

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE CITY OF OAK HARBOR
AND
OAK HARBOR GARRY OAK SOCIETY**

This Memorandum of Understanding (MOU) sets forth the terms and understanding between the City of Oak Harbor (CITY) and the Oak Harbor Garry Oak Society (OHGOS) for the use of Garry Oak Wood to raise funds and awareness for the public benefit to preserve and protect Oak Harbor's Garry Oak Trees.

WHEREAS, Garry Oak Trees are protected under Chapter 20.16 of the Oak Harbor Municipal Code (OHMC). The Oak Harbor Municipal Code, Sections 20.16.010-020 prohibits harm to Garry Oak Trees and requires permits for removal, topping, and trimming; and

WHEREAS, The City has a governmental interest to promote the protection and preservation of Garry Oak Trees and educate the public for that purpose; and

WHEREAS, From time to time, Garry Oak Trees and branches located in City-owned parks and other City properties, or located on private property within City limits, fall onto City-owned property and in the public right-of-way, or Garry Oak Trees are trimmed by City personnel for safety and maintenance purposes; and

WHEREAS, The City wishes to provide the fallen or trimmed Garry Oak Trees and branches to the Garry Oak Society so that the tree wood can be used to promote Chapter 20.16 of the OHMC and provide education to the public for preservation and protection of Garry Oak Trees; and

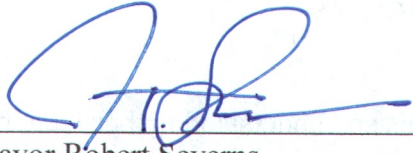
WHEREAS, The OHGOS is a nonprofit organization committed to the stewardship of Garry Oak Trees on Whidbey Island through outreach, education, and preservation by way of selling art, house wares, and other items hand-crafted from Garry Oak Wood. All proceeds generated from the sale of Garry Oak goods is used toward planting of Garry Oak Trees, preservation and public awareness; and

NOW THEREFORE BE IT RESOLVED by the parties as follows:

1. The City agrees to allow the OHGOS to use fallen or trimmed limbs from Garry Oak Trees or fallen Garry Oak Trees on an ongoing basis for the benefit of protecting Garry Oak Trees and educating the public to preserve and protect Garry Oak Trees.
2. The OHGOS agrees to only use the described Garry Oak Wood for the sole purpose of promoting of Chapter 20.16 OHMC and educating the public thereof.
3. This MOU shall be effective upon execution of the parties.

Executed the 16th day of January, 2019.

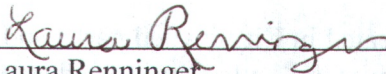
CITY OF OAK HARBOR



Mayor Robert Severns

Executed the 15th day of January, 2019.

OAK HARBOR GARRY OAK SOCIETY



Laura Renninger
President