

Motion By: Giovanni Palladino
Seconded By: Dean Tamburri

SECOND CLARIFYING RESOLUTION
(Royal Wine Corp – Phase Two Project)

WHEREAS, Royal Wine Corp. (“Company”), as tenant, is constructing a wine production/manufacturing facility and tourist visitor center on an approximately 82-acre property located at 2500 State Route 17M, Goshen, New York (Tax Map No. 117-1-1.222) (“Project”); and

WHEREAS, the Orange County Industrial Development Agency (“Agency”) previously approved financial assistance for Phase 1 of the Project; and

WHEREAS, by Resolution dated August 16, 2023, the Agency also approved Sales and Use Tax Exemption Benefits for Phase 2 of the Project (“2023 Phase 2 Resolution”), authorizing the Company to make purchases of goods and services relating to the Project, which would otherwise be subject to New York State and local sales and use tax, in an amount up to \$14,000,000, which results in New York State and local sales and use tax exemption benefits in an amount not to exceed \$1,137,500 (“Phase 2 Sales and Use Tax Exemption Benefits”); and

WHEREAS, by Clarifying Resolution dated April 24, 2024, the Agency confirmed the 2023 Phase 2 Resolution based on projected Project costs that included a reduction in the cost associated with manufacturing equipment (“2024 Phase 2 Resolution”); and

WHEREAS, by letter dated March 6, 2025, the Company updated its Phase 2 Application to clarify that the Phase 2 Sales and Use Tax Exemption Benefits apply solely to a racking and storage system and related access equipment, and that, notwithstanding anything to the contrary in the information regarding manufacturing costs submitted to the Agency in connection with the 2024 Phase 2 Resolution, such Benefits do not apply to any production/manufacturing or bottling equipment; and

WHEREAS, the Company further clarified in its March 6 letter that its projected cost of \$14,000,000 for a racking and storage system and related access equipment remains unchanged; and

WHEREAS, the Project is anticipated to result in the same number of anticipated jobs and economic benefits as previously represented to the Agency in the prior Phase 1 and Phase 2 applications; and

WHEREAS, by Resolution dated August 17, 2022, the Agency adopted the same Negative Declaration issued by the Village of Goshen Planning Board, as lead agency, on February 22, 2022, pursuant to the New York State Environmental Quality Review Act and its implementing regulations (“Negative Declaration”); and

WHEREAS, the Agency is desirous of (i) clarifying that the Phase 2 Sales and Use Tax Exemption Benefits apply solely to a racking and storage system and related access equipment, and do not apply to any production/manufacturing or bottling equipment, as well as (ii) reaffirming its prior Negative Declaration.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. The Agency hereby clarifies that the Phase 2 Sales and Use Tax Exemption Benefits approved in the 2023 Phase 2 Resolution apply solely to a racking and storage system and related access equipment. The Phase 2 Sales and Use Tax Exemption Benefits do not apply to any production/manufacturing or bottling equipment. The Agency hereby confirms the award of the Phase 2 Sales and Use Tax Exemption Benefits granted to the Project in the 2023 Phase 2 Resolution (*i.e.*, up to \$14,000,000 Phase 2 cost, resulting in benefits of up to \$1,137,500). All terms, provisions, requirements and conditions set forth in the 2023 Phase 2 Resolution and the 2024 Phase 2 Resolution are incorporated herein by reference and shall remain in full force and effect, except to the extent they are clarified, modified or amended as set forth in this Resolution. Such clarifications and confirmations do not require a new public hearing.

Section 2. The Chairperson, Vice Chairperson and/or the Chief Executive Officer of the Agency are hereby authorized and directed, on behalf of the Agency, to execute and deliver any and all documents necessary to effectuate the purposes of this Resolution, and to do all things necessary, convenient or appropriate for the accomplishment of the purposes of this Resolution.

Section 3. The IDA determines that the proposed action for a previously approved project regarding the property is a Type II Action pursuant to the New York State Environmental Quality Review Act and its implementing regulations (“SEQRA”). The proposed action involves “continuing agency administration,” which does not involve “new programs or major reordering of priorities that may affect the environment” (6 N.Y.C.R.R. §617.5(c)(26)), and therefore no findings or determination of significance are required under SEQRA. The IDA also reaffirms and confirms the Negative Declaration it adopted pursuant to SEQRA on August 17, 2022.

Section 4. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yea	Nay	Absent	Abstain
Jeffrey D. Crist	X			
Dean Tamburri	X			
Vincent Odock	X			
Marc Greene	X			
Linda Muller				X
Giovanni Palladino	X			
Susan Walski	X			

The Resolution was thereupon duly adopted.

Date: April 16, 2025

Resolution:

CERTIFIED to be a true and correct copy of the resolution adopted on April 16, 2025 by the Members of the Board of the Orange County Industrial Development Agency.

ORANGE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY

By: 
Name: Bill Fioravanti
Title: Chief Executive Officer