Site	Code:	



# BROWNFIELD CLEANUP PROGRAM (BCP) APPLICATION TO AMEND BROWNFIELD CLEANUP AGREEMENT AND AMENDMENT

### Please refer to the attached instructions for guidance on completing this application.

Submission of a full BCP application will be required should this application be determined to be a major amendment. If the amendment seeks to add or subtract more than an insignificant acreage of property to the BCA, applicants are encouraged to consult with the DEC project team prior to submitting this application.

PAR	T I. BROWNFIELD CLEANUP AGREEMENT AMENDMENT APPLICATION
1. Ch	neck the appropriate box(es) below based on the nature of the amendment modification(s) requested:
	Amendment to modify the existing BCA (check one or more boxes below):
	Add applicant(s)
	Substitute applicant(s)
	Remove applicant(s)
	Change in name of applicant(s)
	Amendment to reflect a transfer of title to all or part of the brownfield site:
	a. A copy of the recorded deed must be provided. Is this attached? Yes No
	b. Change in ownership Additional owner (such as a beneficial owner)
	c. Pursuant to 6 NYCRR Part 375-1.11(d), a Change of Use form should have been submitted prior to a transfer of ownership. If this has not yet been submitted, include the form with this application. Is this form attached?  Yes  No  Submitted on:
	Amendment to modify description of the property(ies) listed in the existing BCA
	Amendment to expand or reduce property boundaries of the property(ies) listed in the existing BCA
	Sites in Bronx, Kings, New York, Queens or Richmond Counties ONLY: amendment to request determination that the site is eligible for tangible property credit component of the brownfield redevelopment tax credit.
	Other (explain in detail below)
2. RE	EQUIRED: Please provide a brief narrative describing the specific requests included in this amendment:

Site	Code:	
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SECTION I: CURRENT AGREEMENT INFORMATION  This section must be completed in full. Attach additional pages as necessary.					
BCP SITE NAME:	BCP SITE CODE:				
NAME OF CURRENT APPLICANT(S):					
INDEX NUMBER OF AGREEMENT:	DATE OF ORIGINAL AGREEMENT:				

SECTION II: NEW REQUESTOR IN Complete this section only if adding it		or the name of an existing	requestor h	as cha	anged.	
NAME:			•			
ADDRESS:						
CITY/TOWN:			ZIP CODI	E:		
PHONE:	EMAIL:					
REQUESTOR CONTACT:						
ADDRESS:						
CITY/TOWN:			ZIP CODI	E:		
PHONE:	EMAIL:					
REQUESTOR'S CONSULTANT:		CONTACT:				
ADDRESS:						
CITY/TOWN:			ZIP CODI	E:		
PHONE:	EMAIL:					
REQUESTOR'S ATTORNEY:		CONTACT:				
ADDRESS:						
CITY/TOWN:			ZIP CODI	E:		
PHONE:	EMAIL:					
					Υ	N
Is the requestor authorized to						
2. If the requestor is a corporation, LLC, LLP, or other entity requiring authorization from the NYS Department of State (NYSDOS) to conduct business in NYS, the requestor's name must appear exactly as given above in the NYSDOS Corporation & Business Entity Database. A print-out of entity information from the NYSDOS database must be submitted with this application. Is this print-out attached?						
3. Requestor must submit proof that the party signing this application and amendment has the authority to bind the requestor. This would be documentation showing the authority to bind the requestor in the form of corporate organizational papers, a Corporate Resolution or an Operating Agreement or Resolution for an LLC. Is this proof attached?						
If the requestor is an LLC, the this information attached?	e names of the m	nembers/owners must be pro	ovided. Is	N/A		
5. Describe the new requestor's	relationship to a	ll existing applicants:				

Site Code.	Site	Code:		
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			itional pages if necessary.
g Applicant l	New Ap	plicant	Non-Applicant
		CONTACT:	
		ZIP CODE:	
EMAIL:			
		CONTACT:	
		ZIP CODE:	
EMAIL:			
	er of ownership has taken g Applicant  EMAIL:	er of ownership has taken place g Applicant New Ap  EMAIL:	CONTACT:  ZIP CODE:  EMAIL:  CONTACT:  ZIP CODE:

## SECTION IV: NEW REQUESTOR ELIGIBILITY INFORMATION

Complete this section only if adding new requestor(s). Attach additional pages if necessary.

If answering "yes" to any of the following questions, please provide additional information as an attachment. Please refer to ECL § 27-1407 for details.

Please	e refer to ECL § 27-1407 for details.		
		Υ	N
1.	Are any enforcement actions pending against the requestor regarding this site?		
2.	Is the requestor presently subject to an existing order for the investigation, removal or remediation relating to contamination at the site?		
3.	Is the requestor subject to an outstanding claim by the Spill Fund for the site? Any questions regarding whether a party is subject to a spill claim should be discussed with the Spill Fund Administrator.		
4.	Has the requestor been determined in an administrative, civil or criminal proceeding to be in violation of (i) any provision of the subject law; (ii) any order or determination; (iii) any regulation implementing ECL Article 27 Title 14; or (iv) any similar statute or regulation of the state or federal government? If so, provide additional information as an attachment.		
5.	Has the requestor previously been denied entry to the BCP? If so, include information relative to the application, such as site name, address, DEC site number, reason for denial, and any other relevant information.		
6.	Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving the handling, storing, treating, disposing or transporting or contaminants?		
7.	Has the requestor been convicted of a criminal offense (i) involving the handling, storing, treating, disposing or transporting of contaminants; or (ii) that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration (as that term is used in Article 195 of the Penal Law) under federal law or the laws of any state?		
8.	Has the requestor knowingly falsified statements or concealed material facts in any matter within the jurisdiction of the Department, or submitted a false statement or made use of or made a false statement in connection with any document or application submitted to the Department?		

Site Code:
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	One odde				
SECTION IV: NEW REQUESTOR ELIGIBILITY INFO	ORMATION (continued)	Υ	N		
9. Is the requestor an individual or entity of the to committed an act or failed to act, and such act of a BCP application?					
	Was the requestor's participation in any remedial program under DEC's oversight terminated by DEC or by a court for failure to substantially comply with an agreement or order?				
11. Are there any unregistered bulk storage tanks on-site which require registration?					
12. THE NEW REQUESTOR MUST CERTIFY THE IN ACCORDANCE WITH ECL § 27-1405(1) E	HAT IT IS EITHER A PARTICIPANT OR VOLUN BY CHECKING ONE OF THE BOXES BELOW:	NTEE	R		
PARTICIPANT	VOLUNTEER				
A requestor who either (1) was the owner of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement of the disposal of a hazardous was result of ownership, operation of or involvement of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement of the disposal of contamination or (2) is otherwise a person responsible for the contamination or (3) is otherwise a person responsible for the contamination or (4) is otherwise and the contamination or (5) is otherwise and the contamination or (6) is otherwise and the contamination or (7) is otherwise and the contamination or (8) is otherwise and the contamination of the contamination or (8) is otherwise and the contamination of the contamination o			of e		
with the site subsequent to the disposal of contamination.	NOTE: By checking this box, a requestor whos liability arises solely as a result of ownership, operation of or involvement with the site certificathey have exercised appropriate care with respect the hazardous waste found at the facility by tal reasonable steps to: (i) stop any continuing dis (ii) prevent any threatened future release; (iii) por limit human, environmental or natural resour exposure to any previously released hazardour waste.	es that bect to king schar breve rce	ge;		
If a requestor's liability arises solely as a result ownership, operation of or involvement with the site, they must submit a statement describing with they should be considered a volunteer – be specific as to the appropriate care taken.					
13. If the requestor is a volunteer, is a statement considered a volunteer attached?	describing why the requestor should be N/A	Y	N		
14. Requestor's relationship to the property (chec	ck all that apply):				
Prior Owner Current Owner F	Potential/Future Purchaser Other:				
15. If the requestor is not the current site owner, property before being add project, including the ability to place an easen	Proof must show that the requestor will ed to the BCA and throughout the BCP	Y	N		

Site Code:	
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SECTION V:	PROPERTY	DESCRIPTION	AND REQUE	STED CHANGES
SECTION V.	FNUFLNII	DESCRIE HON	AND LEGUL	JOILD CHANGLO

Complete this section only if property is being added to or removed from the site, a lot merger or other

change	to site SBL(s) has occurred, or if modifying the	e site address	for any reasoi	า.				
1.	Property information on current agreement (as	s modified by a	ny previous ai	mendments, i	f applic	able	e):	
ADDRE	SS:							
CITY/TOWN				ZIP CODE:				
CURRE	ENT PROPERTY INFORMATION	TOTAL ACR	EAGE OF CU	RRENT SITE	::			
PARCE	L ADDRESS	SECTION	BLOCK	LOT	ACR	REA	GΕ	
2.	Requested change (check appropriate boxes	below):						
	a. Addition of property (may require additional citizen participation depending on the nature of the expansion – see instructions)							
	PARCELS ADDED:							
	PARCEL ADDRESS	SECTION	BLOCK	LOT	ACR	REAG	GE	
	TOTAL ACREAGE TO BE ADDED:							
	b. Reduction of property							
	PARCELS REMOVED:							
	PARCEL ADDRESS	SECTION	BLOCK	LOT	ACR	REAG	GE	
		TOTAL ACF	REAGE TO BI	E REMOVED	:			
(	c. Change to SBL (e.g., lot merge, subdivision	n, address chan	ge)					
ļ	NEW PROPERTY INFORMATION:			T	1			
	PARCEL ADDRESS	SECTION	BLOCK	LOT	ACR	REAC	GE	
3.	TOTAL REVISED SITE ACREAGE:					Т		
i	For all changes requested in this section, doc attachments are listed in the application instruattached?					Υ	N	

Site Code:	
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## APPLICATION TO AMEND BROWNFIELD CLEANUP AGREEMENT AND AMENDMENT SUPPLEMENT QUESTIONS FOR SITE SEEKING TANGIBLE PROPERTY CREDITS IN NEW YORK CITY ONLY

Complete this section only if the site is located within the five counties comprising New York City and the requestor is seeking a determination of eligibility for tangible property credits. Provide supporting documentation as required. Refer to the application instructions for additional information.

		Υ	N
1.	Is the site located in Bronx, Kings, New York, Queens or Richmond County?		
2.	Is the requestor seeking a determination that the site is eligible for the tangible property credit component of the brownfield redevelopment tax credit?		
3.	Is at least 50% of the site area located within an environmental zone pursuant to Tax Law 21(6)? Please see DEC's website for more information.		
4.	Is the property upside down as defined below?		
From	ECL 27-1405(31):		
	"Upside down" shall mean a property where the projected and incurred cost of the investigation and remediation which is protective for the anticipated use of the property equals or exceeds seventy-five percent of its independent appraised value, as of the date of submission of the application for participation in the brownfield cleanup program, developed under the hypothetical condition that the property is not contaminated.		
5.	Is the project and affordable housing project as defined below?		
From	6 NYCRR 375-3.2(a) as of August 12, 2016:		
(a	<ul> <li>"Affordable housing project" means, for purposes of this part, title fourteen of article twenty-seven of the environmental conservation law and section twenty-one of the tax law only, a project that is developed for residential use or mixed residential use that must include affordable residential rental units and/or affordable home ownership units.</li> <li>(1) Affordable residential rental projects under this subdivision must be subject to a federal, state, or local government housing agency's affordable housing program, or a local government's regulatory agreement or legally binding restriction, which defines (i) a percentage of the residential rental units in the affordable housing project to be dedicated to (ii) tenants at a defined maximum percentage of the area median income based on the occupants' household's annual gross income.</li> <li>(2) Affordable home ownership projects under this subdivision must be subject to a federal, state, or local government housing agency's affordable housing program, or a local government's regulatory agreement or legally binding restriction, which sets affordable units aside for homeowners at a defined maximum percentage of the area median income.</li> <li>(3) "Area median income" means, for purposes of this subdivision, the area median income for the primary metropolitan statistical area, or for the county if located outside a metropolitan statistical area, as determined by the United States Department of Housing and Urban Development, or its successor, for a family of four, as adjusted for family size.</li> </ul>		

Site Code:	

APPLICATION SUPPLEMENT FOR NYC SITES (continued)	Υ	N
6. Is the project a planned renewable energy facility site as defined below?		
From ECL 27-1405(33) as of April 9, 2022:		
"Renewable energy facility site" shall mean real property (a) this is used for a renewable energy system, as defined in section sixty-six-p of the public service law; or (b) any colocated system storing energy generated from such a renewable energy system prior to delivering it to the bulk transmission, sub-transmission, or distribution system.		
From Public Service Law Article 4 Section 66-p as of April 23, 2021:		
(b) "renewable energy systems" means systems that generate electricity or thermal energy through use of the following technologies: solar thermal, photovoltaics, on land and offshore wind, hydroelectric, geothermal electric, geothermal ground source heat, tidal energy, wave energy, ocean thermal, and fuel cells which do not utilize a fossil fuel resource in the process of generating electricity.		
7. Is the site located within a disadvantaged community, within a designated Brownfield Opportunity Area, and meets the conformance determinations pursuant to subdivision ten of section nine-hundred-seventy-r of the general municipal law?		
From ECL 75-0111 as of April 9, 2022:		
(5) "Disadvantaged communities" means communities that bear the burdens of negative public health effects, environmental pollution, impacts of climate change, and possess certain socioeconomic criteria, or comprise high-concentrations of low- and moderate-income households, as identified pursuant to section 75-0111 of this article.		

Site Code:	
Site Code.	

PART II. BROWNFIELD CLEANUP PROGRAM AMENDMENT				
EXISTING AGREEMENT INFORMATION				
BCP SITE NAME: BCP SITE CODE:				
NAME OF CURRENT APPLICANT(S):				
INDEX NUMBER OF AGREEMENT: DATE OF ORIGINAL AGREEMENT				

#### **Declaration of Amendment:**

By the requestor(s) and/or applicant(s) signature(s) below, and subsequent signature by the Department, the above application to amend the Brownfield Cleanup Agreement described above is hereby approved. This Amendment is made in accordance with and subject to all of the BCA and all applicable guidance, regulations and state laws applicable thereto. All other substantive and procedural terms of the Agreement will remain unchanged and in full force and effect regarding the parties to the Agreement.

Nothing contained herein constitutes a waiver by the Department or the State of New York of any rights held in accordance with the Agreement or any applicable state and/or federal law or a release for any party from obligations held under the Agreement or those same laws.

#### STATEMENT OF CERTIFICATION AND SIGNATURES: NEW REQUESTOR

Complete the appropriate section (individual or entity) below only if this Amendment adds a new requestor. Attach additional pages as needed.

(Individual)

I hereby affirm that the 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. My signature below constitutes the requisite approval for the amendment to the BCA Application, which will be effective upon signature by the Department.

Date:	Signature:
Print Name:	
(Entity)	
supervision and direction; ar complete to the best of my k	(title) of(entity); that I am nake this application; that this application was prepared by me or under my not that information provided on this form and its attachments is true and nowledge and belief. I am aware that any false statement made herein is demeanor pursuant to Section 210.45 of the Penal Law.
	ignature below constitutes the requisite approval for the amendment to the BCA ective upon signature by the Department.
Date:	Signature:
Print Name:	

Site Code: C360181

STATEMENT OF CERTIFICATION AND SIGNATURES: EXISTING APPLICANT(S)  An authorized representative of each applicant must complete and sign the appropriate section (individual or entity) below. Attach additional pages as needed.				
(Individual)				
I hereby affirm that I am a party to the Brownfield Clear Section I above and that I am aware of this Application Application. My signature below constitutes the requisi Application, which will be effective upon signature by the	for an Amendment to that Agreement and/or te approval for the amendment to the BCA			
Date: Signature:				
Print Name:				
(Entity)	V:			
Brownfield Cleanup Agreement and/or Application refe Application for an Amendment to that Agreement and/o below constitutes the requisite approval for the amend upon signature by the Department.  Date:	or Applicationsignature ment to the BCA Application, which will be effective			
PLEASE SEE THE FOLLOWING PAGE	SE FOR SUBMITTAL INSTRUCTIONS			
	COMPLETED SOLELY BY THE DEPARTMENT			
Status of Agreement:				
PARTICIPANT A requestor who either (1) was the owner of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the disposal of contamination.	VOLUNTEER A requestor other than a participant, including a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the contamination.			
Effective Date of the Original Agreement: 07/26/201	9			
Signature by the Department:				
DATED: <u>3/12/24</u>				
	NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION			
	Ву:			
	Janet C. Brown			
	Janet E. Brown, Assistant Director			

Division of Environmental Remediation

## INSTRUCTIONS FOR COMPLETING AN APPLICATION TO AMEND BROWNFIELD CLEANUP AGREEMENT AND AMENDMENT

This form must be used to add or remove a party, reflect a change in property ownership to all or part of the site, modify a property description, or reduce/expand property boundaries for an existing BCP Agreement.

NOTE: DEC requires a standard full BCP application to request major changes to the description of the property set forth in the BCA (e.g., adding a significant amount of new property, or adding property that could affect an eligibility determination due to contamination levels or intended land use). The application must be submitted to DEC in the same manner as the original application to participate.

#### **COVER PAGE**

Please select all options that apply. Provide a brief narrative of the nature of the amendment requested.

#### **SECTION I: CURRENT AGREEMENT INFORMATION**

This section must be completed in its entirety. The information entered here will auto-populate throughout the application and amendment.

Provide the site name, site code and name(s) of current requestor(s) exactly as this information appears on the existing agreement. This should reflect any changes made by previous amendments to the site name or parties on the BCA. Provide the agreement index number and the date of the initial BCA.

#### **SECTION II: NEW REQUESTOR INFORMATION**

This section is to be completed only if a new requestor is being added to the BCA, or if the name of the existing requestor has changed with the NYSDOS.

#### Requestor Name

Provide the name of the person(s)/entity requesting participation in the BCP. (If more than one, attach additional sheets with requested information.) The requestor is the person or entity seeking DEC review and approval of the remedial program.

If the requestor is a Corporation, LLC, LLP or other entity requiring authorization from the NYS Department of State to conduct business in NYS, the requestor's name must appear, exactly as given above, in the NYS Department of State's Corporation & Business Entity Database.

#### Requestor, Consultant and Attorney Contact Information

Provide the contact name, mailing address, telephone number and e-mail address for each of the following contacts:

Requestor's Representative: This is the person to whom all correspondence, notices, etc., will be sent, and who will be listed as the contact person in the BCA. Invoices will be sent to the representative unless another contact name and address is provided with the application.

Requestor's Consultant: Include the name of the consulting firm and the contact person.

Requestor's Attorney: Include the name of the law firm and the contact person.

#### Required Attachments for Section II:

- 1. NYSDOS Information: A print-out of entity information from the NYSDOS database to document that the applicant is authorized to do business in NYS. The requestor's name must appear throughout the application exactly as it does in the database.
- 2. LLC Organization: If the requestor is an LLC, provide a list of the names of the members/owners of the LLC.
- 3. Authority to Bind: Proof must be included that shows that the party signing this application and amendment is authorized to do so on behalf of the requestor. This documentation may be in the form of corporate organizational papers, a Corporate Resolution or Operating Agreement or Resolution.

#### SECTION III: CURRENT PROPERTY OWNER/OPERATOR INFORMATION

Complete this section only if a transfer of ownership has taken place for all or part of the site property. Attach additional pages for each new owner if applicable.

Provide the relationship of the owner to the site by selecting one of the check-box options.

#### Owner Name, Address, etc.

Provide information for the new owner of the property. List all new parties holding an interest in the property. Attach separate pages as needed.

### Operator Name, Address, etc.

Provide information for the new operator, if applicable.

NOTE: Pursuant to 6 NYCRR Part 375-1.11(d), a Change of Use form should have been submitted prior to a transfer of ownership. If this form was not previously submitted, it must be included with this application. See <a href="http://www.dec.ny.gov/chemical/76250.html">http://www.dec.ny.gov/chemical/76250.html</a> for additional information.

Required Attachments for Section III:

- 1. Copy of deed as proof of ownership.
- 2. Ownership/Nominee Agreement, if applicable.
- 3. Change of Use form, if not previously submitted to the Department.

#### SECTION IV: NEW REQUESTOR ELIGIBILITY INFORMATION

For additional information regarding requestor eligibility, please refer to ECL §27-1407.

Provide a response to each question listed. If any question is answered in the affirmative, provide an attachment with detailed relevant information. It is permissible to reference specific sections of existing property reports; however, such information must be summarized in an attachment. For properties with multiple addresses or tax parcels, please include this information for each address or tax parcel.

If a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site, submit a statement describing why you should be considered a volunteer – be specific as to the appropriate care taken.

If the requestor is not the current site owner, proof of site access sufficient to complete the remediation must be submitted. Proof must show that the requestor will have access to the property before signing the BCA and throughout the BCP project, including the ability to place an easement on the site. A purchase contract does not suffice as proof of access.

Required Attachments for Section IV:

- 1. Detailed information regarding any questions answered in the affirmation, if applicable.
- 2. Statement describing why the requestor should be considered a volunteer, if applicable.
- 3. Site access agreement, as described above, if applicable.

#### SECTION V: PROPERTY DESCRIPTION AND REQUESTED CHANGES

NOTE: DEC requires a standard full BCP application to request major changes to the description of the property set forth in the BCA (e.g., adding a significant amount of new property, or adding property that could affect an eligibility determination due to contamination levels or intended land use). The application must be submitted to DEC in the same manner as the original application to participate.

#### **Property Information on Existing Agreement**

Provide the site address and tax parcel information exactly as it appears on the current agreement (including as it has been modified in previous amendments).

#### Addition of Property

Provide the tax parcel information and acreage for each parcel to be added. Provide the total acreage to be added below the far-right column.

#### Reduction of Property

Provide the tax parcel information and acreage for each parcel to be removed. Provide the total acreage to be removed below the far-right column.

#### Change to address, SBL or metes and bounds description

Provide the new address and tax parcel information.

#### Total Revised Site Acreage

Provide the new total site acreage after addition or removal of property. If no change to site boundary, this should match the acreage provided above, under Property Information on Existing Agreement.

All requested changes to this section should be accompanied by a revised survey or other acceptable map depicting the proposed new site boundary. Additionally, provide a county tax map with the site boundary outlined, as well as a USGS 7.5-minute quadrangle map with the site location clearly identified.

#### Required Attachments for Section V:

- 1. For all additions and removal of property:
  - a. Site map clearly identifying the existing site boundary and proposed new site boundary
  - b. County tax map with the new site boundary clearly identified
  - c. USGS 7.5-minute quadrangle map with the site location clearly identified
- 2. For address changes, lot mergers, subdivisions and any other change to the property description:
  - a. County tax map with the site boundary and all SBL information clearly identified
  - b. USGS 7.5-minute quadrangle map with the site location clearly identified
  - c. Approved application for lot merger or apportionment, or the equivalent thereof, as proof from the municipality of the SBL change(s)

# SUPPLEMENT TO THE APPLICATION TO AMEND BROWNFIELD CLEANUP AGREEMENT AND AMENDMENT – QUESTIONS FOR SITES SEEKING TANGIBLE PROPERTY CREDITS IN NEW YORK CITY ONLY

Complete this section only if the site is located within the five counties comprising New York City and the requestor is seeking a determination of eligibility for tangible property credits.

Provide responses to each question. If any question is answered in the affirmative, provide required documentation as applicable.

#### Required Attachments for NYC Site Supplement:

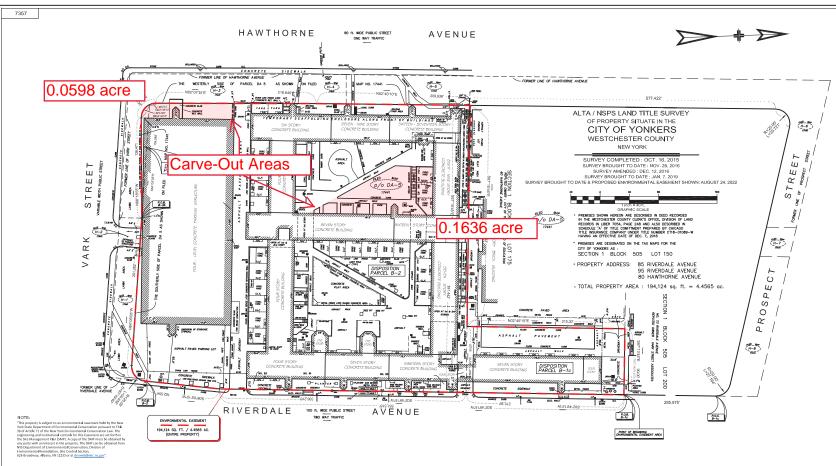
- 1. For sites located all or partially in an En-zone: provide a map with the site boundary clearly identified and the En-zone overlay showing that all or a portion of the site is located within an En-zone. This map must also indicate the census tract number in which the site is located. See <a href="DEC's website">DEC's website</a> for additional information.
- 2. For affordable housing projects: provide the affordable housing regulatory agreement and any additional relevant information.
- 3. For renewable energy site projects: for (a) planned renewable energy facilities generating/storing less than twenty-five (25) megawatts, provide a local land use approval; or, for (b) planned renewable energy facilities generating/storing twenty-five (25) megawatts or greater, provide the permit issued by the NYS Office of Renewable Energy Siting.
- 4. For sites located within a disadvantaged community and a conforming Brownfield Opportunity Area: provide a map with the site boundary clearly identified and the disadvantaged community overlay showing that the site is located within a disadvantaged community.

#### PART II: BROWNFIELD CLEANUP PROGRAM AMENDMENT

The information in the "EXISTING AGREEMENT INFORMATION" section should auto-populate with the information provided on page 2.

If a new requestor is applying to enter the program, provide the required information and signature at the bottom of page 8 and the required information and signature on page 9.

If no new requestor is applying to the program but any other change has been made, provide the required information and signature on page 9.



#### RECORD DESCRIPTION per Liber 7054, Page 248

DISPOSITION PARCEL B-1:
BEGINNING AT A POINT ON THE WESTERLY BOUNDARY UNE OF RIVERDALE AVENUE, SAID POINT BEING
BEGINNING AT A POINT ON THE WESTERLY BOUNDARY
UNE OF RIVERDALE AVENUE FROM THE SOUTHERSTEINT CORNER OF PARCEL HE AS SHOWN ON THE
AFOREMENT TOME AME, SAID POINT OF BEGINNING ASSOCIATION SOUTHWESTERLY BOUNDARY
OF THE PROPERTY OF THE PROPERT

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#### RECORD DESCRIPTION; continued

RECORD DESCRIPTION CONTINUED

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NORTH 2 DEGREES 40 MINUTES 10 SECONDS EAST 209.936 FEET TO THE NORTH-WESTERLY CORP THE PARCEL HEIGHE DESCRIBED; THENCE EASTERLY THROUGH PARCEL D.A.S, SOUTH AT DEGREES 10 MINUTES 45 SECONDS EAST 391.442 FEET TO A POINT TO THE WESTERLY BOUNDARY LIVED OF RYBERDALE WENUE AND MORTHEASTERLY CORNER OF THE PARCEL HERIN

DESCRIBED:
THENCE SOUTHERLY ALONG THE WESTERLY BOUNDARY LINE OF RIVERDALE AVENUE.
SOUTH 2 DEGREES 49 AIMBUTES 15 SECONDS WEST 336-216 FEET; AND
SOUTH 8 DEGREES SO MINUTES 15 SECONDS WEST 370-254 FEET TO THE POINT OR PLACE OF BEGINNING.

DISPOSATION PARCEL BAY

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AFFORMMENTANT DAMP THE THE PARCEL HAS DISHBOTH AND THE PARCEL HAS THE PARCEL

#### SURVEYOR'S PERIMETER DESCRIPTION:

ENVIRONMENTAL EASEMENT DESCRIPTION

ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, SITUATE LIVING AND BEING IN THE CITY OF YONKERS, COUNTY OF WESTCHESTER AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS

FORMATIONS DAY.

THE SOUTHERN A ADMOST HE WISTERS Y ADMONATE HE OF PREPARED, AND AS A STANDARD HE HE WISTERS AND A STANDARD HE WISTER

FRONT OF LURYE.

HINCH ALONS A CUINN'T TO THE RIGHT HAMING A RACHUS OF 20.00 HET, A LINGTH OF \$1.570 HET TO PHORT OF TAMOSHOV ON THE EASTERN BOUNDARY HINC OF HAMTHORDE AVENUE.

HINCK ALONS HE LEASTERY BOUNDARY HINC OF HAMTHORDE AVENUE, NORTH 2 DEDRESS OF HAMEN'S AS SECONDO EAST 20.00 HET, AND MORTH 2 DEGRESS OF HAMEN'S AS SECONDO EAST 20.00 HET, AND MORTH 2 DEGRESS OF MORTH 3 DEGRESS OF HAMEN'S AS SECONDO EAST 20.00 HET, AND MORTH 2 DEGRESS OF THE TOP OF THE MEDITAL BOUNDARY AND MORTH AND MORTH 2 DEGRESS OF THE TOP OF THE MEDITAL BOUNDARY AND MORTH 2 DEGRESS OF THE TOP OF THE MEDITAL BOUNDARY AND MORTH 2 DEGRESS OF THE TOP OF THE MEDITAL BOUNDARY AND MORTH 2 DEGRESS OF THE

200 SHE FIXT TO THE SOUTHERY USE OF LAND REPURSACY OF THE CONTINUE OF THE CONT

#### STATEMENT OF CONTIGUES.

STATEMENT OF CONTROLLY.

THIS IT OF CERTIFY THAT THE RECORD DESCRIPTIONS OF DISPOSITION PARCEL, B-1c, DISPOSITION PARCEL, B-2 AND DESPOSITION PARCEL, B-2 AND DESPOSITION PARCEL, B-2 AND DESPOSITION PARCEL B-2 AND DESPOSITION DESCRIPTION.

THE SURVIVIOUS PREMINETER DESCRIPTION.

#### FLOOD ZONE DESIGNATION:

BY GRAPHIC PLOTTING, THE PREMISES SHOWN HEREON ARE LOCATED IN ZONE OF AREA DETERMINED TO BE OUTSIDE OF THE 0.2% ANNUAL CHANGE FLOOD PLANIAS DETERMINED ON FILODO INSURANCE RATE MAP NUMBER 3611900317F HAVING AN FEFFECTIVE DATE OF SEPTEMBER 28, 2007.

PARKING: HARKING: THERE ARE 380 REGULAR PARKING SPACES IN THE FOUR-LEVEL PARKING STRUCTURE INFORMATION PROVIDED BY: BUENA VISTA ASSOCIATES MANAGEMENT.

ZONING:

THE PREMISES SHOWN HEREON ARE LOCATED PARTLY IN ZONING DISTRICT URHID AND PARTLY IN ZONING DISTRICT URHID.

TONING REQUIREMENTS FOR UR-HD & UR-MD DISTRICTS							
SETBACKS	UR-MD	UR-HD	BULK	UR-MD	UR-H		
MIN. FRONT	5 ft.		MIN. LOT AREA	10,000 eq.ft			
MAX. FRONT	20 ft.	SEE REPORT	MIN. LOT WIDTH	70 ft.			
MIN. INTERIOR	10 ft.	0 ft.	MAX BUILDING	5 STORIES & 50 ft.	SEE REPO		
MIN. SIDE FRONT	10 ft.	SEE REPORT	MIN. BULDING HEIGHT	25 ft.	25 STORES		
MIN. REAR	20 ft.	20 ft.	MAX BULDING COVERAGE	70 %			

#### TITLE EXCEPTIONS -SCHEDULE B-2

THERE ARE NO PLOTABLE SURVEY RELATED MATTERS AFFECTING THE PROPERTY SHOWN HERRON AS DISCLOSED IN SCHEDULE BY (EXCEPTIONS) OF THE TITLE COMMITMENT PREPARED BY CHICAGO TITLE INSURANCE COMPANY UNDER TITLE NO. CT18-0108S/W HAVING AN EFFECTIVE DATE OF DEC. 7, 2018.

#### · REFERENCES:

L.P. \_\_\_ LIGHT POLE @

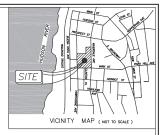
MAP ENTITLED "YONKERS URBAN RENEWAL AGENCY, CITY OF YONKERS, NEW YORK NEIGHBORHOOD DEVELOPMENT PROGRAM N.Y. A-1 SITE IMPROVEMENT MAP NO. 1" FIELD IN THE WESTCHESTER COUNTY CLERK'S OFFICE, DIVISION OF LAND RECORD ON APRIL 30. 1971 AS MAP NO. 1741.

#### ABBREVIATIONS & SYMBOLS :



POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT



#### SURVEYOR'S NOTES:

1. THE SURVEY AND THE INFORMATION, COURSES AND DISTANCES SHOWN THEREON

2, THE TITLE LINES AND LINES OF ACTUAL POSSESSION ARE THE SAME, 3. THE RECORD DESCRIPTION OF THE SUBJECT PROPERTY FORMS A MATHEMATICALLY CLOSED FIGURE.

THE SURVEY CORRECTLY SHOWS THE LOCATION OF ALL BUILDINGS, STRUCTURES AND OTHER IMPROVEMENTS SITUATED ON THE "PREMISES".

5. THERE IS A FOUR LEVEL CONCRETE PARKING STRUCTURE LOCATED ON THE SUBJECT PREMISES.

SEE "PARKING" NOTE.

6. THERE ARE NO SETBACK REQUIREMENTS DISCLOSED IN THE TITLE COMMITMENT FOR THE BUILDING ON THE SUBJECT PREMISES.

7. EXCEPT AS SHOWN ON THE SURVEY, THERE ARE NO ENCROACHMENTS ONTO ADJOING PREMISES OR STREET BY THE BUILDINGS, STRUCTURES OR OTHER IMPROVEMENTS, AND NO ENCROACHMENTS ONTO THE PREMISES BY BUILDINGS, STRUCTURES OR OTHER IMPROVEMENTS SITUATED ON ADJOINING PREMISES

8. ALL LITELITIES SERVING THE PREMISES ENTER THROUGH THE ADJOINING PUBLIC STREETS. THERE ARE NO VISIBLE EASEMENTS OR RIGHTS OF WAYS ACROSS THE PREMISES.

THE PROPERTY DESCRIBED HEREON IS THE SAME AS THE PROPERTY DESCRIBED IN CHICAGO TITLE INSURANCE COMPANY'S COMMITMENT NO. CTIE-0108-W HAVING AN EFFECTIVE DATE OF DEC. 7, 2018.

11. THE PREMISES HAS DIRECT PHYSICAL ACCESS TO RIVERDALE AVENUE, HAWTHORNE AVENUE AND VARK STREET WHICH ARE ALL PUBLIC STREETS IN THE CITY OF YORKERS,

12. EXCEPT AS SHOWN ON THE SURVEY, THERE IS NO EVIDENCE OF ANY EARTH MOVING, BUILDING CONSTRUCTION OR BUILDING ADDITIONS AT THE TIME OF THIS SURVEY.

13. THERE IS NO INFORMATION AVAILABLE AS TO ANY PROPOSED CHANGES IN THE STREET RIGHT OF WAY LINES AND THERE IS NO EVIDENCE OF RECENT STREET OR SIDEWALK CONSTRUCTION OR REPAIR. 14, THERE IS NO EVIDENCE THAT THE PREMISES SHOWN HEREON IS USED AS A SOLID WASTE DUMP, SUMP OR SANITARY FILE.

15. PREMISES ARE NOT DESIGNATED, NOR IS THERE ANY EVIDENCE OF ANY WETLAND AREA ON THE SUBJECT PREMISES.

#### ADDITIONAL SURVEYOR'S NOTES:

ENCROACHMENTS AND VALLTS BELOW GRADE AND/OR SUBSURFACE FEATURES, IF ANY, NOT LOCATED OR SHOWN HEREON. UNAUTHORES, IF AREA, NOT DOCATED ON STOOM RESERVEY MAP BEARINS A LICENSED LAND SURVEYOR'S SEAL IS A VIOLATION OF SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAWS.

ONLY COPIES FROM THE ORIGINAL OF THIS SURVEY MARKED WITH AN ORIGINAL OF THE LAND SURVEYOR'S SEAL SHALL BE CONSIDERED TO BE TRUE VALID COPIES.

THE OFFSETS SHOWN HEREON, FROM THE STRUCTURES TO THE PROPERTY LINE ARE NOT INTENDED TO ESTABLISH PROPERTY LINES FOR THE ERECTION OF FENCES, STRUCTURES OR ANY OTHER IMPROVEMENTS.

- TO: 1. ROYAL ABSTRACT OF NEW YORK LLC., CHICAGO TITLE INSURANCE COMPAN:

- 4. BUENA VISTA HOUSES, INC. a New York Housing Company, its successors and / or assigns

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASE WERE MADE IN ACCORDANCE WITH THE 2021 MINIMUM STANDARD CEPTAL REQUIREMENTS OF ALTHOUSE WAS URD TITLE SURVEYS. OUTTING SURVEYS. OUTTING THE STANDARD OF PLAN IN THE STANDARD OF THE



