

THIS AGREEMENT made in triplicate, this 22nd day of June, 2011.

BETWEEN:

THE CAFÉ ON MAIN & WINE BAR

(Hereinafter referred to as the "The Café On Main & Wine Bar")

of the FIRST PART

- and -

THE CORPORATION OF THE TOWN OF PELHAM

(Hereinafter referred to as the "Town")

of the SECOND PART

WHEREAS the Town is the holder of the Special Occasion Permit for a Street Festival known as Pelham Summerfest, to be held on Saturday, July 23rd, 2011, between the hours of 11:00 am and 12:00 midnight;

AND WHEREAS Pelham Summerfest, being an outdoor public event, Pelham Street will be closed from Highway #20 to Church Hill and Pelham Town Square Entrance;

AND WHEREAS according to the regulations of the Alcohol and Gaming Commission of Ontario, a Public Event Special Occasion Permit holder and a liquor sales licensee may jointly participate in an outdoor Public Event that allows patrons to carry a single serving of liquor between the licensed area and the area covered by the Special Occasion Permit;

AND WHEREAS the Street Festival known as Pelham Summerfest is an outdoor event where the boundaries of the permitted area include one or more liquor sales licensed establishments, as depicted on Schedule A attached hereto;

AND WHEREAS Pelham Summerfest has been designated a "municipally significant" Festival by a resolution of the Council for the Town of Pelham;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT in consideration of the mutual covenants herein contained, the parties hereto covenant, promise and agree as follows:

1. The liquor sales License Holder, The Café On Main & Wine Bar, and the Public Event Special Occasion Permit Holder, the Town, agree to ensure there is no unreasonable risk to public safety or the public interest and no unreasonable risk of non-compliance with the Liquor License Act (LLA) and its regulations.

2. The Café On Main & Wine Bar, will ensure that no bottles or cans will be served to patrons exiting to the Festival area and that all alcoholic beverages will be served in plastic beverage containers.
3. The Café On Main & Wine Bar will ensure entrances and exits to their facility, situated at 1455 Pelham Street, are monitored during all hours of the festival.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals duly attested to by their proper officers authorized in that regard.


SIGNED, SEALED AND DELIVERED

in the presence of

)THE CORPORATION OF


) THE TOWN OF PELHAM

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) MAYOR

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) CLERK

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) THE CAFÉ ON MAIN &

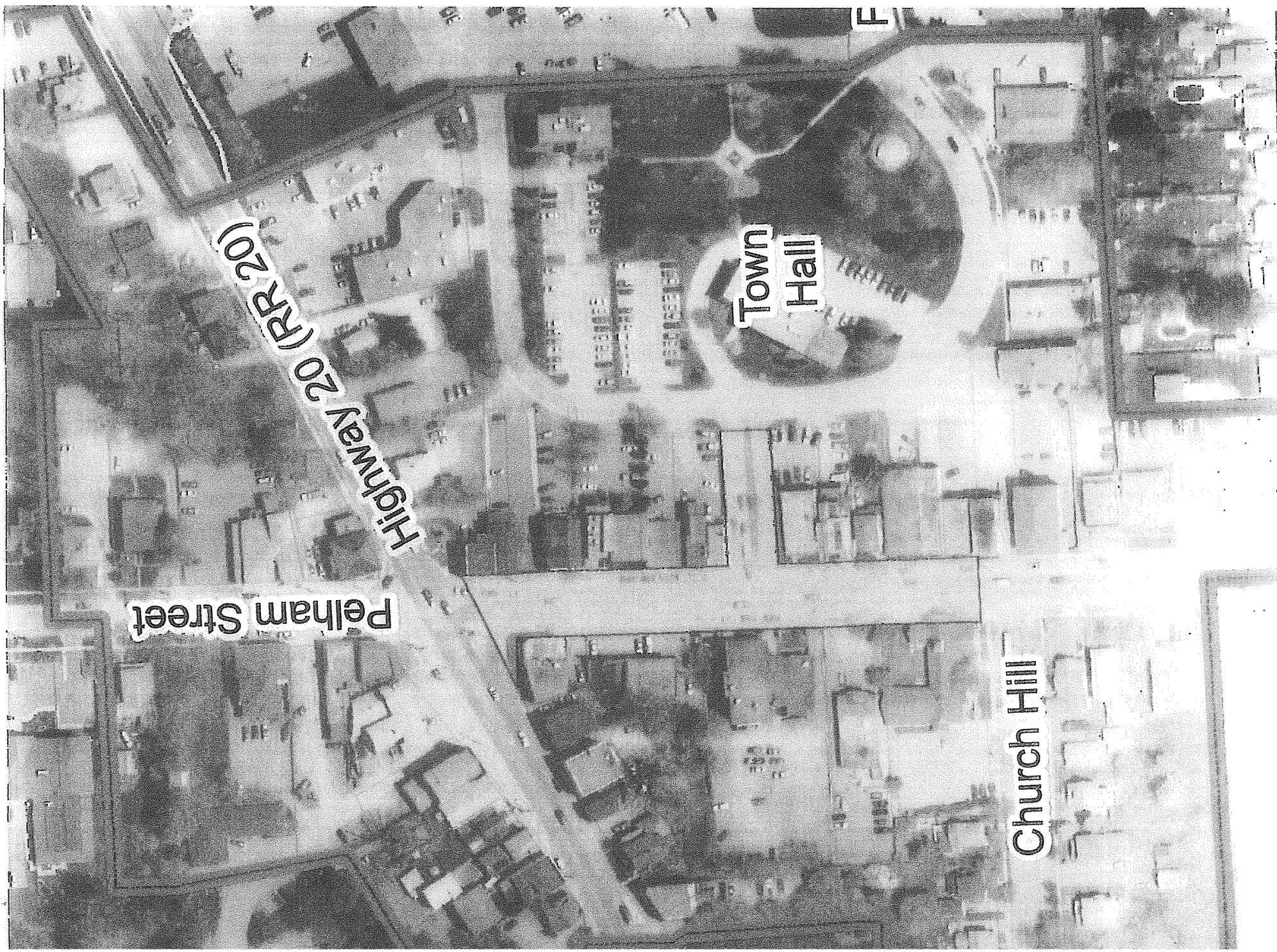
)WINE BAR

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)PATTI FAGAN

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THIS AGREEMENT made in triplicate, this 22nd day of June, 2011.

BETWEEN:

MOSSIMO'S PIZZERIA

(Hereinafter referred to as the "Mossimo's")

of the FIRST PART

- and -

THE CORPORATION OF THE TOWN OF PELHAM

(Hereinafter referred to as the "Town")

of the SECOND PART

WHEREAS the Town is the holder of the Special Occasion Permit for a Street Festival known as Pelham Summerfest, to be held on Saturday, July 23rd, 2011, between the hours of 11:00 am and 12:00 midnight;

AND WHEREAS Pelham Summerfest, being an outdoor public event, Pelham Street will be closed from Highway #20 to Church Hill and Pelham Town Square Entrance;

AND WHEREAS according to the regulations of the Alcohol and Gaming Commission of Ontario, a Public Event Special Occasion Permit holder and a liquor sales licensee may jointly participate in an outdoor Public Event that allows patrons to carry a single serving of liquor between the licensed area and the area covered by the Special Occasion Permit;

AND WHEREAS the Street Festival known as Pelham Summerfest is an outdoor event where the boundaries of the permitted area include one or more liquor sales licensed establishments, as depicted on Schedule A attached hereto;

AND WHEREAS Pelham Summerfest has been designated a "municipally significant" Festival by a resolution of the Council of the Town of Pelham;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT in consideration of the mutual covenants herein contained, the parties hereto covenant, promise and agree as follows:

1. The liquor sales license holder, Mossimo's Pizzeria, and the Public Event Special Occasion Permit Holder, the Town, agree to ensure there is no unreasonable risk to public safety or the public interest and no unreasonable risk of non-compliance with the Liquor Licence Act (LLA) and its regulations.

2. Mossimo's Pizzeria will ensure that no bottles or cans will be served to patrons exiting to the Festival area and that all such alcoholic beverages will be served in plastic beverage containers.
3. Mossimo's Pizzeria will ensure entrances and exits to their facility, situated at 1440 Pelham Street, are monitored during all hours of the festival.

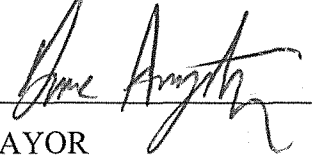
IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals duly attested to by their proper officers authorized in that regard.

SIGNED, SEALED AND DELIVERED

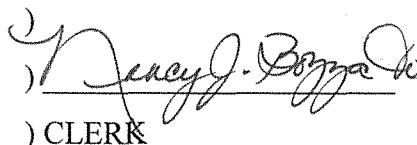
in the presence of

)THE CORPORATION OF

) THE TOWN OF PELHAM

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) MAYOR

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) CLERK

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) MOSSIMO'S PIZZERIA

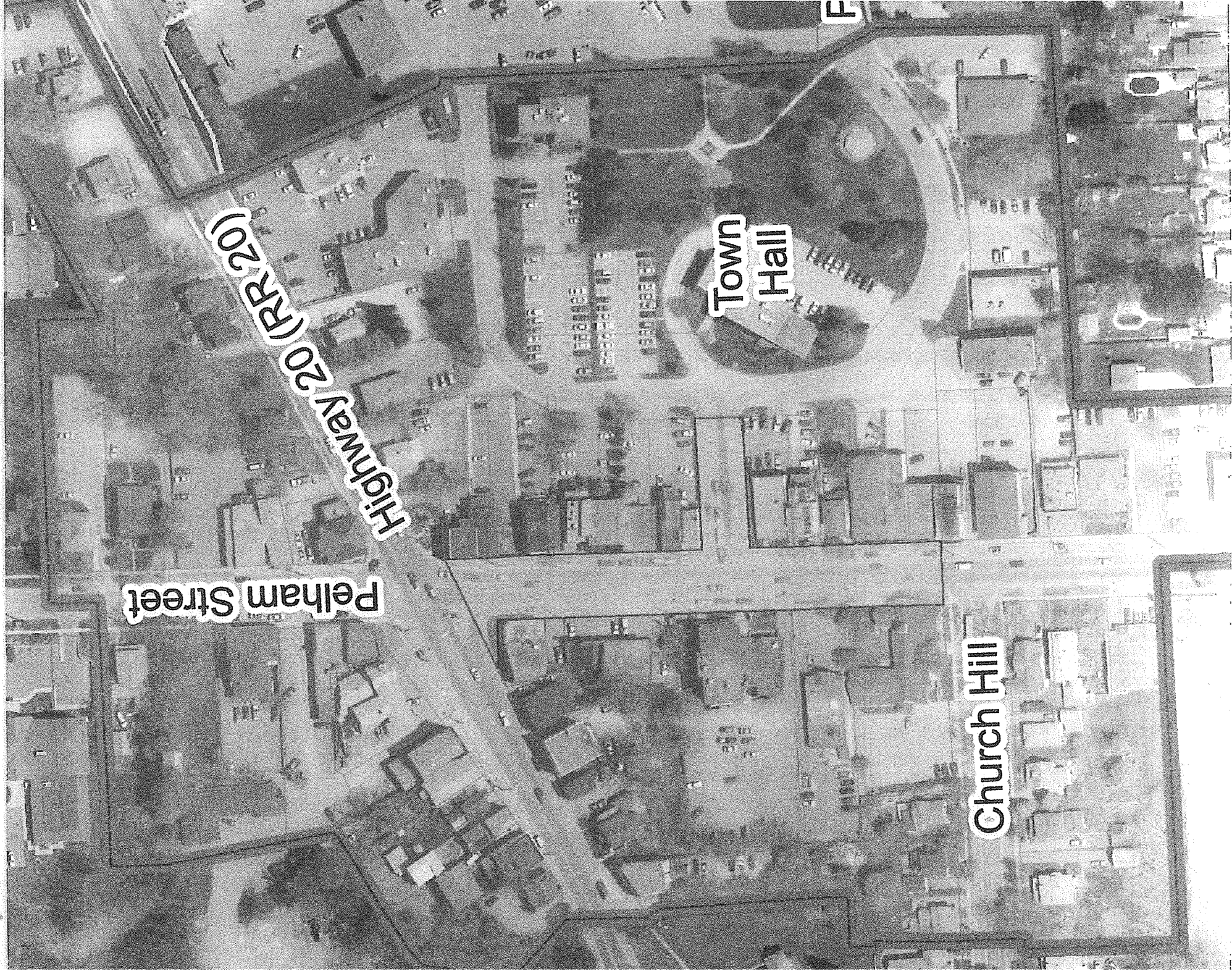
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MOSSIMO CITRIGNO

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THE CORPORATION OF THE
TOWN OF PELHAM
BY-LAW # 3501 (2014)


Being a by-law to authorize the Mayor & Clerk to enter into Agreements with four establishments licensed by the Alcohol and Gaming Commission of Ontario that are situate within the Summerfest licensed area, those establishments being namely Zest Restaurant, the Café on Main and Wine Bar, Gelato Village and Volcano Pizzeria for the purposes of obtaining a Special Occasion Permit for the Summerfest event to be held on Friday, July 18 and Saturday, July 19, 2014, and to Repeal By-laws 3206(2011), 3269(2012) and 3381(2013).

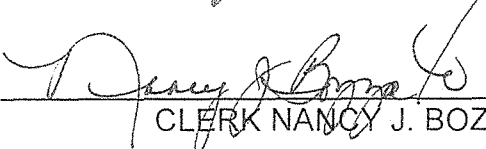
WHEREAS the Council of the Corporation of the Town of Pelham deems it desirable to enter into agreements with the four licensed establishments within the Summerfest licensed area to facilitate an application for a Special Occasion Permit, in accordance with the Regulations of the Alcohol and Gaming Commission of Ontario, for Festival Licensing during the Summerfest event to be held on Friday, July 18, 2014 between the hours of 4:00 pm to 11:00 pm and Saturday, July 19, 2014 between the hours of 11:00 am and 12:00 midnight, those establishments being namely Zest Restaurant, the Café on Main and Wine Bar, Gelato Village and Volcano Pizzeria;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE
TOWN OF PELHAM ENACTS AS FOLLOWS:**

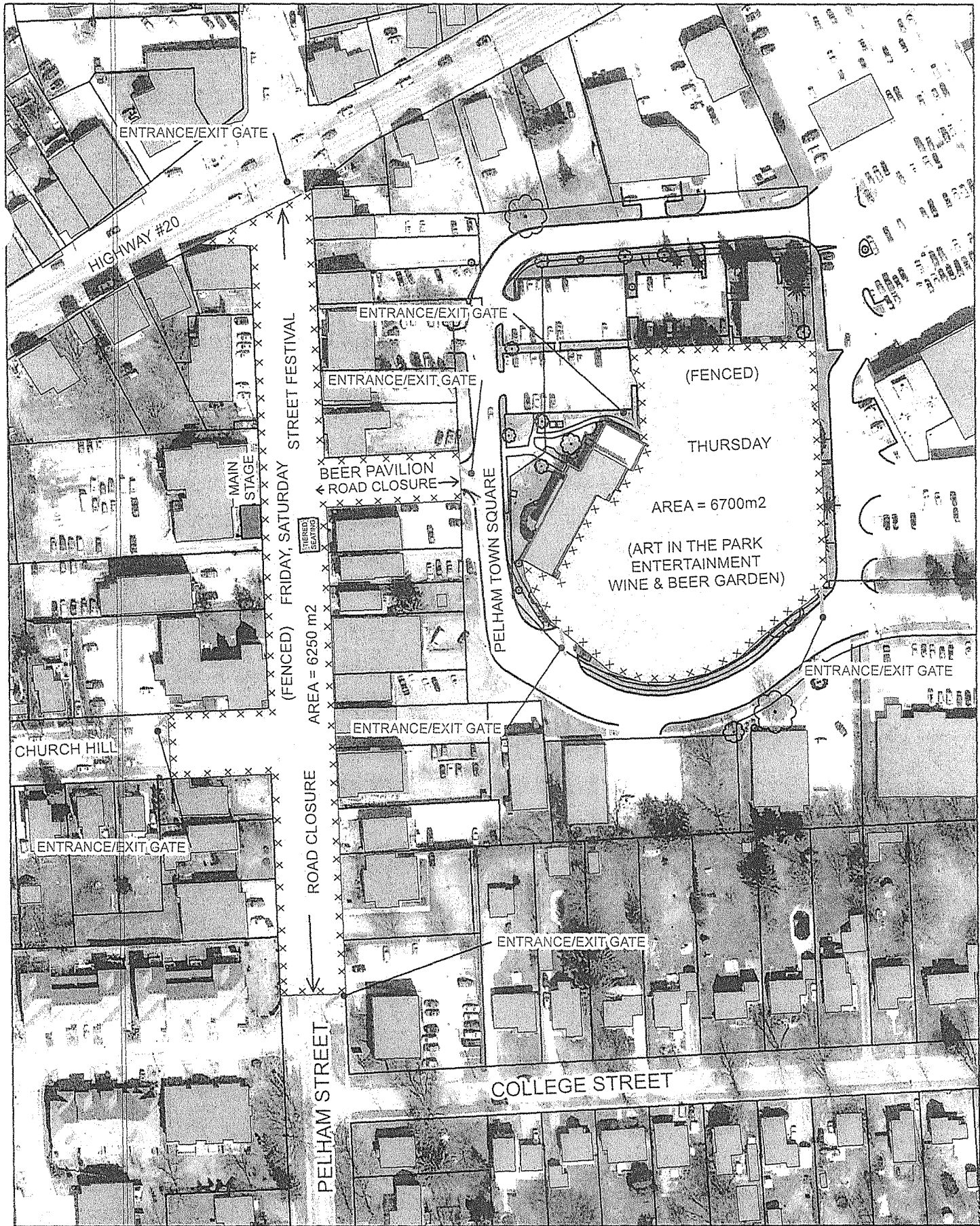
1. **THAT** the Agreements between Zest Restaurant, the Café on Main and Wine Bar, Gelato Village and Volcano Pizzeria be and the same are hereby approved; and
2. **THAT** the Mayor and Clerk be and each of them are hereby authorized and instructed on behalf of the Corporation of the Town of Pelham to execute the said Agreements and the Clerk is hereby authorized to affix the Corporate Seal thereto; and
3. **THAT** By-laws 3206(2011), 3269(2012) and 3381(2013), being By-laws to authorize special occasion permit agreements for former Summerfest events be and are hereby repealed.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
20th DAY OF May, 2014 A.D.


MAYOR DAVE AUGUSTYN


CLERK NANCY J. BOZZATO

SUMMERFEST CELEBRATION - LOCATIONS



SCALE: 1:1,500

AERIAL PHOTOGRAPHY: 2010 ORTHOIMAGERY