

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Article 18-A of the New York General Municipal Law will be held by the Genesee County Industrial Development Agency d/b/a Genesee County Economic Development Center (the "Agency") on Tuesday, March 28, 2017, at 4:00 p.m., local time, at Batavia City Hall, City Council Board Room, One Batavia City Centre, Batavia New York 14020, in connection with the following matter:

Genesee & Mohawk Valley Railroad Co., Inc., for itself or on behalf of an entity formed or to be formed (the "Company"), has requested the Agency's assistance with a certain project (the "Project") consisting of: (A) the acquisition or retention by the Agency of a leasehold interest in certain land located at 100 Evans Street, City of Batavia, Genesee County, New York (the "Land") and the existing improvements located thereon, consisting principally of the Company's existing rail and truck served warehouse offering transloading (rail to truck, truck to rail), warehousing and distribution of certain products (the "Existing Improvements"), (B) the construction and equipping of an approximately 12,000 square-foot addition to the Existing Improvements to accommodate additional workload capacity (the "Improvements"), and (C) the acquisition by the Company in and around the Improvements of certain items of machinery, equipment and other tangible personal property (the "Equipment", and collectively with the Land, the Existing Improvements and the Improvements, the "Facility").

The Agency will acquire title to, or a leasehold interest in, the Facility and lease the Facility back to the Company. The Company will operate the Facility during the term of the lease. At the end of the lease term, the Company will purchase the Facility from the Agency, or if the Agency holds a leasehold interest, the leasehold interest will be terminated. The Agency contemplates that it will provide financial assistance (the "Financial Assistance") to the Company in the form of sales and use tax exemptions consistent with the policies of the Agency, and a partial real property tax abatement.

A representative of the Agency will be at the above-stated time and place to present a copy of the Company's project Application and hear and accept written and oral comments from all persons with views in favor of or opposed to or otherwise relevant to the proposed Financial Assistance.

Dated: March 13, 2017

By:

GENESEEE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY D/B/A
GENESEEE COUNTY ECONOMIC
DEVELOPMENT CENTER