



11 July 2013

Bernadette Anderson
Site Control Section
New York State Department of Environmental Conservation
Bureau of Technical Support
625 Broadway, 11th Floor
Albany, New York 12233-7020

Howden North America Inc.
1775 Wehrle Drive
Williamsville NY 14221
USA

Tel: 716 817 6900
Fax: 716 810 9419
Web: www.howden.com

RE: Revised Brownfield Cleanup Program Application
Former Buffalo Forge Property – Buffalo, New York
NYSDEC BCP Site Number C915280

Dear Ms. Anderson:

In response to correspondence from the New York State Department of Environmental Conservation (NYSDEC) dated 12 June 2013 containing NYSDEC comments on the original Brownfield Cleanup Program (BCP) application for the above-referenced site, Howden North America Inc. is pleased to enclose one original and one electronic copy of its revised application to enter the New York State BCP.

Thank you for your assistance and please do not hesitate to contact us if you have additional questions or comments.

Very truly yours,
Howden North America Inc.

By: 
Julie C. Haley
Assistant General Counsel

Cc: Martin Doster, P.E. (NYSDEC – Region 9)
Morgan G. Graham (Phillips Lytle)
Jon Fox (ERM)

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**NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION**



BROWNFIELD CLEANUP PROGRAM (BCP)

ECL ARTICLE 27 / TITLE 14

DEPARTMENT USE ONLY
BCP SITE #:

07/2010

Section I. Requestor Information		
NAME HOWDEN NORTH AMERICA INC.		
ADDRESS 7907 Park Lane Rd, Ste 300		
CITY/TOWN Columbia, South Carolina		ZIP CODE 29223
PHONE (716) 817-6924	FAX (716) 807-4371	E-MAIL Julie.Haley@howden.com
Is the requestor authorized to conduct business in New York State (NYS)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <small>-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. A print-out of entity information from the database must be submitted to DEC with the application, to document that the applicant is authorized to do business in NYS.</small>		
NAME OF REQUESTOR'S REPRESENTATIVE Julie C. Haley		
ADDRESS 1775 Wehrle Drive		
CITY/TOWN Williamsville, New York		ZIP CODE 14221
PHONE (716) 817-6924	FAX (716) 807-4371	E-MAIL Julie.Haley@howden.com
NAME OF REQUESTOR'S CONSULTANT Jon Fox, Environmental Resources Management (ERM)		
ADDRESS 5788 Widewaters Parkway		
CITY/TOWN Syracuse, New York		ZIP CODE 13214
PHONE (315) 233-3035	FAX (315) 315-445-2543	E-MAIL jon.fox@erm.com
NAME OF REQUESTOR'S ATTORNEY Morgan G. Graham, Phillips Lytle LLP		
ADDRESS 3400 HSBC Center		
CITY/TOWN Buffalo, New York		ZIP CODE 14203
PHONE (716) 847-7070	FAX (716) 854-6100	E-MAIL mgraham@phillipslytle.com
THE REQUESTOR MUST CERTIFY THAT HE/SHE IS EITHER A PARTICIPANT OR VOLUNTEER IN ACCORDANCE WITH ECL 27-1405 (1) BY CHECKING ONE OF THE BOXES BELOW:		
<input checked="" type="checkbox"/> PARTICIPANT <small>A requestor who either 1) was the owner of the site at the time of the disposal of hazardous waste or discharge of petroleum 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 hazardous waste or discharge of petroleum.</small>	<input type="checkbox"/> VOLUNTEER <small>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 disposal of hazardous waste or discharge of petroleum.</small> <small>NOTE: By checking this box, the requestor certifies that he/she has exercised appropriate care with respect to the hazardous waste found at the facility by taking reasonable steps to: i) stop any continuing discharge; ii) prevent any threatened future release; and iii) prevent or limit human, environmental, or natural resource exposure to any previously released hazardous waste.</small>	
Requestor Relationship to Property (check one):		
<input type="checkbox"/> Previous Owner	<input checked="" type="checkbox"/> Current Owner	<input type="checkbox"/> Potential /Future Purchaser
<input type="checkbox"/> Other _____		
If requestor is not the site owner, requestor will have access to the property throughout the BCP project. <input type="checkbox"/> Yes <input type="checkbox"/> No		
<small>-Proof of site access must be submitted for non-owners</small>		

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Section II. Property Information

Check here if this application is to request significant changes to property set forth in an existing BCA:
 Existing BCP site number: _____

PROPERTY NAME **Former Buffalo Forge Property**

ADDRESS/LOCATION **490 Broadway** CITY/TOWN **Buffalo, New York** ZIP CODE **14204**

MUNICIPALITY(IF MORE THAN ONE, LIST ALL):
City of Buffalo

COUNTY **Erie** SITE SIZE (ACRES) **12.482**

LATITUDE (degrees/minutes/seconds) **42 ° 53 ' 26.80 "** LONGITUDE (degrees/minutes/seconds) **78 ° 51 ' 23.70 "**

HORIZONTAL COLLECTION METHOD: SURVEY GPS MAP HORIZONTAL REFERENCE DATUM: **WGS 84**

COMPLETE TAX MAP INFORMATION FOR ALL TAX PARCELS INCLUDED WITHIN THE PROPERTY BOUNDARIES. ATTACH REQUIRED MAPS PER THE APPLICATION INSTRUCTIONS.

Parcel Address	Parcel No.	Section No.	Block No.	Lot No.	Acreage
More than three parcels; please see Attachment A					

More than three parcels; please see Attachment A

- Do the property boundaries correspond to tax map metes and bounds? Yes No
 If no, please attach a metes and bounds description of the property.
- Is the required property map attached to the application? (application will not be processed without map) Yes No
- Is the property part of a designated En-zone pursuant to Tax Law § 21(b)(6)? Yes No
 For more information please see Empire State Development's [website](#).
 If yes, identify area (name) Census Tract 25.02 (002502 on ESD's Environmental Zones Map for Northern Erie County); meets Eligibility Criteria A&B
 Percentage of property in En-zone (check one): 0-49% 50-99% 100%
- Is this application one of multiple applications for a large development project, where the development project spans more than 25 acres (see additional criteria in BCP application instructions)? If yes, identify name of properties in related BCP applications: _____ Yes No

5. Property Description Narrative:

The property currently consists of vacant land in a highly-developed urban residential/commercial area. Imported soil-like fill cover, generally with grassy vegetation, is present generally in the central and western portions of the property over the footprints of former buildings that were demolished in 2006 and 2007. Asphalt former parking areas are present generally in the eastern portion of the property. Topography across the entire site is generally flat and there are no surface water bodies at or near the property. The area is serviced by municipal water and sewers and various utilities.

6. List of Existing Easements (type here or attach information)

Easement Holder	Description
The Requestor has owned some of the parcels comprising the property since 1877. Because of this long history at the property, and the fact that the Requestor still owns the property and there have not been any recent property conveyances, the Requestor has not been able to locate any title work which would identify and describe any current easements, including names of easement holders. The Requestor assumes there could be customary utility easements. Because of the time and expense in completing a title search for a property such as this (there is no recent title search to update or work from), the Requestor hereby requests a waiver in the timing of providing this information to the Department for review. The Requestor proposes to complete this title work during the investigation phase under the BCP.	

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7. List of Permits issued by the NYSDEC or USEPA Relating to the Proposed Site (type here or attach information)

Type	Issuing Agency	Description
None		

None

If any changes to Section II are required prior to application approval, a new page, initialed by each requestor, must be submitted.

Initials of each Requestor: KK _____

Section III. Current Property Owner/Operator Information

OWNER'S NAME **Howden North America Inc.**

ADDRESS **7909 Park Lane Rd, Ste 300**

CITY/TOWN **Columbia, South Carolina**

ZIP CODE **29223**

PHONE **(716) 817-6924**

FAX **(716) 807-4371**

E-MAIL **Julie.Haley@howden.com**

OPERATOR'S NAME

ADDRESS

CITY/TOWN

ZIP CODE

PHONE

FAX

E-MAIL

Section IV. Requestor Eligibility Information (Please refer to ECL § 27-1407)

If answering "yes" to any of the following questions, please provide an explanation as an attachment.

- 1. Are any enforcement actions pending against the requestor regarding this site? Yes No
- 2. Is the requestor subject to an existing order relating to contamination at the site? Yes No
- 3. Is the requestor subject to an outstanding claim by the Spill Fund for this site? Yes No
- 4. Has the requestor been determined to have violated any provision of ECL Article 27? Yes No
- 5. Has the requestor previously been denied entry to the BCP? Yes No
- 6. Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving contaminants? Yes No
- 7. Has the requestor been convicted of a criminal offense that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration? Yes No
- 8. Has the requestor knowingly falsified or concealed material facts or knowingly submitted or made use of a false statement in a matter before the Department? Yes No
- 9. Is the requestor an individual or entity of the type set forth in ECL 27-1407.9(f) that committed an act or failed to act, and such act or failure to act could be the basis for denial of a BCP application? Yes No

Section V. Property Eligibility Information (Please refer to ECL § 27-1405)

- 1. Is the property, or was any portion of the property, listed on the National Priorities List? Yes No
If yes, please provide relevant information as an attachment.
- 2. Is the property, or was any portion of the property, listed on the NYS Registry of Inactive Hazardous Waste Disposal Sites? Yes No
If yes, please provide: Site # _____ Class # _____
- 3. Is the property subject to a permit under ECL Article 27, Title 9, other than an Interim Status facility? Yes No
If yes, please provide: Permit type: _____ EPA ID Number: _____
Date permit issued: _____ Permit expiration date: _____
- 4. Is the property subject to a cleanup order under navigation law Article 12 or ECL Article 17 Title 10? Yes No
If yes, please provide: Order # _____
- 5. Is the property subject to a state or federal enforcement action related to hazardous waste or petroleum? Yes No
If yes, please provide explanation as an attachment.

Section VI. Project Description

What stage is the project starting at? Investigation Remediation

Please attach a description of the project which includes the following components:

- Purpose and scope of the project
- Estimated project schedule

Section VII. Property's Environmental History

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	x	X			
Chlorinated Solvents					
Other VOCs					
SVOCs	x				
Metals	x	X			
Pesticides					
PCBs	x				
Other*					

*Please describe: _____

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	X				
Chlorinated Solvents					
Other VOCs					
SVOCs	X				
Metals	X				
Pesticides					
PCBs					
Other*					

*Please describe: _____

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

- Above Ground Pipeline or Tank
 Lagoons or Ponds
 Underground Pipeline or Tank
 Surface Spill or Discharge
 Routine Industrial Operations
 Dumping or Burial of Wastes
 Septic tank/lateral field
 Adjacent Property
 Drums or Storage Containers
 Seepage Pit or Dry Well
 Foundry Sand
 Electroplating
 Coal Gas Manufacture
 Industrial Accident
 Unknown

Other: _____

5. INDICATE PAST LAND USES (CHECK ALL THAT APPLY):

- Coal Gas Manufacturing
 Manufacturing
 Agricultural Co-op
 Dry Cleaner
 Salvage Yard
 Bulk Plant
 Pipeline
 Service Station
 Landfill
 Tannery
 Electroplating
 Unknown

Other: _____

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 the property is located.
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 letter sent to the repository acknowledging that it agrees to act as the document repository for the property.

Section IX. Land Use Factors (Please refer to ECL § 27-1415(3))

1. Current Use: Residential Commercial Industrial Vacant Recreational (check all that apply)
Provide summary of business operations as an attachment.

2. Intended Use Post Remediation: Unrestricted Residential Commercial Industrial (check all that apply)
Provide specifics as an attachment.

3. Do current historical and/or recent development patterns support the proposed use? (See #14 below re: discussion of area land uses)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
4. Is the proposed use consistent with applicable zoning laws/maps?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> 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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
6. Are there any Environmental Justice Concerns? (See §27-1415(3)(p)).	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
7. Are there any federal or state land use designations relating to this site?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
8. Do the population growth patterns and projections support the proposed use?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
9. Is the property accessible to existing infrastructure?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
10. Are there important cultural resources, including federal or state historic or heritage sites or Native American religious sites within ½ mile?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> 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?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
12. Are there floodplains within ½ mile?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
13. Are there any institutional controls currently applicable to the property?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
14. Describe the proximity to real property currently used for residential use, and to urban, commercial, industrial, agricultural, and recreational areas in an attachment.	
15. Describe the potential vulnerability of groundwater to contamination that might migrate from the property, including proximity to wellhead protection and groundwater recharge areas in an attachment.	
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: _____

(By an requestor other than an individual)

I hereby affirm that I am President and CEO (title) of Howden North America Inc. (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: 5/29/2013 Signature: Karl Kimmerling Print Name: Karl Kimmerling, President + CEO
Howden North America Inc.

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: _____

Attachment A

Section II.

ADDRESS/LOCATION

This Brownfield Cleanup Program (BCP) Property has multiple street addresses. It is commonly known as the Former Buffalo Forge Property. The Property is often identified as being located at 490 Broadway Street, Buffalo, New York. The Property subject to the BCP includes approximately 8.0 acres of former factory area and an additional approximately 4.5 acres associated with related neighboring parcels. The BCP Property totals approximately 12.482 acres, bounded by Broadway Ave. to the South; Toussey and Spring Streets to the West (with the BCP Property including two parcels on Spring Street); and Sycamore Street to the North. The eastern portion of the Property is comprised of three tax parcels that border Mortimer Street (to the West), Matthews Street (to the North), George Street, Rey Street and Broadway Ave. (to the South). A total of seven (7) parcels comprise the BCP Property (490 Broadway (approx. 7.982 acres); 498 Broadway (approx. 0.779 acres); 187 Mortimer (approx. 1.498 acres); 213 Mortimer (approx. 0.933 acres); 233 Mortimer (approx. 0.667 acres); 498 Spring (approx. 0.316 acres); and 516 Spring (approx. 0.307 acres).

COMPLETE TAX MAP INFORMATION FOR ALL TAX PARCELS INCLUDED WITHIN THE PROPERTY BOUNDARIES

	Parcel No.	Section No.	Block No.	Lot No.	Acreage
1. 490 Broadway	111.41-6-1.1	111.41	6	1.1	7.982
2. 498 Broadway	111.41-5-31.1	111.41	5	31.1	0.779
3. 187 Mortimer	111.41-5-1.1	111.41	5	1.1	1.498
4. 213 Mortimer	111.41-4-1.1	111.41	4	1.1	0.933
5. 233 Mortimer	111.41-8-26	111.41	8	26	0.667
6. 498 Spring	111.41-7-17.1	111.41	7	17.1	0.316
7. 516 Spring	111.41-7-12.1	111.41	7	12.1	0.307

Total = 12.482 acres

The following Property maps are attached in Attachment A.1:

Figure 1 – BCP Site and Adjoining Properties

Figure 2 – Site Location on USGS 7.5 Minute Quadrangle Map

Figure 3 – Tax Map

VI. Project Description:

Previous environmental studies have concluded or demonstrated that the Property is an excellent candidate for the New York State BCP. The purpose of the BCP Project is to perform a final environmental investigation to address any data gaps and to design a final remedy. Redevelopment of the Property would most likely occur concurrently with potential additional remediation, including institutional and/or engineering controls. The planned re-use of the Property could encompass a combination of remedies, uses and development scenarios. Applicant, community and developer interests will merge and drive a potential mixture of commercial/industrial uses along with possibly parcels for a form of residential use. Our BCP Application anticipates a dynamic project with environmental factors and economic factors evolving in a manner that will identify the preferred end use and cleanup criteria for each parcel. We expect that the further assessment and resolution of environmental conditions will prompt developer interest and define development objectives. The presumptive remedial approach is to obtain final closure on any remaining data gaps or uncertainties, and design an appropriate and applicable site management plan which would be implemented during redevelopment activities. Anticipated remedial measures would include limited source material removal and the placement of a soil cover system over impacted surface materials which would not otherwise be covered by development improvements (e.g. parking lots, sidewalks, building foundations, etc.). Redevelopment interest in the Property is expected to be spurred by entering into the BCP. The Property is a prime candidate for the BCP, in order to establish a "shovel ready" site, for appropriate redevelopment.

The purpose of this BCP Project is to twofold: first to conduct a Remedial Investigation (RI) to appropriately characterize current site environmental conditions and second to develop Remedial Actions to adequately address all conditions of environmental concern identified during the RI. Using the site data and information collected both from previous site studies and as part of the RI, various remedy alternatives will be proposed, evaluated and ultimately selected for implementation. This entire project will be conducted in accordance with the NYSDEC's guidance document DER-10 "Technical Guidance for Site Investigation and Remediation," dated May 2010.

The scope of this BCP Project involves both investigative and corrective measures. Previous investigations of the Property have provided documentation of impacts to the surface and subsurface soil/fill but those results did not sufficiently characterize the Property for remedial purposes. The presumptive RI will further characterize the Property areas of interest (AOIs) identified during the previous investigations to support planned development. Based on the historical uses of the Property and documented characterization results, a scope of work consistent with DER-10 has been developed to further investigate and characterize surface and subsurface conditions and is attached hereto as Attachment A.2. This presumptive scope of work details specific tasks that will

facilitate Property characterization in compliance with BCP requirements. Specifically, when used in concert with results of previous investigations, the findings of the RI will be used to:

- Describe the source, amount, concentration, persistence, mobility, form (e.g., solid, liquid), and other significant characteristics of the contamination present.
- Define hydrogeological factors (e.g., depth to saturated zone, hydrologic gradients (if possible), proximity to a drinking water aquifer, and wetlands proximity).
- Define the aerial extent of the historical fill (i.e., ‘black sand’) layer and characterize the chemical composition of this material.
- Provide sufficient information to allow for the identification of potentially feasible remedial alternatives.

An RI Work Plan consistent with the conceptual scope of work in Attachment A.2 will be submitted to the Department for review as soon as possible.

The Remedial Action Objectives (RAOs) for the Property will be developed based on the contaminant characterization results, exposure pathways, and risk evaluation data. Based on existing knowledge of potential Property issues, the RAOs will likely involve preventing dermal exposure, inhalation, or incidental ingestion of contaminants identified in impacted soil to minimize potential risks to human health. As part of the development of the RAOs, a determination will be made as to whether Interim Remedial Measures (IRMs) will be necessary to properly manage site conditions.

The presumptive schedule for this BCP Project is as follows:

Phase	Milestone	Milestone Date
1A	Submit completed BCP Application to NYSDEC	7/12/2013
1B	Submit Remedial Investigation (RI) Work Plan and Signing of Brownfield Cleanup Agreement (BCA)	8/30/2013
1C	Regulatory Approval of RI Work Plan	9/30/2013
1D	Complete RI Site Work	10/30/2013
1E	Submit RI Report	12/15/2013
1F	Regulatory Approval of RI Report	1/30/2014
2A	Submit Remedial Alternatives Analysis Report (AAR) and Remediation Action Work Plan (RAWP)	2/15/2014

2B	Preliminary NYSDEC Approval of AAR and RAWP, Issuance of NYSDEC Draft Decision Document and Fact Sheet, and Start of 45-Day Public Comment Period on AAR/RAWP	3/15/2014
2C	End of Public Comment Period and Issuance of NYSDEC Comments on Draft AAR/RAWP	5/1/2014
2D	Regulatory Approval of Final AAR/RAWP	5/15/2014
2E	NYSDEC Issues Final Decision Document	5/30/2014
3A*	Initiate Remediation Site Work	6/15/2014
3B*	Complete Remediation Site Work	8/15/2014
3C*	Completion of Final Survey	8/30/2014
4A	Submission of Draft Environmental Easement (EE)	9/15/2014
4B	Regulatory Approval of Final EE	10/30/2014
4C	Filing of Final EE with Erie County	11/15/2014
5A	Submission of Draft Site Management Plan (SMP)	11/16/2014
5B	Regulatory Approval of Final SMP	1/15/2015
6A	Submission of Final Engineering Report (FER)	1/31/2015
6B	Regulatory Approval of FER/Issuance of Certificate of Completion (COC)	3/30/2015
6C	Issuance of NYSDEC Fact Sheet Providing Notice of COC and Engineering/Institutional Controls to the Brownfield Site Contact List	4/15/2015
6D	Recording of Notice of COC with Erie County	4/30/2015

Phase Legend

- 1 – BCP Agreement and Remedial Investigation
- 2 – Remedial Action Selection and Design
- 3 – Remedial Action Implementation
- 4 – Environmental Easement
- 5 – Site Management Plan
- 6 – Final Engineering Report and Certificate of Completion

* In the event no developer has agreed to initiate redevelopment of the property, these phases will not be implemented until such time as redevelopment occurs. That redevelopment would occur in a manner consistent with the Final RAWP and approved Final SMP. Dates are subject to change depending upon development plan, nature of the remedy, and funding.

A revised detailed schedule will be submitted with RI Work Plan that will include a public comment period on the RI Work Plan and submission of an AA with the RI Report.

VII. Property’s Environmental History

1. Previous Environmental Reports:

Final Draft Report and Hazard Ranking System Model; Buffalo Forge Company Plant #1, Buffalo, New York; NUS Corporation; January 27, 1987.

NUS Corporation performed a USEPA Site Inspection and Hazard Ranking of the “Buffalo Forge Plant #1” site. This assessment addressed all parcels previously described as being on the Property included in the BCP. The summary of existing conditions indicated that various hazardous and non-hazardous wastes are generated and stored on-site until shipment off-site for disposal. The report also indicated that no groundwater use for drinking existed in the vicinity of the Property, and that the abandoned industrial/commercial wells exhibited high levels of hydrogen sulfide making them unsuitable for consumption without treatment. Also, the report noted there is no potential for contaminant migration to surface waters, as all sewers are combined and ultimately discharge to the City of Buffalo wastewater treatment plant. The Hazard Ranking Scores presented included: $S_M = 0$ ($S_{gw} = 0$, $S_{sw} = 0$, $S_a = 0$) for contaminant migration; $S_{FE} = 10.21$ for fire and explosion, $S_{DC} = 0$ for direct contact with human receptors. The moderate fire and explosion score was related to the facility’s then use of oils for lubrication and solvents in painting.

Phase I Environmental Assessment; Buffalo Forge Plant No. 1; 490 Broadway Avenue, Buffalo, New York; Dames & Moore; May 20, 1993.

Dames & Moore performed a Phase I environmental site assessment of the Buffalo Forge facility located at 490 Broadway, Buffalo, New York. This assessment did not address all parcels previously described as being included in the BCP Property, but focused strictly on the main plant site commonly known as 490 Broadway. This assessment identified several issues of concern in connection with the main plant based on information obtained during the assessment. Some issues concern regulatory compliance, asbestos or off-site waste disposal that were since resolved or rendered moot and that are not further addressed here.

Issues identified that would currently be identified as Recognized Environmental Conditions include the following: 1) A 20,000-gallon UST that was filled with water should be removed or officially closed; 2) Two other USTs on-site that were already filled with concrete; and 3) No records could be found that document the removal or closure of the USTs associated with the former gas station located at Sycamore and Spring Streets (which operated sometime between 1945 and 1953). That property was covered by Buffalo Forge's building at the time of the Dames & Moore assessment.

Other issues presented in the compliance discussions include aboveground storage tanks (ASTs), machine pits, a machine shop, lubricant storage area, paint storage area, paint booth grates, hazardous waste storage area, capacitor room, interior manholes, and a 2,000-gallon UST located in the “Sycamore Yard” removed in 1990 and a UST located near the former 513 Spring Street removed in 1964.

Dames & Moore indicated it would typically recommend a Phase II based on the information obtained regarding the Spring Street gasoline USTs to determine if the USTs are still in place and if so, to determine if they have leaked. However, the cost to core through the concrete foundation that covered the area of concern was considered prohibitive. In Dames & Moore's opinion, considering the fact that there are no potable water wells in the area and that the soils beneath the site are of low permeability, they believed the risks associated with this issue were minimal.

Site Evaluation Report; Former Buffalo Forge Plant No. 1; Conestoga Rovers & Associates; April 2000.

Conestoga Rovers & Associates (CRA) completed a preliminary environmental evaluation of the main plant site commonly known as 490 Broadway. This project did not address all parcels previously described as being included in the BCP Property. Based on background information collected, the following areas of potential environmental concern were identified and selected for further investigation: USTs, ASTs, Machine Pits, Assembly Area and Machine Shop Floors, Lubricant Storage Area, Paint Storage Area, Press Pit, Paint Booth Grate(s), Hazardous Waste Storage Area, Capacitor Room, and Interior Manholes. Additionally, the City requested the analysis of samples of accumulated water from the basement of the manufacturing building and of soil in the Mortimer Street Parking Lots. Limited soil staining was observed and low level organic vapor readings were obtained; however, no evidence of gross chemical presence in soil underlying the facility was observed. PAH compounds were present at concentrations which exceed the NYS standards in the following areas: the 20,000-gallon UST, Assembly Area/Machine Shop Floor, Press Pit and Hazardous Waste Storage Area. Exceedances of NYSDEC standards for metals in soil occurred in all but one of the analytical samples. CRA indicated that the concentrations detected are generally indicative of Site background.

Decommissioning and Demolition Report; Buffalo Forge Facility, 490 Broadway Street, Buffalo, New York; Brown and Caldwell Associates; September 14, 2007.

Brown and Caldwell Associates directed the decommissioning of the remaining equipment, demolition of the remaining buildings, remediation of soil beneath the building foundations, and transport and disposal of all waste materials off-site. This project did not address all parcels previously described as being included in the BCP Property, but focused strictly on the main plant site commonly known as 490 Broadway. This report summarized the environmental building survey and related materials characterization procedures, PCBs and asbestos cleanup procedures, decommissioning procedures (e.g., sump and pit residue management, floor sweeping, etc.), above-grade demolition and slab, foundation and sidewalk removal, PCBs soil remediation, removal of both a 5,000-gallon #2 fuel oil UST from outside Building 4 and a 4,000-gallon #2 fuel oil UST from

inside Building 10 with associated soil remediation, black sand characterization, miscellaneous remediation tasks, and wastes disposal.

Phase I Environmental Assessment Report; Former Buffalo Forge Site, Buffalo, New York; Benchmark Environmental Engineering & Science, LLC; January 2009.

Benchmark Environmental Engineering & Science, LLC (Benchmark) performed a Phase I site investigation in accordance with ASTM Standard 1527-05. This assessment addressed all parcels previously described as being included in the BCP Property. This assessment revealed evidence of the following Recognized Environmental Conditions in connection with the Property: The main plant Site (i.e., 490 Broadway) was a foundry from the late 1880s through the early 1990s. Black foundry sand was observed to be scattered throughout most Site soils in the former factory building areas during the 2006-2007 demolition and remedial work. With the exception of an area along Spring Street beneath the sidewalk where black sand was excavated and disposed off-Site, the black sand was partially consolidated or left in-place throughout the Site. Based on a review of historic Sanborn maps, a sand warehouse was identified at 490 Spring Street (now part of 498 Spring Street). It is not known whether new sand or spent foundry sand was stored in that building. Multiple underground storage tanks (USTs) were historically located on-Site. USTs not previously investigated and/or with unknown disposition include the gasoline USTs in the area of a former gasoline station on the corner of Sycamore and Spring Street, at least one UST in the area of a former gasoline station on the corner of Broadway and Mortimer, one gasoline UST on the parcel currently addressed as 187 Mortimer, and one gasoline UST in the area of 513 Spring Street (currently 490 Broadway). As there was some evidence of elevated petroleum compounds in the area of the 20,000-gallon fuel oil UST during the April 2000 investigation, this area Benchmark reported as a potential environmental concern. Other environmental concerns considered historic recognized environmental conditions included: excavation and off-Site disposal of PCB-impacted concrete; excavation and off-Site disposal of PCB-impacted soil; removal of two USTs (i.e., 5,000-gallon fuel oil UST in the former Broadway Yard and 4,000-gallon fuel oil UST in the area of the former building #10); removal of petroleum-impacted soil associated with the USTs; excavation and off-Site disposal of black foundry sand along Spring Street; and the area of the 2,000-gallon gasoline UST in the former Sycamore Yard, which was investigated during the April 2000 investigation. Based on the information contained in this report, it was the opinion of the environmental professional that prepared the report that the additional investigation of the Property was warranted.

Phase II Environmental Assessment Report; Former Buffalo Forge Site, Buffalo, New York; Benchmark Environmental Engineering & Science, LLC; January 2009.

Benchmark performed a Phase II site assessment during December 2008 which involved a subsurface soil investigation that included the installation of 46 test-pits and six soil borings across the site. A summary of the areas of concern, sample locations and rationale includes: TP-1 through TP-41 Black Foundry Sand/Main Plant (490 Broadway), TP-21 Historic Fuel Oil UST (490 Broadway), TP-42 Historic Gasoline UST (513 Spring), TP-43 and TP-44 Historic Gasoline UST (199 Mortimer), TP-45 and TP-46 Former Sand Warehouse (498 Spring), SB-1 through SB-3 Former Gasoline Service Station (Corner of Broadway and Mortimer), SB-4 through SB-6 Former Gasoline Station/UST (Mortimer and Matthews Streets).

Field observations made during this Phase II Site Investigation were stated to be consistent with the previous findings from the 2006-2007 building demolition and environmental remediation work; black foundry sand was observed to be distributed throughout most of the Property, with evidence of black foundry sand being noted in 25 subsurface sample locations in the former main plant area (i.e., 490 Broadway) and in one subsurface location in the area of the former sand warehouse (i.e., 498 Spring Street). The black foundry sand was generally encountered as lenses, small pockets or intermixed with other fill materials from approximately 0.5 fbg to approximately 3.0 fbg.

Analytical results indicated that the distribution of PAHs, arsenic, cadmium, zinc and mercury above 6NYCRR Part 375 Industrial Soil Cleanup Objectives (SCOs) is Site-wide and correlated with the distribution of black foundry sand. Other results indicate cadmium, copper, nickel and lead above 6NYCRR Part 375 Commercial SCOs and chromium and manganese above 6NYCRR Part 375 Restricted-Residential SCOs are also correlated with the black foundry sand. There was no evidence of impact encountered in the areas of the former gasoline stations or in the area of historic gasoline tanks. Subsurface samples collected from the 187 Mortimer Street parcel during this investigation contained arsenic above its 6NYCRR Part 375 Industrial SCO and benzo(a)anthracene, lead and mercury above their respective 6NYCRR Restricted-Residential SCOs. Only manganese was detected above its Restricted-Residential SCO on the 213 and 233 Mortimer Street parcels during this investigation.

Benchmark concluded that based on the existing data, it appears that the former Buffalo Forge Site is an excellent candidate for the New York State Brownfield Cleanup Program (BCP).

Limited Ground Water Investigation Report, Former Buffalo Forge Facility – Buffalo, New York; ERM Project 0157929; 24 August 2012-10-18

This investigation was initiated by Howden North America (HNA) to assess the actual ground water conditions at the Property and to evaluate the potential for contaminant migration in Site ground water. ERM and HNA selected locations for 11 temporary monitoring wells (TMW's) based on their position in relation to

former UST's and other areas of concern. In addition to a well installed to represent anticipated background (upgradient) conditions on the 187 Rey Street parcel, TMW's were placed into the subsurface at 498 Broadway, 498 Spring Street, and at the central parcel known as 490 Broadway where 8 TMW's were located. The findings confirm several working assumptions from previous investigations and add clarity to other issues. The Site has a perched ground water table that is inconsistent in dispersion and hydraulically separate from other water bearing strata. There was no evidence of off-Site migration of any contaminants that would drive risk to abutting or downstream groundwater users or property occupants. In fact, there was only one VOC quantified at a level only slightly higher than the NYSDEC TOGS ambient groundwater quality standards. The study successfully affirmed that the ground water pathway is not a significant threat to human health or the environment. Weathered petroleum was encountered during the early phases of the study in three of the TMW's, and the discovery was promptly reported on the NY Spills Hotline (Spill Number 11-13734). The referenced report was also provided to the Regional Spills office of NYSDEC as evidence that the observed petroleum was not a risk driver and that it was likely to be residual oil from the demolition activity. The NYSDEC Spill Number/File has been closed since August 6, 2012. In addition to the favorable analytical results for perched groundwater, the study provided groundwater and inferred bedrock contours plus a confirmation that anthropogenic metals are not significantly present in the perched groundwater. Given the findings and the absence of receptors for the perched local groundwater, the study effectively refocuses the project on soil conditions and soil risk pathways as previously assumed.

2. Sampling Data:

The known historical contaminants listed below are based strictly on data from the following reports:

Site Evaluation Report; Former Buffalo Forge Plant No. 1; Conestoga Rovers & Associates; April 2000.

Decommissioning and Demolition Report; Buffalo Forge Facility, 490 Broadway Street, Buffalo, New York; Brown and Caldwell Associates; September 14, 2007.

Phase II Environmental Assessment Report; Former Buffalo Forge Site, Buffalo, New York; Benchmark Environmental Engineering & Science, LLC; January 2009.

Limited Ground Water Investigation Report, Former Buffalo Forge Facility – Buffalo, New York; ERM Project 0157929; 24 August 2012-10-18

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	X	X			
Chlorinated Solvents					
Other VOCs					
SVOCs	X				
Metals	X	X			
Pesticides					
PCBs	X				
Other*					
*Please Describe:					

3. Suspected Contaminants:

Based upon information available in the review of historical documents for the Property, the suspect contaminants and the likely affected media for the Property include the following:

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	X				
Chlorinated Solvents					
Other VOCs					
SVOCs	X				
Metals	X				
Pesticides					
PCBs					
Other*					
*Please Describe:					

4. Known or Suspected Sources of Contaminants:

A review of historical information has provided the following list of conditions that have existed within the boundaries of the BCP Property which present the potential to be sources or suspect sources of contaminants, whether hazardous

substances or petroleum products. The Buffalo Forge facility was a foundry from the late 1880s through the early 1990s, with earlier products including machine tools (e.g., drill presses, bending rolls, shears, etc.). More recent operations included the manufacture of large industrial air moving equipment (e.g., fans, blowers, cabinets, etc.). Known contaminants associated with these operations included PCBs-contaminated oils, paints and painting-related solvents, lubricating oils and machining fluids, and waste foundry sand (exhibiting PAHs and heavy metals contaminants and petroleum fuels) which was determined to be scattered as a shallow layer throughout much of the main parcel of the Property during the 2006-2007 demolition and remedial work. In addition, multiple underground storage tanks have been historically located on the various parcels that now make up the BCP Property, including a 20,000-gallon fuel oil UST in the former Broadway Yard, a 5,000-gallon fuel oil UST outside Building 4, a 4,000-gallon fuel oil UST inside Building 10, a 2,000-gallon gasoline UST in the Sycamore Yard, two gasoline USTs (unknown size) in the area of a former gasoline station on the corner of Sycamore and Spring Street (southeast corner of Spring Street and Sycamore Street in the 1950 Sanborn Map); one 4,000-gallon gasoline UST at the 498 Broadway filling station (gasoline station between approximately 1931 and 1958), and one gasoline UST of unknown size at 223 Mortimer Street (a fibers and fabrics distributor) for which a permit was granted to replace an existing tank in August 1914. The 2012 Limited Ground Water study detected a single slight exceedance of the groundwater NYSDEC TOGS standard for one VOC in the Sycamore Yard area of the central parcel.

5. Past Land Uses:

Three separate areas have been addressed as part of this review of past land uses, including: 1) the main former Buffalo Forge Plant No. 1 site that is commonly known as 490 Broadway Street; 2) an area to the east of Mortimer Street between Broadway and Sycamore Streets; and 3) an area to the west of Spring Street between Broadway and Sycamore Streets. It should be noted that Area 1, the 490 Broadway parcel, encompasses a historical city roadway formerly known as Champlin Street that was located between, and ran parallel to, Spring and Mortimer Streets. Area 2, located east of Mortimer Street, contains the following current parcels: 498 Broadway, 187 Mortimer, 213 Mortimer and 233 Mortimer. Area 3, located west of Spring Street, contains the following current parcels: 498 Spring and 516 Spring.

This area of the City of Buffalo has been developed since the mid-1800s, and as is common for such developing neighborhoods, has experienced notable transformation throughout the decades in the various land uses. Primary examples include the following:

Area 1 – The current parcel at 490 Broadway historically consisted of two entire city blocks centered along Champlin Street between Mortimer and Spring Streets. Like the surrounding area, Champlin Street was a mixture of residential and

commercial properties. In the late 1800s, the Buffalo Forge facility originally operated along Broadway between Champlin and Mortimer Streets. During the late 1800s Champlin Street was located within the central portion of the site running from Spring Street to Mortimer Street. The primary land use of the portion of the property located south of Champlin Street consisted of Buffalo Forge Co., which included a machine shop, blacksmith and foundry, and E.N. Cook's Distillery, which included a malt house and various warehousing and storage. The portion of the property located to the north of Champlin Street consisted primarily of residential dwellings. From the 1920s to the 1950s, Champlin Street no longer appears on this site. The southern portion of the site consists primarily of Buffalo Forge Co. which includes a carpenter, machine shop and various warehousing structures. The northern portion of the site appears to include a filling station, an apparent residential gasoline tank, a furniture repair structure, several dwellings and a garage. In the 1980s, the entire site appears to be utilized by Buffalo Forge Co., primarily as a foundry, machine shop, and storage/warehousing facility.

Area 2 – The four current parcels represent the accumulation of numerous other sub-parcels over the years, including 498 Broadway (492-510 Broadway Street, 175-185 Mortimer Street, 11-17 Rey Street), 187 Mortimer (187-207 Mortimer Street, 12-36 Rey Street, 11-33 & 37 George Street), 213 Mortimer (213-231 Mortimer Street, 12-18 George Street, 13-25 Matthews Street) and 233 Mortimer (233-243 Mortimer Street and 14-18 Matthews Street). The primary land use from the early 1900s until the present has been for residential purposes. Notable commercial or industrial land uses within Area 2 have included: 1) a filling station and produce market at 498 Broadway in 1934 which later became a fish and produce market; 2) a fibers and fabrics distributor at 223-227 Mortimer from 1940 through 1955; 3) a trucking firm at 213 Mortimer in 1934; and 4) the Buffalo Forge garage and parking lot at 6 and 14 Rey from 1960 through the early 1990s.

Area 3 – The two current parcels represent the accumulation of numerous other sub-parcels over the years, including 498 Spring (488-498 Spring Street) and 516 Spring (502-516 Spring Street). The primary land use from the early 1900s until the present has been for residential purposes. Notable commercial or industrial land uses within Area 3 have included: 1) Buffalo Forge storage at 490 Spring from 1960 through the early 1990s.

6. List of Previous Property Owners and Operators:

Current Property Owner: Howden North America Inc.
7909 Park Lane Rd, Ste 300
Columbia, SC 29223
(716) 817-6924

Howden North America Inc.
1775 Wehrle Drive
Williamsville, NY 14221
(716) 817-6924

Howden North America Inc. and its predecessors have owned the property since at least 1877. Title work is not available relative to owners previous to the 1900s. Entity name information for Howden North America Inc. from the New York Department of State's Corporation and Business Entity Database (attached to this application as Attachment A.4) is reiterated below.

<u>Filing Date</u>	<u>Name Type</u>	<u>Entity Name</u>
Oct 20, 2010	Actual	Howden North America Inc.
Jul 19, 1999	Actual	Howden Buffalo Inc.
May 05, 1994	Actual	Howden Fan Company
Jul 27, 1982	Actual	Buffalo Forge Company
Dec 09, 1981	Actual	AMPCO-Pittsburgh Securities II Corporation

VIII. Contact List Information:

Chief Executive Officer

County of Erie: County Executive Mark Polencarz
16th Floor, Room 1600
95 Franklin Street
Buffalo, NY 14202

City of Buffalo: Mayor Byron Brown
201 City Hall
65 Niagara Square
Buffalo, NY 14202

Planning Board Chair

County of Erie: Jason Knight, Planning Board Coordinator
95 Franklin Street, 10th Floor
Buffalo, NY 14202

City of Buffalo: James K. Morrell - Chairman
901 City Hall
Buffalo, NY 14202

Site Owner: Howden North America Inc.
1775 Wehrle Drive
Williamsville, NY 14221

Adjoining Property Owners by Address:

See Attachment A.3

IX. Land Use Factors

2. The proposed use of the BCP Property would be a commercial, light or heavy manufacturing/industrial use or mixed use. Development could entail retail, commercial, office space, and other mixed and multiple uses consistent with zoning, land use and BCP outcomes, as well as economic drivers. Consideration will also be made of whether planned re-use could include some form of residential development. Current infrastructure of roads, sewer, water and other utilities are available, and amenable to reuse and redevelopment. Existing infrastructure capacity is available. Public transportation is readily available on Sycamore Street and Broadway and Jefferson Avenue. Historical and recent development patterns support a commercial/industrial reuse.

Areas near the BCP Property bounded by Jefferson Avenue, and Sycamore, Mortimer, and Matthews Streets, have seen relatively recent single-family residential development. A small City of Buffalo paved recreational park is located at the corner of Broadway and Spring Street. Commercial use continues in various areas in the vicinity of the BCP Property, including Pratt-Willert Business Center; Henry's Shop (Hair Salon/Cutting); and House of China (Restaurant). Significant commercial development activity is occurring within .854 miles of the Property (e.g., Buffalo Medical Campus and related development). The closest public school, PS 41, is located on Madison Street, between Sycamore and Broadway, approximately 2 blocks from the BCP Property. The Pentecostal Temple Church of God is located at the corner of Matthews Street and Jefferson Avenue, approximately 1 block from the Property.

The proposed use is consistent with applicable zoning laws/maps. 490 Broadway is zoned M-2 (General Industrial District); 187, 213 and 233 Mortimer are zoned R3 (Dwelling District); 498 Spring Street is zoned CM (General Commercial District); and 516 Spring Street is zoned R3 (Dwelling District). Local residents and the City officials are receptive to reuse and redevelopment of the BCP Property. Should uses be proposed that conflict with current zoning designations, the possible pursuit of a variance or zoning change will be considered and discussed with the appropriate planning authorities.

10. The New York State Historic Preservation Office (NYSHPO) website (www.nysparks.com) has an online GIS tool using information found in the National Register of Historic Places including various Archeological Sensitivity Maps. Based on review of the NYSHPO's GIS tool, there are two sites that may be deemed cultural resources within 0.5 mile of the Former Buffalo Forge property:

Buffalo Trunk Manufacturing Company Building
125 Cherry St.
Buffalo, NY 14204

St. Andrews Evangelical Lutheran Church Complex
Corner of Sherman St. and Peckham St.
Buffalo, NY

14. Figure 1 in Attachment A.1 provides detailed information on the proximity of the site to adjacent and nearby real property, and also provides detailed information on nearby property ownership, address, use, and zoning. Land use surrounding the site is typically commercial or residential.
15. The vulnerability of groundwater in the vicinity of the Property is very low. There is no known or permitted use of groundwater for human consumption or agricultural purposes, so there is no reasonable likelihood of human exposure from consumption of groundwater. Also, there are no known groundwater wells of any type (e.g., water supply, monitoring, etc.) on the Property. This characteristic was documented by NUS in 1987 as part of the Property Hazard Ranking System investigation cited above. A contact at the Erie County Department of Health indicated that at that time groundwater was not used for drinking in Buffalo and that the few wells in the City that had been used for industrial purposes had been phased out.
16. The Property is located within the Erie-Ontario Lake Plain Physiographic Province, which is characterized by the gently sloping to flat topography of an abandoned lake bed. The current eastern shore of Lake Erie is located approximately 1.5 miles west of the Property. Bedrock underlying Erie County was derived primarily from the Upper Silurian and the Middle and Upper Devonian period. The bedrock in the area of the Property, Onondaga Limestone (Nedrow Member), the lowest formation of the Devonian period, is generally five feet or more below the ground surface. The Nedrow Member is an intermixed light-grey limestone and dark-grey chert bedrock. Bedrock outcrops were not observed on the subject site.

According to the National Cooperative Soil Survey prepared by the USDA Soil Conservation Service, soil beneath the portions of the site located west of Spring Street and along the northeast and far east sides of the Property is classified as Urban land-Collamer complex (Um). These areas are estimated to make up approximately 20% of the Property. The Collamer soil included in this complex is a nearly level, deep and moderately well drained soil that formed from silty and clayey glaciolacustrine deposits. The remainder of the Property is characterized as Urban Land (Ud). Urban land is generally covered by fill material, asphalt, concrete, buildings and/or other impervious structures. It includes parking lots, shopping and business centers, and industrial parks.

The depth to the bedrock surface on the Property was observed by Benchmark, as cited above, to be from 2.0' to 7.0' below grade. The temporary monitoring wells (TMWs) installed by ERM in 2012 found bedrock at depths ranging from approximately 2' bgs to just over 11' bgs. The document "Erie-Niagara Basin Ground Water Resources" prepared for the Erie-Niagara Basin Regional Water Resources Planning Board by A. M. LaSala, Jr., dated 1968, indicated that the Onondaga Limestone bedrock is characterized by water-bearing openings at bedding plane joints that are connected with solution-widened vertical joints. The area of the limestone formation located along the shore of Lake Erie is considered a discharge area, as groundwater recharge within the Erie-Niagara Basin takes place to the greatest extent in the higher elevations located to the south and east of the City. Under these conditions, as water moves toward its ultimate discharge within the Lake Erie basin, it tends to move upward through the vertical joints when nearing the lake shore. As a result, shallow groundwater which may exist within the unconsolidated material in the vicinity of the Property will tend to move laterally to the west. Such natural conditions minimize the potential for contaminant migration to any notable depth within the underlying bedrock. Contours of the Site's underlying bedrock are inferred from the ground water contours developed by ERM in 2012. They conclude that the predominant direction of perched water flow is towards the Southeast, but local bedrock contours will influence local areas of perched water flow. In the case of the 490 Broadway Site, there is a medial flow to the perched ground water which then moves towards the south (the Broadway) side of the property. This localized perched groundwater flow pattern likely is a result of the backfilling of the basements that formerly existed beneath the offices in this portion of the Site. The basements were backfilled with permeable gravel fill during site demolition activities in 2006-2007.

The natural chemical constituents in groundwater are obtained primarily from the solution of rock materials, both during percolation and lateral migration. The major constituent of limestone is Calcite (CaCO_3), but other dissolved minerals also are picked up as water passes through the bedrock of the basin, including Halite (NaCl), dolomite [$\text{CaMg}(\text{CO}_3)_2$] and Gypsum ($\text{CaSO}_4 \cdot 2\text{H}_2\text{O}$). Due to the likelihood that groundwater will encounter these various minerals as it passes through the basin until discharge, significant concentrations of these minerals are present in the groundwater of the area. NUS noted as part of its investigation that high yield industrial wells in Buffalo were abandoned due to elevated H_2S levels. Groundwater quality within the City of Buffalo is commonly referred to as being brackish. The 2012 ERM report includes analytical data for widespread dissolved metals that they suggest are naturally occurring.

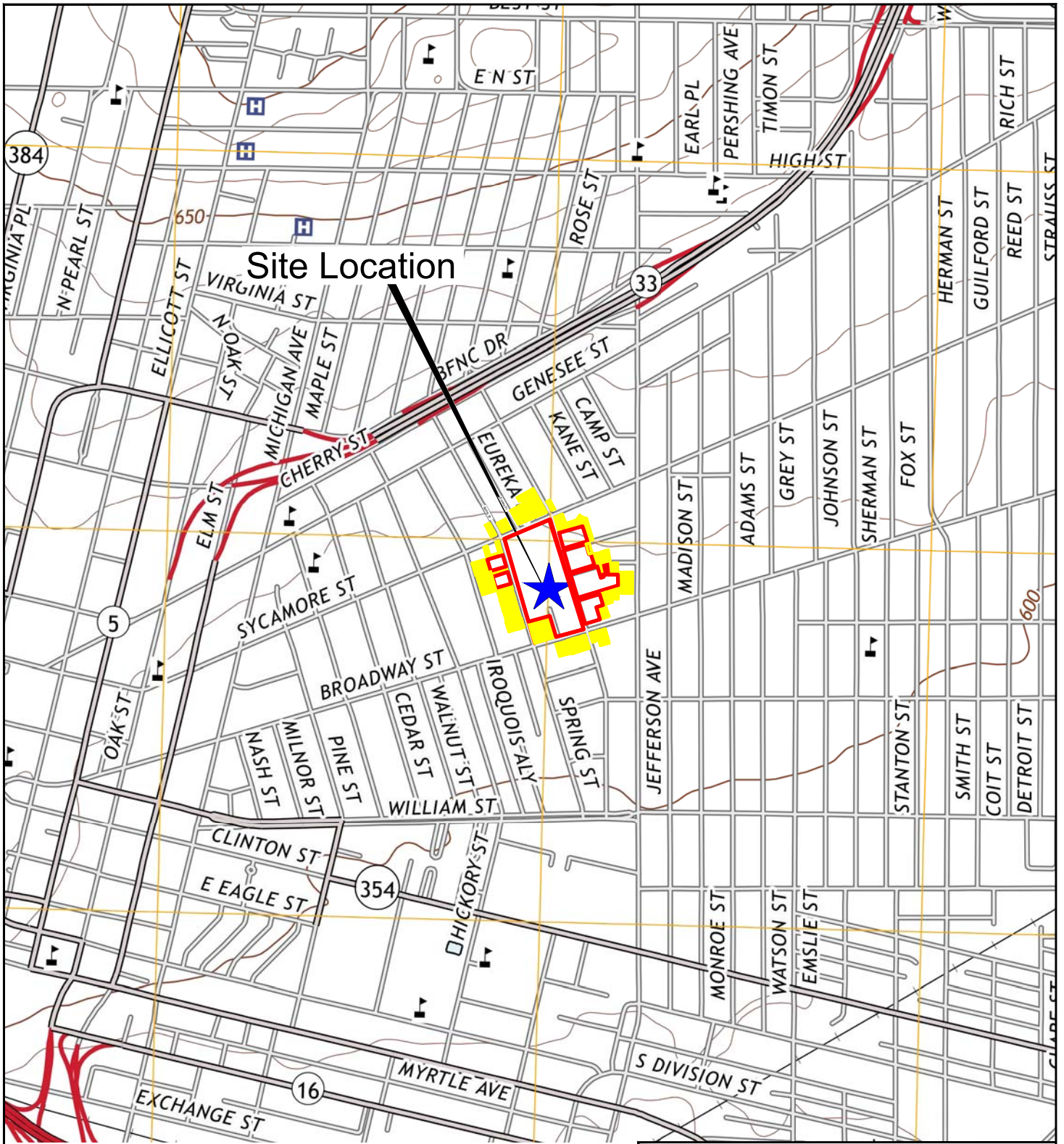
The Buffalo Public Library, Main Branch, has acknowledged that they will act as the document repository for the Site. A copy of the e-mail acknowledgement is presented in Attachment A.5.

List of Additional Attachments – Attachment A

- A.1 Figures
- A.2 Remedial Investigation Conceptual Scope of Work
- A.3 Additional Contacts – BCP Site Contact List
- A.4 Department of State Corporation and Business Entity Database Print-Out
- A.5 Document Repository Acknowledgement
- A.6 Digital Copy of Application including Historic Environmental Reports

Attachment A.1

Figures



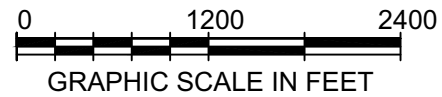
Site Location



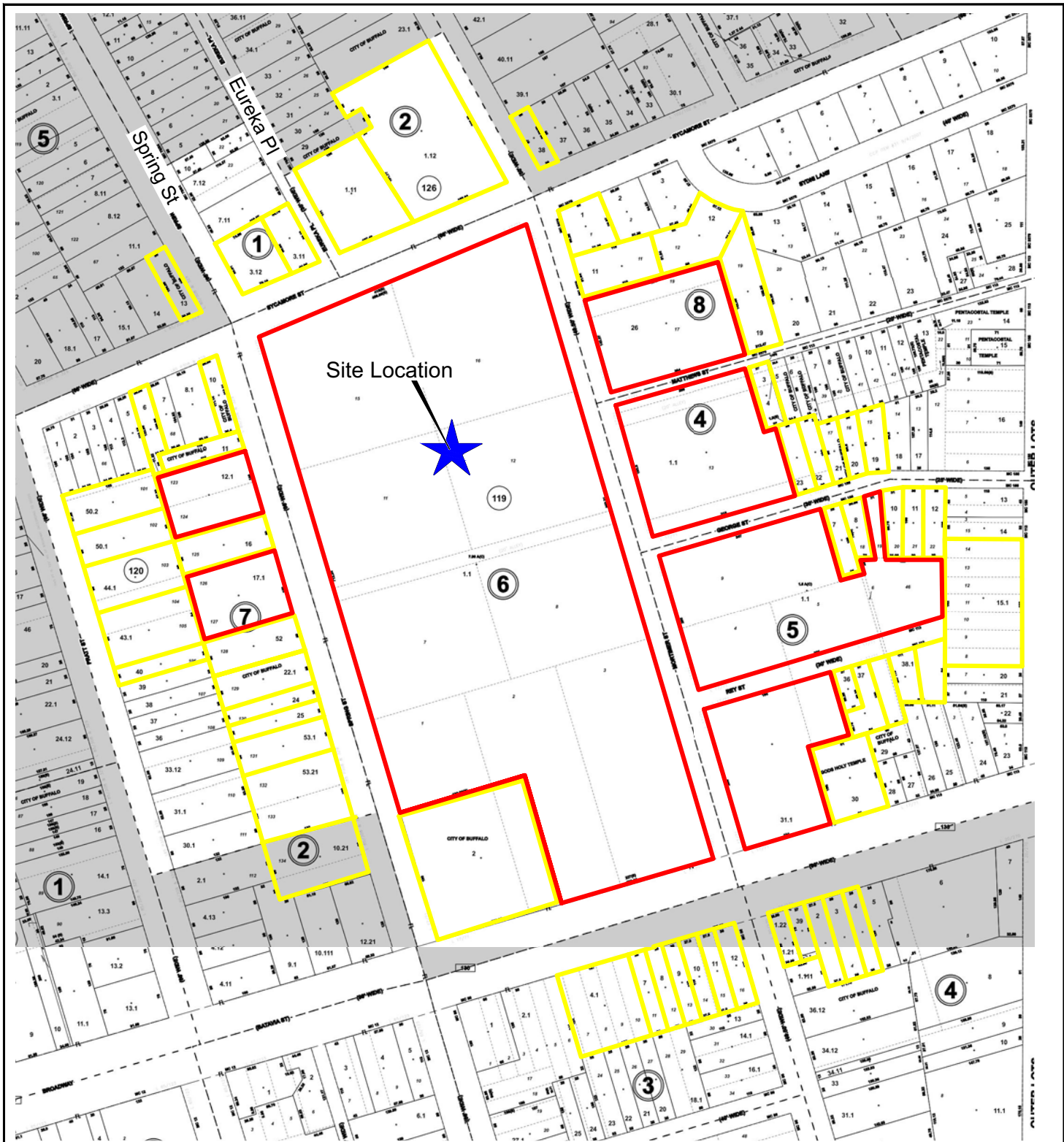
Legend
 BCP Parcel Outline
 Adjoining Property to Site Parcels

ROAD CLASSIFICATION			
Interstate Route		State Route	
US Route		Local Road	
Ramp		4WD	
	Interstate Route		US Route
	State Route		

Source: Base Map - USGS Topo
 Buffalo NE Quad
 New York - Erie Co.
 7.5 Minute Series - 2013



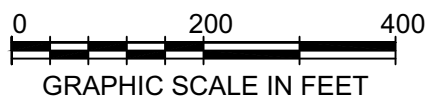
<p>TITLE</p> <h2 style="text-align: center;">Site Location Map</h2> <h3 style="text-align: center;">Former Buffalo Forge Facility</h3> <p style="text-align: center;">490 Broadway, Buffalo, NY 14204</p>			
<p>PREPARED FOR</p> <p style="text-align: center;">Howden NA, Inc.</p>			
<p>ERM CONSULTING & ENGINEERING, INC.</p>		<p>FIGURE</p> <h1 style="text-align: center;">2</h1>	
<p>DRAWN BY</p> <p>EMF</p>	<p>SCALE</p> <p>GRAPHIC</p>	<p>DATE</p> <p>07/02/13</p>	<p>JOB NO.</p> <p>0181805.0001</p>



Legend

- 4.13 Parcel Identification
- 6 Tax Map Block No.
- BCP Parcel Outline
- Adjoining Property to Site Parcels

Note: Grey Shading is from Division of Real Property Tax Services, Erie County, New York, and has no meaning on this Tax Map.



Source: Division of Real Property Tax Services, Erie County, New York

<p>TITLE</p> <p style="font-size: 1.2em;">Tax Map</p> <p style="font-size: 1.1em;">Former Buffalo Forge Facility</p> <p style="font-size: 1.1em;">490 Broadway, Buffalo, NY 14204</p>			
<p>PREPARED FOR</p> <p style="font-size: 1.1em;">Howden NA, Inc.</p>			
<p>ERM CONSULTING & ENGINEERING, INC.</p>		<p>FIGURE</p> <p style="font-size: 2em;">3</p>	
DRAWN BY	SCALE	DATE	JOB NO.
EMF	GRAPHIC	07/02/13	0181805.0001

Attachment A.2

Remedial Investigation Conceptual Scope of Work

REMEDIAL INVESTIGATION CONCEPTUAL SCOPE OF WORK FORMER BUFFALO FORGE SITE – BUFFALO, NEW YORK

Introduction

Consistent with New York State Department of Environmental Conservation (NYSDEC) requirements contained in the Technical Guidance for Site Investigation and Remediation (DER-10), a conceptual Remedial Investigation (RI) scope of work has been developed to meet the following goals:

- define the nature and extent of contamination;
- identify contaminant source areas;
- evaluate potential exposures; and
- produce data of sufficient quantity and quality to support the development of an Alternatives Analysis Report (AAR) and acceptable Remedial Action Work Plan (RAWP).

Results from previous environmental investigation and sampling activities conducted at the Site will be incorporated into the RI. Additional sampling locations will be proposed to fill in data gaps remaining after previous investigations. Currently-identified data gaps include the lateral extent of historic fill materials and the locations of some former pits and chemical storage areas.

Details of the proposed RI will be presented to the NYSDEC for review in a RI Work Plan.

Quality Assurance Project Plan

A Site-specific Quality Assurance Project Plan (QAPP) consistent with the requirements of DER Section 2.4 will be prepared and attached to the RI Work Plan.

Health and Safety Plan

A Site-specific Health and Safety Plan (HASP) consistent with the requirements of DER-10 Section 1.9 will be prepared and attached to the RI Work Plan.

Community Air Monitoring Plan

A Site-specific Community Air Monitoring Plan (CAMP) consistent with the requirements of DER-10 Section 1.9 will be prepared and attached to the RI Work Plan.

Citizen Participation Plan

A Site-specific Citizen Participation Plan consistent with the requirements of 6 NYCRR Part 375-1.10 will be prepared and attached to the RI Work Plan.

Soil

The intent of the RI is to assess and further delineate contaminants in the historic fill material (predominantly metals and semivolatile organic compounds (SVOCs)) and evaluate if the underlying native soil has been affected. It is therefore planned that samples of fill material and underlying native soil from the same boring location will be submitted for laboratory analysis.

Dig Safely New York will be notified prior to the initiation of intrusive activities at the Site and requested to identify, locate, and mark public utilities. Howden personnel will be requested to identify any remaining underground utilities associated with plant operations. Additionally, an independent underground utility locating service will be contracted to evaluate and clear proposed soil boring locations prior to commencement of intrusive activities. Boreholes will be advanced using direct push methods.

Each borehole will be sampled continuously using dedicated sample liners. Retrieved soil samples will be visually examined to assess subsurface conditions and physical properties. These properties include: color, texture, moisture content, odor, and visual evidence of discoloration or sheen. If necessary, companion boreholes explorations will be made adjacent to the original sample location to obtain sufficient sample volume from selected depth intervals. Field observations will be documented on boring logs. All soil cores will be field screened for evidence of volatile organic compounds (VOCs) using a calibrated photoionization detector equipped with an 11.7 eV lamp. Additionally, all soil cores will be field screened for elevated radiation by a radiological subcontractor.

Soil Vapor

Available data and information from previous environmental investigation and remediation activities at the Site suggest that soil vapor is not a matrix of potential concern at the Site. Therefore, the investigation of soil vapor is not contemplated as part of the RI.

Surface Water/Sediment

Surface water is not present at or near the Site. Therefore, the investigation of surface water and sediment is not contemplated as part of the RI.

Groundwater

Available data and information from previous environmental investigation and remediation activities at the Site indicate that groundwater is not a matrix of potential concern at the Site. Therefore, further investigation of groundwater is not contemplated as part of the RI.

Investigation-Derived Waste

Investigation-derived wastes will be disposed within the borehole of origin unless non-aqueous phase liquids, sheen, unusual odor, discoloration, or other potential evidence of gross contamination is observed. Any soil cuttings exhibiting visual, olfactory, or photoionization detector (PID) field screening evidence of potential contamination will be containerized in steel 55-gallon drums for future characterization and disposal. The containers will be moved to a designated on-Site staging area until characterized and disposed. On-Site disposal may be accomplished by emptying the drums subsequent to the receipt of analytical results for the borings and waste determination. If off-site disposal is appropriate, it will be accomplished within 90 days of the accumulation start date.

Sample Analyses

The laboratory analysis of samples collected during the RI will be performed by a New York State Department of Health (NYSDOH)-approved environmental laboratory using analytical methods consistent with the NYSDEC's Analytical Services Protocol (ASP). Laboratory analytical reports will contain ASP Category B deliverables to facilitate data usability review. Samples collected as part of the RI will be analyzed for the following parameters:

- United States Environmental Protection Agency (USEPA) Target Compound List (TCL) and NYSDEC Spill Technology and Remedial Series Memorandum Number One (STARS) SVOCs plus 20 tentatively identified compounds (TICs) by USEPA Method 8270C;
- Polychlorinated biphenyls (PCBs) by USEPA Method 8082;

- Target Analyte List (TAL) metals (except mercury) by USEPA Method 6010B; and
- mercury by USEPA Method 7471A.

Previous environmental investigations conducted at the Site suggest that VOCs are not a parameter of potential concern. Therefore, laboratory analysis for VOCs is not contemplated as part of the RI. However, samples will be analyzed for VOCs if consistent olfactory or PID field screening evidence suggests the possible presence of VOCs. If laboratory analysis for VOCs is necessary, samples will be analyzed for TCL and STARS VOCs plus 10 TICs by USEPA Method 8260B.

Data Usability

A Data Usability Summary Report (DUSR) will be prepared for all samples collected during the RI. The DUSR will be prepared consistent with the NYSDEC guidance contained in DER-10 Appendix 2B. The results of the data usability evaluation will be presented in an Electronic Data Summary (EDS) consistent with the requirements of DER-10 Section 3.14(b).

Qualitative Human Health Exposure Assessment

A qualitative human health exposure assessment will be completed consistent with the NYSDOH guidance contained in Appendix 3B of DER-10. The assessment will consist of characterizing the anticipated human exposure settings for the contemplated use of the Site, identifying potential exposure pathways, and evaluating contaminant fate and transport. Site contaminants will be selected for further evaluation based on consideration of the following factors:

- concentrations of contaminants in environmental media;
- field data quality, laboratory data quality, and sampling design; and
- comparison of contaminant concentrations in environmental media at the Site with typical background levels.

Ecological Resources Assessment

The NYSDEC's decision key contained in Appendix 3C of DER-10 will be utilized to evaluate if a Fish and Wildlife Resources Impact Analysis (FWRIA) is needed. If a FWRIA is required in accordance with Appendix 3C, the analysis will be performed consistent with DER Section 3.10.

Site Survey

After completion of RI site work, each borehole or other sampling location will be surveyed by a New York State-licensed professional surveyor to establish horizontal and vertical locations. The location and elevation of other selected site features may also be surveyed.

RI Report

An RI Report consistent with NYSDEC requirements contained in Section 3.14 of DER-10 will be prepared. The RI Report will:

- identify and characterize the sources of contamination;
- describe the amount, location, concentration, environmental fate and transport, and other significant characteristics of the substances present;
- define geological and hydrogeological factors as needed;
- identify potential routes of exposure to human populations;
- provide an evaluation of ecological resources; and
- identify and evaluate presumptive remedies for the AAR and development of an acceptable RAWP.

Attachment A.3

Additional Contacts – BCP Site Contact List

Property Address/Tax Map ID	Owner/ Current Occupant	Mailing Address	City, State, Zip Code
Site Parcels			
490 Broadway St.	Buffalo Forge Co. c/o Howden Buffalo Inc.	Karl Kimmerling Howden North America Inc. 7909 Park Lane Rd, Ste 300	Columbia, SC 29223
498 Broadway St.	Buffalo Forge Co. c/o Howden Buffalo Inc.		
187 Mortimer St.	Buffalo Forge Co. c/o Howden Buffalo Inc.		
213 Mortimer St.	Buffalo Forge Co. c/o Howden Buffalo Inc.		
233 Mortimer St.	Buffalo Forge Co. c/o Howden Buffalo Inc.	Julie C. Haley Howden North America Inc. 1775 Werhle Dr.	Williamsville, NY 14221
498 Spring St.	Howden Buffalo Inc.		
516 Spring St.	Buffalo Forge Co. c/o Howden Buffalo Inc.		
Properties Adjacent to Site Parcels			
450 Broadway St.	City of Parks & Recreation	511 City Hall	Buffalo, NY 14202
467 Broadway St.	Charles A. Drescher & Sons & Drescher Paper Box Inc.	467 Broadway St.	Buffalo, NY 14204
475 Broadway St.	Charles A. Drescher & Sons & Drescher Paper Box Inc.	467 Broadway St.	Buffalo, NY 14204
477 Broadway St.	Charles A. Drescher & Sons & Drescher Paper Box Inc.	467 Broadway St.	Buffalo, NY 14204
479 Broadway St.	Charles A. Drescher & Sons & Drescher Paper Box Inc.	467 Broadway St.	Buffalo, NY 14204
481 Broadway St.	Charles A. Drescher & Sons & Drescher Paper Box Inc.	467 Broadway St.	Buffalo, NY 14204
483 Broadway St.	Charles A. Drescher & Sons & Drescher Paper Box Inc.	467 Broadway St.	Buffalo, NY 14204
489 Broadway St.	Buffalo Neighborhood Revitalization Corp.	214 City Hall	Buffalo, NY 14202
497 Broadway St.	Buffalo Neighborhood Revitalization Corp.	214 City Hall	Buffalo, NY 14202
499 Broadway St.	Buffalo Neighborhood Revitalization Corp.	214 City Hall	Buffalo, NY 14202
503 Broadway St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
505 Broadway St.	Lela M. Alston	30 Devon Grn	Buffalo, NY 14204
509 Broadway St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
512 Broadway St.	WNY Minority; Media Professionals Inc.	512 Broadway St.	Buffalo, NY 14204
24 George St.	Joeseph Nix Sr. and Deborah Nix	24 George St.	Buffalo, NY 14204
25 George St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
26 George St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
31 George St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
31 George St.	Current Occupant	31 George St.	Buffalo, NY 14222
32 Geoarge St.	A. J. Briggs	684 E Utica St.	Buffalo, NY 14211
32 Geoarge St.	Current Occupant	32 Geoarge St.	Buffalo, NY 14204
34 George St.	Lacey E. Briggs	684 E Utica St.	Buffalo, NY 14211
34 George St.	Current Occupant	34 George St.	Buffalo, NY 14204
39 George St.	Current Occupant	39 George St.	Buffalo, NY 14204
41 George St.	Elton Lynch and W Lynch	41 George St.	Buffalo, NY 14204
43 George St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
566 Jefferson Ave.	Ad Price I Housing Development Fund Corp.	300 Perry St.	Buffalo, NY 14204
566 Jefferson Ave.	Current Occupant	566 Jefferson Ave.	Buffalo, NY 14204
20 Matthews St.	Buffalo Urban Renewal Agency	214 City Hall	Buffalo, NY 14202
23 Matthews St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
245 Mortimer St.	Buffalo Urban Renewal Agency	214 City Hall	Buffalo, NY 14202
245 Mortimer St.	Current Occupant	245 Mortimer St.	Buffalo, NY 14204
Tax Map No.: 11.41-7-40	Calvin R. Johnson	None Available	None Available
333 Pratt St.	Martin Phillips and John Greenway	333 Pratt St.	Buffalo, NY 14204
345 Pratt St.	Ethel E. Storey	61 Otis Place	Buffalo, NY 14204
345 Pratt St.	Current Occupant	345 Pratt St.	Buffalo, NY 14204
355 Pratt St.	Daisy Evans	355 Pratt St.	Buffalo, NY 14204
357 Pratt St.	Marcus A. Dixon	357 Pratt St.	Buffalo, NY 14204
19 Rey St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
23 Rey St.	Buffalo Neighborhood Revitalization Corp.	214 City Hall	Buffalo, NY 14202
33 Rey St.	Barbara Robinson (LE)	458 S Division St.	Buffalo, NY 14204
33 Rey St.	Current Occupant	33 Rey St.	Buffalo, NY 14204
452 Spring St.	Frank J. Gibbs Jr.	452 Spring St.	Buffalo, NY 14204
462 Spring St.	Gladys P. Bridges	462 Spring St.	Buffalo, NY 14204
472 Spring St.	Darlene Muhammad	472 Spring St.	Buffalo, NY 14204
476 Spring St.	Gary M. Alexander	476 Spring St.	Buffalo, NY 14204
478 Spring St.	Gary M. Alexander	476 Spring St.	Buffalo, NY 14204
480 Spring St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
486 Spring St.	Rodney James	7108 Fasano Pl.	Rancho Cucamonga, CA 91701
486 Spring St.	Current Occupant	486 Spring St.	Buffalo, NY 14204
500 Spring St.	Niagara Mohawk Power Corp.	300 Erie Blvd West	Syracuse, NY 13202
518 Spring St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
307 Sycamore St.	Robert L. Boyd	121 Morningside Dr.	Grand Island, NY 14072
319 Sycamore St.	City of Buffalo	65 Niagara Square	Buffalo, NY 14202
320 Sycamore St.	Buffalo Neighborhood Revitalization Corp.	214 City Hall	Buffalo, NY 14202
332 Sycamore St.	Steven W. Zachary	332 Sycamore St.	Buffalo, NY 14204
338 Sycamore St.	Curtis Robinson	338 Sycamore St.	Buffalo, NY 14204
344 Sycamore St.	Man O' Trees Inc	344 Sycamore St.	Buffalo, NY 14204
368 Sycamore St.	P&D Enterprises LLC	368 Sycamore St.	Buffalo, NY 14204
374 Sycamore St.	Buffalo Neighborhood Revitalization Corp.	214 City Hall	Buffalo, NY 14202
375 Sycamore St.	Walter R. Hargrove	375 Sycamore St.	Buffalo, NY 14204

Other Contacts

Contact	Entity	Mailing Address	City, State, Zip Code
Local News Media			
	WKBW-TV Channel 7	7 Broadcast Plz.	Buffalo, NY 14203
	WGRZ-TV Channel 2	259 Delaware Ave.	Buffalo, NY 14202
	WIVB/WNLO- TV Channel 4	2077 Elmwood Ave.	Buffalo, NY 14207
	WBEN News Radio 930	500 Corporate Pkwy, Suite 200	Buffalo, NY 14226
	WBFO-FM 88.7	Horizons Plaza, P.O. Box 1263	Buffalo, NY 14240
	The Buffalo News	1 News Plaza	Buffalo, NY 14203
Document Repository			
Ms. Carol Ann Batt	Buffalo and Erie County Public Library	1 Lafayette Square	Buffalo, NY 14203
Public Water Supplier			
Mr. Peter Merlo	Buffalo Department of Public Works	City Hall, Room 602	Buffalo, NY 14202
CAO Head Start/ Early Head Start			
Mr. L. Nathan Hare	Community Action Organization of Erie County, Inc.	70 Harvard Place	Buffalo, NY 14209

Attachment A.4

Department of State Corporation and Business Entity Database Print-Out

NYS Department of State

Division of Corporations

Entity Information

The information contained in this database is current through June 19, 2013.

Selected Entity Name: HOWDEN NORTH AMERICA INC.

Selected Entity Status Information

Current Entity Name: HOWDEN NORTH AMERICA INC.

DOS ID #: 687889

Initial DOS Filing Date: DECEMBER 09, 1981

County: NEW YORK

Jurisdiction: DELAWARE

Entity Type: FOREIGN BUSINESS CORPORATION

Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

C/O C T CORPORATION SYSTEM

111 EIGHTH AVENUE

NEW YORK, NEW YORK, 10011

Chief Executive Officer

KARL KIMMERLING

7909 PARK LANE RD

STE 300

COLUMBIA, SOUTH CAROLINA, 29223

Principal Executive Office

HOWDEN NORTH AMERICA INC.

7909 PARK LANE RD

STE 300

COLUMBIA, SOUTH CAROLINA, 29223

Registered Agent

C T CORPORATION SYSTEM

111 EIGHTH AVENUE

NEW YORK, NEW YORK, 10011

This office does not record information regarding
the names and addresses of officers, shareholders or

directors of nonprofessional corporations except the chief executive officer, if provided, which would be listed above. Professional corporations must include the name(s) and address(es) of the initial officers, directors, and shareholders in the initial certificate of incorporation, however this information is not recorded and only available by viewing the 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
OCT 20, 2010	Actual	HOWDEN NORTH AMERICA INC.
JUL 19, 1999	Actual	HOWDEN BUFFALO INC.
MAY 05, 1994	Actual	HOWDEN FAN COMPANY
JUL 27, 1982	Actual	BUFFALO FORGE COMPANY
DEC 09, 1981	Actual	AMPCO-PITTSBURGH SECURITIES II CORPORATION

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.

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Attachment A.5

Document Repository Acknowledgement

Jon Fox

From: Jason Reynolds
Sent: Wednesday, June 26, 2013 11:18 AM
To: Jon Fox
Subject: FW: NYSDEC Brownfield Cleanup Program - Former Buffalo Forge Property Document Repository

From: April Tompkins [<mailto:tompkinsa@buffalolib.org>]
Sent: Tuesday, June 25, 2013 1:36 PM
To: Jason Reynolds
Subject: FW: NYSDEC Brownfield Cleanup Program - Former Buffalo Forge Property Document Repository

Good afternoon Jason,

This is to inform you that permission has been granted in response to your request below.

The Buffalo and Erie County Public Library will be the repository for your client's documents per your e-mail. Upon receipt of the document(s), they will be made available for public review. Also, this serves as permission to submit other future documents and updates that should be made available for public review.

Please keep the following in mind:

- Documents (including updates) for public inspection should be sent or brought in person to the Central Library to the attention of Carol Batt, of whom I assist. Documents sent via e-mail will not be accepted. The mailing address is:

Attention: Carol Ann Batt
Chief Operating Officer
Buffalo and Erie County Public Library
1 Lafayette Square
Buffalo, NY 14203

- Documents for the Central/Downtown library are made available on the first floor in the Information Services Department within a day or so after receipt. If received Friday afternoon, they go out the following Monday.
- If you would like the document(s) distributed at libraries other than Central, you will need to send the appropriate quantity of copies with labels regarding their destinations. We will distribute accordingly. We do not make copies for distribution.
- It's your choice regarding the format (hard copy and / or disk) you wish to submit. If the document is very large, part in hard copy and part on disk is acceptable. If submitting in both formats, please be sure that they are titled/labeled accordingly. Although CD-ROMs cannot be used on public library computers, if someone brings in their personal laptop, the disc can be viewed in house. If optional, an alternative is the availability to go online using a provided link to read/review/print.

If you have any questions and/or concerns, please feel free to contact me via e-mail or phone. Thank you.

Regards,
April Tompkins

Phone: 716-858-7129