

Act Now to Continue Receiving Information About This Site!

DEC's Division of Environmental Remediation (DER) now distributes information about contaminated sites electronically by email.

If you would like to continue to receive information about the contaminated site featured in this fact sheet:

You must sign up for the DER email listserv:

www.dec.ny.gov/chemical/61092.html

DER cannot register your email address - only the email address owner can do so. If you already have signed up for the listserv for the county in which the site is located, you need do nothing.



Why You Should Go “Paperless”:

- ☒ Get site information faster and share it easily;
- ☒ Receive information about all sites in a chosen county - read what you want, delete the rest;
- ☒ It helps the environment and stretches your tax dollars.

If “paperless” is not an option for you, call or write to the DER project manager identified in this fact sheet. Indicate that you need to receive paper copies of fact sheets through the Postal Service. Include the site name in your correspondence. The option to receive paper is available to individuals only. Groups, organizations, businesses, and government entities are assumed to have email access



Department of
Environmental
Conservation

Where to Find Information

Access project documents through the
DECinfo Locator
<https://www.dec.ny.gov/data/DecDocs/C915359/>
and at these locations:

**Buffalo & Erie County Public Library
Central Library**
1 Lafayette Square
Buffalo, New York 14203
716-858-8900

North Park Branch Library
975 Hertel Avenue
Buffalo, New York 14216
716-875-3748

*(Libraries may be temporarily unavailable
due to COVID-19 precautions; call the
libraries for more information.
If you cannot access the online repository,
please contact the NYSDEC project
manager listed below for assistance)*

Who to Contact

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

Project-Related Questions
David Locey, Project Manager
NYSDEC
270 Michigan Avenue
Buffalo, New York 14203
(716) 851-7220
david.locey@dec.ny.gov

Project-Related Health Questions
Gregory Rys
NYSDOH – Herkimer District Office
5665 NYS Rt. 5
Herkimer, NY 13350
315-619-3194
BEEI@health.ny.gov

For more information about New York's
Brownfield Cleanup Program, visit:
www.dec.ny.gov/chemical/8450.html

FACT SHEET

Brownfield Cleanup Program

Hertel and Foundry Site
356 Hertel Avenue and
42 Foundry Street
Buffalo, New York 14207

January 2021

SITE No. C915359
NYSDEC REGION 9

Draft Investigation Work Plan for Brownfield Site Available for Public Comment

The New York State Department of Environmental Conservation (NYSDEC) has accepted the Hertel and Foundry site ("site") into the Brownfield Cleanup Program. The public is invited to comment on a draft work plan being reviewed by the NYSDEC, to investigate the site. Please see the map for the site location.

Draft Investigation Work Plan: The draft investigation work plan, called a "Remedial Investigation Work Plan," (RIWP) was submitted to NYSDEC under New York's Brownfield Cleanup Program. The investigation will be performed by Kam Cleanup LLC ("applicant") with oversight by NYSDEC and the New York State Department of Health (NYSDOH).

How to Comment: NYSDEC is accepting written comments about the Draft RIWP for 30 days, from **January 27 through February 26, 2021.**

- Access the RIWP and other project documents online through the DECinfo Locator:
<https://www.dec.ny.gov/data/DecDocs/C915359/>.
- Documents also are available at the location(s) identified at left under "Where to Find Information."
- Please submit comments to the NYSDEC project manager listed under Project-Related Questions in the "Who to Contact" area at left.

Highlights of the Proposed Site Investigation: The investigation will define the nature and extent of contamination in soil, surface water, groundwater and any other parts of the environment that may be affected.

Previous investigations have detected semi-volatile organic compounds (SVOCs), and metals in the soil on-site.

Key components of the investigation work include:

- Collecting soil samples at ground surface and below, with borings and excavated test pits, to identify possible on-site sources of contamination; and
- Installing and sampling groundwater wells to monitor impacts from on- and off-site sources of contamination.

BROWNFIELD CLEANUP PROGRAM

Next Steps: NYSDEC will consider public comments, revise the plan as necessary, and approve the work plan. NYSDOH must concur with the plan. After the work plan is approved, the activities detailed in the work plan will be implemented.

When the investigation is completed, a report will be prepared and submitted to NYSDEC that summarizes the results. NYSDEC will review the report, make any necessary revisions and, if appropriate, approve the report.

After the investigation, a proposed cleanup plan, called a "Draft Remedial Work Plan" will be developed. The cleanup plan will include an evaluation of the proposed site remedy, or recommend a no action or no further action alternative. The goal of the cleanup plan is to ensure the protection of public health and the environment. NYSDEC will present the proposed cleanup plan to the public for its review and comment during a 45-day comment period.

NYSDEC will keep the public informed throughout the investigation and cleanup of the site.

Site Description: The site is approximately 2.99-acres and consists of two adjoining tax parcels: 356 Hertel Avenue and 42 Foundry Street. The site is currently developed with a multi-story building that is mostly vacant except for a small portion which includes an office and a warehouse. The remainder of the site is covered by asphalt, gravel or vegetation.

The site was used for production and processing of malt and animal feed from approximately 1901 through at least 1950. Railroad tracks were once located along the site's western and eastern boundaries. Several underground gasoline storage tanks were also located on the site, the last of which was removed in 2002.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the site ID, C915359) at:

<https://www.dec.ny.gov/cfm/xtapps/derexternal/index.cfm?pageid=3>

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 may include recreation, housing, business or other uses. A brownfield site is any real property where a contaminant is present at levels exceeding the soil cleanup objectives or other health-based or environmental standards, criteria or guidance adopted by DEC that are applicable based on the reasonably anticipated use of the property, in accordance with applicable regulations.

For more information about the BCP, visit:

<https://www.dec.ny.gov/chemical/8450.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.

Stay Informed With DEC Delivers

Sign up to receive site updates by email:

<https://www.dec.ny.gov/chemical/61092.html>

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

DECinfo Locator

Interactive map to access DEC documents and public data about the environmental quality of specific sites: <https://www.dec.ny.gov/pubs/109457.html>

BROWNFIELD CLEANUP PROGRAM

Site Location

