

**PROFESSIONAL FEES AND ADMINISTRATIVE COSTS
PAYMENT AGREEMENT**

THIS AGREEMENT, made this ___ day of _____, 20___ between the **VILLAGE OF CAZENOVIA**, a municipal corporation of the State of New York, with its offices located at 90 Albany Street in the Village of Cazenovia, Town of Cazenovia, Madison County, New York, hereinafter designated as the “**VILLAGE**” and _____, an individual, residing at _____, New York _____, hereinafter designated as the “**DEVELOPER**”.

WITNESSETH:

WHEREAS, the Developer is seeking certain zoning approvals from the Village in order to construct a certain _____ development within the Village at the premises identified as approximately _____ acres of _____ land located _____ (“Developer’s Applications”); and

WHEREAS, the Village will have certain professional and administrative costs in the course of the consideration and processing of Developer’s Applications (“Village’s Costs”) and

WHEREAS, pursuant to the provisions of section 180-20 of the Code of the Village of Cazenovia, Developer is responsible for the payment of the Village’s Costs; and

WHEREAS, the Board of Trustees of the Village of Cazenovia has authorized the execution of this Agreement.

NOW THEREFORE, in consideration of the mutual promises and representations herein and other good and valuable consideration, it is agreed as follows:

1. Developer shall submit the sum of \$_____ to the Village as a deposit toward the payment of the Village’s Costs (“Developer’s Deposit”).
1. From time to time the Village is authorized to withdraw from the Developer’s Deposit such funds as are necessary to pay such of the Village’s Costs as are then due and owing.
1. At the time of withdrawal of funds from the Developer’s Deposit, the Village shall forward to the Developer notice of such withdrawal and an itemized statement of the payment being made by the Village with such withdrawal.

1. All legal fees and other fees and costs shall be at the rates and amounts charged to the Village.
1. In the event the Developer's Deposit is exhausted prior to the completion of the processing and review of Developer's Applications, Developer shall submit such additional deposit funds to the Village in such amount(s) deemed reasonable by the Village.
1. No certificate of occupancy will be issued until all of the Village's Costs have been paid by the Developer, either from the Developer's Deposit or by the Developer directly.
1. If there are any remaining funds in the Developer's Deposit at the time of issuance of the certificate of occupancy, such remaining funds shall be returned to the Developer as soon thereafter as reasonably practical.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the day and year first above written.

VILLAGE OF CAZENOVIA

DEVELOPER

By: _____
Thomas J. Dougherty, Mayor

By:
Name:

STATE OF NEW YORK)
COUNTY OF MADISON) ss.:

On the _____ day of _____ in the year 20____ before me, the undersigned, personally appeared Thomas J. Dougherty, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that the individual executed the same in the individual's capacity, and that by the individual's signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK)
COUNTY OF MADISON) ss.:

On the _____ day of _____ in the year 20____ before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that the individual executed the same in the individual's capacity, and that by the individual's signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public