

VILLAGE OF CAZENOVIA

DISCLOSURE STATEMENT

This affidavit is apart of and must be completed and attached to every application, petition, or request submitted for subdivision approval (approval of a plat), site plan approval, special use permit, zone change or other zoning approval under the Code of the Village of Cazenovia.

STATE OF NEW YORK )  
COUNTY OF \_\_\_\_\_) SS.:

1. \_\_\_\_\_ being duly sworn, deposes and says that he/she is:

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(applicant, petitioner, corporation officer, property owner, etc.)

2. That deponent has read and is familiar with the provisions of the General Municipal Law Section 809 which states:

I. Every application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions of any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer which such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.

II. For the purpose of this action an officer or employee shall be deemed to have an interest in the applicant when he, his spouse or their brothers, sisters, parents, children, grandchildren or the spouse of any of them

(a) is the applicant, or

(b) is an officer, director, partner or employee of the applicant, or

(c) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or

(d) is a party to an agreement with such an applicant express or implied, whereby he/she may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application, petition or request.

III. Ownership of less than five percent of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.

IV. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

3. That no Village of Cazenovia Officer, employee or a relative of either, as defined in Section 809 of the General Municipal Law has any interest in this application or request.

-OR-

4. If a Village of Cazenovia Officer, employee or a relative of either as defined in Section 809 of the General Municipal Law has any interest in this application or request give the full particulars in the following paragraph.

Dated: \_\_\_\_\_

\_\_\_\_\_  
(Applicant, etc. - signature)

(Individual Applicant's Acknowledgment)

State of New York )  
County of \_\_\_\_\_ ) ss.:

\_\_\_\_\_, being duly sworn, deposes and says that he/she is the Applicant in this (Application or Request): that he/she has read the foregoing affidavit and knows the contents thereof; that the same is true to the knowledge of deponent, except as to matters therein stated to be alleged in information and belief, and that as to those matters he believes it to be true.

\_\_\_\_\_  
(Applicant, etc. - signature)

Subscribed and sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public

(Corporate Applicant's Acknowledgment)

State of New York )  
County of \_\_\_\_\_ ) ss.:

\_\_\_\_\_, being duly sworn, deposes and says that he/she is the Applicant in this (Application or Request): that he/she has read the foregoing affidavit and knows the contents thereof; that the same is true to the knowledge of deponent, except as to matters therein stated to be alleged in information and belief, and that as to those matters he believes it to be true.

\_\_\_\_\_  
(Applicant, etc. - signature)

Subscribed and sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public

**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").
2. 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.
3. 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.
4. All legal fees and other fees and costs shall be at the rates and amounts charged to the Village.

5. 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.
6. 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.
7. 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