

**NIAGARA COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
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 Niagara County Industrial Development Agency (the "Agency") on the **8<sup>th</sup> day of August, 2016**, at the **Town of Niagara Town Hall, 7105 Lockport Rd., Niagara Falls, New York, at 3:45 p.m.**, local time, in connection with the following matter:

**5535 PORTER, LLC**, and/or an individual(s) or affiliate, subsidiary, or entity or entities formed or to be formed on its behalf (the "Company"), has submitted an application to the Agency, a copy of which is on file at the office of the Agency, requesting that the Agency consider undertaking a project (the "Project") consisting of: (A)(i) the acquisition or retention by the Agency of fee title to or a leasehold interest in parcels of land located at 5535 Porter Road in the City of Niagara Falls, Niagara County, New York and 5555 Porter Road in the Town of Niagara, Niagara County, New York (the "Land"); (ii) the reconfiguration of the existing buildings located on the parcels consisting of approximately 256,000 square feet; (iii) the construction of a 60,000 square foot building connecting the existing buildings to be utilized as multi-tenant units used as industrial, warehousing and office space (the "Improvements"); and (iv) the acquisition and installation in and around the Improvements of certain items of machinery, equipment and other tangible personal property (the "Equipment" and collectively with the Land, 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 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.

This public hearing is being conducted in accordance with Subdivision 2 of Section 859-a of the New York General Municipal Law.

**DATED: July 21, 2016**

NIAGARA COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY

By: \_\_\_\_\_  
Samuel M. Ferraro  
Executive Director