

## NEW YORK CITY INDUSTRIAL DEVELOPMENT AGENCY

### SUPPLEMENT TO NOTICE OF PUBLIC HEARING

The New York City Industrial Development Agency (the “Agency”) is empowered under the New York State Industrial Development Agency Act (constituting Title 1 of Article 18-A of the General Municipal Law), and Chapter 1082 of the 1974 Laws of New York, as amended, to issue nonrecourse revenue bonds to provide financing for qualified projects, and to enter into industrial and small industry incentive program transactions and other straight-lease transactions for the benefit of qualified projects, and thereby advance the job opportunities, general prosperity and economic welfare of the people of the State of New York (the “State”) and to improve their prosperity and standard of living. The Agency has been requested to participate in the industrial incentive program straight-lease transaction for the purposes and at the addresses also identified below. As used herein, the “City” shall mean The City of New York.

The description of the following project has been amended from the description included in the Notice of Public Hearing to be held on Thursday, February 9, 2012, which Notice of Public Hearing was published in the New York Post on January 10, 2012 and in The City Record on January 30, 2012. In all other respects, such previously published Notice of Public Hearing remains in full force and effect.

Straight-lease transaction (Industrial Incentive and Commercial Growth Programs) for the benefit of Fresh Direct, LLC and U.T.F. Trucking, Inc., engaged in food manufacturing and distribution, in connection with the construction of a new approximately 500,547 square foot industrial, manufacturing and distribution facility (the “Facility”) and the acquisition and/or leasing and installation of machinery, equipment, furniture, fixtures and other tangible personal property all for use therein. In addition, there will be a satellite truck facility with an approximately 10,000 square foot maintenance building, a parking structure of 1 to 3 stories and another separate small satellite parking facility. The Facility and these satellite facilities will be located on an approximately 130,680 square foot parcel of land constituting part of Lot 1 in Block 2543 and an approximately 562,856 square foot parcel of land constituting part of Lot 62 in Block 2260, the parcels being located between East 132<sup>nd</sup> Street and the Harlem River, and between Willis Avenue Bridge to the west and the Robert F. Kennedy Bridge to the east, Bronx, New York 10454. The financial assistance proposed to be conferred by the Agency will consist of exemption from City real property taxes, deferral from City and State mortgage recording taxes and exemption from City and State sales and use taxes. In addition, the Agency will also acquire vehicles, equipment and other assets that will be available to the Facility occupants for use in connection with operations at the Facility.

Pursuant to Section 859a of the General Municipal Law of the State of New York and Internal Revenue Code Section 147(f), the Agency will hold a hearing on the proposed financings and transactions set forth above and in the Notice of Public Hearing previously published for such hearing at the office of New York City Economic

Development Corporation (“NYCEDC”), 110 William Street, 4th Floor, New York, New York commencing at 10:00 A.M. on **Thursday, February 9, 2012**. Interested members of the public are invited to attend. The Agency will present information at such hearing on the proposed financings and transactions set forth above and in the previously published Notice of Public Hearing. Pursuant to subdivision 3 of the above-referenced Section 859a, the Agency will, in addition, provide an opportunity for the public to review at such hearing the project application and the cost-benefit analysis for each of the proposed financings and transactions. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials will be made available, starting on or about noon fourteen (14) days prior to the hearing. Persons desiring to obtain copies of these materials may visit the website of New York City Economic Development Corporation at [www.nycedc.com](http://www.nycedc.com) or may call (212) 312-3598. Persons desiring to make a brief statement regarding the proposed financings and transactions should give prior notice to the Agency at the address or phone number shown below. Written comments may be submitted to the Agency to the attention of Ms. Frances Tufano at the address shown below. Please be advised that certain of the aforementioned proposed financings and transactions may possibly be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available by contacting [ftufano@nycedc.com](mailto:ftufano@nycedc.com) on or about noon on the Friday preceding the hearing.

New York City Industrial Development Agency  
Attn: Ms. Frances Tufano  
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New York, New York 10038  
(212) 312-3598