



# FACT SHEET

## Brownfield Cleanup Program

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**111 Hydraulic Street Project**  
**C915235**  
**Buffalo, NY**

**August 2011**

### NYSDEC Certifies Cleanup Requirements Achieved at Brownfield Site

The New York State Department of Environmental Conservation (NYSDEC) has determined that 598 Main Street, LLC (“applicant”) has achieved cleanup requirements to address contamination related to 111 Hydraulic Street Project site (“site”) located at 111 Hydraulic Street site in Buffalo under New York’s Brownfield Cleanup Program.



NYSDEC has issued a Certificate of Completion to the applicant regarding the site. A copy of the Notice of the Certificate of Completion is available at the locations identified below under “Where to Find Information”. The Notice of the Certificate of Completion also is available on the NYSDEC web site at <http://www.dec.ny.gov/chemical/30360.html>.

#### **Completion of Project**

Remedial activities were conducted at the site between September and November 2010 to address abandoned buildings, underground storage tanks (USTs), and contaminated soils. The cleanup work consisted of:

- Removing waste containers that stored oils, paints sludge, degreasers, cleaning agents, and other substances from the buildings;
- Removing asbestos from the buildings;
- Demolishing a residential structure and a former retail/manufacturing facility;
- Removing concrete and asphalt;
- Removing eleven abandoned tanks;

**Brownfield Cleanup Program:** New York’s Brownfield Cleanup Program (BCP) encourages the voluntary cleanup of contaminated properties known as “brownfields” so that they can be reused and redeveloped. These uses include recreation, housing, business or other uses.

A **brownfield** is any real property that is difficult to reuse or redevelop because of the presence or potential presence of contamination.

For more information about the BCP, visit:  
[www.dec.ny.gov/chemical/8450.html](http://www.dec.ny.gov/chemical/8450.html)

- Removing 14,630 tons of contaminated soils from the area of a historic petroleum spill and other areas of the site, and disposing the material at a permitted landfill; and
- Backfilling the excavated areas with clean materials.

Following the excavation, samples were taken to confirm that the remediation achieved soil cleanup objectives. Sample results showed that the entire site had been cleaned up to meet New York standards for residential use.

### **Next Steps**

NYSDEC issued the Certificate of Completion based on review and approval of a Final Engineering Report submitted by the applicant. The Final Engineering Report includes a description of the cleanup activities completed and certification that cleanup requirements have been achieved for the site.

With its receipt of a Certificate of Completion, the applicant is eligible to redevelop the site. In addition, the applicant:

- has no liability to the State for contamination at or coming from the site, subject to certain conditions; and
- is eligible for tax credits to offset the costs of performing cleanup activities and for redevelopment of the site.

A Certificate of Completion may be modified or revoked if, for example, the applicant does not comply with the terms of its Brownfield Cleanup Agreement with NYSDEC, or if the applicant commits fraud regarding its application or its certification that it has met cleanup levels.

### **Site Background**

NYSDEC previously accepted an application from the applicant to participate in the Brownfield Cleanup Program. The application proposed that the site will be used for commercial purposes.

The 111 Hydraulic Street Site is approximately two acres in size. Since 1940, the industrial / commercial parcels were used by dry cleaning, linen and laundry services, commercial retail stores, offices, auto body repair shops, gas tank removal and refurbishing services, and sand blasting services. Site investigations conducted in 2006-07 and 2009-10 revealed the presence of petroleum hydrocarbons, polycyclic aromatic hydrocarbons (PAHs), and metals. Remediation at the site has successfully addressed the contamination.

## **Who Should I Contact If I Have Questions About the Site?**

Comments and questions are always welcome and should be directed as follows:

### **Project Related Questions**

Jaspal S. Walia, P.E.  
NYSDEC  
270 Michigan Avenue  
Buffalo, NY 14203  
(716) 851-7220  
[region9@gw.dec.state.ny.us](mailto:region9@gw.dec.state.ny.us)

### **Health Related Questions**

Matthew Forcucci  
NYSDOH  
584 Delaware Avenue  
Buffalo, NY 14202  
(716) 847-4501  
[bee1@health.state.ny.us](mailto:bee1@health.state.ny.us)

### **Development Questions**

Deborah Chadsey, Esq.  
Kavinoky Cook LLP  
726 Exchange St., Ste. 800  
Buffalo, NY 14210  
(716) 845-6000

## **FOR MORE INFORMATION**

### **Where to Find Information**

Project documents are available at the following locations to help the public stay informed. These documents include the Notice of the Certificate of Completion.

Buffalo and Erie County Public Library  
1 Lafayette Square  
Buffalo, NY 14203

NYSDEC Region 9 Office  
270 Michigan Avenue  
Buffalo, NY 14203  
*(Please call 851-7220 for an appointment.)*

Electronic versions of project documents are also available at

<http://www.dec.ny.gov/chemical/67085.html>

**We encourage you to share this fact sheet with neighbors and tenants, and/or post this fact sheet in a prominent area of your building for others to see.**

### **Receive Site Fact Sheets by Email**

Have site information such as this fact sheet sent right to your email inbox. NYSDEC invites you to sign up with one or more contaminated sites county email listservs available at the following web page:  
[www.dec.ny.gov/chemical/61092.html](http://www.dec.ny.gov/chemical/61092.html) . It's *quick*, it's *free*, and it will help keep you *better informed*.



As a listserv member, you will periodically receive site-related information/announcements for all contaminated sites in the county(ies) you select.

You may continue also to receive paper copies of site information for a time after you sign up with a county listserv, until the transition to electronic distribution is complete.

**Note:** Please disregard if you already have signed up and received this fact sheet electronically.