

JEB ANDREWS
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LEASE AGREEMENT BY AND BETWEEN
CITY OF PORTLAND
AND
DEERING CENTER NEIGHBORHOOD ASSOCIATION

THIS INDENTURE made this 8th day of June, 2009, by and between the CITY OF PORTLAND, a municipal corporation located in Cumberland County, State of Maine (hereinafter the "CITY") and DEERING CENTER NEIGHBORHOOD ASSOCIATION, a non-profit corporation, having a place of business at 86 Leland Street, Portland, Maine 04103 (hereinafter "TENANT").

WITNESSETH:

WHEREAS, the CITY is the owner of certain property in Portland known as Evergreen Cemetery; and

WHEREAS, a certain parcel within Evergreen Cemetery located southeast of Libby Field and adjacent to the Brentwood Street Gate, known as the "Brentwood Parcel," is currently not utilized for cemetery purposes; and

WHEREAS, TENANT desires to use a 2.5-acre portion of said parcel for the purpose of creating a community garden; and

WHEREAS, the 1994 Evergreen Cemetery Master Plan identifies the "Brentwood Parcel" as a buffer between the historic core of the cemetery and abutting housing; recommends that the land be used for future gravesite development, above ground burial and/or maintenance support facilities for the cemetery (including stockpiling or a nursery holding area and greenhouses); and states that a significant screen of vegetation should be planted along the property line to serve as a visual buffer for all future uses; and

