

APPLICATION TO THE TOWN BOARD OF THE TOWN OF DEERPARK, ORANGE COUNTY,
NEW YORK, FOR A RACETRACK PERMIT

DATE: _____

1. Applicant Information:

Name: _____

Address: _____

Phone Number: _____

2. If Applicant is a Corporation:

Name and address of Director (s): _____

3. If Applicant is not a resident of the Town of Deerpark:

Name and address of a resident or person having place of business in the Town of Deerpark who shall act as an agent for the Applicant:

Phone Number: _____

4. The Applicant must attach the following information along with the application:

A. A statement that said applicant or corporate officers are over the age of eighteen (18) years of age.

B. A statement whether or not said applicant or corporate officers have ever been convicted of a felony or misdemeanor.

C. A statement whether said applicant or corporate officers have had any previous experience in the operation of racetracks as defined in Local Law 1-1991 and Local Law 2-1995.

D. A copy of the proposed schedule of races for the period to be covered by such permit if granted.

E. Such other facts or evidence deemed necessary to establish that said applicant is a person fit, qualified and capable of operating a racetrack as defined in Local Law 1-1991 and Local Law 2-1995 so as to protect the safety, health, morals, and welfare of the Town and its inhabitants.

F. A description of the type of racetrack to be operated by applicant.

G. A list of the number of employees to be employed.

H. The name and address of the owner (s) of the land and the nature of said owner (s) right of occupancy.

I. A statement that if the permit applied for is granted, applicant will operate the racetrack pursuant to the regulations set forth in Local Law 1-1991 and Local Law 2-1995 and a statement that upon failure to comply with such regulations, said permit shall be revoked forthwith.

J. A list of the names, addresses, and phone numbers of applicants or corporate officers.

K. A map showing the size of the property, the zoning district in which it is located, the names of the record owners of the adjoining properties, the streets or highways abutting said property, the size and location of any existing building (s), or structures or of any proposed building (s) or structures to be erected.

L. A plan or drawing showing the method to be used for the disposal of sanitary sewage and general refuse.

M. A plan or drawing showing the method to be used for the supply, storage and distribution of adequate and satisfactory water.

N. A plan or drawing showing the layout of any parking area for automobiles and other vehicles and the means of ingress and egress to such parking area.

O. A statement containing the type, number, and location of any radio device, sound amplifier, loud speaker, sound truck or other similar sound equipment.

P. A statement specifying whether food or beverage is intended to be prepared, sold or distributed. If food or beverage is intended to be prepared, sold or distributed, a statement specifying the method of preparation and distribution of such food or beverage and the method of disposing of any garbage, trash, rubbish, or other refuse arising there from. If a person, other than the applicant will be engaged in the sale and distribution of food or beverage, the name and address of such person shall be submitted. All garbage, trash, rubbish or other refuse shall be stored until removed at an unobtrusive area of the premises in securely covered containers. Such containers shall be maintained in a sanitary condition and shall be cleaned at least daily. No garbage, trash, rubbish or other refuse shall be removed from the premises between the hours of 11:00PM and 7:00AM.

Q. A statement specifying whether any private security guards or police will be engaged and, if so, the names and addresses of such persons, and the duties to be performed by such persons.

R. A statement specifying the precautions to be utilized for fire protection, and a map specifying the location of fire lanes and water supply for fire control.

S. A statement specifying whether any outdoor lights or signs are to be utilized and, if so, a map showing the number, location, size, type and luminating power of such lights and signs. No light on any part of the property shall be permitted to shine unreasonably beyond the property line. All exterior lights on the property shall be so situated or equipped with shielding devices so that no unreasonable glow shall shine beyond the property line.

T. A statement specifying the facilities to be available for emergency treatment or any person who might require immediate medical or nursing attention.

U. A statement specifying whether any camping or housing facilities are to be available and, if so, a plan showing the intended number and location of the same.

V. A statement that no soot, cinders, smoke, noxious acids, fumes, gases or unusual odors shall be permitted to unreasonably emanate beyond the property line.

W. A statement that no music shall be played in any place of assembly, either by mechanical device or live performances, in such a manner that the sound emanating there from shall be unreasonably audible beyond the property line.

X. A statement that no loud, unnecessary, or unusual noise shall be permitted to be made, continued or caused to be made or continued so as to be unreasonably audible beyond the property line.

Y. A statement specifying the facilities to be available in the way of adequate toilet and lavatory accommodations with such accommodations to be denoted in the plans required hereunder to be submitted under other provisions of this application.

Z. A statement specifying the manner in which insects and noxious weeds will be controlled.

AA. A statement that no law, ordinance, rule or regulation applicable to the place of assembly or enforceable by any governmental authority will be violated and that the regulations of the New York State Department of Labor Board of Standards and Appeals for places of public assembly will be adhered to.

5. No permit shall be issued unless:

A. The owner and his tenant or licensee, if any, shall furnish the Town with written authorization to permit the Town or its lawful agents to go upon the property for the purpose of inspecting the same, providing adequate police and fire protection and protecting persons and property from danger.

B. The applicant shall furnish the Town with a comprehensive liability insurance policy insuring the Town against liability for damage to persons or property with limits of not less than \$500,000.00 - \$1,000,000.00 for bodily injury or death and limits of not less than \$500,000.00 for property damage, sufficient in form to save the Town harmless from any liability or causes of action which might arise by reason of the granting of the permit, and non-cancelable without then (10) days prior written notice to the Town.

C. The applicant shall deposit with the Town Clerk cash or good surety company bond, approved by the Town Clerk, in the minimum sum of \$100,000.00, and conditioned that no damage will be done to any

public or private property, and that the applicant will not permit any litter, debris, or other refuse to remain upon any public or private property, by reason of the granting of the permit; which cash shall be refunded or surety company bond cancelled upon certification to the Town Clerk by the Building Inspector that all conditions of this application have been complied with.

6. Where the Town Board finds the applicant to be an established facility, possessing a history in the community of responsibility to the local government bodies and authorities and to the general public or those with whom it does business, and further finds such applicant to be sufficient financial stature and responsibility and able to respond for damage to public and/or private property, then the provisions required in 5.C may be waived.

7. The applicant shall pay to the Town Clerk the required fee at such time as he submits his application, which fee shall be returned by the Town if such permit is not issued.

Signature of Applicant

Sworn to before me this _____ day of _____, 20_____.

Notary Public