



1763

TOWN OF NEW WINDSOR

555 Union Avenue
New Windsor, New York 12553
Telephone/Fax: (845) 563-4611

OFFICE OF THE TOWN CLERK
DEBORAH GREEN

June 16, 2014

New York State Gaming Commission
One Broadway Center
Schenectady, NY 12301-7500
Attention: Gail Thorpe

Dear Ms. Thorpe:

I am forwarding for the kind consideration of the New York State Gaming Commission a Resolution that was overwhelmingly approved by the New Windsor Town Board at a Special Town Board Meeting held on June 16, 2014 in support of a gaming facility in the Town of New Windsor.

The New Windsor Town Board senses that the majority of the Town's residents, taxpayers and business owners would welcome the job opportunities, increased local spending and economic and community benefits that are typically associated with a gaming facility.

Thank you.

Very truly yours,

Deborah Green, Town Clerk
Town of New Windsor

/dg

RECEIVED
JUN 19 2014



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OFFICE OF THE TOWN CLERK
DEBORAH GREEN

I, **DEBORAH GREEN**, Town Clerk of the Town of New Windsor in the County of Orange, State of New York, **HEREBY CERTIFY** that the attached extract of the Minutes has been compared by me with the Minutes of the Special Town Board Meeting of the Town of New Windsor in the County of Orange, State of New York, held on the 16th day of June 2014, and the same is a true and correct transcript therefrom and of the whole thereof so far as the same relates to the subject matter referred to.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 16th day of June 2014.

Town Seal

A handwritten signature in cursive script that reads "Deborah Green". The signature is written in black ink and is positioned above a horizontal line.

Deborah Green, Town Clerk
Town of New Windsor

**MOTION – SUPPORT DEVELOPMENT & OPERATION –
GAMING/CASINO FACILITY – STEWART INTERNATIONAL AIRPORT.**

MOTION BY COUNCILMAN LUNDSTROM

SECONDED BY COUNCILMAN REGENBAUM

That the Town Board of the Town of New Windsor hereby fully support a gaming project to be located on 140 +/- acres of Town-owned land at Stewart International Airport in accordance with Resolution annexed hereto.

ROLL CALL: ALL AYES

MOTION CARRIED: 5-0

SPECIAL TOWN BOARD RESOLUTION: JUNE 16, 2014

**MOTION - RESOLUTION - SUPPORT DEVELOPMENT & OPERATION
- GAMING/CASINO FACILITY - STEWART INTERNATIONAL
AIRPORT.**

MOTION BY COUNCILMAN LUNDSTROM

SECONDED BY COUNCILMAN REGENBAUM

WHEREAS, in June, 2013, the State Legislature passed the Upstate New York Gaming Economic Development Act of 2013 (the “Act”); and

WHEREAS, on March 31, 2014, the New York State Gaming Commission (the “State Gaming Commission”) issued a Request for Applications to Develop and Operate a Gaming Facility in New York State (the “RFA”) pursuant to the Act; and

WHEREAS, the Town of New Windsor (the “Town”) owns land adjacent to Stewart International Airport and situated on International Boulevard at the intersection of International Boulevard and Breunig Road which is accessible via New York State Routes 207 and 747 and which is in close proximity to Exit 5A off Interstate Route 84 and Exit 17 off the New York State Thruway (the “Site”); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations (the “Regulations”) adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with the SEQR Act, “SEQRA”), by resolution adopted by the members of the Town Board of the Town of New Windsor (the “Town Board”) on May 21, 2014 (the “Preliminary SEQR Resolution”), the Town Board (A) determined that the development and operation of a gaming or casino facility at the Site involves more than one “involved agency,” and (B) designated the Town Board as “lead agency” with respect to the development and operation of a gaming or casino facility at the Site (as such quoted terms are defined in SEQRA); and

WHEREAS, further pursuant to SEQRA, by SEQR Resolution adopted by the members of the Town Board on May 29, 2014 (the “Final SEQR Resolution”), the Town Board determined (A) to conduct an uncoordinated review of the development and operation of a gaming or casino facility at the Site and (B) that the development and operation of a gaming or casino facility at the Site is an “Unlisted action” which will not have a significant effect on the environment and, therefore,

that an environmental impact statement is not required to be prepared with respect to the development and operation of a gaming or casino facility at the Site, and (C) as a consequence of the foregoing, to prepare a negative declaration with respect to the development and operation of a gaming or casino facility at the Site; and

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

WHEREAS, the residents of the Town, would welcome the job opportunities, increased local spending, and economic and community benefits that would most assuredly derive from the location of a gaming or casino facility at the Site; and

WHEREAS, the Town Board recognizes the uniqueness of the Site and the opportunities a gaming project represents to the Town; and

WHEREAS, by encouraging the development and operation of a gaming project at the Site, the Town and the County of Orange can expand their tourism base by providing services and overnight accommodations for visitors as part of a balanced economy and can expand the tax base of the Town. In addition, the Town Board believes that the development and operation of a gaming project at the Site would have a positive impact on Orange County, New York, the Washingtonville Central School District, 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, pursuant to the foregoing, the Town Board has entered into a lease agreement with Greenetrack, Inc. (and its successors and/or assigns as described therein) to develop a gaming facility in accordance with the Act at the Site (the "Developer"); and

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

WHEREAS, any such project, even if approved for a license by the State Gaming Commission, 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 is in full support of a gaming project at the Site, subject to the terms of this Resolution and any application to the State Gaming Commission for a license to develop and operate a gaming or casino facility at the Site;

NOW THEREFORE IT IS HEREBY RESOLVED, that the Town Board of the Town of New Windsor fully support a gaming project located in the Town at the Site by the Developer and fully support and encourage the development and operation of a gaming project at the Site by the Developer to the State Gaming Commission for a license to develop and operate such gaming project; 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 a 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 Commission.

ROLL CALL: ALL AYES

MOTION CARRIED: 5-0

SPECIAL TOWN BOARD AGENDA: JUNE 16, 2014