

**Massachusetts Gaming Commission**

**Vote to Adopt Section 61 Findings Pursuant to M.G.L. c. 30, § 61 and M.G.L. c. 23K**

PROJECT NAME: Wynn Everett  
PROJECT LOCATION: 1 Horizon Way in Everett, Massachusetts  
PROJECT PROPONENT: Wynn MA LLC  
EOEEA NUMBER: 15060  
APPROVAL SOUGHT: Category 1 Gaming License

I move that the Massachusetts Gaming Commission:

1. Find, pursuant to G.L. c. 30, § 61 and 301 CMR 11.12(5), that all feasible measures have been taken to avoid or minimize impacts to the environment of Wynn MA LLC's Everett Project for the reasons stated in the proposed Section 61 Findings attached hereto;
2. Adopt the proposed Section 61 Findings regarding the Project pursuant to the Massachusetts Environmental Policy Act G.L. c. 30, §§ 61-62I, G.L. c. 23K, § 15(12), 301 CMR 11.12, and 205 CMR 120.02 in the form attached hereto;
3. Authorize Commissioners Cameron, Zuniga and Stebbins to execute the Section 61 Findings in the form attached hereto; and
4. Authorize the Commission's General Counsel to take all necessary procedural actions to effectuate the Findings in accordance with the Environmental Policy Act, the Gaming Act, and the regulations implementing each statute.

DATED: \_\_\_\_\_, 2016  
MOVED BY: Commissioner \_\_\_\_\_  
SECONDED BY: Commissioner \_\_\_\_\_

**RECORD OF VOTE:**

<b>Commissioner</b>	<b>In Favor</b>	<b>Opposed</b>	<b>Abstained</b>	<b>Recused</b>
Stephen Crosby				
Gayle Cameron				
Enrique Zuniga				
Bruce Stebbins				
Lloyd Macdonald				

Attest:

\_\_\_\_\_  
Catherine Blue, Assistant Secretary

**Massachusetts Gaming Commission**

**Vote to Take Final Agency Action on Region A Category 1 Gaming License**

PROJECT NAME: Wynn Everett (“Project”)  
PROJECT LOCATION: 1 Horizon Way in Everett, Massachusetts  
PROJECT PROPONENT: Wynn MA LLC  
EOEEA NUMBER: 15060  
FINAL AGENCY ACTION: Category 1 Gaming License

WHEREAS the Massachusetts Gaming Commission has found pursuant to G.L. c. 30, § 61 and 301 CMR 11.12(5) that all feasible measures have been taken to avoid or minimize impacts to the environment of Wynn MA LLC’s Everett Project, EOEEA Number 15060, for the reasons stated in the approved Commission’s Section 61 Findings regarding the Project attached hereto;

WHEREAS pursuant to 205 CMR 120.02(1), following the Secretary of EOEEA’s Certificate determining that the Second Supplemental Final Environmental Impact Report (“SSFEIR”) is adequate pursuant to M.G.L. c. 30, §§ 61 through 62H, and 301 CMR 11.00 and after 60 days have elapsed following publication of notice of the availability of the SSFEIR in the Environmental Monitor in accordance with 301 CMR 11.12(4)(a) and 11.15(2), the Commission shall and hereby does “reconsider the conditional license” and “shall either affirm, limit, condition, restrict, revoke, suspend or modify the conditional license in the discretion of the commission.”

NOW THEREFORE I move that the Massachusetts Gaming Commission take the following final agency action regarding the Category 1 Gaming License for Region A:

1. Grant to Wynn MA LLC the Region A Category 1 Gaming License for the Project pursuant to G.L. c. 23K and the Commission’s regulations including 205 CMR 120.02(1), subject to all of the terms and conditions stated in Exhibit 2 to the conditional “Agreement to Award the Category 1 License in Region A to Wynn MA LLC” dated September 17, 2014, and the Commission’s Motion and Vote dated November 6, 2014 (Meeting #138, Tr. 51), as amended by the Commission’s Motion and Vote dated February 4, 2016 (Meeting #178, Tr. 30-31), as further modified and amended by the terms and conditions, mitigation measures and other requirements identified in the Commission’s Section 61 Findings for the Project;
2. Incorporate by reference, pursuant to 301 CMR 11.12(5)(b) and 205 CMR 120(1), the Commission’s Section 61 Findings into Wynn MA LLC’s License for the Project and require, as a condition of the License, that Wynn MA LLC comply with the terms, conditions, mitigation measures and other requirements identified in the Commission’s Section 61 Findings; and

3. Require as a condition of the License a regular quarterly review by the Commission of compliance with the Commission's Section 61 Findings and the terms and conditions of the License.

DATED: \_\_\_\_\_, 2016  
 MOVED BY: Commissioner \_\_\_\_\_  
 SECONDED BY: Commissioner \_\_\_\_\_  
 RECORD OF VOTE:

Commissioner	In Favor	Opposed	Abstained	Recused
Stephen Crosby				
Gayle Cameron				
Enrique Zuniga				
Bruce Stebbins				
Lloyd Macdonald				

Attest:

\_\_\_\_\_  
 Catherine Blue, Assistant Secretary