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**AFFIDAVIT TO ACCOMPANY APPLICATION FOR  
TEMPORARY CERTIFICATE OF OCCUPANCY**

To Whom It May Concern:

I am/We are [CIRCLE ONE:] Purchaser(s) / Owner(s) representing Tenant(s) applying for a Temporary Certificate of Occupancy (TCO). [PRINT NAME(S):] \_\_\_\_\_ of [PRINT PROPERTY ADDRESS:] \_\_\_\_\_ also known as Block \_\_\_\_\_, Lot \_\_\_\_\_, in the City of Rahway, New Jersey, County of Union.

I/We understand that a TCO may be issued only for the purpose of changing ownership and to occupy the premises for the purpose of making and/or improvements as per the Certificate of Occupancy Inspection report. I/We have checked with the City's Zoning and Building Divisions to determine if open permits or code violations exist. I/We understand that all Zoning and Building Division violations, penalties and/or construction permits will be my/our responsibility after closing.

I/We understand that the City has set forth a process through the issuance of a Temporary Certificate of Continued Occupancy by which a buyer may proceed with the transfer of title of a property located in the City of Rahway. I further acknowledge, agree and understand that:

- The property may require permits such as, but not limited to structures, such as but not limited to finished basements, decks, sheds, patios, hot tubs, conversion of all or part of a garage to living space constructed without permits.
- In the case where a variance is required in order to accommodate an existing structure, I (we) understand that if the variance is not granted, I (we) will have to restore the structure to its original condition/location/use.
- The City makes no representation as to the condition of the house/property and recommends that for property purchase transactions, the buyer and the seller arrange for funds to be placed in escrow account in the event that there is a need to pay for all or a portion of any of the aforementioned issues.
- The buyer(s)/applicant(s) shall indemnify and hold the City harmless against any and all liabilities, claims, damages, injury to persons or property, suits, judgments and any and all costs related thereto, including, but not limited to, attorneys' fees.
- As intended owner(s) of the premises, noted above the buyer(s) agree to the terms described herein, and take full responsibility for any/all requirements.

The following documents must accompany this Affidavit:

- 1) Certificated of Occupancy Application with all fields completed and associated fees paid
- 2) A copy of the Professional Home Inspection procured from a private company (for purchases).
- 3) Smoke/CO/Fire Extinguisher Affidavit if system/items were not approved during the City's inspection or in the event the City is not able to conduct an inspection.

This form is to be signed and notarized by the purchaser(s) of a resale property in the City of Rahway.

*Signature of Applicant(s):* \_\_\_\_\_ *and* \_\_\_\_\_

*Sworn to and subscribed before me on this* \_\_\_\_\_ *day of 20* \_\_\_\_\_

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