

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 Wayne County Industrial Development Agency (the "Agency") on February 21, 2018 at 9:30 a.m. local time, in the Town of Ontario Town Hall, 1850 Ridge Road, Ontario, New York 14519, in connection with the following matter:

INTERGROW EAST, INC. and/or a related entity or entity to be formed (collectively, the "Company"), has submitted an application to the Agency requesting the Agency's assistance with a certain project (the "Project") consisting of (i) the acquisition by the Agency of a leasehold interest in approximately 122 acres of real property located at Timothy Lane, Ontario, New York (the "Land", being more particularly described as all or portions of tax parcels 61117-00-433805, 61117-00-524965, 61117-00-577783, 61117-00-657785, 61117-00-656761, as may be merged); (ii) the planning, design, and construction of approximately 1,101,626 square feet of greenhouse building improvements and approximately 113,296 square feet of packing house and office space for use by the Company as an indoor vegetable growing, packing and office facility, along with utility and site improvements, parking lots, loading docks, access and egress improvements, signage, curbage, sidewalks, landscaping and stormwater retention improvements (collectively, the "Improvements"); (iii) the acquisition of and installation in and around the Improvements by the Company of machinery, equipment, fixtures and other items of tangible personal property (the "Equipment" and, collectively with, the Land, the Existing Improvements and the Improvements, the "Facility"); and (iv) entering into a straight lease transaction (within the meaning of subdivision (15) of Section 854 of the Act), pursuant to which the Agency will retain a leasehold interest in the Facility for a period of time and sublease such interest in the Facility back to the Company (the "Straight Lease Transaction").

The Agency will acquire 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 leasehold interest will be terminated. The Agency contemplates that it will provide financial assistance (the "Financial Assistance") to the Company in the form of (i) an exemption from all State and local sales and use taxes with respect to qualifying personal property included in or incorporated into the Facility or used in the acquisition, construction or equipping of the Facility; and (ii) a partial real property tax abatement through a Payment in Lieu of Taxes Agreement ("PILOT Agreement").

A representative of the Agency will be at the above-stated time and place to present a copy of the Company's project Application (including a cost-benefit analysis) 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: January 25, 2018

WAYNE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY