



WAIVER RELEASE AND INDEMNITY

BETWEEN:

The Corporation of City of Penticton
(the "City")

AND:

The Owners, Strata Plan _____, on behalf of the Strata Lot Owners _____
(the "Strata Corporation")

WHEREAS:

1. The Strata Corporation wishes to obtain Solid Waste and Recyclable Materials collection and/or Yard and Garden Waste collection service from the City pursuant to City of Penticton Solid Waste Collection and Disposal Bylaw in force from time to time. (the "Services").
2. The Services are not available to the Strata Corporation or to strata lots within the area included in the Strata Plan unless the Strata Corporation enters into an agreement with the City in the form of this Agreement.

NOW THEREFORE in consideration of the City providing the Services in respect of the strata lots and other lands within the Strata Plan (the receipt and sufficiency of which consideration are hereby acknowledged), the Strata Corporation covenants and agrees with the City as follows:

- (1) The Strata Corporation releases the City, and any person engaged to provide the Services, from any claim or liability whatsoever for any damage to any common property or death or bodily injury caused directly or indirectly as a result of the use of that common property by the City or that person in connection with the provision of the Services.
- (2) The Strata Council shall indemnify and save the City harmless, and any person engaged to provide the Services, from and against any loss, damage or expense that is suffered or incurred by the City or that person in connection with any claim of any kind made against the City or that person arising out of any damage to common property or death or bodily injury resulting in whole or in part from the provision of the Services.

Executed by THE OWNERS, STRATA PLAN NO. _____ on behalf of the Strata Lot Owners,
by its authorized signatory(ies)

this _____ day of _____, 20__.

Name

Name