and Donations Policy  
 Facility Commitments

<b>Rates determined by Fees &amp; Charges By-Law</b>	
<b>Chesley Curling Club</b>	
Kitchen use	15 days annually
Hall, kitchen and boardroom	1 day annually
Curling club floor during off ice season	4 days annually
** as per agreement	
<b>Paisley Curling Club</b>	
Hall and Kitchen	2 days annually
** as per agreement	
<b>Tara Curling Club</b>	
Hall and kitchen	1 day annually
** as per agreement	
<b>Tara Festival of Crafts</b>	
Reduced fees	3-day annual event
** as per agreement	
<b>Chesley Kinsman Club</b>	
Kinsmen Pavillion	3 days annually for July Fest
Kinsmen Pavillion	20 days annually
** as per agreement	
<b>Chesley Agricultural Society</b>	
Building and grounds for Fall Fair	3 days annually
Hall and kitchen for Jamborees	2 days annually
** as per agreement	
<b>Tara Agricultural Society</b>	
Building and grounds for Fall Fair	3 days annually
** as per agreement	
<b>Grey Bruce Highlander AAA Hockey Club</b>	
Ice Rental Fees	16% Discount off Prime Rate
Boardroom	Free use during ice season
** as per agreement	
<b>Arran-Elderslie Minor Hockey</b>	
Ice Rental Fees	27% Discount off Prime Rate
Boardroom	Free use during ice season



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<i>** as per agreement</i>	
<b>Sport Clubs</b>	
Figure Skating	Ice rental fees, 31% Discount off Prime
Broomball	Ice rental fees, 31% Discount off Prime
Out of Town Minor Sports	Ice rental fees, 7% Discount off Prime
<b>Other</b>	
OPP	Chesley Town Hall Paisley LCBO Building
Locum Loft	Chesley Town Hall



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Schedule "F" to By-law 45-2021

## MUNICIPALITY OF ARRAN-ELDERSLIE Grants and Donations Policy Agreement

**THIS AGREEMENT** (the "Agreement") is made and entered into as of the   DATE, (the "Agreement Date") by and between the NAME OF ORGANIZATION (hereinafter "ORGANIZATION", and the Municipality of Arran-Elderslie, Chesley, a Municipal Corporation, (the "Municipality").

**WHEREAS**, the Municipality has funds available to enhance community initiatives benefiting the Municipality and,

**WHEREAS**, the "ORGANIZATION" has requested a loan from the Municipality to assist with the "NAME OF PROJECT (the "Project"); and,

**WHEREAS**, in order to assist with the Project, and to enhance the community initiative benefiting the Municipality, the Municipality desires to provide the "ORGANIZATION" with an interest free loan in the amount of \$XX,XXX, (the "Loan") subject to the provisions of this Agreement; and,

**WHEREAS**, the Municipality is authorized to provide the Loan from funds available to enhance community initiatives that benefit the Municipality.

**NOW THEREFORE**, in consideration of the mutual covenants contained in this Agreement, the parties agree as follows:

1. The Municipality hereby agrees to provide the "ORGANIZATION" with the Loan subject to the provisions of this Agreement.
2. The "ORGANIZATION" agrees to complete the Project as presented.
3. The Municipality shall disburse the proceeds of the Loan by way of direct payment to the vendors for costs incurred under this Project. If Project costs are less than the Loan, the final Loan amount will be adjusted to reflect the Project costs, net of any municipal contributions and HST rebates. The municipal contribution committed for "YEAR" is \$X,XXX, as budgeted.



# The Corporation of the Municipality of Arran-Elderslie

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4. The "ORGANIZATION" agrees to repay the Loan, with minimum annual repayments of \$X,XXX on or before:
  - a. DATE Year 1,
  - b. DATE Year 2, and
  - c. DATE Year 3 etc.

In accordance with Section 3, annual repayment amounts may be adjusted based on the final Loan. Donations received each year, specifically donated to this project, may reduce the annual repayment amount.

5. The Loan shall be subject to the following:
  - a. In the event the "ORGANIZATION" fails to pay any amount due within 60 days of the due date, the delinquent amount shall be repaid with interest at the rate of 1.25% per month for each month the repayment has not been paid.
  - b. The "ORGANIZATION" shall have the right to prepay any part or all the unpaid balance at any time without penalty.
  - c. The "ORGANIZATION" hereby waives presentment, demand of payment, protest, and all other notices and demands whatsoever. No waiver of any payment or other right under this Agreement shall operate as a waiver of any other payment or right.
  - d. The "ORGANIZATION" shall be considered in default of the Loan:
    - (i) Upon any default, breach, or failure to properly perform under the Agreement.
    - (ii) Upon failure to pay any installment required hereunder on the date it is due.
    - (iii) At any time that the Municipality determines in good faith that the prospect of any payment required by this Agreement is impaired.
  - e. In the event of continued default following sixty (60) days written notice of default, the Municipality may, at its option, declare all unpaid indebtedness evidenced by this Agreement immediately due and payable, without further notice, and regardless of date of maturity. In such event, the unpaid balance shall accrue interest at the statutory rate proscribed by the Municipality of Arran-Elderslie from and after the date of such notice. The Municipality's failure at any time to exercise its rights hereunder shall not be deemed a waiver of those rights. Should it become necessary to collect the amounts due hereunder through an attorney, the "ORGANIZATION" agrees to pay all costs of collecting, including reasonable attorneys' fees, whether collected by suit, foreclosure, or otherwise.





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6. This Agreement is subject to, and the "ORGANIZATION" hereby specifically reaffirms the accuracy of representations made to the Municipality in the Request, and the documentation presented by the "ORGANIZATION" in connection therewith.
7. This Agreement may be modified, amended, or supplemented only by a writing of equal dignity.
8. No party shall delegate or assign this Agreement or any rights or duties hereunder (including by the merger or consolidation of a party with any third person) without the prior, written consent of the other parties. This Agreement shall be binding upon and shall inure to the benefit of the parties and their respective successors and permitted assigns of each upon execution hereof by the parties. This Agreement creates no rights as a third-party beneficiary or otherwise in any person not a party.
9. This Agreement may be executed in multiple counterparts, each of which shall be deemed to be and shall constitute one and the same instrument.
10. This Agreement fully and completely represents the final, entire, and integrated expression of agreement between the "ORGANIZATION" and the Municipality and supersedes all prior negotiations, representations, or agreements, either written or oral, pertaining to the subject matter hereof or the transaction contemplated hereby. No party shall rely upon any prior statement or representation made by or on behalf of the other not embodied in this Agreement.
11. This Agreement is entered into in the Town of Chesley and shall be interpreted under the laws of that province.



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**IN WITNESS WHEREOF**, the parties have executed this Agreement as of the Agreement Date.

## **MUNICIPALITY OF ARRAN-ELDERSLIE, CHESLEY:**

By: \_\_\_\_\_

By: \_\_\_\_\_

NAME:

NAME:

TITLE: CAO

TITLE: Treasurer

## **“ORGANIZATION”**

BY:

NAME:

TITLE: