



TOWN OF MONTGOMERY

Tara Stickles
Town Clerk

110 Bracken Road
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June 17, 2014

New York State Gaming Commission
P.O. Box 7500
Schenectady, NY 12301-7500

Re: Town of Montgomery Resolution in Support of the Application to
Develop and Operate a Destination Casino Resort on Land Located
Adjacent to NYS Highway Route 17K in the Town of Montgomery
By RW Orange County LLC

To Whom It May Concern:

Enclosed please find a certified copy of the above mentioned resolution for the
Town of Montgomery.

If you require anything further, please do not hesitate to call me at
845-457-2660. Thank you.

Very truly yours,

Tara Stickles

Tara Stickles
Town Clerk

Enclosure: Resolution

cc: Michael R. Hayes, Supervisor
Charles Bazydlo, Attorney for the Town
Dominic Cordisco, Attorney

RESOLUTION – TOWN BOARD OF THE TOWN OF MONTGOMERY, NEW YORK IN SUPPORT OF THE APPLICATION TO DEVELOP AND OPERATE A DESTINATION CASINO RESORT ON LAND LOCATED ADJACENT TO NEW YORK STATE HIGHWAY ROUTE 17K IN THE TOWN OF MONTGOMERY BY RW ORANGE COUNTY LLC

On a motion by Councilwoman: Sherry Melick
Seconded by Councilman Mark Hoyt,
the Town Board resolves the following:

WHEREAS, on March 31, 2014, the New York Gaming Facility Location Board (the “**State Gaming Board**”) issued a Request for Applications to Develop and Operate a Gaming Facility in New York State (the “**RFA**”) pursuant to The Upstate New York Gaming Economic Development Act of 2013; and

WHEREAS, RW Orange County LLC, an affiliate of Genting Americas Inc., has or promptly will enter into contracts relating to purchase of land in the Town of Montgomery, County of Orange, known as Tax IDs 31-1-54.211 31-1-58, 31-1-64, 31-1-65.22, 31-1-74.2, 31-1-75.2, 31-1-94 and 31-1-95 on the Orange County website and with additional roadway access rights for traffic mitigation purposes (the “**Project Site**”). The Project Site is situated on New York State Route 17K approximately two miles west of the intersection of New York State Route 17K and Interstate 84; and

WHEREAS, RW Orange County LLC, its affiliates and principals, are qualified applicants with substantial experience in financing, developing and operating entertainment, restaurant and gaming facilities; and

WHEREAS, RW Orange County LLC has stated an intent to file an application with the State Gaming Board in response to the RFA (the “**Application**”) seeking a license to develop and operate a Gaming Facility, with a hotel and other amenities, including retail space and entertainment venues (the “**Gaming Project**”) on the Project Site. As a condition of filing its application with the State Gaming Board, RW Orange County LLC is required to demonstrate community support for its application; and

WHEREAS, the Town Board has discussed matters relating to the potential location of certain types of gaming or casino facilities in the Town of Montgomery; and

WHEREAS, the Town Board recognizes the uniqueness of the Project Site, the qualifications of RW Orange County LLC and the opportunity the Gaming Project represents to the Town of Montgomery; and

WHEREAS, by encouraging the development and operation of the Gaming Project at the Project Site by RW Orange County LLC, the Town of Montgomery and the County of Orange will substantially expand their tourism base by providing services and

overnight accommodations for visitors as part of a balanced economy and will expand the tax base of the Town and the County. In addition, the Town Board believes that the development and operation of the Gaming Project at the Project Site would have a positive impact on Orange County, New York, and surrounding communities, through the increase of property tax revenues and the expansion of employment opportunities for the citizens of Orange County, New York; and

WHEREAS, failure of the Town Board to pass a resolution of support for the submission of an application by RW Orange County LLC would preclude further review and consideration of such potential development by RW Orange County LLC within the Town as the application would not be accepted by the State Gaming Board; and

WHEREAS, any such project, even if approved for a license by the State Gaming Board, would still be required to comply with the local planning, zoning and environmental review process for all appropriate approvals in order to ensure the protection of the health, safety and welfare of the residents of the community; and

WHEREAS, the Town Board recognizes a land owner's right to develop and has no opposition to development, as long as the development is a responsible one that complies with the all applicable laws and ensures proper protections of our cherished resources and that the public interest is protected; and

WHEREAS, the Montgomery Town Board is in full support of the Gaming Project and RW Orange County LLC's Application to the State Gaming Board for a license to develop and operate the Gaming Facility at the Project Site; and

NOW THEREFORE IT IS HEREBY RESOLVED, that in furtherance of the above goals, the Town of Montgomery hereby agrees to the location of the Gaming Project on the Project Site within the Town of Montgomery, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Montgomery fully supports the Application to be filed by RW Orange County LLC with the Board for the development and operation of the Gaming Project on the Project Site and fully supports and encourages the development and operation of the Gaming Project on the Project Site by RW Orange County LLC and its successors and assigns, and

BE IT FURTHER RESOLVED, that this Resolution is intended to satisfy the eligibility requirements of NYS Racing, Pari-Mutuel Wagering and Breeding Law § 1314(2) and specifically to satisfy the condition of local support for the gaming license applicant, and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the State Gaming Board and the Clerk of the Town of Montgomery and moves its adoption.

ROLL CALL VOTE:	AYE	NAY
Supervisor Hayes:	X	
Councilman Dempsey:	X	
Councilman Hoyt	X	
Councilwoman Melick	X	
Councilwoman Voss	X	

MOTION CARRIED

The foregoing resolution was thereupon declared duly adopted on June 12, 2014.

STATE OF NEW YORK)
)
COUNTY OF ORANGE) ss:
)
TOWN OF MONTGOMERY)

I, TARA STICKLES, TOWN CLERK OF THE TOWN OF MONTGOMERY, COUNTY OF ORANGE, STATE OF NEW YORK, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution and order adopted by the Town Board of the Town of Montgomery at a meeting of said Board held on the 12th day of June, 2014 and that the foregoing is a true and correct transcript of said original resolution and order and of the whole thereof, and that said original resolution and order is on file in my office.

I DO FURTHER CERTIFY that each of the members of said Town Board had due notice of said meeting and that Supervisor Michael R. Hayes and Council Members Cindy Voss, Daniel Dempsey, Jr., Sheryl Melick and Mark Hoyt were present at such meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the TOWN OF MONTGOMERY, this 16th day of June, 2014.



TARA STICKLES, TOWN CLERK
TOWN OF MONTGOMERY