

AFFIDAVIT OF FACTS

This Affidavit is made this 21<sup>st</sup> day of April, 2015.

The undersigned, being duly sworn, hereby deposes and says as follows:

1. That he is over the age of eighteen and believes in the obligations of an oath.
2. That he currently resides at 48 Campbell Drive, Canterbury, Connecticut.
3. That he is the former Zoning Enforcement Officer for the Town of Brooklyn, Connecticut.
4. That he is familiar with the property located at 133 Wauregan Road, Brooklyn, Connecticut (the "Property") and its owners, Dale and Valorie Lyon.
5. That on or about the Fall of 2002, while he was serving as the Zoning Enforcement Officer for the Town of Brooklyn, Connecticut, Dale Lyon submitted an zoning application to him to replace two outbuildings on the Property with a new building.
6. That he was aware at the time of said application that Dale Lyon was operating a landscape maintenance business on the Property and from the existing outbuildings.
7. That he believed, based on the information available to him, that the landscape maintenance business was substantially consistent with the business operations of previous owners of the Property.
8. That as a result of the ongoing nature of the landscape maintenance business, he did not believe that there was any violation of the Town of Brooklyn Zoning Regulations based on the use of the Property.
9. That on November 22, 2002 he determined that the proposed new building complied with the Town of Brooklyn Zoning Regulations and he issued a Zoning Permit to Dale Lyon for the project.
10. That subsequent to November 22, 2002 he did not issue any zoning enforcement order against Dale and Valorie Lyon regarding the use of the Property or the new building for a landscape maintenance business.

Dated at Canterbury, Connecticut on the date first above written.

AFFIANT:

CHESTER W. DOMBROWSKI  
Chester W. Dombrowski

Subscribed and sworn to  
this 21<sup>st</sup> day of April, 2015.

Wm R. [Signature]  
Commissioner of Superior Court