

Exhibit VIII.C.17.e
Storm Water Management

Submit as Exhibit VIII.C.17.e, a description of plans for management, detention and discharge of storm water on and from the Project Site to include (i) the estimated cost of the improvements; (ii) the estimated date of completion; (iii) the names of the parties, whether public or private, initiating the improvements; (iv) the names of the parties responsible for the costs of the improvements; and (v) if more than one party is responsible for the costs, the proportionate distribution of the costs among the parties.

For the improvements described in this section: (i) state whether local government approval is necessary for making the improvements; (ii) include a description of the procedure by which the local government approval is going to be obtained; (iii) indicate all conditions likely to be placed on the local government approval; and (iv) indicate the estimated date by which local government approval will be granted.

The subject site has been deemed a Redevelopment Project by the New York State Department of Environmental Conservation (NYSDEC). Redevelopment of previously developed sites is encouraged from a watershed protection standpoint because it often provides an opportunity to conserve natural resources in less impacted areas by targeting development to areas with existing services and infrastructure. At the same time, this redevelopment provides an opportunity to correct existing problems and reduce pollutant discharges from the developed area that was constructed without effective stormwater pollution controls.

Green infrastructure practices including hydrodynamic separators will be employed that will be in compliance with the NYSDEC State Pollutant Discharge Elimination System (SPDES) General Permit #GP-0-10-001. The Stormwater Pollution Prevention Plan (SWPPP) will comply with the latest revision of the New York State Stormwater Management Design Manual. Upon passing through the green infrastructure practice, the stormwater will then be conveyed via an adequately sized stormwater pipe that discharges into the proposed embayment (harbor) to the northeast of the site. This will assist with flushing the harbor during major storm events. As part of the larger Mohawk Harbor project, the aforementioned stormwater pipe will be provided for connection of the gaming facility stormwater system and associated discharges.

Due to the site being adjacent to the Mohawk River, which is classified as a fifth order or higher watercourse, the need to meet the total overbank flood control and the total extreme flood criteria will be waived in accordance with the latest revision of the New York State Stormwater Management Design Manual. In other words, the project will not require storage (i.e. detention basins and other storage measures) to attenuate the post development discharge rates to less than predevelopment rates.

The Mohawk Harbor project will also include the construction of improvements to the existing College Creek storm sewer that traverses the project site. The College Creek improvements include the removal of existing utility crossings that compromise the flow characteristics of the existing infrastructure.

- i. The estimated cost of the improvements is approximately: \$5,000,000
- ii. The estimated date of completion is November 15,2015

- iii. Maxon Alco Holdings LLC is responsible for initiating the improvements.
- iv. Maxon Alco Holdings LLC is responsible for the costs of the improvements.

Please refer to Exhibit VIII.C.3.c for the list of permits required, the procedures to obtain the permits, anticipated conditions and estimated timelines. The City of Schenectady Engineering Department is specifically identified as the responsible agency for SPDES stormwater discharge compliance SWPPP/MS4 and 5 acre waiver approval while NYSDEC is identified as the responsible agency for the issuance of the SPDES permit for stormwater discharges.