



June 8, 2015

NOTICE LETTER

To: Chief Executive Officers of
Affected Tax Jurisdictions on Schedule A

**Re: Genesee County Industrial Development Agency d/b/a Genesee County Economic
Development Center and ADK Hospitality, LLC**

Ladies and Gentlemen:

On June 22, 2015, at 7:00 p.m., local time, at Batavia Town Hall, Board Room, 3833 West Main Street Road, Batavia, New York 14020, the Genesee County Industrial Development Agency d/b/a Genesee County Economic Development Center (the "Agency") will conduct a public hearing regarding the above-referenced project. Attached is a copy of the Notice of Public Hearing describing the project and the financial assistance contemplated by the Agency. The Notice has been submitted to *The Batavia Daily News* for publication.

You are welcome to attend such hearing at which time you will have an opportunity to review the project application and present your views, both orally and in writing, with respect to the project. We are providing this notice to you, pursuant to General Municipal Law Section 859-(a), as the chief executive officer of an affected tax jurisdiction within which the project is located.

Very truly yours,

GENESEE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY d/b/a
GENESEE COUNTY ECONOMIC
DEVELOPMENT CENTER

Schedule A

Chief Executive Officers
of Affected Tax Jurisdictions

Genesee County Manager
Genesee County Courthouse
Old Courthouse
7 Main Street
Batavia, New York 14020

Genesee County Legislature
Attn: Chairman
Old Courthouse
7 Main Street
Batavia, New York 14020

Town of Batavia
Attn: Town Supervisor
Batavia Town Hall
3833 West Main Street Road
Batavia, New York 14020

Batavia City School District
Attn: Superintendent
260 State Street
Batavia, New York 14020

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 June 22, 2015, at 7:00 p.m. local time, at Batavia Town Hall, Board Room, 3833 W. Main Street Road, Batavia, New York 14040, in connection with the following matter:

ADK Hospitality, LLC, 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 by the Agency of a leasehold interest in a parcel (or parcels) of land located at 8315 Park Road, Town of Batavia, Genesee County, New York (the "Land") and the existing improvements located thereon, consisting principally of the Batavia Downs Gaming Facility (the "Existing Improvements"), (B) the construction and equipping on the Land by the Company as agent of the Agency of an approximately 4-story, 82-room hotel to be connected to the Existing Improvements by an enclosed passageway (the "Improvements"), and (C) the acquisition by the Company in and around the Existing Improvements and 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 and a mortgage recording tax exemption, 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: June 9, 2015

By: GENESEE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY D/B/A
GENESEE COUNTY ECONOMIC
DEVELOPMENT CENTER