



August 17, 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 O-AT-KA Milk Products
Cooperative, Inc. – Proposed Project**

Ladies and Gentlemen:

On Monday, August 31, 2015, at 4:00 p.m., local time, at Batavia Town Hall, Conference Room, 3833 W. 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

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

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

CITY OF BATAVIA

City of Batavia
Attn: City Manager
One Batavia City Centre
Batavia, New York 14020

City of Batavia
Attn: City Council President
One Batavia City Centre
Batavia, New York 14020

SCHOOL DISTRICT

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

Batavia City School District
Attn: President, Board of Education
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 Monday, August 31, 2015, at 4:00 p.m., local time, at Batavia Town Hall, Conference Room, 3833 W. Main Street Road, Batavia, New York 14020, in connection with the following matter:

O-AT-KA MILK PRODUCTS COOPERATIVE, INC., for itself or on behalf of an entity formed or to be formed (the "Company"), has submitted an application (the "Application") to the Agency requesting 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 165 Cedar Street aka 4815 Ellicott Street Road, in the Town and City of Batavia, Genesee County, New York (the "Land") and the existing improvements located thereon consisting principally of the Company's existing plant/warehouse structure (the "Existing Improvements"); (B) the construction and equipping on the Land by the Company as agent of the Agency of (1) two buildings containing in the aggregate approximately 205,000 square feet of space to be located adjacent to and contiguous with the existing plant/warehouse structure (of which space approximately 35,000 square feet will be located within the City of Batavia and 170,000 square feet will be located within the Town of Batavia), and (2) a new warehousing/traffic office structure ((1) and (2) being hereinafter collectively referred to as the "Improvements") to facilitate, among other things, local growth of the Company, improve the safety environment and enhance the Company's ability to compete in the domestic and international markets; 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: August 19, 2015

By:

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