



Data Usage Agreement

Submitting Organization: _____

The NYS Office of Information Technology Services (NYS ITS) is engaged in two separate but related projects; building a statewide address database, and a statewide parcel layer. Since the data required for both projects overlap, we have created one data usage agreement for both projects.

The statewide Address Point GIS database is needed for Next-Generation 9-1-1 dispatch. NYS ITS already has a statewide file containing 4.2 million Address Points but the majority of these are parcel centroids. The new Address Points file will have Address Points located on structures and, over time, subaddress detail (e.g., apartment, building, suite, floor) will also be mapped. This file will be publicly available including its use in geocoding web services, as a GIS layer in web mapping services, and as a downloadable file from the NYS GIS Clearinghouse (<http://gis.ny.gov>). The publicly accessible Address Point data will contain no personal or sensitive information.

In our Street Address Mapping (SAM) Project, NYS ITS desires to use the best available sources for the data build while not duplicating existing work. Recognizing that some counties have already mapped address points and most have data containing address information that could be useful for the data build (e.g., address points, building footprints, MSAG address ranges, Local Exchange Carrier subscriber database, Master Address lists, tax parcels), NYS ITS is requesting copies of your address-related data to support the statewide address point build. Source data provided may be used to add new address points, to validate the location and/or attributes of existing address points, or for other NYS ITS internal uses. While the statewide Address Point GIS database will be publicly available, source data, apart from parcel data, discussed below, will not be distributed outside of NYS ITS unless the Submitting Organization instructs otherwise (e.g., a county requests a provided data set be posted on the NYS GIS Clearinghouse). Address Point data provided will be returned to the Submitting Organization with new NENA Address Data Standard attributes appended and populated.

NYS ITS is simultaneously engaged in the implementation of the *NYS Business Plan for Centralized Access to Consistent Cadastral Data* (<http://gis.ny.gov/coordinationprogram/parcelplan>), the goal being to create a publicly accessible digital statewide parcel data layer. The NYS GIS Coordinating Body and NYS ITS collaborated with stakeholders across the State, including counties and other local governments, to develop the plan. For efficiency, we are combining the outreach and data usage agreement efforts for the statewide parcel data build with the SAM Project. Please be advised that unless otherwise indicated in the *Distribution or Use Restrictions* column in the table below, NYS ITS will incorporate parcel data received for the SAM Project into a publicly accessible statewide parcel data layer.

Please list the data you are able to provide below. If you need to restrict use or distribution of a data set, please describe that restriction in detail. For example, if only certain fields are of concern and should not be incorporated into the statewide parcel data layer, or if you would like a data set posted on the NYS GIS Clearinghouse but the data should be password protected, please be clear about the restriction in the table below.

Data Set Name	Current as of	Distribution or Use Restrictions

As an authorized representative of the Submitting Organization (SO) above, I am authorized to provide the data sets listed above to NYS ITS for the SAM Project and if applicable, incorporation into the statewide parcel data layer. Distribution and use restrictions listed will be respected by NYS ITS and any exceptions to these restrictions will require a separate, written authorization from the SO. The SO is the owner of or has the necessary licenses, rights, consents, releases or permissions to release the above indicated data sets to NYS ITS. NYS ITS is also authorized to make such data available to contractors and subcontractors for work on the agency's behalf. Subsequent deliveries of these data sets will be subject to the same permissions unless a new Data Usage Agreement is submitted. THE GIS DATA IS PROVIDED AS IS AND WITHOUT ANY WARRANTY, EXPRESS OR IMPLIED, AS TO THEIR PERFORMANCE, MERCHANTABILITY, OR FITNESS FOR ANY PARTICULAR PURPOSE. The SO does not represent or warrant that the GIS data or the data documentation provided are error-free, complete, current, or accurate.

Name _____ Signature _____ Title _____ Date _____
Authorized Representative

Name _____ Signature _____ Title _____ Date _____
NYS Office of Information Technology Services Representative

If this form is not signed in the presence of a NYS Office of Information Technology Services representative, please have the form signed and acknowledged before a notary public

STATE OF _____)
) SS:
COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____, to me known, and known to me to be the person who executed the above Authorized Usage Agreement, who, being duly sworn by me, did for her/himself depose and say that (s)he is the _____ (title) of the Submitting Organization, with its principal place of business located at _____, County of _____, and that (s)he executed the foregoing instrument in the name of Submitting Organization, and that (s)he executed the same as the act and deed for the uses and purposes mentioned therein.

Notary Public