

May 19, 2023

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Dear Project Manager Sobol and S Berninger:

Below are the written comments by Lower East Side Power Partnership on the Alternative Analysis Report

The Lower East Side Power Partnership (LESPP) has concerns based on information related to the Mitigation Work Plan for Manufactured Gas Plant (MGP)-related Non-Aqueous Phase Liquid (NAPL) Contamination for East Side Coastal Resiliency.

According to the Fact Sheet on Manufactured Gas Plant (MGP) dated April 2023 for CE.E. 11th Street MGP OU-1 the “.. portion of the site, designated as Operable Unit (OU) 1, is roughly 5.5 acres and is bordered on the west by Avenue D, on the south by East 11th Street, on the north by East 13th Street, and on the east by FDR Drive. It is currently developed as multi-unit housing. The site was historically used as a Manufactured Gas Plant to manufacture gas from coal and other raw materials from approximately 1860 to 1933.”

LESPP is concerned about the health and safety of the residents, pedestrians, and general public in that area.

LESPP is concerned that outreach is done to inform the residents, administrators, leaders and general public in that area of safety and health issues and how they are being addressed.

LESPP advocates for communication with leadership of New York City Housing Authority, resident leaders of OU1, residents, of OU1 and general public on the Lower East Side.

In Section 2.2 of the Mitigation Work Plan for Manufactured Gas Plant-Related Non -Aqueous Phase Liquid Contamination for East Side Coastal Resiliency states: “According to the 2007-2009 Remedial Investigations performed by Arcadis on behalf of the Responsible Party, MGP-related NAPL contamination originating from the East 11th Street Works has migrated below the northern portion of Project Area One (in the vicinity between East 9th Street and East 13th Street) and extends beyond AOC-1 into East River sediments (in the vicinity between East 7th Street and East 13th Street).”

LESPP is concerned about contamination migrating and the possible impact on the health and safety of the residents, pedestrian, businesses and facilities below the area designated as Operable Unit OU1.

LESPP is concerned that outreach (including public notices-in various languages) is done to inform the residents, businesses, administrators and leaders in the area designated as Operable Unit OU1 and below of any safety and health issues and what is being done or planned to address them.

In Section 5.1.1.1.of the Mitigation Work Plan for Manufactured Gas Plant-Related Non Aqueous Phase Liquid Contamination for East Side Coastal Resiliency states: "MWP proposes to install multiple recovery wells on the upland side of the flood protection structure before or in conjunction with Project construction...The recovery wells will enable the Responsible Party to monitor and recover mobile NAPL within AOCs 1 and 2. Without the installation of the proposed recovery wells, MGP-related NAPL from the former MGP site sources would continue to migrate in an easterly direction toward the flood protection structure, where it could accumulate against the proposed sub-grade sheet pile walls of the floodwall, creating the potential for NAPL to migrate into previously unaffected areas. After the installation of the recovery wells, MGP related mobile NAPL can accumulate within the recovery wells and can be removed to prevent accumulation against the sub-grade sheet pile walls of the proposed flood protection."

LESPP is concerned about NAPL migrating into previously unaffected areas and the possible impacts on health and safety.

LESPP is concerned that acute and long-term health and safety concerns are addressed by the approach taken.

A participant in a recent LESPP meeting also attended the presentation by the Department of Environmental Conservation (DEC) at the Manhattan Community Board 3 Transportation, Public Safety, Sanitation & Environment Committee on Tuesday May 9th. They shared with LESPP that DEC stated that they are in regular communication with the East Side Coastal Resiliency team (NYC DDC, NYC Parks, NYC DOT, NYC Environmental Protection, NYC Mayor's Office of Resiliency, etc.).LESPP advocates for continued communication with these agencies, residents, businesses and schools of the Lower East Side and Manhattan Community Board 3 Environmental Committee regarding-this work.

Sincerely,

Vaylateena Jones

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Lower East Side Power Partnership
President

Cc

NY Congressman Daniel Goldman

NYS Senator Brian Kavanagh

NYS Assembly Member Harvey Epstein

NYS Assembly Member Grace Lee

NYC Council Member Christopher Marte

NYC Council Member Carlina Rivera

East Side Coastal Resiliency Community Engagement Lead Specialist Desiree Gazzo

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NYC_DOT, Director, Zachary Youngerman

NYC DOT, Project Manager, Adam Berkowitz

NYC DEP, Accountable Manager, Kamil Dyrda

CODA

Downtown Independent Democrats

Grand Street Democrats

New Downtown Democrats

Lower East Side Leaders and Residents