

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 13th day of April, 2010 at 3:30 p.m., local time, at Pendleton Town Hall, 6570 Campbell Boulevard, Lockport, New York 14094, in connection with the following matter:

DIMAX LLC, a New York limited liability company with offices at 43 Hi Point Drive, Lockport, New York 14094, for itself or on behalf of an entity to be formed (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") for the benefit of the Company consisting of: (A) the acquisition (or retention) by the Agency of fee title to or a leasehold interest in an approximately 8.6-acre parcel of land located on 6150 Donnor Road in the Town of Pendleton, Niagara County, New York (the "Land"), together with the existing approximately 36,000 square foot steel building (the "Existing Improvements"); (B) the renovation of the Existing Improvements and the construction of an approximately 28,000 square foot addition to the Existing Improvements to house the Company's growing business of vintage and classic automotive parts (the "Improvements"); and (C) the acquisition of and installation in and around the Improvements of certain machinery, equipment and items of personal property (the "Equipment" and collectively with the Land, the Existing Improvements and the Improvements, the "Facility").

The Agency will acquire (or retain) title to or a leasehold interest in, the Facility and lease the Facility back to the Company, and the Company will sublease the Facility to Mac's Antique Auto Parts, the Sublessee. 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 to the Company for qualifying portions of the Project 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 Application and hear and accept written and oral comments from all persons with views in favor of or opposed 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: March 8, 2010

**NIAGARA COUNTY INDUSTRIAL
DEVELOPMENT AGENCY**

By: _____
Samuel M. Ferraro
Executive Director