

NOTICE OF PUBLIC HEARING
ON PROPOSED PROJECT
AND FINANCIAL ASSISTANCE
RELATING THERETO

Notice is hereby given by Town of Amherst Development Corporation (the "Issuer") that a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), and, as required by the Issuer's certificate of incorporation, Section 859-a of the General Municipal Law of the State of New York, will be held by the Issuer on the 18th day of November, 2016 at 8:30 o'clock a.m., local time, in the offices of the Town of Amherst Industrial Development Agency located at 4287 Main Street in Town of Amherst, Erie County, New York in connection with the following matters:

UBF Faculty-Student Housing Corp., a State of New York not-for-profit corporation (the "Company"), has submitted an application (the "Application") to the Issuer, a copy of which Application is on file at the office of the Issuer, which Application requested that the Issuer consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) the refunding, in whole or in part, of the Issuer's Tax-Exempt Student Housing Facility Revenue Bonds (UBF Faculty-Student Housing Corp. - Greiner and Hadley Projects at SUNY Buffalo), Series 2010A in the original aggregate principal amount of \$82,865,000 (the "Prior Bonds"), which Prior Bonds were issued on May 25, 2010 to finance the following project (the "Series 2010 Project"): (1) the acquisition by the Issuer of a subleasehold interest in an approximately 13.47 acre parcel of land located on the North Campus (the "Campus") of the State University of New York at Buffalo (the "University") in the Town of Amherst, Erie County, New York (the "William R. Greiner Hall Ground Lease Land"), (2) the construction on the William R. Greiner Hall Ground Lease Land of a new student housing facility to contain approximately 198,500 square feet of space (the "William R. Greiner Hall Facility"), (3) the acquisition and installation therein and thereon of certain machinery and equipment (the "William R. Greiner Hall Equipment") (the William R. Greiner Hall Ground Lease Land, the William R. Greiner Hall Facility and the William R. Greiner Hall Equipment hereinafter collectively referred to as the "William R. Greiner Hall Project Facility"), and (4) the refinancing, in whole or in part, of the outstanding Tax-Exempt Housing Revenue Bonds (State University of New York at Buffalo Student Apartment Project), Series 1999A issued by the Village of Kenmore Housing Authority, in the original aggregate principal amount of \$21,835,000 (the "Series 1999A Bonds"), the proceeds of which Series 1999A Bonds provided financing for a previously completed student housing capital project (the "Hadley Village Project"), all of the foregoing to constitute the refinancing of apartment style dormitory facilities and other directly and indirectly related activities for the Company; (B) the financing of all or a portion of the costs of the foregoing by the issuance of revenue bonds of the Issuer in one or more issues or series in an aggregate principal amount sufficient to pay the cost of undertaking the Project, together with necessary incidental costs in connection therewith, presently estimated to be \$74,000,000 and in any event not to exceed \$80,000,000 (the "Obligations"); (C) the payment of all or a portion of the costs incidental to the issuance of the Obligations, including issuance costs of the Obligations and any reserve funds as may be necessary to secure the Obligations; and (D) the making of a loan (the "Loan") of the proceeds of the Obligations to the Company or such other person as may be designated by the Company and agreed upon by the Issuer.

The Issuer is considering whether (A) to undertake the Project, (B) to finance the Project by issuing, from time to time, the Obligations, (C) to use the proceeds of the Obligations to pay the cost of undertaking the Project, together with necessary incidental costs in connection therewith, and (D) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents, if any, recorded by the Issuer with respect to the

Project in the office of the County Clerk of Erie County, New York or elsewhere, and (2) exemption from deed transfer taxes on any real estate transfers with respect to the Project, if any.

If issuance of the Obligations is approved, interest on the Obligations will not be excludable from gross income for federal income tax purposes unless (A) pursuant to Section 147(f) of the Code and the regulations of the United States Treasury Department thereunder (the "Treasury Regulations") the issuance of the Obligations is approved by the Town Board of the Town of Amherst, New York after the Issuer has held a public hearing on the nature and location of the Project Facility and the issuance of the Obligations; and (B) pursuant to Section 145(a) of the Code, all property which is to be provided by the net proceeds of the Obligations is to be owned by a Section 501(c)(3) organization or a governmental unit and at least ninety-five percent (95%) of the net proceeds of the Obligations are used with respect to (1) governmental units and/or (2) the activities of Section 501(c)(3) organizations which do not constitute "unrelated trades or businesses" (as defined in Section 513(a) of the Code) with respect to such Section 501(c)(3) organizations.

If the Issuer determines to proceed with the Project and the issuance of the Obligations, (A) the proceeds of the Obligations will be loaned by the Issuer to the Company pursuant to a loan agreement (the "Agreement") requiring that the Company or its designee make payments equal to debt service on the Obligations and make certain other payments to the Issuer and (B) the Obligations will be a special obligation of the Issuer payable solely out of certain of the proceeds of the Agreement and certain other assets of the Issuer pledged to the repayment of the Obligations. THE OBLIGATIONS SHALL NOT BE A DEBT OF THE STATE OF NEW YORK OR THE TOWN OF AMHERST, NEW YORK, AND NEITHER THE STATE OF NEW YORK NOR THE TOWN OF AMHERST, NEW YORK SHALL BE LIABLE THEREON.

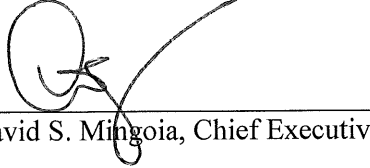
It is anticipated that the Issuer will determine that the Project constitutes a "Type II action", as said quoted term is defined in the regulations issued pursuant to Article 8 of the Environmental Conservation Law (the "Regulations"), and accordingly, that no environmental impact statement or any other determination or procedure is required under the Regulations regarding the potential environmental impact of the Project.

The Issuer will at said time and place hear all persons with views on the location and nature of the proposed Project, the financial assistance being contemplated by the Issuer in connection with the proposed Project or the proposed plan of financing of the proposed Project by the issuance from time to time of the Obligations. A copy of the Application filed by the Company with the Issuer with respect to the Project, including an analysis of the costs and benefits of the Project, is available for public inspection during business hours at the offices of the Issuer. A transcript or summary report of the hearing will be made available to the members of the board of directors of the Issuer and to the Town Board of the Town of Amherst, New York. Approval of the issuance of the Obligations by the Town of Amherst, New York, acting through its elected Town Board, is necessary in order for the interest on the Obligations to qualify for exemption from federal income taxation.

Additional information can be obtained from, and written comments may be addressed to: David S. Mingoia, Chief Executive Officer, Town of Amherst Development Corporation, 4287 Main Street, Amherst, New York 14226; Telephone: (716) 688-9000.

Dated: October 28, 2016.

TOWN OF AMHERST
DEVELOPMENT CORPORATION

BY: 
David S. Mingoia, Chief Executive Officer