

**Application
To
County of Lewis Industrial Development Agency
For
Financial Assistance**

I. Applicant Information:

Company Name: _____
Address: _____

Phone No: _____
Fax No: _____
Fed ID No: _____
Contact Person: _____

Principal Owners/Officers/Directors:

(List owners with 15% or more in equity holdings with percentage ownership)

Corporate Structure (attach schematic if Applicant is a subsidiary or otherwise affiliated with another entity)

Form of Entity:

___ Corporation
___ Partnership (General ___ or Limited ___; number of general partners and, if applicable, number of limited partners ____).
___ Limited Liability Company/Partnership (number of members ____)
___ Sole Proprietorship

If corporation, partnership, limited liability company/partnership:

What is the date of establishment _____?

Place of organization _____ and,

If a foreign organization, is the Applicant authorized to do business in the State of New York? _____

Applicant's Counsel

Name: _____
Address: _____

Phone No: _____
Fax No. _____

II. Project Information

A) Describe the proposed acquisitions, construction or reconstruction and a description of the costs and expenditures expected.

Cost Benefit Analysis:

Costs = Financial Assistance

Benefits = Economic Development

Estimated Sales Tax Exemption	\$ _____	Jobs created	_____
Estimated Mortgage Tax Exemption	\$ _____	Jobs retained	_____
Estimated Property Tax Abatement	\$ _____	Private funds invested	_____
Estimated Interest Savings IRB Issue	\$ _____	Other Benefits	_____

B) Project Address: _____

C) Are Utilities on Site
Water _____ Electric _____
Gas _____ Sanitary/Storm Sewer _____

D) Present legal owner of the site _____
Of other than Applicant by what means will this site be acquired for this Project: _____

E) Zoning of Project Site: Current: _____ Proposed: _____

F) Are any variances needed: _____

G) Principal Use of Project upon completion: _____

H) Will the Project result in the removal of a plant or facility of the Applicant from one area of the State of New York to another? _____

Will the Project result in the removal of a plant or facility of another proposed occupant of the Project from one area of the State of New York to another area of the State of New York? _____

Will the Project result in the abandonment of one or more plants or facilities located in the State of New York? _____

I) Estimate how many construction/permanent jobs will be created or retained as a result of this Project:

Construction: _____ Permanent: _____ Retained: _____

J) Financial Assistance being applied for:

	Estimated Value
_____ Real Property Tax Abatement	\$ _____
_____ Mortgage Tax Exemption	\$ _____
_____ Sales and Use Tax Exemptions	\$ _____
_____ Issuance by the Agency of Tax Exempt Bonds	\$ _____

K) Project Costs (Estimates)

Land	_____
Building	_____
Equipment	_____
Soft costs	_____
Other	_____
Total	_____

III. Representations By The Applicant

The Applicant understands and agrees with the Agency as follows:

- A) **Job Listings.** In accordance with Section 858-b (2) of the New York General Municipal Law, the Applicant understands and agrees that, if the Project receives any Financial Assistance from the Agency, except as otherwise provided by collective bargaining agreements, new employment opportunities created as a result of the Project will be listed with the New York State Department of Labor Community Services Division (the "DOL") and with the administrative entity (collectively with the DOL, the "JTPA Entities") of the service delivery area created by federal job training partnership act (Public Law 97-300) ("JTPA") in which the project is located.
- B) **First Consideration for Employment.** In accordance with Section 858-b (2) of the New York General Municipal Law, the Applicant understands and agrees that, if the Project receives any Financial Assistance from the Agency, except as otherwise provided by Collective bargaining agreements, where practicable, the Applicant will first consider persons eligible to participate in JTPA programs who shall be referred by the JTPA Entities for new employment opportunities created as a result of the Project.
- C) **Annual Sales Tax Filings.** In accordance with Section 874(8) of the New York General Municipal Law, the Applicant understand and agrees that, if the Project receives any sales tax exemptions as part of the Financial Assistance from the Agency, the applicant agrees to file, or cause to be filed, with the New York State Department of Taxation and Finance, the annual form prescribed by the Department of Taxation and Finance, describing the value of all sales tax exemptions claimed by the Applicant and all consultants or subcontractors retained by the Applicant.
- D) **Annual Employment Reports.** The Applicant understands and agrees that, if the Project receives any Financial Assistance from the Agency, the Applicant agrees to file, or cause to be filed, with the Agency, on an annual basis, reports regarding the number of people employed at the project site.

E) **Absence of Conflicts of Interest.** The Applicant has received from the Agency a list of the members, officers and employees of the Agency. No member, officer or employee of the Agency has an interest, whether direct or indirect, in any transaction contemplated by this Application, except as hereinafter described: _____

The Applicant and the individual executing this Application on behalf of the Applicant acknowledge that the Agency will rely on the representations made herein when acting on this Application and hereby represent that the statements made herein do not contain any untrue statement of a material fact and do not omit to state a material fact necessary to make the statements contained herein not misleading.

(Applicant)

By: _____
Name:
Title:

This Application should be submitted with a \$250.00 Application Fee to: Richard H. Porter, Executive Director, County of Lewis Industrial Development Agency, P.O. Box 106, Lowville, New York 13367

The Agency will collect a 1% fee or a prior negotiated fee at the time of closing.

Hold Harmless Agreement

Applicant hereby releases County of Lewis Industrial Development Agency and the members, officers, servants, agents and employees thereof (the “Agency”) from, agrees that the Agency shall not be liable for and agrees to indemnify, defend and hold the Agency harmless from and against any and all liability arising from or expense incurred by (A) the Agency’s examination and processing of, and action pursuant to or upon, the attached Application, regardless of whether or not the Application or the Project described therein or the tax exemptions and other assistance requested therein are favorable acted upon by the Agency, (B) the Agency’s acquisition, construction and/or installation of the Project described therein and (C) any further action taken by the Agency with respect to the Project: including without limiting the generality of the foregoing, all causes of action and attorney’s fees and any other expenses incurred in defending any suits or actions which may arise as a result of any of the foregoing. If, for any reason, the Applicant fails to conclude or consummate necessary negotiations, or fails, within a reasonable or specified period of time, to take reasonable, proper or requested action, or withdraws, abandons, cancels or neglects the Application, or if the Agency or the Applicant are unable to reach final agreement with respect to the Project, then, and in the event, upon presentation of an invoice itemizing the same, the Applicant shall pay to the Agency, its agents or assigns, all costs incurred by the Agency in the processing of the Application, including attorney’s fees, if any.

(Applicant)

By: _____
Name:
Title:

Sworn to before me this

_____ Day of _____, 20____.

Notary Public

