



TOWN OF HUNTINGTON
ROBERT M. KUBECKA MEMORIAL
ORGANIC GARDEN
 (Revision 2015c)



Rules & Regulations

<u>Do & Those</u>		<u>Don'ts & Notes</u>	
New & Renewal Applications	<ul style="list-style-type: none"> • <i>Renewal</i> Organic Garden applications, and application payments must be returned by the deadline or plots will be assigned to another gardener. • All Organic Gardeners must have signed and notarized Hold Harmless & Indemnification Agreements on file with the Town of Huntington. 		<ul style="list-style-type: none"> • <i>Renewal</i> paperwork must be received, completed in its entirety, before any deadlines. After that date plots will be released and given to other residents. • No guarantee of present or future plot assignment, renewal or continuation in the Organic Garden Program is made or implied.
Start of Season	<ul style="list-style-type: none"> • The Organic Garden officially opens March 1 of each year. • A garden plot must be cultivated by <u>June 1st</u>. 		<ul style="list-style-type: none"> • Garden plots are subject to being reclaimed by the TOH and the garden plot reassigned. Prior participants will have no recourse other than to apply for a new plot and be put on the waiting list.
Garden Season	<p><u>Hours of operation during season:</u></p> <ul style="list-style-type: none"> • Sunrise to sunset <p><u>Months of operation:</u> • March 1st to Nov. 1st</p> <p><u>Water service:</u> • March 1st to Nov. 1st</p> <p><u>Gates Locked for Season:</u> • December 1st</p>		<ul style="list-style-type: none"> • <u>End of Season:</u> Garden plot should be left cleaned and all personal property removed by end of season. • There will be no access to the Organic Garden after December 1st. Everything remaining at the Garden after Dec. 1st is considered abandoned and subject to disposal.

Use	<ul style="list-style-type: none"> The use of Garden plots is limited to residents living and using a Town of Huntington address. Only one plot per household is permitted. Organic garden plots are for growing organic fruits, vegetables, flowers, shrubs, or ornamental grasses for <u>personal or donated use only</u>. 	<ul style="list-style-type: none"> Any commercial use involving the organic garden is prohibited. No growing of any controlled or regulated plants is allowed. Nothing grown at the Kubecka Memorial Garden is allowed to ultimately be sold or offered for sale.
Plot Maintenance	<ul style="list-style-type: none"> Garden plots must be actively maintained throughout the growing season and should be kept reasonably neat, clean and relatively free of weeds. Tools, stakes, plastic mulch and cutworm collars should be secured within the plot. 	<ul style="list-style-type: none"> Use of composite, pressure or chemically treated wood in the garden is permitted.
Pathways	<ul style="list-style-type: none"> Pathways between gardens are to be kept clear at all times. Gardeners encroaching upon or incorporating pathways as part of their gardens are subject to being immediately removed from participation in the Organic Garden Program. 	<ul style="list-style-type: none"> No materials, tools, obstruction or obstacles are allowed in pathways at any time. Gardeners are not allowed to encroach upon or incorporate pathways as part of their gardens.
Plot Safety & Liability	<ul style="list-style-type: none"> It is the responsibility of individual gardeners to maintain their plot and surrounding area in a clean and safe manner at all times. Rusted or broken chairs, fencing or other debris that can potentially become a safety hazard must be removed immediately. The registered Organic Garden participant accepts personal responsibility as specifically note in the Hold Harmless & Indemnification Agreement that is required from every participant. 	<ul style="list-style-type: none"> No bamboo or plants restricted or regulated by any laws may be planted or maintained. The Town reserves all rights of enforcement to ensure compliance by Gardener with all federal, state, local laws and codes in addition to these “Rules and Regulations” for the “Organic Garden” including, but not limited to legal prosecution of violation of any federal, state, local laws, codes or rules.
Fencing	<ul style="list-style-type: none"> Fencing in and around garden plots shall be constructed of material, and in such manner, that is consistent with the garden setting and must be limited in height to a maximum of three feet. 	<ul style="list-style-type: none"> Fencing that is not in compliance may be removed <u>without notice</u> by the Town without recourse.
Natural Look	<ul style="list-style-type: none"> Type, size, shape and color of fencing, tarps, pails, buckets, landscaping fabric, hoses or other materials must be consistent and blend in with the look and surroundings of the Organic Garden. 	<ul style="list-style-type: none"> The use of any color other than black, brown or green is not permitted for fencing, tarps, hoses or other materials.

Watering	<ul style="list-style-type: none"> Water is turned on for the season around April 15 and shut off for the season November 1st. Gardens may only be watered when the owner is present on the site. 	
Gardening Amendments	<ul style="list-style-type: none"> At times, there is donated horse manure and/or wood chips available. When available, these materials are for use exclusively at the Organic Garden by registered garden members on their individual plots. Supplies of gardening amendments are not promised or assured. 	<ul style="list-style-type: none"> The Town makes no representation or accepts any liability for the quality, contents, or possible foreign debris that may be found or contained in donated gardening amendments. The use of chemical pesticides, herbicides, fungicides and/or chemical fertilizers is prohibited.
Old Material	<ul style="list-style-type: none"> Old plant material should be placed in designated areas for composting. 	<ul style="list-style-type: none"> Plant material and heavy debris such as rocks should not to be deposited in refuse containers.
Standing Water		<ul style="list-style-type: none"> No containers, bowl, trays or other objects that permit standing water may be left at the Organic Garden. The Town may dispose of these, without notice, if left at the garden.
Prohibited Items		<ul style="list-style-type: none"> Carpeting, rugs, hallway runners, and non-landscaping fabrics are prohibited from use anywhere in the gardens or on paths.
No Vehicles		<ul style="list-style-type: none"> The riding or use of vehicles, including motorcycles, go-carts, and trail bikes is prohibited.
No Pets		<ul style="list-style-type: none"> No pets are allowed in the garden area, even if leash-restrained.
Hold Harmless & Indemnification	<ul style="list-style-type: none"> The Town Attorney's office requires every registered organic gardener to execute a HOLD HARMLESS and INDEMNIFICATION AGREEMENT releasing the Town of Huntington from any claim or responsibility of any loss, theft, damage and/or personal injury in connection with the Organic Garden. 	

Personal Safety	<ul style="list-style-type: none"> • Each registered organic gardener is responsible for his or her own safety and actions. • Registered organic gardeners agree to be personally responsible and liable for the safety and actions of any guest they may have. 	
Respect	<ul style="list-style-type: none"> • Each registered organic gardener has the obligation to treat all other gardeners courteously and respect each other's rights, privacy and property. 	
Deficiency or Violation	<ul style="list-style-type: none"> • In the event the Town of Huntington notifies the registered organic gardener plot holder of a deficiency or violation of garden rules, the gardener must correct the situation immediately. • Non-compliance within one week after notification is grounds, without further notice, for the Town of Huntington to cancel your permission to continue in the Organic Garden program and reclaim and/or reassign your plot. 	<ul style="list-style-type: none"> • The Town of Huntington reserves exclusive right of determination of compliance. • Any item(s) not in compliance may be removed and disposed or discarded by the Town of Huntington, <u>WITHOUT PRIOR NOTICE</u>, with no recourse by the owner of the object(s) and causing no responsibility for damages or replacement by the Town.

Please Note:

The Town of Huntington owns the Organic Garden area and property and as such reserves the right to change and/or modify rules, requirements, access, future programs, the continuation of the Organic Garden Program and all other decisions regarding the property at any time with no recourse by any person or entity.

The Town reserves all rights of enforcement, prosecution and/or cooperation to ensure compliance with all federal, state, local laws and codes in addition to all rules and requirements of the "Organic Garden".

The Town may, but is not required to, in its own opinion and at its own discretion, remove any object(s) that are not in keeping with the rules, the look or the stated or implied intent of the Organic Garden Program.

The Town may limit and/or rescind any or all access, permits or use of the Organic Garden or the property at any time without notice.

The Application fee; \$25 per season; seniors (over age 62) \$15 is non-refundable.

The payment to, or acceptance by, the Town of Huntington of the application fee shall not compel or obligate the Town to continue the Organic Garden Program, provide access, services or materials in any way.

Any issues dealing with the Organic Garden area, grounds, maintenance, or security should be addressed to: Mark Tyree, Director of General Services at (631) 351-3050