P.W. GROSSER CONSULTING



June 27, 2012

Site Control Section, attention Barb Wolosen New York State Department of Environmental Conservation Bureau of Technical Support 625 Broadway, 11th Floor Albany, NY 12233-7020

RE: Brownfield Cleanup Program Application – Revision 1 Former Watermark Designs Facility 491 Wortman Avenue, Brooklyn, New York BCP# C224139

Dear Ms. Wolosen:

P. W. Grosser Consulting, Inc. (PWGC) has prepared this letter to address the New York State Department of Environmental Conservation's (NYSDEC) June 1, 2012 comments regarding the application for participation in the Brownfield Cleanup Program (BCP) for the site located at 491 Wortman Avenue, Brooklyn, New York.

A revised application is attached which addresses the NYSDEC comments. A summary of the revisions is as follows:

Section I – Requestor Information:

- The requestor name has been revised to J & H Holding Company, LLC and the requestor address has been revised to 350 Dewitt Avenue, Brooklyn, 11207.
- The name of the requestor's attorney has been revised.
- The requestor relationship to property check box has been changed from potential/future owner to current owner.

Section III – Current Property Owner/Operator Information:

• J & H Holding Company, LLC is the operator of the property. The supplemental information for **Section IX**, **Question 1** has been revised to indicate that Crown Ministries International, Inc. is a tenant, rather than the operator.

Section VI – Project Description:

• The project description has been revised to indicate that J & H Holding Company LLC has been the owner and operator of the site since 1997, and that J & H Company, a NY General Partnership was the owner and operator from 1984 until 1997. This information has also been included in the summary Table for **Section VII**.

Section VII – Site's Environmental History:

• The summary Table for this section has been revised to include column which indicates whether the listed entity was an owner, operator, or tenant of the subject property.

Section IX – Land Use Factors:

- The supplemental information for Question 1 has been revised to indicate that Crown Ministries International, Inc. is a tenant, rather than the operator.
- A description of the proximity of real property for the various uses has been included in the supplemental information to address Question 14.





Section X – Statement of Certification and Signatures:

• The Application is signed by Jack Abel as the owner of J & H Holding Company LLC (the requestor).

Please call if you have any questions or would like to discuss the project further.

Very truly yours, P.W. Grosser Consulting, Inc.

E 1 Cm

John D. Eichler Project Manager

is Alma

Kris Almskog Senior Project Manager

Att: Revised NYSDEC BCP Application (6/27/12)

491 WORTMAN AVENUE BROOKLYN, NEW YORK

NYSDEC BROWNFIELD CLEANUP PROGRAM APPLICATION AND SUPPLEMENTAL INFORMATION REVISION 1

SUBMITTED TO:



Chief, Site Control Section New York State Department of Environmental Conservation Division of Environmental Remediation 625 Broadway Albany, New York 12233

PREPARED FOR:

J & H Holding Company, LLC 350 Dewitt Avenue Brooklyn, New York 11207

PREPARED BY:



P.W. Grosser Consulting, Inc. 630 Johnson Avenue, Suite 7 Bohemia, New York 11716 Phone: 631-589-6353 Fax: 631-589-8705

Kris Almskog, Senior Project Manager John Eichler, Project Manager

PWGC Project Number: WAT1201

krisa@pwgrosser.com johne@pwgrosser.com

JUNE 2012



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION



BROWNFIELD CLEANUP PROGRAM (BCP) ECL ARTICLE 27 / TITLE 14

07/2010	LCL ARTI	CLE 277 IIILE 14	DEPARTMENT USE ONLY BCP SITE #:
Section I. Requestor Informati	on		
NAME J & H Holding Company, L	LC		
ADDRESS 350 Dewitt Avenue			
CITY/TOWN Brooklyn		ZIP CODE 112	207
PHONE 718.257.2800	FAX 718.257.21	44	E-MAIL jabel@watermark-designs.com
Is the requestor authorized to conduct business in -If the requestor is a Corporation, LLC, LLP or requestor's name must appear, exactly as given al from the database must be submitted to DEC with	or other entity requiring auth bove, in the <u>NYS Department</u>	nt of State's Corporation & Busin	ess Entity Database. A print-out of entity information
NAME OF REQUESTOR'S REPRESENTATIV	EMr. Jack Abel		
ADDRESS 350 Dewitt Avenue			1
city/town Brooklyn		ZIP CODE 112	207
PHONE 718.257.2800	FAX 718.257.214	4	E-MAIL jabel@watermark-designs.com
NAME OF REQUESTOR'S CONSULTANT P .	.W. Grosser Cons	ulting, Inc.	
ADDRESS 630 Johnson Ave., Sui	ite 7		
сіту/тоwn Bohemia		ZIP CODE 117	16
PHONE 631.589.6353	FAX 631.589.870	5	E-MAIL krisa@pwgrosser.com
NAME OF REQUESTOR'S ATTORNEY Miri	am Villani, Esq., S	Sahn Ward Coschign	ano & Baker, PLLC
ADDRESS 333 Earle Ovington Bou	llevard, Suite 601		-
CITY/TOWN Uniondale		ZIP CODE 115	553
PHONE 516.228.1300	FAX 516.228.003	8	E-MAIL mvillani@swcblaw
THE REQUESTOR MUST CERTIFY THAT HE CHECKING ONE OF THE BOXES BELOW:	E/SHE IS EITHER A PART	ICIPANT OR VOLUNTEER IN	ACCORDANCE WITH ECL 27-1405 (1) BY
PARTICIPANT A requestor who either 1) was the owner of th disposal of hazardous waste or discharge of petro- person responsible for the contamination, unless as a result of ownership, operation of, or in subsequent to the disposal of hazardous waste or	oleum or 2) is otherwise a s the liability arises solely avolvement with the site	solely as a result of owne subsequent to the disposal of h NOTE: By checking this bo appropriate care with respect reasonable steps to: i) stop	ticipant, including a requestor whose liability arises rship, operation of or involvement with the site nazardous waste or discharge of petroleum. x, the requestor certifies that he/she has exercised to the hazardous waste found at the facility by taking any continuing discharge; ii) prevent any threatened nt or limit human, environmental, or natural resource eased hazardous waste.
Requestor Relationship to Property (check one): Previous Owner Current Owner If requestor is not the site owner, requestor will he -Proof of site access must be submitted for non-			Yes No

1

PROPERTY NAME Former Watermark Designs Facility						
	TOWN Brook	lyn		ZIP C	ODE 1120	8
MUNICIPALITY(IF MORE THAN ONE, LIST ALL):						
COUNTY Kings SIT	E SIZE (ACRES	0.44				
LATITUDE (degrees/minutes/seconds) 40 • 39 • 39.96 •	LONG	ITUDI	E (degrees/minut	es/seconds) 7	73 ° 52	' 32.88 "
HORIZONTAL COLLECTION METHOD: SURVEY GPS	MAP HORI	ZONTA	L REFERENC	e datum: N	lorth Ame	erica 1983
COMPLETE TAX MAP INFORMATION FOR ALL TAX PARCELS INCLU PER THE APPLICATION INSTRUCTIONS. Parcel Address	JDED WITHIN 7 Parcel		OPERTY BOU Section No.		TTACH REQ	UIRED MAPS Acreage
491 Wortman Avenue, Brooklyn	NA		NA	4384	31&36	0.44
 Do the property boundaries correspond to tax map metes an If no, please attach a metes and bounds description of the pr Is the required property map attached to the application? (a Is the property part of a designated En-zone pursuant to Tax For more information please see Empire State Development 	operty. pplication wil : Law § 21(b)(e processed v	/without map	ØYe ØYe ØYe ØYe	s []No
If no, please attach a metes and bounds description of the pr 2. Is the required property map attached to the application? (a	operty. pplication wil t Law § 21(b)(t's <u>website</u> . 9% evelopment pr	6)? [[☑ 50-99% where the de	velopment	p)	s ∏No s √No
 If no, please attach a metes and bounds description of the pr Is the required property map attached to the application? (a Is the property part of a designated En-zone pursuant to Tax For more information please see Empire State Development If yes, identify area (name) Percentage of property in En-zone (check one): 0-4 Is this application one of multiple applications for a large de project spans more than 25 acres (see additional criteria in E 	operty. pplication wil Law § 21(b)(i's <u>website</u> . 99% evelopment pr 3CP applicatio	6)? [oject, • n inst	☑ 50-99% where the de ructions)? If	velopment yes, identif	p)	s No s No s No
 If no, please attach a metes and bounds description of the pr Is the required property map attached to the application? (a Is the property part of a designated En-zone pursuant to Tax For more information please see Empire State Development If yes, identify area (name) Percentage of property in En-zone (check one): 0-4 Is this application one of multiple applications for a large de project spans more than 25 acres (see additional criteria in E properties in related BCP applications:	operty. pplication wil Law § 21(b)('s <u>website</u> . '9% evelopment pr 3CP application	6)? [ject, - n inst one-sto	☑ 50-99% where the de ructions)? If	velopment yes, identif	p)	s No s No s No

Initials of each Requestor:

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LOWNER'S NAME 1 & H Holding ('OI				
OWNER'S NAME J & H Holding CO	mpany, LLC			
ADDRESS 350 Dewitt Avenue				
сітултоwn Brooklyn		ZIP CODE 11207		
PHONE 718.257.2800	FAX 718.257.2144	E-MAIL jabel	@watermark-de	signs.co
OPERATOR'S NAME J & H Holding C	Company, LLC			
ADDRESS 350 Dewitt Avenue				
сттулоwn Brooklyn		ZIP CODE 11207		
PHONE 718.257.2800	FAX 718.257.2144	E-MAIL jabel	@watermark-de	signs.co
Section IV. Requestor Eligibility	/ Information (Please re	fer to ECL § 27-1407)		
 Are any enforcement actions pending Is the requestor subject to an existing Is the requestor subject to an outstand Has the requestor been determined to Has the requestor previously been der Has the requestor been found in a civil act involving contaminants? Has the requestor been convicted of a theft, or offense against public adminis Has the requestor knowingly falsified false statement in a matter before the Is the requestor an individual or entity 	order relating to contamination ing claim by the Spill Fund for have violated any provision of hied entry to the BCP? Il proceeding to have committed criminal offense that involve istration? or concealed material facts of Department?	on at the site? or this site? of ECL Article 27? ed a negligent or intentionally to s a violent felony, fraud, bribery r knowingly submitted or made t	y, perjury, □ Yes use of a □ Yes	 ☑No ☑No ☑No ☑No ☑No ☑No ☑No ☑No ☑No
or failed to act, and such act or failure Section V. Property Eligibility I				
1. Is the property, or was any portion of	the property, listed on the Na	tional Priorities List?	🗍 Yes	⊡No
 If yes, please provide relevant informa Is the property, or was any portion of If yes, please provide: Site # Is the property subject to a permit und If yes, please provide: Permit type: 	the property, listed on the NY Class # ler ECL Article 27, Title 9, o	her than an Interim Status facili PA ID Number:	🗌 Yes	Sites? ☑No ☑No
Date permit is 4. Is the property subject to a cleanup or	der under navigation law Art	ermit expiration date: cle 12 or ECL Article 17 Title 1	0? Ves	□No
 If yes, please provide: Order # Spill 5. Is the property subject to a state or fee If yes, please provide explanation as a 	leral enforcement action relat	ed to hazardous waste or petrole	eum? 🔽 Yes	□No
Section VI. Project Description				
	✓ Investigation	Remediation		
What stage is the project starting at?				
What stage is the project starting at? Please attach a description of the project	which includes the following	components:		

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To the extent that existing information/studies/reports are available to the requestor, please attach the following:

1. Environmental Reports

A Phase I environmental site assessment report prepared in accordance with ASTM E 1527 (American Society for Testing and Materials: Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process), and all environmental reports related to contaminants on or emanating from the site.

If a final investigation report is included, indicate whether it meets the requirements of ECL Article 27-1415(2): 🗹 Yes 🗋 No

2. SAMPLING DATA: INDICATE KNOWN CONTAMINANTS AND THE MEDIA WHICH ARE KNOWN TO HAVE BEEN AFFECTED. LABORATORY REPORTS SHOULD BE REFERENCED AND COPIES INCLUDED.

Contaminant Category	Soil	Groundwater	Surface Water	Sediment	Soil Gas
Petroleum					
Chlorinated Solvents	PCE, TCE	PCE, TCE			PCE, TCE
Other VOCs					
SVOCs	naphthalene				
Metals					
Pesticides					
PCBs					
Other*					
*Please describe:	• • • • • • • • • • • • • • • • • • •	.	·····		

*Please describe: see attached

3. SUSPECTED CONTAMINANTS: INDICATE SUSPECTED CONTAMINANTS AND THE MEDIA WHICH MAY HAVE BEEN AFFECTED. PROVIDE BASIS FOR ANSWER AS AN ATTACHMENT.

Contaminant Category	Soil	Groundwater	Surface Water	Sediment	Soil Gas
Petroleum					
Chlorinated Solvents	known	known			known
Other VOCs					
SVOCs	known	فتر			
Metals					
Pesticides					
PCBs					
Other*					
*Please describe: see atta	ched			·····	
4. INDICATE KNOWN (DR SUSPECTED	SOURCES OF CONTA	MINANTS (CHECK ALL	THAT APPLY), PRO	DVIDE BASIS FOR

4. INDICATE KNOWN OR SUSPECTED SOURCES OF CONTAMINANTS (CHECK ALL THAT APPLY). PROVIDE BASIS FOR ANSWER AS AN ATTACHMENT.

Above Ground Pipeline or Tank			Underground Pi			
Routine Industrial Operations		g or Burial of Waste		ral field	Adjacent	
Drums or Storage Containers		Pit or Dry Well	Foundry Sand		Electropla	iting
Coal Gas Manufacture	Industria	al Accident	Unknown			
Other: see attached description						
5. INDICATE PAST LAND USES	(CHECK AL	L THAT APPLY):				
□Coal Gas Manufacturing ✓Man		Agricultural Co	-op 🔲 Dry Cleane	r 🛄 Salva	ge Yard	□Bulk Plant
Pipeline Serv	ice Station	Landfill	Tannery		oplating	Unknown
Other: see attached description						
						· · · · · · · · · · · · · · · · · · ·

6. PROVIDE A LIST OF PREVIOUS PROPERTY OWNERS AND OPERATORS WITH NAMES, LAST KNOWN ADDRESSES AND TELEPHONE NUMBERS AS AN ATTACHMENT. DESCRIBE REQUESTOR'S RELATIONSHIP, IF ANY, TO EACH PREVIOUS OWNER AND OPERATOR. IF NO RELATIONSHIP, PUT "NONE".

Section VIII. Contact List Information	
Please attach, at a minimum, the names and addresses of the following:	
1. The chief executive officer and planning board chairperson of each county, city, town and village in which located.	the property is
2. Residents, owners, and occupants of the property and properties adjacent to the property.	
3. Local news media from which the community typically obtains information.	
4. The public water supplier which services the area in which the property is located.	
5. Any person who has requested to be placed on the contact list.	
6. The administrator of any school or day care facility located on or near the property.	
7. The location of a document repository for the project (e.g., local library). In addition, attach a copy of a lett repository acknowledging that it agrees to act as the document repository for the property.	er sent to the
Section IX. Land Use Factors (Please refer to ECL § 27-1415(3))	
1. Current Use: Residential Commercial Industrial Vacant Recreational (check all that app Provide summary of business operations as an attachment.	oly)
2. Intended Use Post Remediation: Unrestricted Residential Commercial Industrial (check all t Provide specifics as an attachment.	hat apply)
3. Do current historical and/or recent development patterns support the proposed use? (See #14 below re: discussion of area land uses)	ØYes □No
4. Is the proposed use consistent with applicable zoning laws/maps?	ØYes □No
5. Is the proposed use consistent with applicable comprehensive community master plans, local waterfront revitalization plans, designated Brownfield Opportunity Area plans, other adopted land use plans?	ØYes □No
6. Are there any Environmental Justice Concerns? (See §27-1415(3)(p)).	□Yes ☑No
7. Are there any federal or state land use designations relating to this site?	□Yes ☑No
8. Do the population growth patterns and projections support the proposed use?	ØYes □No
9. Is the property accessible to existing infrastructure?	
10. Are there important cultural resources, including federal or state historic or heritage sites or Native American religious sites within ½ mile?	□Yes ☑No
11. Are there important federal, state or local natural resources, including waterways, wildlife refuges, wetlands, or critical habitats of endangered or threatened species within ½ mile?	⊡Yes □No
12. Are there floodplains within 1/2 mile?	∐Yes ⊠No
13. Are there any institutional controls currently applicable to the property?	∐Yes ☑No
14. Describe the proximity to real property currently used for residential use, and to urban, commercial, industri recreational areas in an attachment.	ial, agricultural, and
15. Describe the potential vulnerability of groundwater to contamination that might migrate from the property, i to wellhead protection and groundwater recharge areas in an attachment.	including proximity
16. Describe the geography and geology of the site in an attachment.	

Section X. Statement of Certification and Signatures

(By requestor who is an individual)

If this application is approved, I acknowledge and agree to the general terms and conditions set forth in DER-32 Brownfield Cleanup Program Applications and Agreements and to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. I also agree that in the event of a conflict between the general terms and conditions of participation set forth in DER-32 and the terms contained in a site-specific BCA, the terms in the BCA shall control. I hereby affirm that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to section 210.45 of the Penal Law.

Date:	Signature:	Print Name:
Date:	Signature:	Print Name

(By an requestor other than an individual)

(By an requestor other than an individual) I hereby affirm that I am $OW MP_$ (title) of ______ (entity); that I am authorized by that entity to make this application; that this application was prepared by me or under my supervision and direction. If this application is approved, I acknowledge and agree to the general terms and conditions set forth in DER-32 Brownfield Cleanup Program Applications and Agreements and to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. I also agree that in the event of a conflict between the general terms and conditions of participation set forth in DER-32 and the terms contained in a site-specific BCA, the terms in the BCA shall control. I hereby affirm that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Date: 6/27/1-	Signature:	Print Name: JACK AFEL

SUBMITTAL INFORMATION:

Three (3) complete copies are required.

Two (2) copies, one paper copy with original signatures and one electronic copy in Portable Document Format (PDF) on a CD, must be sent to:

Chief, Site Control Section New York State Department of Environmental Conservation Division of Environmental Remediation 625 Broadway Albany, NY 12233-7020

One (1) paper copy must be sent to the DEC regional contact in the regional office covering the county in which the site is located. Please check our website for the address of our regional offices.

FOR DEPARTMENT USE ONLY

BCP SITE T&A CODE:

LEAD OFFICE:

P.W. GROSSER CONSULTING



491 Wortman Avenue, Brooklyn, New York BCP Application Supplemental Information Revision 1 6/27/12

Section I

Requestor Information The application requestor is J & H Holding Company, LLC. Jack Abel is the owner of J & H Holding Company, LLC.

Section IV

Requestor Eligibility Information

2. The requestor has signed an Order on Consent and Administrative Settlement with the NYSDEC (Index # R2-0647-07-10) for the Development and Implementation of a Remedial Program for an Inactive Hazardous Waste Disposal Site, and is currently listed as a Potential IHWDS #224139.

Section V

Property Eligibility Information

5. The requestor has signed an Order on Consent and Administrative Settlement with the NYSDEC (Index # R2-0647-07-10) for the Development and Implementation of a Remedial Program for an Inactive Hazardous Waste Disposal Site, and is currently listed as a Potential IHWDS #224139.

Section VI

Project Description

The subject property is approximately 0.44 acres in area and is improved with a one-story industrial concrete block, brick, and steel building. The building is 19,000 square feet and occupies the entire area of the property. The subject property is located in a manufacturing zoned area in Kings County, Brooklyn, New York. Wortman Avenue is the southern boundary of the subject property. The subject property is bordered to the east by Essex Street, to the west by Linwood Street, and to the north by a commercial and industrial property. No exposed soil or vegetation is present on the subject property.

J & H Holding Company, LLC has owned and operated the subject property since 1997. J & H Company, a NY General Partnership owned and operated the property from 1984 until 1997. These entities operated at the site under the names Sepco Industries and Watermark Designs between 1984 and 2007. The site was used to manufacture, store, package, and ship decorative fixtures and hardware for bathrooms and kitchens. The manufacturing processes at the subject property involved cleaning, painting, plating, etching, polishing, and specific machining of metals and metal products. Hazardous regulated chlorinated solvents, specifically trichloroethylene (TCE) and tetrachloroethylene (PCE), were used in the manufacturing process to clean various products. The chlorinated solvents were stored and used in the former Cleaning and Degreasing Area located along the west side of the building.





In 2007, Watermark Designs moved the operation from the subject property. Since 2007, the site has been leased by Crown Ministries International, Inc. for religious activities.

An estimated project schedule is attached.

Section VII

Property's Environmental History 1. Environmental Reports

9/30/2008 Phase I ESA Report

Prepared by: Middleton Environmental, Inc.

A Phase I ESA was conducted by Middleton Environmental, Inc. (MEI) in September 2008. The purpose of the Phase I ESA was to facilitate a property transaction. The Phase I site inspection indicated the possible presence of a plating pit in the northwest corner of the building. Also, floor drains were observed in the building. MEI recommended that the potential plating pit be accessed and inspected, and that a dye flush test be performed for the pit and the floor drains to determine their discharge points. If on-site discharge points existed, it was recommended that they be sampled to determine if improper discharge has impacted the subsurface. MEI recommended that a Phase II ESA be performed to determine if the subsurface has been impacted.

A fill port and vent pipe were observed along the outside front wall of the building. The associated storage tank was not located. However, the basement of the building was not available for inspection during the Phase I ESA. MEI recommended that the basement be inspected and that, if an aboveground storage tank (AST) is present in the basement, it be removed if not utilized. If an underground storage tank (UST) is present, it should be precision tested to determine if it is leaking. Floor drains encountered in the basement should be sampled to determine if improper discharge has impacted the subsurface.

1/13/2009 Phase II ESA Report

Prepared by: P. W. Grosser Consulting, Inc.

The Phase II ESA was conducted by PWGC in November 2008. The purpose of the Phase II ESA was to address the recognized environmental conditions specified in the MEI Phase I ESA Report. On November 17, 2008, PWGC conducted the Phase II ESA which consisted of the completion of seven (7) soil borings at the subject site for the collection of soil and groundwater samples. The soil and groundwater samples were analyzed for VOCs and metals.

PWGC accessed the partial basement located in the middle of the southern portion (front) of the building. The fill and vent lines observed along the front (south side) of the building entered a concrete block containment vault in the basement, indicating that a fuel oil aboveground storage tank (AST) was present. However, the AST was not visible. There was no staining observed in the basement.

One boring was performed manually in the partial basement adjacent to the AST utilizing a stainless steel hand auger. One soil sample was collected from the 0 to 2 feet below grade interval. The soil



was classified as moist, poorly-graded, brown sand with silt. No floor drains were identified in the basement.

Analytical results indicated that the fuel oil AST in the basement has not impacted the subsurface. PWGC recommended that the AST be properly closed.

A floor drain was identified in the warehouse bathroom in the southern portion of the building. Upon inspection, it was determined the drain was clogged. A discharge point for the drain could not be determined.

The potential plating pit could not be accessed during the Phase II ESA. It was later identified by the owner of the property as a loading bay / truck scale which is no longer in use and had been covered over with large steel plates.

Elevated concentrations of chlorinated VOCs were detected in soil and groundwater samples in the western portion of the subject property. Based on these elevated concentrations, New York State Department of Environmental Conservation (NYSDEC) Spill #08-09879 was assigned to the site. It appeared that TCE concentrations in the soil and the groundwater were the result of the usage of the compound in and around a degreasing tank which was reportedly located to the south of the former loading bay / truck scale. Metals were also detected in soils at concentrations exceeding Recommended Soil Cleanup Objectives (RSCOs).

PWGC recommended further investigation of the impacted soils and groundwater at the site, including additional soil borings to delineate the horizontal and vertical extent of on-site soil and groundwater impact. PWGC also recommended that the former loading bay / truck scale be accessed to identify drains which may have acted as conduits for contaminants.

PWGC also recommended that the indoor air quality be addressed with regard to the potential for vapor intrusion at the site.

2/1/2009 Limited Subsurface Investigation Report Prepared by: EnviroTrac Environmental Services

In January 2009, EnviroTrac Environmental Services (EnviroTrac) performed a subsurface soil and groundwater investigation to further delineate chlorinated VOC impact at the subject site.

A total of nine (9) borings were advanced through the subsurface soil profile to the groundwater level below ground surface. Urban fill consisting of sand mixed with ash and demolition debris was identified between the soil surface and six (6) and eight (8) ft. below ground surface beneath the subject property. Brown medium fine grained sand was observed between six (6) and eight (8) feet to 12 and 15 ft. below ground surface beneath the subject property. The groundwater level below ground surface beneath the subject property was generally identified at approximately 12 feet below ground surface.



Laboratory results identified elevated concentrations of TCE and PCE in the soil and groundwater primarily in the western portion of the site. PCE and TCE concentrations in samples collected at 25, 35, and 45 feet below grade were significantly lower than in the groundwater interface samples. Based on the sample location elevations and gradient levels of the TCE concentrations in the soil, EnviroTrac concluded that the subsurface soil contamination was a result of an on-site source area of TCE.

EnviroTrac recommended the preparation and submission of a Remedial Investigation Work Plan to the NYSDEC.

1/27/2012Site Characterization Project Report (incomplete)Prepared by: Impact Environmental Remediation, Inc.

In 2011, Impact Environmental Remediation, Inc. (IER) performed subsurface investigation services which included sub-slab vapor and indoor air sampling, off-site soil vapor sampling, subsurface soil sampling, and groundwater sampling.

Four (4) indoor air samples (IAQ1 through IAQ4) from the breathing zone in four (4) separate locations in the building and one (1) background air sample (IAQ5) were collected from the air outside of the building, from the roof. The laboratory analyzed the indoor air samples and background air sample for VOCs in accordance with USEPA Method TO-15. Analytical results indicated that PCE and TCE were detected in each of the indoor air samples. TCE concentrations ranged from 140 to 250 μ g/m³. PCE concentrations ranged from 4.3 to 8.5 μ g/m³.

Six on-site sub-slab soil vapor monitoring points and three off-site vapor monitoring wells were installed at the subject site in March 2012. The on-site sub-slab soil vapor monitoring points were identified and labeled as on-site soil vapor monitoring points SV-1, SV-2, SV-3, SV-4, SV-5, and SV-6.

A total of three (3) off-site soil vapor monitoring wells were installed in the subsurface soil profile below the sidewalk outside the western portion of the building. The off-site soil vapor monitoring wells were identified and labeled as soil vapor monitoring wells SV-7, SV-8, and SV-9.

Analytical results indicated elevated concentrations of TCE in each of the sub-slab vapor samples. The most elevated concentration was at SV-2 in the western portion of the building (2,300,000 μ g/m³). TCE and PCE were also detected in the off-site soil vapor samples. Off-site TCE concentrations ranged from 130 to 72,000 μ g/m³. Off-site PCE concentrations ranged from not detected to 32,000 μ g/m³.

The IER soil boring investigation included the collection of 34 soil samples from 29 boring locations utilizing a Geoprobe. Analytical results indicated elevated concentrations of TCE and PCE in the shallow soils collected from the western portion of the site. Detected VOC concentrations in samples collected from the perimeter of the site were relatively low, indicating that significantly impacted soils were most likely limited to the subsurface of the western portion of the building.



The IER groundwater investigation included the installation of six on-site groundwater monitoring wells (MW-1 through MW-5 and MW-3D) and three off-site monitoring wells (MW-6 through MW-8). Each of the monitoring wells, with the exception of MW-3D, is screened at the groundwater interface and is constructed of 2-inch diameter PVC. MW-3D is constructed of 1-inch diameter PVC and is screened between 9 feet and 69 feet below grade.

Analytical data from the monitoring well samples indicated TCE and PCE concentrations above NYSDEC Class GA Standards at each of the sampling locations, with the most elevated concentrations occurring in the western portion of the subject site. TCE concentrations ranged between 77 and 2,300 μ g/L. PCE concentrations ranged between 260 and 3,500 μ g/L.

Based on the findings of the investigation, IER recommended implementation of an interim remedial measure (IRM) consisting of remedial soil excavation in the western portion of the site, groundwater removal, and installation of a soil vapor mitigation system.

5/16/2012 Phase I ESA Report

Prepared by: P.W. Grosser Consulting, Inc.

The Phase I ESA was conducted by PWGC in May 2012. The purpose of the Phase I ESA was to facilitate the completion of a NYSDEC BCP Application. The property has an extensive industrial history. Industrial uses have the potential to impact the property's soils and groundwater by means of improper handling of industrial chemicals and wastes. Historic industrial uses are typically more of a concern than current industrial uses because environmental awareness was not prevalent and environmental laws were not as rigorous. Based upon the property's past use, which included a machine shop, a steel tube manufacturer, and a water fixture manufacturer, this concern is a REC.

The property has an active NYSPILL File associated with it. Spills have the potential to affect the subsurface. A review of the NYSPILL File indicates that chlorinated VOCs have impacted the subsurface at the site. Based upon the nature of the spill, it is considered a REC.

At the time of the inspection, the basement, and the AST in the basement, were not available for inspection. However, the AST was inspected by PWGC during the 2008 Phase II ESA, and a soil sample was collected from beneath the AST. Analytical results of the sample indicated that a release most likely did not occur from the AST. Based upon these conditions, it is no longer a REC.

There is a loading dock / truck scale located in the northwest area of the site. It is covered by steel plates. This structure is a potential pathway for surface discharge to enter the subsurface, and is therefore considered a REC.

The neighboring properties have a historical industrial background. A historical industrial use has the potential to affect the subsurface. A review of neighboring uses and common knowledge of the area has identified subsurface conditions to be contaminated with historic fill and petroleum constituents. Based upon historical uses and the presence of subsurface contaminants in the neighboring properties, they are considered a REC.



Based upon PWGC's evaluation of the recognized environmental conditions noted in section 9.0, PWGC recommends Remedial Investigation of the subject site.

The Remedial Investigation should consist of performing soil and groundwater sampling to further delineate chlorinated VOC contamination.

Environmental Reports attached include:

Phase I ESA Report, Middleton Environmental, Inc., September 30, 2008
Phase II ESA Report, P. W. Grosser Consulting, Inc., January 13, 2009
Limited Subsurface Investigation Report, EnviroTrac Environmental Services, February 1, 2009
Site Characterization Project Report (incomplete), IER, January 27, 2012
Phase I ESA Report, P. W. Grosser Consulting, Inc., May 16, 2012

2. Known contaminants are summarized above and are detailed in the attached reports.

3. Soil, groundwater, and soil gas analytical data from samples collected from the site have been shown to be impacted with chlorinated VOCs. The soil has also been shown to be impacted with naphthalene at one on-site location. There are no surface water bodies or sediments located at the site. Based upon the depth and concentrations of the VOC impacted groundwater, soil gas is a potential concern at the site.

4. Chlorinated VOC contamination in the soil and groundwater at the site likely resulted from the industrial operations of the former water fixture manufacturer which operated at the property. The pathway to the environment may have been a surface spills or discharges of TCE and PCE stored onsite.



Previous	Owner	Years	Last known address	Last known	Relationship to
Property	Operator			telephone	requestor
Owner/Operator	or Tenant				
Crown Ministries	Tenant	2007-	491 Wortman Avenue	718.257.4450	Tenant
International, Inc.		present	Brooklyn, NY 11208		
J & H Holding	Owner	2007-	350 Dewitt Avenue	718.257.2800	Requestor
Company, LLC	and	present	Brooklyn, NY 11207		
(Jack Abel)	Operator				
J & H Holding	Owner	1997-	350 Dewitt Avenue	718.257.2800	Requestor
Company, LLC		2007	Brooklyn, NY 11207		
(Jack Abel)					
J & H Company, a	Owner	1984-	350 Dewitt Avenue	718.257.2800	Requestor's
NY General		1997	Brooklyn, NY 11207		former entity
Partnership					
Watermark	Operator	1984-	350 Dewitt Avenue	718.257.2800	Operator
Designs / Sepco		2007	Brooklyn, NY 11207		
Industries					
National Hanger	Operator	1976	491 Wortman Avenue	unknown	none
Company, Inc.			Brooklyn, NY 11208		
US Tube &	Operator	1945-	491 Wortman Avenue	unknown	none
Foundry Company,		1973	Brooklyn, NY 11208		
Inc.					

6. Known previous property owners and operators:

Section VIII

Site Contact List Info 1. Chief Executive Officers

Mayor Michael R. Bloomberg City Hall New York, NY 10007 (212) New-York http://www.nyc.gov/html/mail/html/mayor.html

Brooklyn Borough President Marty Markowitz Brooklyn Borough Hall 209 Joralemon Street Brooklyn, New York 11201 (718)802-3700 askmarty@brooklynbp.nyc.gov

NYC Dept. of City Planning: Amanda Burden



22 Reade Street New York, NY 10007 (212) 720-3300 Contact at: http://www.nyc.gov/html/mail/html/maildcp.html

2. 491 Wortman Avenue adjacent property Info:

To the North: 920 Essex Street Block 4384 Lot 25 Industrial and Manufacturing Owner: Ziff Realty Co., LLC Phone: 212-697-0261 Process Address: 1105 42nd Street, New York, NY 10017

To the East (northeast corner of Essex Street and Wortman Avenue): 505 Wortman Avenue Block 4385 Lot 36 Industrial and Manufacturing Owner: Vasop Construction Co. Process Address: 908 Pine Street, Brooklyn, NY 11208 Phone: 718-649-4982

To the West (northwest corner of Linwood Street and Wortman Avenue): 465 Wortman Avenue Block 4583 Lot 31 Owner: Solefor Bros. Realty Co. Industrial and Manufacturing Phone: 718-257-0100 Process Address: 100 N. Village Ave. #37, Rockville Centre, NY 11570

To the Southwest (southwest corner of Linwood Street and Wortman Avenue): 482 Wortman Avenue Block 4406 Lot 1 Industrial and Manufacturing Owner: Selar Realty Corp. Process Address: 57 W. 38th Street, Floor 2, New York, NY 10018 Phone: 212-633-9985

To the Southeast (southeast corner of Essex Street and Wortman Avenue): 494 Wortman Avenue Block 4406 Lot 6 Industrial and Manufacturing Owner: Aslun Holdings Corp.



Process Address: 929 Shepherd Avenue, Brooklyn, NY 11208

3. News Media: Brooklyn Daily Eagle http://www.brooklyneagle.com

4. Water Supplier: NYC DEP http://www.nyc.gov/html/dep/html/drinking_water/index.shtml Process Address: 59-17 Junction Boulevard Flushing, New York

5. Requested: None

6. Schools and Day Care Facilities:

P.S. 273 Wortman
Melissa Avery, Principal
923 Jerome Street
Brooklyn, NY 11207
Main Office: 718-649-5739
Robin Graham, Parent Coordinator

7. Document Repository
Brooklyn Public Library - New Lots Branch
665 New Lots Ave. at Barbey St.
Brooklyn, NY 11207
Phone: (718) 649-0311

The reference librarian has agreed to act as the document repository for the project. As requested an email request was sent to the New Lots Branch and the confirmatory response email from the New Lots Branch reference librarian is attached.

Section IX

1. The site is currently leased by Crown Ministries International, Inc. as a church with a chapel and administrative offices.

- 2. There is no planned change of the use of the site.
- 3. There is no planned change of the use of the site.

4. See attached NYC Department of City Planning Zoning Map. The subject site is within manufacturing zone M1-1.

5. The property does not fall within the area of any known comprehensive community master plans, local waterfront revitalization plans, or designated Brownfield Opportunity Area plans.



8. There is no plan to alter the use of the site.

11. The site lies less than 1/2 miles from Hendrix Creek to the south. The site falls within a rare plant or animal area as shown on the NYC Environmental Resource Mapper. The date provided states that a 1905 record of the state endangered American burying Beetle (nicrophorus americanus). The above mentioned Hendrix Creek estuary discharges to Jamaica Bay and is classified as an 891-17 I, meaning it is best used as secondary contact recreation and fishing, and is suitable for fish, shellfish, and wildlife propagation and survival. The subject property has been historically developed and does not serve as habitat for native species.

14. The subject site is located in an urban area. Based on the New York City Planning Commission Zoning Map for the subject area, the subject property is located in manufacturing district M1-1. The nearest residentially-zoned area is located approximately 300 feet to the southwest of the subject site. The nearest commercial zone is located approximately 600 feet to the northwest of the subject site. There are no agricultural zones indicated in the vicinity of the subject site. The nearest recreational area is Spring Creek Park, located approximately $\frac{1}{2}$ mile to the southwest of the subject property.

15. Groundwater at the site is encountered at approximately 11 feet below grade. Groundwater beneath the property is class GA denoting potential use as potable water. However, the property lies within New York City, which utilizes reservoirs from upstate New York as sources of potable water.

Although there are no known water supply wellheads and/or groundwater recharge basins in the immediate vicinity, the onsite VOC impacted groundwater detailed in the attached reports, appears to have migrated off-site to the south. As such, continued off-site migration of impacted groundwater is possible.

16. The subject property is located over the Long Island aquifer system, which underlies all of Nassau, Suffolk, Kings (Brooklyn), and Queens Counties. The unconsolidated aquifer formations form a southward-dipping wedge that attains a maximum thickness in Kings County about eight-hundred (800) feet in southeast area of Brooklyn. Overlying bedrock in the area is the Lloyd, Magothy, Jameco, and Upper Glacial aquifer systems. The Upper Glacial aquifer, overlie all underlying units and are found at the surface in nearly all of Kings and Queens Counties. Portions of the upper glacial aquifer, which contain a generally thin soil mantle of Holocene age make up most of the Rockaway Peninsula and Coney Island.

The proximity of the subject site to the coastal waters of the Atlantic Ocean means that there is potential for salt water intrusion into the Upper Glacial and Magothy aquifers underneath the site.

Geological information was sourced from USEPA website, http://www.epa.gov/region02/water/aquifer/brooklyn/brooklyn.htm#I6

NYSDEC Groundwater and Aquifers, http://www.dec.ny.gov/lands/36183.html.

NYS Department of State

Division of Corporations

Entity Information

The information contained in this database is current through June 14, 2012.

Selected Entity Name: J & H HOLDING COMPANY, LLC Selected Entity Status Information Current Entity Name: J & H HOLDING COMPANY, LLC DOS ID #: 2174523 Initial DOS Filing Date: AUGUST 25, 1997 County: KINGS Jurisdiction: NEW YORK Entity Type: DOMESTIC LIMITED LIABILITY COMPANY Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity) JACK ABEL 350 DEWITT AVE BROOKLYN, NEW YORK, 11207

Registered Agent

NONE

This office does not require or maintain information regarding the names and addresses of members or managers of nonprofessional limited liability companies. Professional limited liability companies must include the name(s) and address(es) of the original members, however this information is not recorded and only available by <u>viewing the</u> certificate.

*Stock Information

of Shares Type of Stock \$ Value per Share

No Information Available

*Stock information is applicable to domestic business corporations.

Name History

Filing Date	Name Type	Entity Name
AUG 25, 1997	Actual	J & H HOLDING COMPANY
AUG 25, 1997	Actual	J & H HOLDING COMPANY, LLC

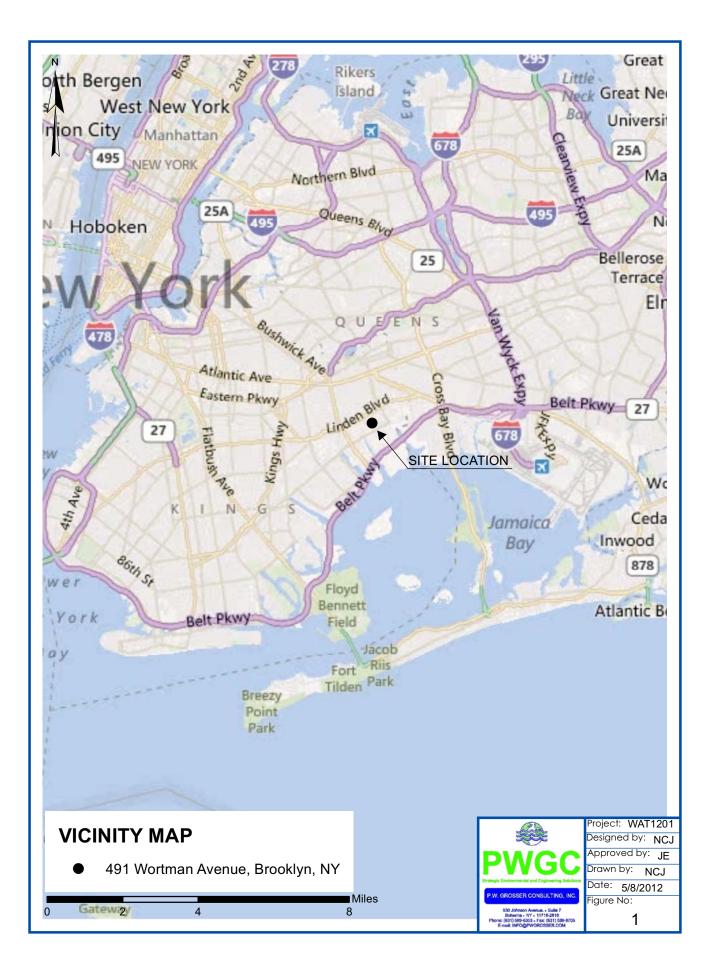
A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

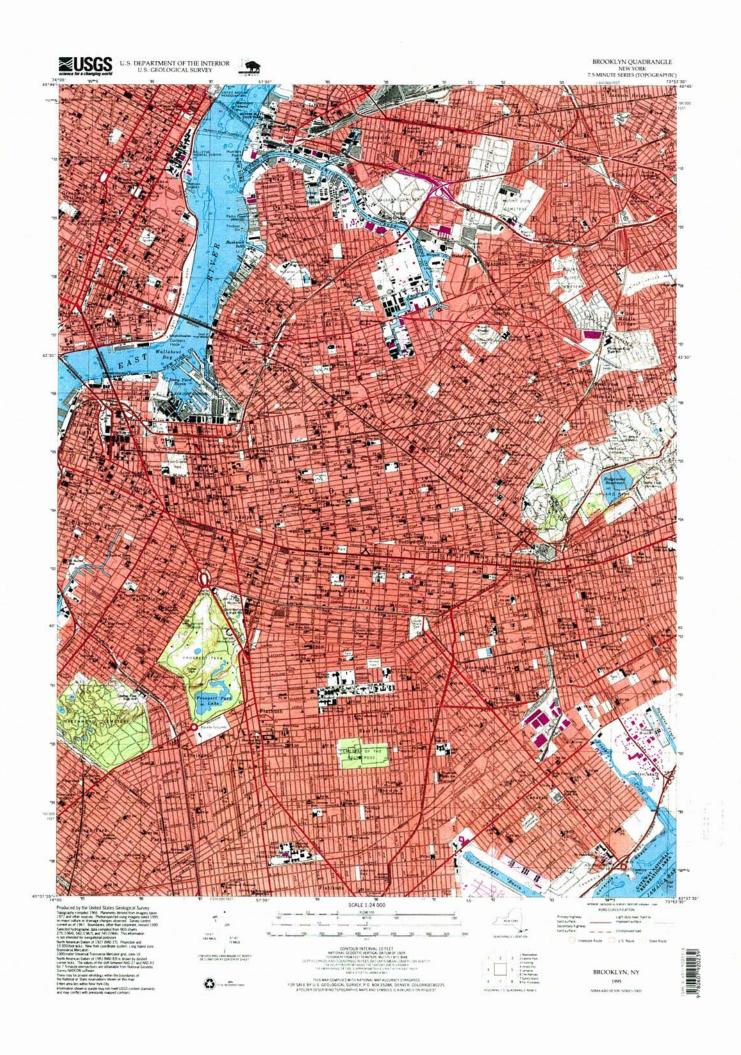
NOTE: New York State does not issue organizational identification numbers.

Search Results

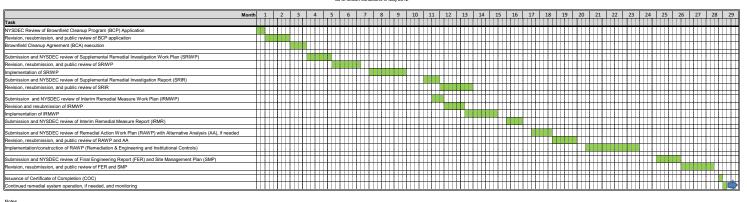
New Search

<u>Services/Programs</u> | <u>Privacy Policy</u> | <u>Accessibility Policy</u> | <u>Disclaimer</u> | <u>Return to DOS</u> <u>Homepage</u> | <u>Contact Us</u>





POTENTIAL PROJECT SCHEDULE FORMER WATERMARK DESIGN FACILITY as of known conditions in May 2012



Notes

This is a potential schedule based upon existing known conditions at the site as of May 2012. The actual schedule to obtain the COC will be modified based upon findings of additional investigations, IRM, and the agreed upon final remedy for the site.



lan Burk< ianb@pwgrosser.com>

491 Wortman Avenue Document Repository

2 messages

lan Burk < ianb@pwgrosser.com> To: s.asis@brooklynpubliclibrary.org

Wed, May 16, 2012 at 10:18 AM

Hello,

New York State Department of Environmental Conservation would like to use the New Lots BPL Branch as a document repository for documents related to a NYSDEC Brownfield Cleanup Program site located at 491 Wortman Avenue, Brooklyn, NY. The DEC requires that certain document related to the site be accessible to the public and NYC public libraries have served this function. I am a representative of the property owner. Thank you for your time and help.

lan Burk Field Hydrogeologist

P.W. Grosser Consulting

P.W. Grosser Consulting 630 Johnson Avenue, Suite 7 Bohemia, NY 11716

The information contained in this e-mail, including any attachments, is intended solely for the use of the individual to which it is addressed and may contain information that is privileged and confidential. Any review, use, distribution or disclosure by others is strictly prohibited. If you have received this communication in error, please notify the sender immediately and delete the email message along with any attachments. Thank you.

Please consider the environment - think before you print!

Asis, Susan< S.Asis@brooklynpubliclibrary.org> To: lan Burk <ianb@pwgrosser.com>

Wed, May 16, 2012 at 12:53 PM

Hello Mr. Burk, No problem! Please send the materials to my attention, and I will make sure they are accessible to the public. Thanks! Susan

Susan Asis Kalman Neighborhood Library Supervisor

P.W. Grosser Consulting Mail - 491 Wortman Avenue Document Repository

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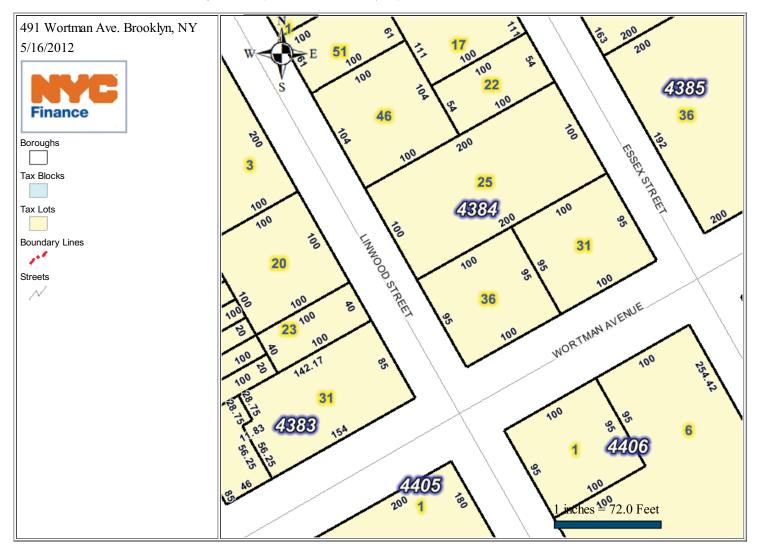
New Lots Library 665 New Lots Ave, Brooklyn, NY 11207 Phone: 718-649-0311 ext. 116 Fax: 718-649-0719 Email: s.asis@brooklynpubliclibrary.org

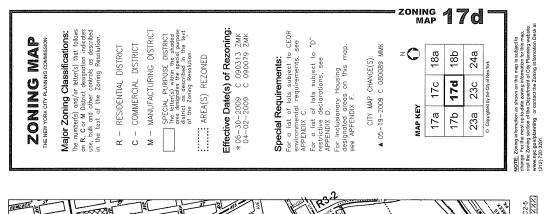
From: Ian Burk [mailto:ianb@pwgrosser.com] Sent: Wed 5/16/12 10:18 AM To: Asis, Susan Subject: 491 Wortman Avenue Document Repository

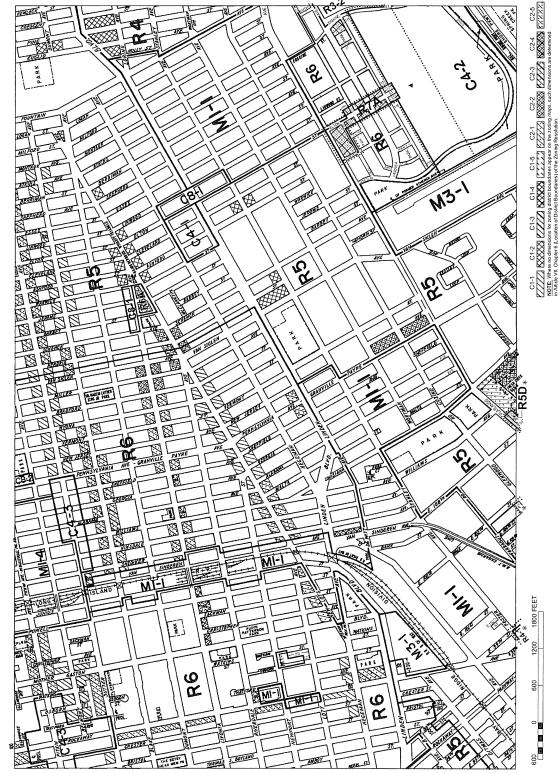
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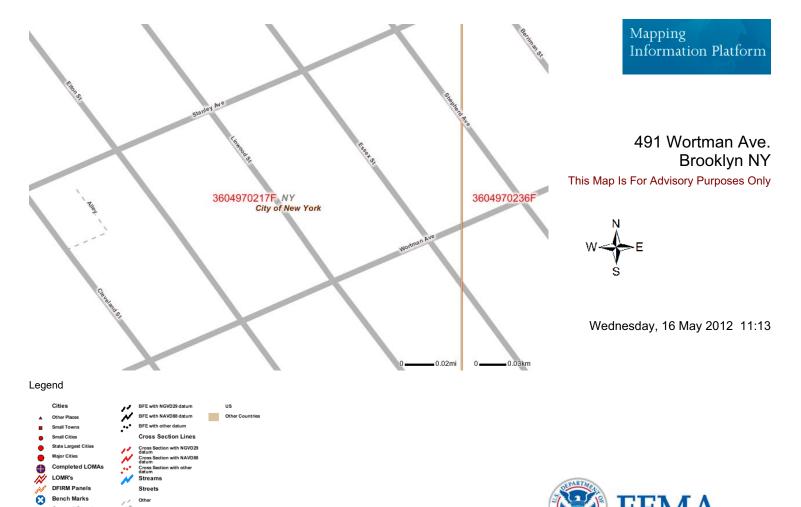
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DFIRM Panels

Bench Marks

Wing Walls

(cont)

Culves Foot B Dams Levees Winc Culverts Foot Bridge

General Structures

Base Flood Elevation

Streets

Other

Streets

Major Roads Highways Major High States

Land Areas

(cont)

Lakes, Major Rivers





