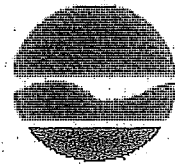


New York State Department of Environmental Conservation
Division of Water
Bureau of Water Permits, 4th Floor
625 Broadway, Albany, New York 12233-3505
Phone: (518) 402-8111 Fax: (518) 402-9029
Website: www.dec.ny.gov



Joe Martens
Commissioner

8/28/2014

WHITETAIL 414 LLC
JAMES MCKENNA
1265 SCOTTSVILLE ROAD
ROCHESTER NY 14624-

RECEIVED
SEP - 2 2014
BME ASSOCIATES

Re: ACKNOWLEDGMENT of NOTICE of INTENT for
Coverage Under SPDES General Permit for Storm
Water Discharges from CONSTRUCTION
ACTIVITY General Permit No. GP-0-10-001

Dear Prospective Permittee:

This is to acknowledge that the New York State Department of Environmental Conservation (Department) has received a complete Notice of Intent (NOI) for coverage under General Permit No. GP-0-10-001 for the construction activities located at:

LAGO RESORT & CASINO
1101 RIDGE ROAD, WATERLOO
TYRE NY 13165-

County: SENECA

Pursuant to Environmental Conservation Law (ECL) Article 17, Titles 7 and 8, ECL Article 70, discharges in accordance with GP-0-10-001 from the above construction site will be authorized 5 business days from 8/27/2014 which is the date we received your final NOI, unless notified differently by the Department.

The permit identification number for this site is: NYR 10Y382. Be sure to include this permit identification number on any forms or correspondence you send us. When coverage under the permit is no longer needed, you must submit a Notice of Termination to the Department.

This authorization is conditioned upon the following:

1. The information submitted in the NOI received by the Department on 8/27/2014 is accurate and complete.
2. You have developed a Stormwater Pollution Prevention Plan (SWPPP) that complies with GP-0-10-001 which must be implemented as the first element of construction at the above-noted construction site.
3. Activities related to the above construction site comply with all other requirements of GP-0-10-001.

4. Payment of the annual \$100 regulatory fee, which is billed separately by the Department in the late fall. The regulatory fee covers a period of one calendar year. In addition, since September 1, 2004, construction stormwater permittees have been assessed an initial authorization fee which is now \$100 per acre of land disturbed and \$600 per acre of future impervious area. The initial authorization fee covers the duration of the authorized disturbance.

5. When applicable, project review pursuant to the State Environmental Quality Review Act (SEQRA) has been satisfied.

6. You have obtained all necessary Department permits subject to the Uniform Procedures Act (UPA). You should check with your Regional Permit Administrator for further information.

***Note: Construction activities cannot commence until project review pursuant to SEQRA has been satisfied, when SEQRA is applicable; and, where required, all necessary Department permits subject to the UPA have been obtained.**

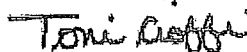
7. Before disturbing greater than 5 acres of soil at any one time, you have obtained approval from our regional office. You should contact the regional office listed below to have your construction sequencing plan reviewed.

Craig Jackson
NYS Department of Environmental Conservation - Region 8
6274 E. Avon-Lima Road
Avon, NY 14414-9519

Please be advised that the Department may request a copy of your SWPPP for review.

Should you have any questions regarding any aspect of the requirements specified in GP-0-10-001, please contact Dave Gasper at (518) 402-8114 or the undersigned at (518) 402-8109.

Sincerely,



Toni Cioffi
Environmental Program Specialist 1

cc: RWE - 8
SWPPP Preparer

BME ASSOCIATES PC
VARS, PETER
10 LIFT BRIDGE LANE EAST
FAIRPORT NY 14450-