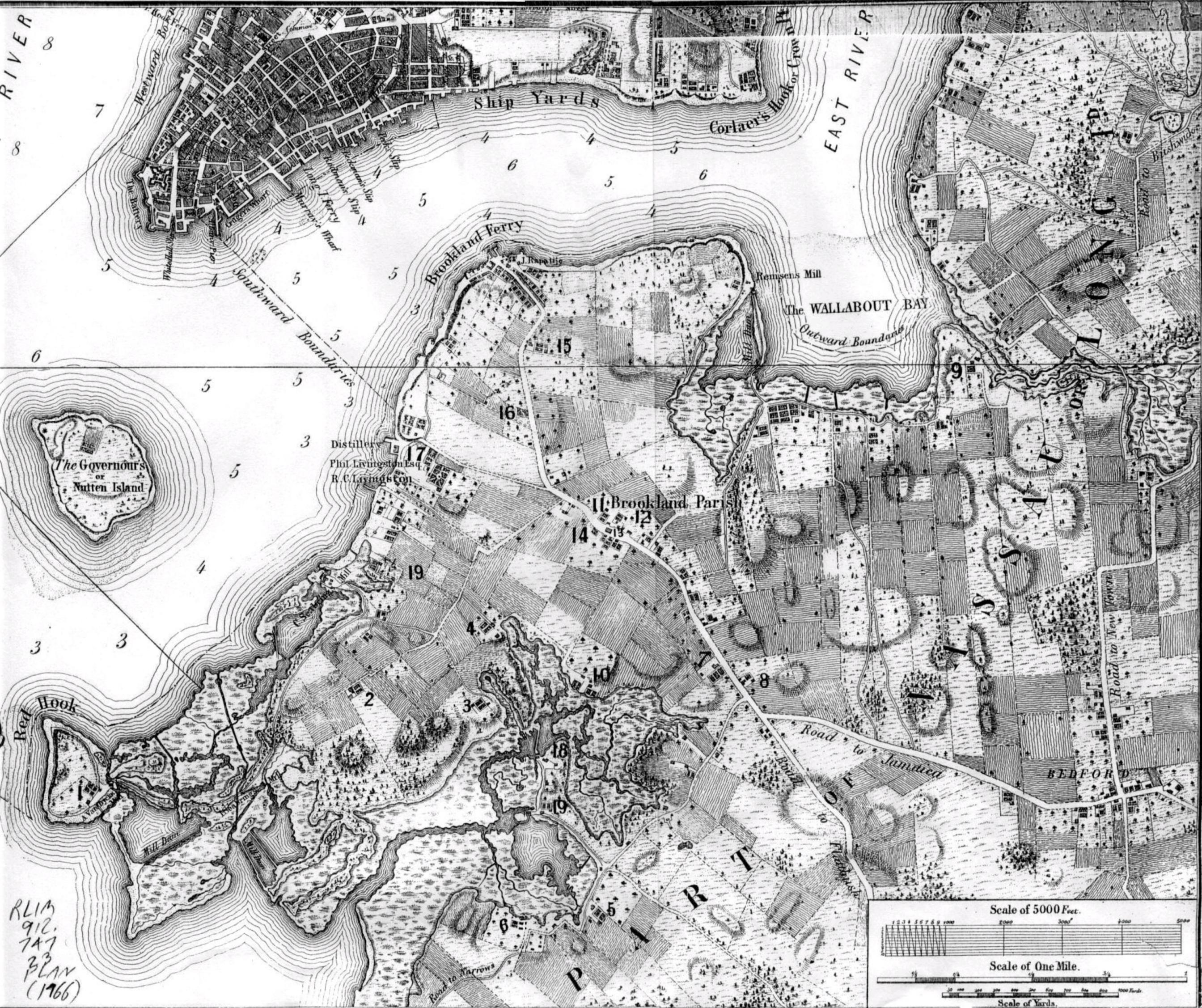
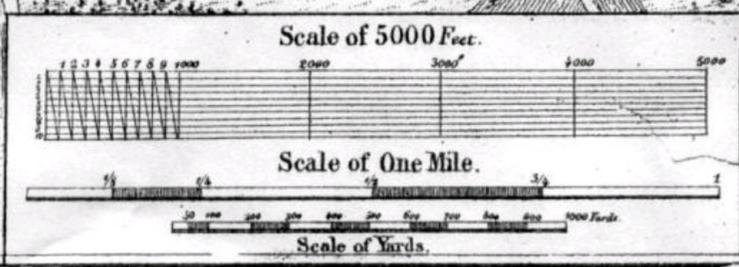


## **Appendix C Historical Information**

---



RLIM  
912.  
7A7  
33  
PLAN  
(1966)









MAP  
OF THE CITY OF  
**BROOKLYN,**

AS Laid out by ACT OF PARLIAMENT  
IN THE  
STATE OF NEW YORK,  
THE FIRM NAMES AND NAMES OF ORIGINAL OWNERS  
OF THE SEVERAL LOTS AND ALIENATIONS THEREOF  
**(WILLIAMSBURGH.)**  
**NEW-YORK:**

Published by G. & C. Phillips, 1825.

210  
1855  
No  
43



MAP  
of the Cities of  
**NEW YORK & BROOKLYN**

**JERSEY CITY**

Published by M. Dripps No. 103 Fulton St  
**NEW YORK**

1855.

Public Library  
of the  
City of Boston.

Scale 1800 feet to an inch.

17

20 3/8

ANALYSIS OF BUSINESS OF

STANDARD OIL CO. OF N. Y.  
PRATT WORKS.

FOR 12 MONTHS ENDING

December 31 1900

50-5

COSTS AND EXPENSES.			
CRUDE OIL CONSUMED,	61,382,080 1/2 Gallons @	2743	270 1/2
CRUDE EQUIVALENT CONSUMED, see Schedule "Q,"	2,542,294 " "	90	933 2/3
Total Crude and Equivalent,	63,924,374	2833	363 1/2
COST OF MANUFACTURE, VIZ:	(Enter items in first column.)	2833	363 1/2
Labor,	25,916 41		
Repairs,	33,306 63		
Maintenance,			
Fuel,	62,662 27		
Loss of Copper,			
Mill House Expense,			
Acid,	17,305 36		
Alkali,	511 20		
Ammonia,			
Fullers Earth,	4,688 85		
Works Expense,	2,078 77		
Works Office Expense,	576 33	147	074 84
Cost of Tar Distilling,			
" Pressing, Treating, Reducing, Wax Ref'g, (Paraf. Wks.)			
" Filtering, Pressing, Treating, etc. (Lub'g Wks.)			
" Compounding Oils,			
COSTS OTHER THAN MANUFACTURE, VIZ:			
General Office Expenses and Salaries, Lunch Exp 40000	49,630 54		
General Expenses,	3,570 87		
Shipping Expenses,			
Lighterage (Seaboard Works), Naphtha 1071232	220,333 79		
Cartage, " 64528	18,294 22		
Commissions and Brokerage,	6,684 43		
Rent,	500 00		
Taxes,	15,880 93		
Fire Protection Expense,			
Internal Revenue Tax; on Gross Receipts.....			
<i>Stamp Tax</i>	8 50		
<i>Tank Cleanings Lost</i>	83 84		
<i>Naphtha Dept. Expense</i>	4,052 38	318	937 70
EXTRAORDINARY COSTS, VIZ:			
Interest,			
Losses by Dismantling,			
" Sales of Plant,			
" Accidents,	865 00		
" Storm or Flood,			
Personal Injuries,			
Worthless Accounts,	438 17		
<i>Pipe Line Leases</i>	250 00		
<i>Maintenance</i>	2,277 34		
<i>Collection Exchange</i>	142 00		
Fire Losses,	1,171 73	505	66 1
TOTAL COSTS AND EXPENSES,		3321	183 96
NET PROFIT,		3308	296 27
TOTAL AS PER OPPOSITE PAGE,		6418	623 23

INCOME.		GALLONS	Average Price.	AMOUNTS
FROM PRODUCTS.				
Refined Oil,	as per Schedule "A"	15,077,883	6.02469	2713,671 45
Lubricating Oil,	" " " "B"			
Paraffine Oil,	" " " "C"			
Mineral Seal,	" " " "D"			513,130 57
Naphtha,	" " " "E"	9,467,664	5.419	513,130 57
Fuel Oil,	" " " "G"			
Gas Oil,	" " " "H"	388,580	4.518	174,977 25
Wax,	" " " "I"			
Tar,	" " " "J"	7,807,007	3.696106	2,900,747 73
Asphalt,	" " " "K"			
Roofers' Wax,	" " " "K"			
Pitch,	" " " "K"			
Acid Oil,	" " " "L"	315,835	3.01227	951,399 1
Tank Cleanings (Value only),	" " " "M"			232 81
Tar Still Coke, ( " " )	" " " "N"			
TOTAL PRODUCTS,		62,508,769 1/2		3,523,931 27
FROM OTHER SOURCES, VIZ:				
Profit on Sales of Crude Oil ( 733,510 Gallons),				4,966 112
" of Candle Works as per Schedule O,				
" Grease " " " " P,				660,315 59
" re-running outside Naphtha " R,				94,427 80
" on Purchased Oils and Naphthas,				22,207 73
" Merchandise,				
" of Manufacturing Shops,				
" Car Shop,				
" Restoring Outside Acid,				
" Barrel Factory,				
" Glue Factory,				
" Branches, viz:				
<i>Tarpentone</i>				44,113 53
<i>Crane House, L. I. City or Queens County Ad. Meter</i>				928,343 69
<i>Coasting House</i>				64 66
<i>Industrial Oil Smelter</i>				25 70
<i>Tank Cleanings, Def. in Inventory Crude</i>				261 74
<i>Adjustment, Naphtha 99</i>				26,541 90
<i>Profit on the Wax lost ever from 1899</i>				70,965 58
Rents,				
Interest,				17,801 57
Wharfage,				748 63
Bank House,				18 00
TOTAL INCOME,				5,413,623 23

5797 734 11

5397.734.11

1  
**DETAILS OF ITEMS CARRIED IN INCOME.**

REFINED OIL,	SCHEDULE "A."	GALLONS	Average Price.	AMOUNT.
Refined Oil sold,		45,963.73	6.025	2,769,313.01
" " delivered,				
" Distillate sold,				
" " delivered,				
Closing Inventory,		14,146.25	4,808.72	68,741.50
		47,510.00	5,788.58	2,737,254.51
<u>DEDUCT:</u>				
Received from Works,				
Purchases at price realized,		262,499.50	5.81152	1,524,537.00
Previous Inventory,		20,845.77	5.189	108,314.69
		23,503.76	5.254161	1,235,630.61
Net Product realized,		11,502.78	6.026691	2,713,691.45
<b>LUBRICATING OIL,</b>	<b>SCHEDULE "B."</b>			
Lubricating Oil sold (all kinds),				
" " delivered Schedule				
Compounded Oils sold,				
Closing Inventory,				
<u>DEDUCT:</u>				
Lubricating oils purchased at price realized,				
Other materials used in compounding,				
Previous Inventory,				
Net Product realized,				
<b>PARAFFINE OIL,</b>	<b>SCHEDULE "C."</b>			
Paraffine Oils sold,				
" Heavy Distillate sold,				
Closing Inventory,				
<u>DEDUCT:</u>				
Paraffine Oils purchased at price realized,				
Previous Inventory,				
Net Product realized,				
<b>300 MINERAL SEAL OIL,</b>	<b>SCHEDULE "D."</b>			
300 Mineral Seal Oil sold,				
Closing Inventory,				
<u>DEDUCT:</u>				
Purchases at price realized,				
Previous Inventory,				
Net product realized,				

ANALYSIS OF BUSINESS OF

*South Western*

FOR 12 MONTHS ENDING

*December 31*

1907

COSTS AND EXPENSES		AMOUNTS	
CRUDE OIL CONSUMED,	<i>Texas 14,558.075</i>	<i>542.15</i>	<i>7892.6989</i>
	<i>Kansas 19,636.647</i>	<i>378.12</i>	<i>7832.24208</i>
	<i>Illinois 8,569.167</i>	<i>385.2</i>	<i>3812.1539</i>
CRUDE EQUIVALENT CONSUMED (see Schedule "Q"),	<i>3132.476</i>	<i>301.27</i>	<i>944.0314</i>
Total Crude and Equivalent,	<i>45,897.365</i>	<i>422.46</i>	<i>19481.3445</i>
(Enter items in first column.)			
COST OF MANUFACTURE, VIZ:			
Labor, <i>20703.55</i>	Fuel, <i>61699.86</i>	<i>82408.41</i>	
Repairs, <i>45406.29</i>	Maintenance, <i>2657.00</i>	<i>48068.29</i>	
Acid, <i>24124.23</i>	Alkali, <i>916.12</i>	<i>25050.86</i>	
Fullers Earth,		<i>70209.2</i>	
Litharge, <i>777.49</i>	Sulphur, <i>417.2</i>	<i>819.21</i>	
Loss of Copper,			
Mill House Expense,			
Bulk Shipping Expense,			
Works Expense,		<i>1842.59</i>	
Works Office Expense,		<i>407.12</i>	
Cost of Tar Distilling,			
" Pressing, Treating, Reducing, Wax Ref'g, (Paraf. Wks)			
" Filtering, Pressing, Treating, etc. (Lub'g Wks.)			
" Compounding Oils,			
COSTS OTHER THAN MANUFACTURE, VIZ:			
General Office Expenses and Salaries,		<i>7042.76</i>	
General Expenses,		<i>10832.59</i>	
Shipping Expense,		<i>11816.19</i>	
Commissions and Brokerage,		<i>3705.81</i>	
Cartage,			
Lighterage,			
Rent, <i>500.00</i>	Taxes, <i>13502.22</i>	<i>14002.77</i>	<i>47399.62</i>
Fire Protection,			
EXTRAORDINARY COSTS, VIZ:			
Interest,	<i>7519.5</i>		
Losses by Dismantling,	<i>1002.25</i>		
" Fire, Ref'y,	<i>26784.27</i>		
" <i>State Dispositions</i>	<i>905.50</i>		
" <i>H. Miller Royalty</i>	<i>833.34</i>		
" <i>Appraiser's Exp. S. L. K.</i>	<i>410.61</i>		
Personal Injuries,	<i>6184.03</i>		
<i>Spencer</i>	<i>134.70</i>		
<i>Decrease in inventory value of Crude Oil</i>	<i>20493.2</i>	<i>38586.00</i>	
TOTAL COSTS AND EXPENSES,			<i>219972.698</i>
NET PROFIT OR LOSS, (Losses in red.)			<i>546758.59</i>
TOTAL AS PER OPPOSITE PAGE,			<i>2746485.57</i>

INCOME	GALLONS	Average Price	AMOUNTS
FROM PRODUCTS.			
Refined Oil,		as per Schedule "A"	<i>25774081.5</i>
Lubricating Oil,		" " " "B"	<i>138444272</i>
Paraffine Oil,		" " " "C"	
Mineral Seal Oil,		" " " "D"	
Naphtha,		" " " "E"	<i>49375999</i>
Gas Oil,		" " " "F"	<i>518283</i>
Fuel Oil,		" " " "G"	<i>887727</i>
Paraffine Wax,		" " " "H"	
Tar,		" " " "I"	<i>13141916</i>
Asphalt,		" " " "J"	
Pitch,		" " " "K"	
Roofers' Wax,		" " " "L"	
Acid Oil,		" " " "M"	<i>365653</i>
Tank Cleanings (Value only),		" " " "N"	<i>7935</i>
Tar Still Coke ( " " ),		" " " "O"	<i>2901.60</i>
Tar Still Coke ( " " ),		" " " "P"	
TOTAL PRODUCTS,	<i>45625209</i>	<i>49227273</i>	<i>27357</i>
FROM OTHER SOURCES, VIZ:			
Profit on Sales of Crude Oil ( <i>1739225</i> Gallons)			<i>8319.03</i>
" of Producing Dept.,			
" Pipe Line "			
" Candle Works, per Schedule S,			
" Grease " " T,			
" Barrel Factory, <i>Tempentine</i>			<i>63492.80</i>
" on Sales of Barrels,			
" Re-running Purchased Naphtha, per Schedule G,			<i>30124.99</i>
" Purchased Oils and Naphtha, <i>Final</i>			<i>960.80</i>
" Merchandise,			<i>51396.31</i>
" Manufacturing Shops, <i>factories sold</i>			<i>31780.80</i>
" Car Shops,			
" Glue Factory,			
<i>Rests, Nostrum</i>			<i>310.72</i>
<i>Interest, Wholesale Paper</i>			<i>117.57</i>
<i>Wharfage, Spent Lamps collected</i>			<i>94.43</i>
Profit of Branches, viz:			
<i>Profit on sale of some quantity of Naphtha</i>			<i>15078.76</i>
<i>Increase in inventory value of Nap. Gage</i>			<i>365.90</i>
" " " " " "			<i>54.60</i>
TOTAL INCOME,			<i>2746485.57</i>

DETAILS OF ITEMS CARRIED IN INCOME. Sheet 1.

REFINED OIL.	SCHEDULE "A"	GALLONS	Average Price	AMOUNT
Refined Oil sold, <i>Omni-refraction</i>		26059220	5.785	1201618.75
" " delivered, <i>Standard</i>		6258374	5.589	349184.60
" Distillate sold, <i>Rock</i>		42507		29750
" " delivered, <i>Secondary preparation</i>				20490.2
Closing Inventory,		698745	5.7396	39818.27
		330105	5.481	1792963.44
DEDUCT:				
Received from, <i>50 CENTS BAYONNE 1531426 = 734726</i>				
Purchases at price realized, <i>Engle 4629855 = 27024499</i> <i>Tidewater Oil Co. 92092 = 52928</i>		6258374	5.589	349184.60
Previous Inventory,		988134	6.050	593861.2
		728658	5.6452	408520.72
Net Product realized		2577408	5.714	1384443.72
LUBRICATING OIL.	SCHEDULE "B"			
Lubricating Oil sold (all kinds),				
" " delivered	Schedule			
Compounded Oils sold,				
Closing Inventory,				
DEDUCT:				
Lub'g Oil purchased at price realized,				
Other material used in compounding,				
Previous Inventory,				
Net Product realized,				
PARAFFINE OIL.	SCHEDULE "C"			
Paraffine Oils sold,				
" Heavy Distillate sold,				
Closing Inventory,				
DEDUCT:				
Purchases at price realized,				
Previous Inventory,				
Net Product realized,				
MINERAL SEAL OIL (300).	SCHEDULE "D"			
Mineral Seal Oil sold,				
Closing Inventory,				
DEDUCT:				
Purchases at price realized,				
Previous Inventory,				
Net Product realized,				



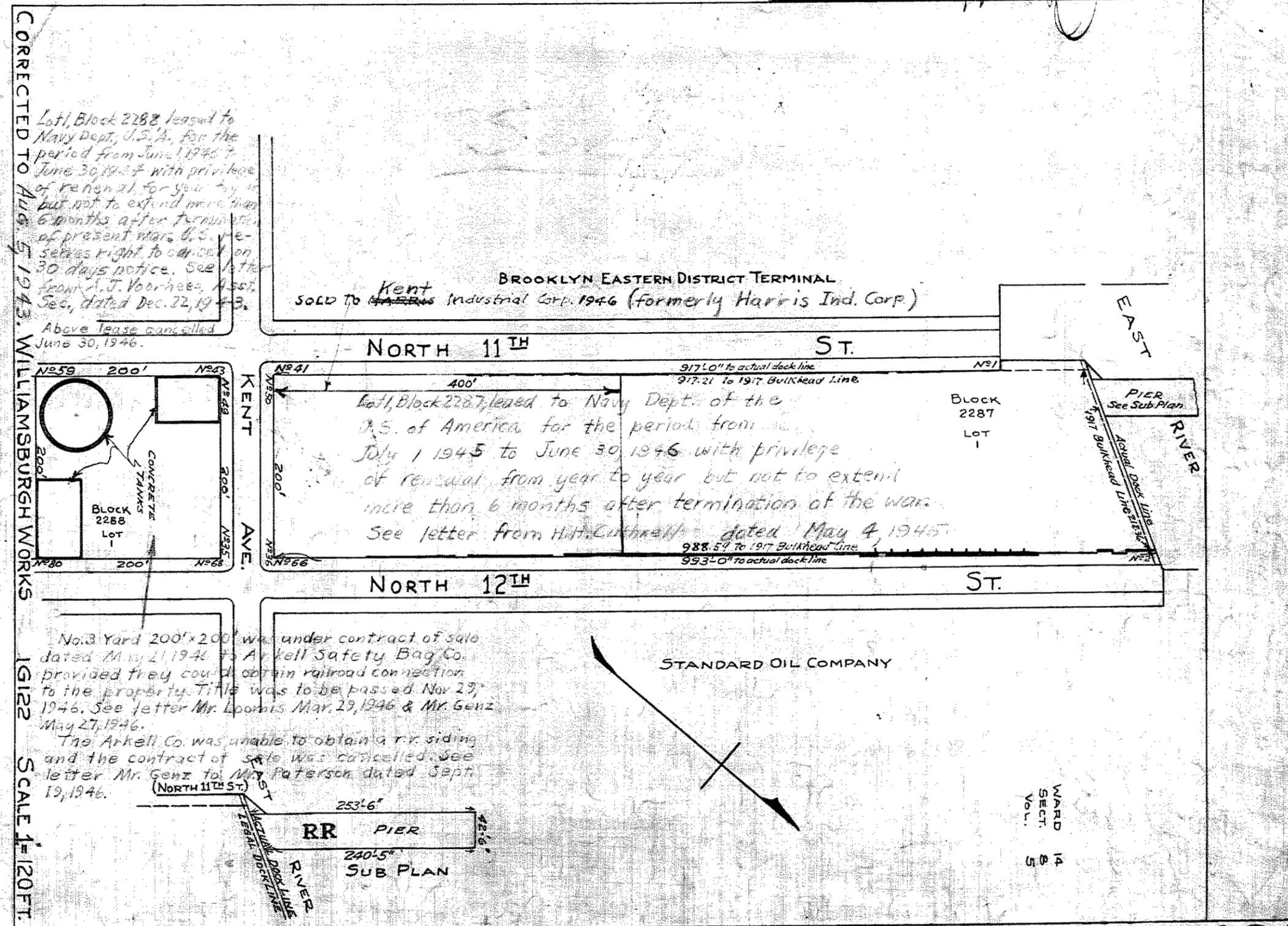
1G122

1. G-122

THE BROOKLYN UNION GAS CO.  
BROOKLYN, N.Y.

WILLIAMSBURGH WORKS  
SMALL PROPERTY PLAN

SCALE 1 in. = 120 ft.	DATE June 23, 1909 Oct. 5, 1939, retraced
Drawn by F.H. Sewall	Approved <i>[Signature]</i>
Traced by F.H. Sewall	
Checked by W.M. Wepfer	Construction Engineer



CORRECTED TO AUG. 5, 1943. WILLIAMSBURGH WORKS  
1G122  
SCALE 1/4" = 120 FT.

Lot 1, Block 2288, leased to Navy Dept., U.S.A., for the period from June 1, 1945 to June 30, 1946 with privilege of renewal for year to year but not to extend more than 6 months after termination of present war. U.S. reserves right to cancel on 30 days notice. See letter from A.J. Voorhees, Asst. Sec., dated Dec. 22, 1943. Above lease cancelled June 30, 1946.

BROOKLYN EASTERN DISTRICT TERMINAL  
 SOLD TO ~~HARRIS~~ Industrial Corp. 1946 (formerly Harris Ind. Corp.)

Lot 1, Block 2287, leased to Navy Dept. of the U.S. of America for the period from July 1, 1945 to June 30, 1946 with privilege of renewal from year to year but not to extend more than 6 months after termination of the war. See letter from H.H. Cuthrell dated May 4, 1945.

No. 3 Yard 200' x 200' was under contract of sale dated May 21, 1946 to Arkell Safety Bag Co. provided they could obtain railroad connection to the property. Title was to be passed Nov. 29, 1946. See letter Mr. Loomis Mar. 29, 1946 & Mr. Genz May 27, 1946. The Arkell Co. was unable to obtain a r.r. siding and the contract of sale was cancelled. See letter Mr. Genz to Mr. Paterson dated Sept. 19, 1946.

1G122



55291.

# NORTH 12TH ST.

BRICK WALL  
W. ENCS 2 1/2

To BRICK WALL.  
99:9 1/2

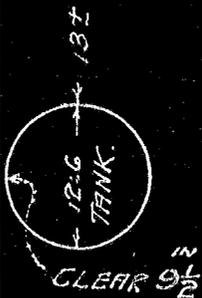
FT. IN.  
4:0 1/4

WIRE FENCE.

FT. IN.  
4:0 1/4

100

FT. IN.  
4:0 1/2



44.4

3  
STORY  
IRON

75.

WIRE FENCE

KENT AVE.

75.

WIRE FENCE

KENT AVE.

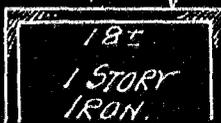
FT. IN.  
3:10 1/2

100

ENCS 1 FT. 3 W

FT. IN.  
ENCS 1:4 1/4

FT. IN.  
4:1



9.9

GORNICE

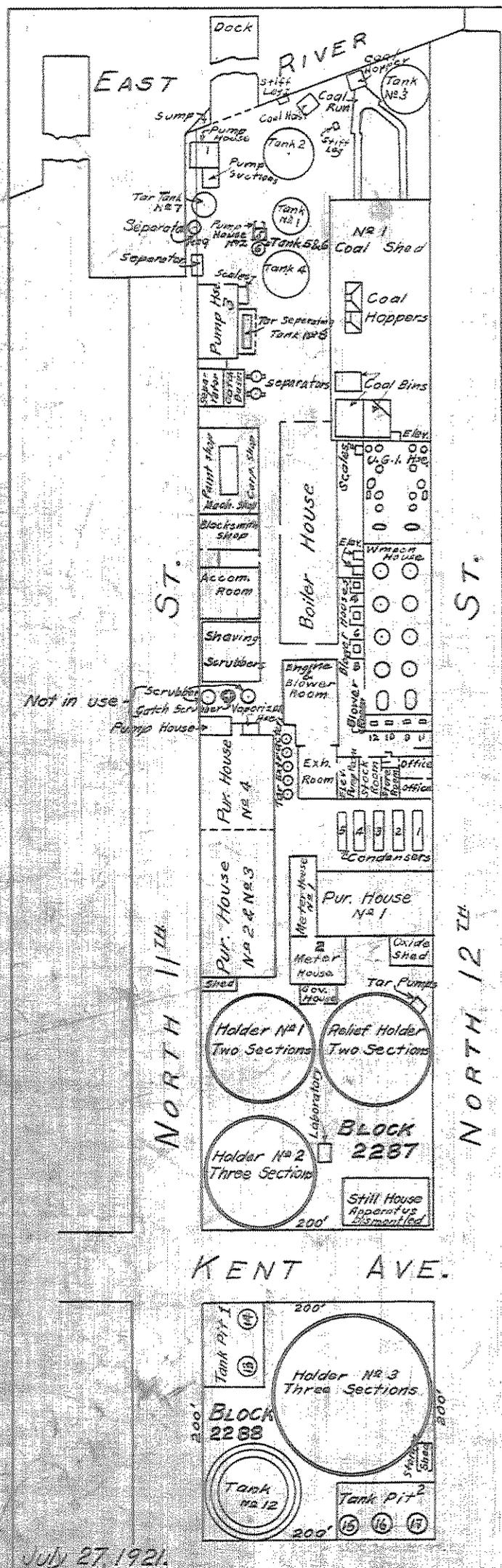
GORNICE 2 FT. 3 W

GORNICE 2 FT. 4 1/4

LOTS. 75-76-77.  
BLOCK. - 2287.  
SECTION. - 8.

This survey is made for  
**CHEMICAL EQUIPMENT CORPORATION.**  
SEPT. 10TH, 1920.

WIMSEURCH BRIDGE PLAZA  
215-217 HAVEMEYER BL.  
BROOKLYN  
ESTABLISHED 1907



Structure Name	Material	Inside Dimen.	Height
Accom. Room	Brick	50'x41'-8"	24'-2"
Boiler House	"	46'x191'-5 1/2"	23'-0"
Blacksmith Shop	"	50'x27'	33'-0"
Blower House No. 4	Galv. Iron	14'-11" x 9'-11 1/2"	"
" " " 6&8	" " & Wood	16'-2" x 9'-11 1/2"	"
Coal Hoist	" " & Wood	15' x 15'	15'-0"
" Hopper	Wood	14'-6" x 12'-6"	16'-0"
" Runway	"	"	"
" Shed	Brick	83'-10" x 197'-8"	24'-0"
Engine & Blower Room	"	45'-8" x 68'-11"	20'-0"
Exhauster	"	31'-5" x 44'-9"	36'-6"
Generator House	" & Galv. Iron	56'-10" x 244'-8"	52'-0"
Governor	"	16'-6" x 27'-4"	17'-4"
Laboratory	Galv. Iron	20' x 14'	12'-0"
Meter House No. 1	Brick	65'-8 1/2" x 44'-6"	19'-2"
" " " 2	"	38'-0" x 44'-6"	19'-2"
Oil Room	"	18'-0" x 14'-10"	33'-0"
Oxide Shed	"	36'-2" x 23'-3"	22'-6"
Pump House No. 1	Galv. Iron or Wood	25'-6" x 22'-0"	11'-0"
" " " 2	Brick	10' x 10'	20'-3"
" " " 3	Concrete	34'-6" x 63'-2"	20'-0"
" " " 4	Galv. Iron	25'-0" x 14'-4"	30'-5"
Purifying House No. 1	Brick	53'-5" x 99'-2"	37'-4"
" " " 2&3	"	61'-6" x 119'-0"	26'-8"
" " " 4	"	78'-0" x 61'-6"	30'-5"
Shops (Paint, Mach, Carp.)	"	50' x 70'-10"	33'-0"
Shaving Storage	"	32' x 14'-10"	33'-0"
Still House	Galv. Iron & Steel	70' x 42'	44'-0"
Storage Shed	Wood	273' x 14'-2"	"
Tar Pump House	Brick	15'-8" x 6'-3"	7'-4"
Tank Pit No. 1	Concrete	45' x 48'	"
" " " 2	"	50' x 60'	"
Gas Oil Tank No. 1		Diameter 30'-0"	30'-0"
" " " 2		44'-0"	30'-0"
" " " 3		40'-0"	30'-0"
Tar " 4		40'-0"	24'-6"
" " " 5		10'-6"	10'-0"
" " " 6		10'-6"	10'-0"
" " " 7		22'-0"	8'-0"
" Separating " 8		8'-0"	30'-6"
Separator " 9		6'-0"	6'-0"
Gas Oil Storage Tank No. 12		54'-0"	40'-0"
Gas Oil Tank No. 13		16'-0"	15'-0"
" " " 14		16'-0"	15'-0"
" " " 15		16'-0"	15'-0"
" " " 16		16'-0"	15'-0"
" " " 17		16'-0"	15'-0"

2-G-130

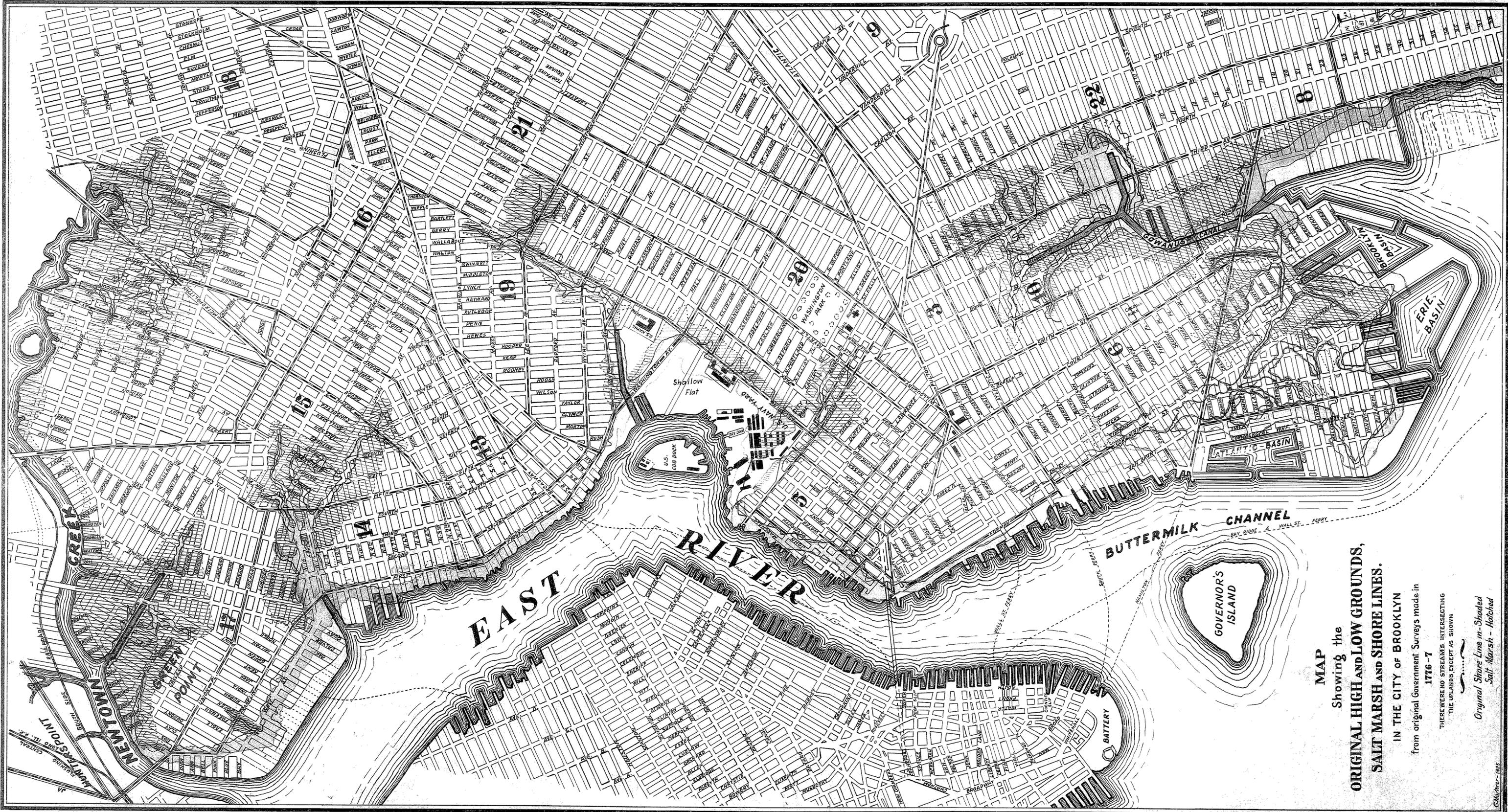
THE BROOKLYN UNION GAS CO.  
WILLIAMSBURGH WORKS

SCALE 1"=120 FT.

JULY 27, 1921.

2-G-130

0155



**MAP**  
 Showing the  
**ORIGINAL HIGH AND LOW GROUNDS,  
 SALT MARSH AND SHORE LINES.**  
 IN THE CITY OF BROOKLYN

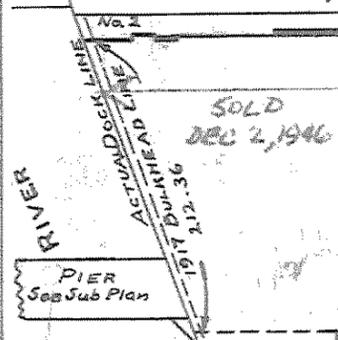
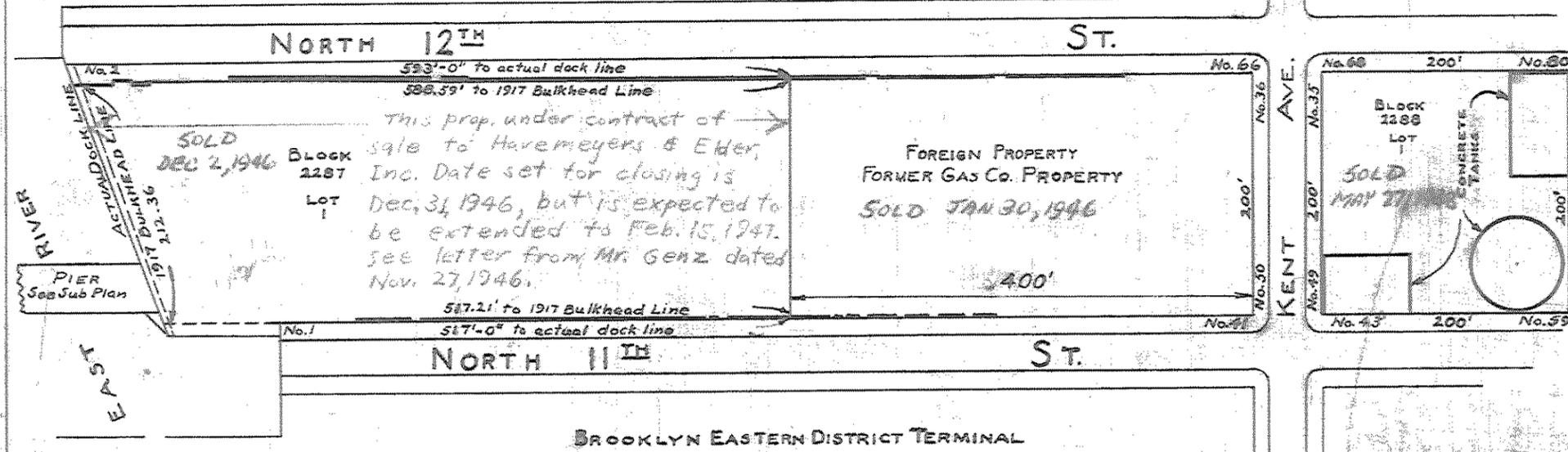
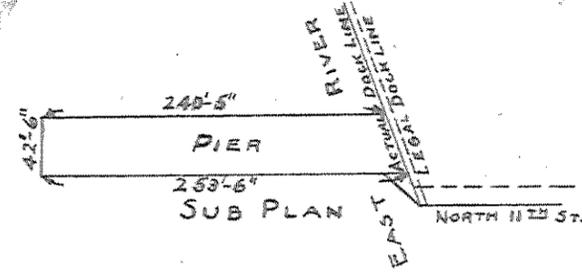
from original Government Surveys made in  
 1776-7

THERE WERE STREAMS INTERSECTING  
 THE UPLANDS EXCEPT AS SHOWN

Original Shore Line - Shaded  
 Salt Marsh - Hatched

WARD 14  
SECT. B 5  
Vol. 1

STANDARD OIL COMPANY



This prop. under contract of sale to Havemeyers & Eder, Inc. Date set for closing is Dec. 31, 1946, but is expected to be extended to Feb. 15, 1947. See letter from Mr. Genz dated Nov. 27, 1946.

*SOLD AS NOTED*

SCALE 1"=120 FT. 1G122 CORRECTED TO WILLIAMSBURGH WORKS

THE BROOKLYN UNION GAS CO. BROOKLYN, N.Y.

WILLIAMSBURGH WORKS SMALL PROPERTY PLAN

SCALE: 1 in. = 120 ft. DATE: Retraced July 16, 1946

Drawn by F.H. Sewall Approved \_\_\_\_\_  
 Traced by P.H. Albers  
 Checked by \_\_\_\_\_ Construction Engineer

# Flow chart of batch operations at Pratt Oil Refinery ca. 1871, producing kerosene from petroleum

from F. Williamson and A. R. Daum, The American Petroleum Industry, Evanston, Northwestern University Press, 1959

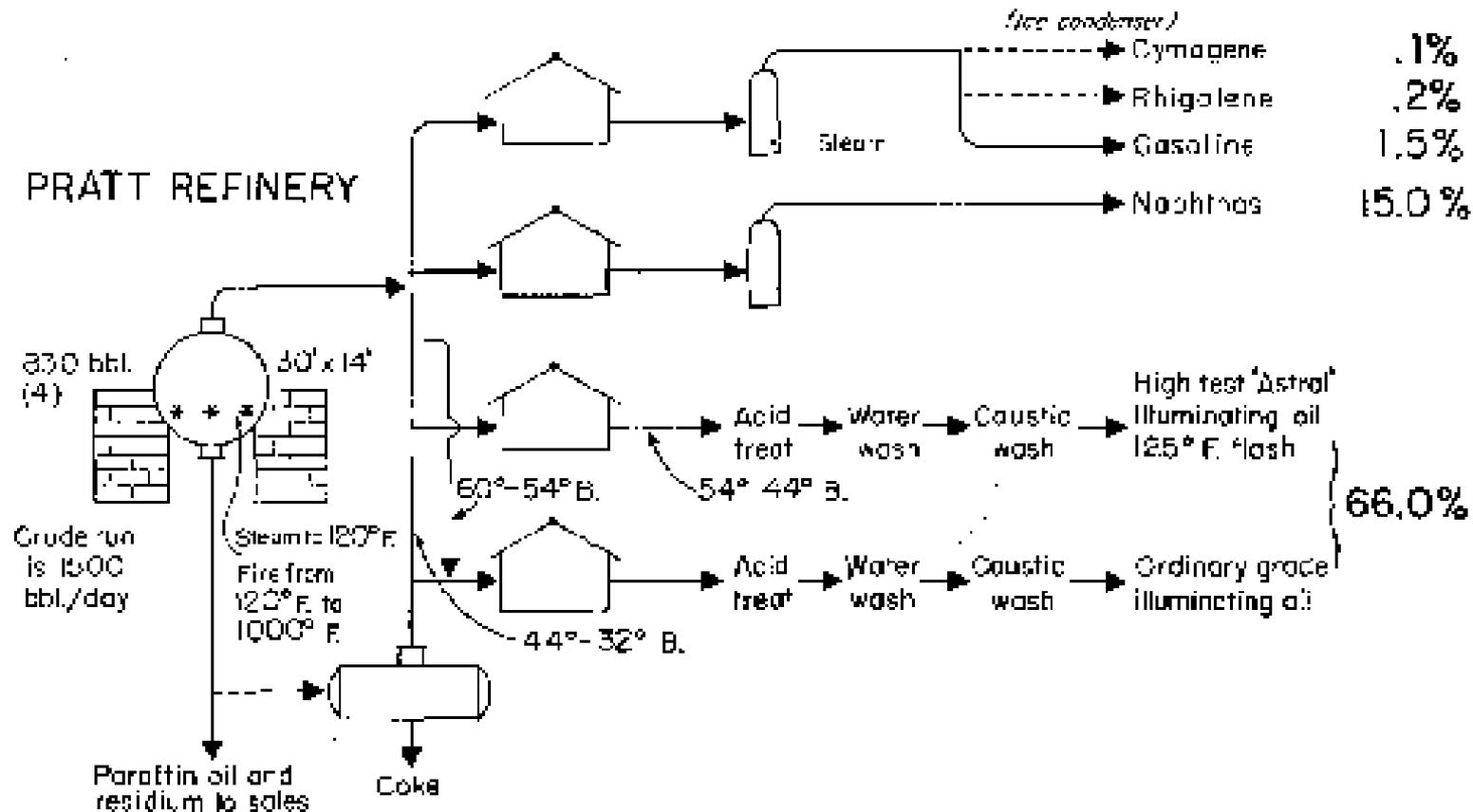


FIGURE 11-10. Flow chart of batch operation.

# **The EDR Aerial Photo Decade Package**

**Williamsburg MGP  
Kent Ave  
Williamsburg, NY 11211**

**Inquiry Number: 2119865.4**

**January 16, 2008**



**EDR®** Environmental  
Data Resources Inc

## **The Standard in Environmental Risk Information**

440 Wheelers Farms Road  
Milford, Connecticut 06461

### **Nationwide Customer Service**

Telephone: 1-800-352-0050  
Fax: 1-800-231-6802  
Internet: [www.edrnet.com](http://www.edrnet.com)

# EDR Aerial Photo Decade Package

Environmental Data Resources, Inc. (EDR) Aerial Photo Decade Package is a screening tool designed to assist environmental professionals in evaluating potential liability on a target property resulting from past activities. EDRs professional researchers provide digitally reproduced historical aerial photographs, and when available, provide one photo per decade.

**When delivered electronically by EDR, the aerial photo images included with this report are for ONE TIME USE ONLY. Further reproduction of these aerial photo images is prohibited without permission from EDR. For more information contact your EDR Account Executive.**

***Thank you for your business.***  
Please contact EDR at 1-800-352-0050  
with any questions or comments.

## **Disclaimer - Copyright and Trademark Notice**

This Report contains certain information obtained from a variety of public and other sources reasonably available to Environmental Data Resources, Inc. It cannot be concluded from this Report that coverage information for the target and surrounding properties does not exist from other sources. **NO WARRANTY EXPRESSED OR IMPLIED, IS MADE WHATSOEVER IN CONNECTION WITH THIS REPORT. ENVIRONMENTAL DATA RESOURCES, INC. SPECIFICALLY DISCLAIMS THE MAKING OF ANY SUCH WARRANTIES, INCLUDING WITHOUT LIMITATION, MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE. ALL RISK IS ASSUMED BY THE USER. IN NO EVENT SHALL ENVIRONMENTAL DATA RESOURCES, INC. BE LIABLE TO ANYONE, WHETHER ARISING OUT OF ERRORS OR OMISSIONS, NEGLIGENCE, ACCIDENT OR ANY OTHER CAUSE, FOR ANY LOSS OF DAMAGE, INCLUDING, WITHOUT LIMITATION, SPECIAL, INCIDENTAL, CONSEQUENTIAL, OR EXEMPLARY DAMAGES. ANY LIABILITY ON THE PART OF ENVIRONMENTAL DATA RESOURCES, INC. IS STRICTLY LIMITED TO A REFUND OF THE AMOUNT PAID FOR THIS REPORT.** Purchaser accepts this Report AS IS. Any analyses, estimates, ratings, environmental risk levels or risk codes provided in this Report are provided for illustrative purposes only, and are not intended to provide, nor should they be interpreted as providing any facts regarding, or prediction or forecast of, any environmental risk for any property. Only a Phase I Environmental Site Assessment performed by an environmental professional can provide information regarding the environmental risk for any property. Additionally, the information provided in this Report is not to be construed as legal advice.

Copyright 2008 by Environmental Data Resources, Inc. All rights reserved. Reproduction in any media or format, in whole or in part, of any report or map of Environmental Data Resources, Inc., or its affiliates, is prohibited without prior written permission.

EDR and its logos (including Sanborn and Sanborn Map) are trademarks of Environmental Data Resources, Inc. or its affiliates. All other trademarks used herein are the property of their respective owners.

**Date EDR Searched Historical Sources:**

Aerial Photography January 16, 2008

**Target Property:**

Kent Ave

Williamsburg, NY 11211

<u>Year</u>	<u>Scale</u>	<u>Details</u>	<u>Source</u>
1954	Aerial Photograph. Scale: 1"=750'	Panel #: 2440073-F8/Flight Date: February 23, 1954	EDR
1966	Aerial Photograph. Scale: 1"=750'	Panel #: 2440073-F8/Flight Date: February 23, 1966	EDR
1966	Aerial Photograph. Scale: 1"=750'	Panel #: 2440073-F8/Flight Date: February 23, 1966	EDR
1975	Aerial Photograph. Scale: 1"=750'	Panel #: 2440073-F8/Flight Date: April 01, 1975	EDR
1984	Aerial Photograph. Scale: 1"=750'	Panel #: 2440073-F8/Flight Date: April 27, 1984	EDR
1994	Aerial Photograph. Scale: 1"=750'	Panel #: 2440073-F8/Flight Date: April 04, 1994	EDR



**INQUIRY #:** 2119865.4

**YEAR:** 1954

| = 750'





**INQUIRY #:** 2119865.4

**YEAR:** 1966

| = 750'



INQUIRY #: 2119865.4

YEAR: 1966



| = 750'





**INQUIRY #:** 2119865.4

**YEAR:** 1975

| = 750'





**INQUIRY #:** 2119865.4

**YEAR:** 1984

| = 750'





**INQUIRY #:** 2119865.4

**YEAR:** 1994

| = 750'



# New York State Archives

Cultural Education Center Room 11A42  
 Albany, NY 12230  
 (518) 474-8955  
 email: archref@mail.nysed.gov

Melissa Fetter

Invoice Number: 1730

Invoice Date: 2009-09-29

Archives Staff: Bullock

## Invoice

Please refer to the back of this form for copy fee schedule, terms of payment, and copyright information

AGENCY, FIRM, OR INDIVIDUAL Dennis Unites ATTENTION

ADDRESS 6 E. Kings Hwy. TELEPHONE NUMBER 8606080281

Haddon Heights, NJ. 08035 FAX NUMBER 8603685399

E-MAIL ADDRESS DUNITE@SOCEI CONSULTANTS.COM

	PAGES/UNITS	UNIT PRICE	AMOUNT
RECORDS TO BE COPIED <u>3345-69 Brooklyn Union Gas GIS-Inserts</u>	<u>3</u>	<u>.25</u>	<u>.75</u>
<u>1970-Inserts</u>	<u>2</u>	<u>.25</u>	<u>.50</u>

Federal Tax ID#14-6013200 Please make check or money order payable in U.S. dollars to New York State Archives and send to:

NEW YORK STATE ARCHIVES  
 CULTURAL EDUCATION CENTER ROOM 11A42  
 ALBANY, NY 12230

Total: 1.25

Amount Due: 1.25

- Call with amount due \_\_\_\_\_
- Call when ready: \_\_\_\_\_
- Will pick up on: \_\_\_\_\_
- Send bill to customer
- Hold for payment. Customer advised on amount due and will remit payment
- Send by inter-agency mail
- Send by U.S. Mail
- Send by UPS
- Send by \_\_\_\_\_
- NYS Govt.  Exec.  Legis.  Judic.  Gov.
- Cost Center \_\_\_\_\_
- NYS Local Govt.
- Established account
- Account Balance: \$ \_\_\_\_\_

Copies made by: PWP  
 Date copies sent: 10/30/09 WPG  
 Copies rec'd by (signature): X  
 Date copies picked up: \_\_\_\_\_  
 Date payment received: \_\_\_\_\_

HOLDERS

<u>LOCATION</u>	<u>AVAILABLE DECEMBER 31, 1915</u>	<u>NUMBER OF LIFTS</u>
Third Ave. & Degraw St.	1	3
Degraw, Nevins & Third Ave.	1	2
" " " " "	1	2
Fifth & Smith Streets	1	2
" " " " "	1	2
12th St. & Gowanus Canal	1	2
" " " " "	1	3
" " " " "	1	5
Plymouth & Gold Streets	1	2
" " " " "	1	2
" " " " "	1	2
Front & Bridge Streets	1	2
" " " " "	1	3
Keap Street & Kent Avenue	1	2
#39 Skillman Street	1	2
Rutledge St. & Kent Ave.	1	2
#5 Skillman Street	1	3
" " " " "	1	3
Kent Ave. & No. 12th St.	1	3
" " " " " "	1	3
Wythe Ave. & No. 12th St.	1	5
Berry & North 12th Streets	1	5
Scholes & Bogart Streets	1	3
Williams & Belmont Avenues	1	4
Beaver & Church Sts., Jamaica	1	3
Ashford St. & Atlantic Ave.	1	1
" " " " " "	1	3
	<u>27</u>	

RELIEF HOLDERS

<u>LOCATION</u>	<u>AVAILABLE DECEMBER 31, 1915</u>	<u>NUMBER OF LIFTS</u>
Fifth & Smith Streets	1	2
Degraw, Nevins & Third Ave.	1	2
Kent Avenue & Cross Street	1	2
" " " " "	1	2
Kent Ave. & No. 12th Street	1	2
" " " " "	1	2
Maspeth & Porter Avenues	1	3
12th Street & Gowanus Canal	1	2
" " " " "	1	2
	<u>9</u>	

CORRECTION AUTHORIZED IN  
RESPONDENT'S LETTER OF  
June 26, 1916.

NUMBER NO

December 31

(a) LOCATION.	NUMBER OF HOLDERS.				(f) Capac. in M. cu. ft.	DESCRIPTION.			
	(b) In Use Dec. 31 1914	(c) Installed in 1915	(d) Removed In 1915	(e) Avail- able Dec. 31 1915		(g) Open or Covered.	(h) Brick or Steel.	(i) Builder & Type	(j) Year Built.
Fifth & Smith Streets	1			1	246	Open	Brick	Bartlett, Hayward & Co.	1889
Dograw, Nevins & Third Ave.	1			1	100	"	Steel	Thos. W. Rowland	1882
Kent Avenue & Cross Street	1			1	107	"	"	Bartlett, Hayward & Co.	1891
" " " " "	1			1	255	"	"	" " " "	1902
Kent Avenue & No. 12th Street	1			1	315	"	Brick	Jesse Stary & Co.	1868
" " " " " "	1			1	306	"	"	Camden Iron Works	1868
Hespeth & Porter Avenues	1			1	450	"	"	Laurel Iron Works	1893
12th Street & Cowanus Canal	1			1	105	"	Steel	Bartlett, Hayward & Co.	1903
" " " " "	1			1	320	"	Brick	Hoey, Kennedy & Co.	1872
<b>TOTAL</b>	<b>9</b>			<b>9</b>	<b>2,164</b>				

There were no Relief Holders installed or retired during the year.

None of the foregoing apparatus was incapacitated for service at the close of the year.

*[Signature]*  
2/19/16.

H O L D E R S.

December 31, 1915.

(a) LOCATION.	NUMBER OF HOLDERS				(f) Capae. in M. cu. ft.	(g) Open or Covered.	(h) Brick or Steel.	(i) Builder & Type	(j) Year Built.
	(b) In Use Dec. 31 1914	(c) Installed in 1915	(d) Removed In 1915	(e) Avail-able Dec. 31 1915					
Third Ave. & Degraw St.	1			1	985	Open	Brick	Bartlett, Hayward & Co.	1887
Degraw, Nevins & Third Ave.	1			1	252	"	"	Continental Iron Works	1878
" " " "	1			1	284	"	"	" " "	1878
Fifth & Smith Streets	1			1	493	"	"	Bartlett, Hayward & Co.	1889
" " " "	1			1	245	"	"	" " "	1889
12th St. & Gowanus Canal	1			1	370	"	"	R. D. Wood & Co.	1888
" " " "	1			1	575	"	Steel	" " " "	1891
" " " "	1			1	5,000	"	"	Bartlett, Hayward & Co.	1904
Plymouth & Gold Streets	1			1	296	"	Brick	Jesse Starr & Co.	1851
" " " "	1			1	299	"	"	" " " "	1851
" " " "	1			1	301	"	"	" " " "	1851
Front & Bridge Streets	1			1	580	"	"	Continental Iron Works	1867
" " " "	1			1	1,146	"	"	Logan Iron Works	1890
Keap Street & Kent Ave.	1			1	370	Covered	"	Continental Iron Works	1872
#39 Skillman Street	1			1	304	"	"	Jesse Starr & Co.	1875
Rutledge Street & Kent Ave.	1			1	1,056	Open	"	Bartlett, Hayward & Co.	1886
#5 Skillman Street	1			1	553	"	"	- - - - -	- -
" " " "	1			1	539	"	Steel	Bartlett, Hayward & Co.	1891
Kent Ave. & No. 12th Street	1			1	460	"	Brick	Continental Iron Works	1884
" " " "	1			1	1,100	"	"	Logan Iron Works	1888
Wythe Ave. & North 12th St.	1			1	5,000	"	Steel	Bartlett, Hayward & Co.	1903
Berry & North 12th Streets	1			1	5,000	"	"	" " " "	1908
Scholes & Bogart Streets	1			1	1,499	"	"	" " " "	1892
Williams & Belmont Avenues	1			1	3,250	"	"	" " " "	1903
Beaver & Church Sts., Jamaica	1			1	500	"	"	" " " "	1898
Ashford St. & Atlantic Ave.	1			1	100	"	Brick	Continental Iron Works	- -
" " " "	1			1	500	"	Steel	Logan Iron Works	1892
<b>T O T A L S</b>	<b>27</b>			<b>27</b>	<b>31,057</b>				

There were no holders installed or retired during the year.

None of the foregoing apparatus was incapacitated for service at the close of the year.

*WJG*  
1/24/16.

*WJG*



GAS HOLDERS  
(RELIEF)  
December 31, 1920.

(a) LOCATION	(b) Number	(c) Capacity (M. cu. ft.)	(d) Year Built	(e) Builder and Type	(f) Tank brick, steel or concrete	(g) No. of lifts	(h) Founda- tion	(i) Incapaci- tated, etc.
Fifth & Smith Streets	1	246	1889	Bartlett, Hayward & Co.	Brick	2	Concrete	
Degraw, Nevins & Third Av.	1	100	1882	Thos. F. Rowland	Steel	2	"	
Kent Ave. & Cross Street	1	107	1891	Bartlett, Hayward & Co.	"	2	"	
" " " " "	1	255	1902	" " " "	"	2	"	
Kent Ave. & North 12th St.	1	315	1863	Jesse Starr & Co.	Brick	2	"	
" " " " " "	1	306	1868	Camden Iron Works	"	2	"	
Maspeth & Porter Avenues	1	430	1893	Laurel Iron Works	"	3	"	
12th St. & Gowanus Canal	1	105	1903	Bartlett, Hayward & Co.	Steel	2	"	
" " " " "	1	320	1872	Hoey, Kennedy & Co.	Brick	2	"	
T O T A L	9	2,184						None

There were no relief holders installed or retired during the year.

*[Handwritten Signature]*  
2-24-21.

*[Handwritten mark]*

# OIL PLANT EXPLODES; TWENTY MEN BURNED

Part of the Pratt Works of Standard Oil Company Destroyed in Williamsburg.

## WATERFRONT IS SHAKEN

Workmen Rush from the Building with Their Clothing Ablaze — Hard Work to Save Big Tanks.

The water front of Williamsburg was shaken by a violent explosion at 9 o'clock yesterday morning, followed by half a dozen others, from the Pratt plant of the Standard Oil Company, which occupies a water front block between North Twelfth and North Thirteenth Streets. Before the fire which followed had been put out twenty employes of the company, working in the canning and filling department, had been removed from the building badly burned, and two hours of desperate fire fighting had been put in to prevent the spread of the flames, which threatened not only the rest of the plant but the crowded factory section which surrounds it.

While it is known that a score of men were hurt, some of them were removed to nearby homes, and the police were unable to get their names. In all cases the injuries sustained were the same, a bad burning about the head, shoulders, arms and hands, and upper body. Here is a list of those who were known to have been injured:

CALDWELL, ROBERT, 61 Heyward Street.  
DANIELS, CHARLES, 186 North Tenth Street.  
DAVIS, WILLIAM, 597 Manhattan Avenue.  
GALONE, THOMAS, 201 Eckford Street.  
O'CONNOR, DANIEL, 15 North Tenth Street.  
PETERS, CONRAD, 1,068 Myrtle Avenue.  
PETTI, R., 1,068 Myrtle Avenue.  
RASCH, JACOB, 208 Wyckoff Avenue.  
WENTZ, GEORGE, 110 North Eighth Street.

The canning and filling department, where the fire occurred, is the most dangerous building in the plant. Only a year ago it was burned to the ground. The present structure is a brick building about 200 feet long, situated for greater safety on the water front, where it is most removed from the rest of the plant. The work that is done there is the filling and soldering of cans of oil for shipment. The oil comes into the shed through pipes and is put in cans, most of them of five gallons capacity, which are then soldered down. It is supposed that the fire was caused by a hot soldering iron dropping into a can of oil.

### Seventy-five Men Trapped.

The explosion which alarmed the neighborhood came at a time when there were seventy-five men at work in the canning building. Almost immediately a burst of flame shattered the windows on the water front side. The men at once realized that the always dreaded and always expected fire was again on them.

Scarcely had the half-dazed crowd of men begun to fight their way out of the burning building, most of them with their oil-soaked clothes afire, when the hands in the other parts of the plant dropped their tasks and came to the rescue in a jiffy the emergency hoses were coupled to the plugs and streams of water were poured on the men, most of whom were almost blinded by the flames and dizzy from the fumes of combustion. Those who did not have presence of mind enough to roll on the oil-soaked ground to put out the flames which enveloped them were seized and wrapped in coats or had their burning clothing torn from them.

When the city fire fighters arrived, Battalion Chief Houck turned in a second alarm, and when Chief Lally appeared he made it a third. In answer to this came Deputy Fire Commissioner O'Keefe and Police Inspector Robinson, with Deputy Police Commissioner Reynolds. While the men from the Fire Department attacked the flames from all sides, the fireboats David A. Boudy, Seth Low, and New Yorker worked from the river.

Ambulances from the Williamsburg and the Eastern District Hospitals arrived, and the surgeons improvised a ward in a building across the street and treated the injured men as fast as they were brought to them. Five of the most seriously injured were rushed to the hospital. Some of the men were taken to nearby drug stores to have their burns dressed, and others were taken home by friends.

By this time the canning building was a huge cauldron, out of which a solid body of flame roared upward. The maze of black smoke and soot which accompanies the burning of oil poured out onto the river, and added to the gloom of the overcast morning. The firemen resorted to the usual tactics in fight an oil fire.

### A Hard Blaze to Fight.

As it was not only useless but dangerous to pour a stream on it, as this would only scatter the oil and spread the blaze, the firemen confined their efforts to keeping the fire to the building where it started. If it spread to the six immense tanks of refined oil near by or to the storing sheds, where thousands of gallons of naphtha and gasoline were kept, explosions were threatened which might have wiped out not only the entire plant, but all the fire fighters as well.

While the blaze itself was left to burn freely constant streams of water from every available source were kept playing on the oil tanks and the rest of the buildings. Several tank steamers and barges were anchored in the creek which runs along the north side of the plant. These were all ordered out onto the river for safety, and the fireboats proceeded up the creek, where some of the buildings which they were trying to save could be reached to greater advantage.

Across the narrow street to the south of the Standard Oil plant are the Williamsburg works of the Brooklyn Union Gas Company. One wall of the canning department abuts on this street, and the gas company had its men out ready for instant work if any of the sparks carried across.

After an hour and a half of unceasing vigilance in preventing the flames from spreading, they had burned themselves out sufficiently to allow of a direct attack being made on the canning building itself, and the water was turned into it. This made short work of the blaze, and a squad of firemen was rushed in at the first possible moment to see whether any of the employes had been unable to make their escape. No one was found. The building was completely burned out, the brick walls and a few charred edges of roof beams remaining. The flames had also made a slight impression on the 400-foot pier which projects out into the East River. The damage was estimated at \$40,000.

A few hours after the fire had been put out, the remainder of the plant was again in active working condition, the men seeming to think nothing about the experience they had gone through. The general feeling was summed up by one veteran when he said:

"There's no danger working in an oil plant if you're fire-proof. I've been baked twice and I'm here yet."

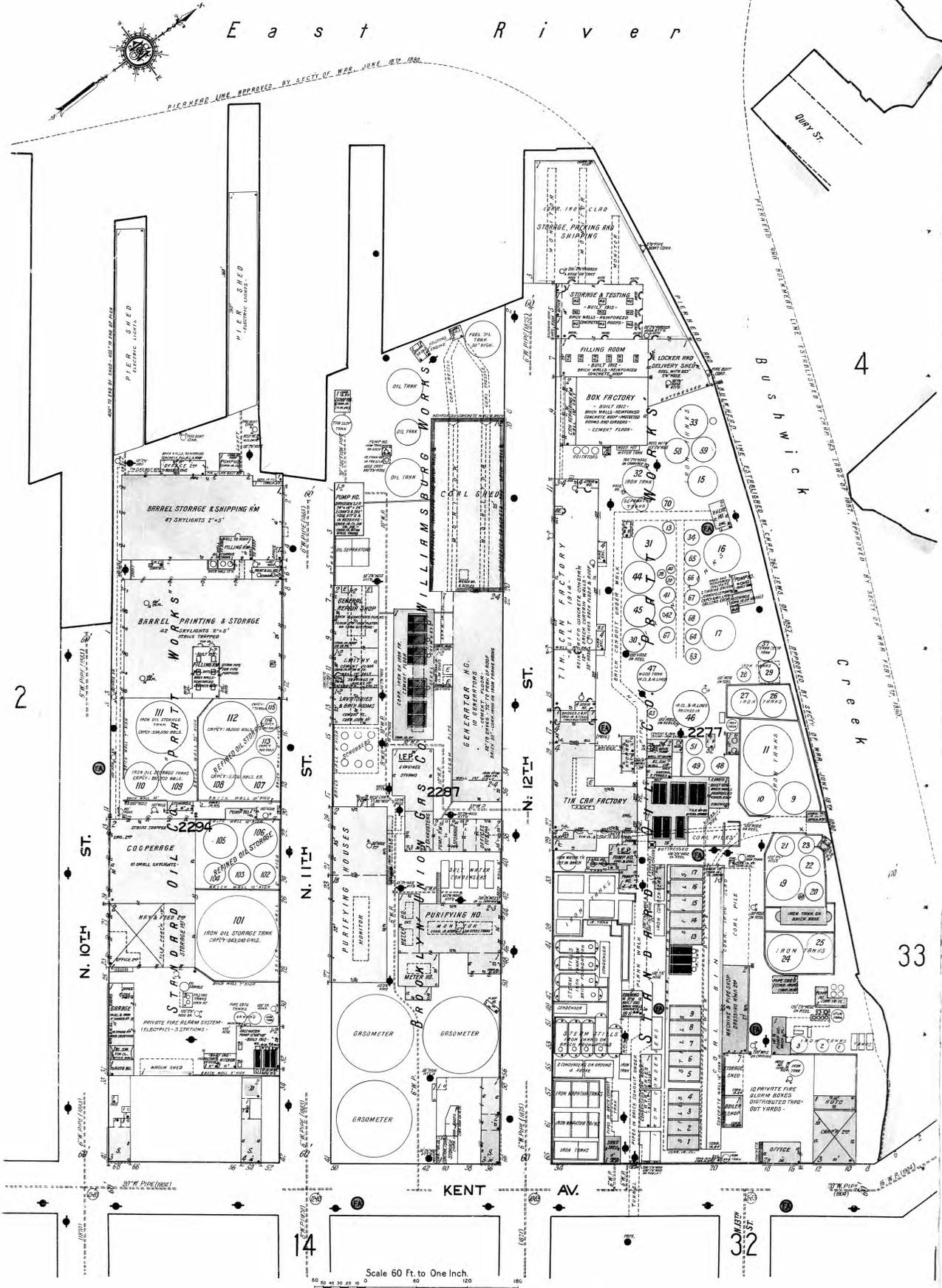
Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1916

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99



Scale 60 Ft. to One Inch.

Copyright 1916 by the Sanborn Map Co.

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification #: EA8F-42E4-9D99



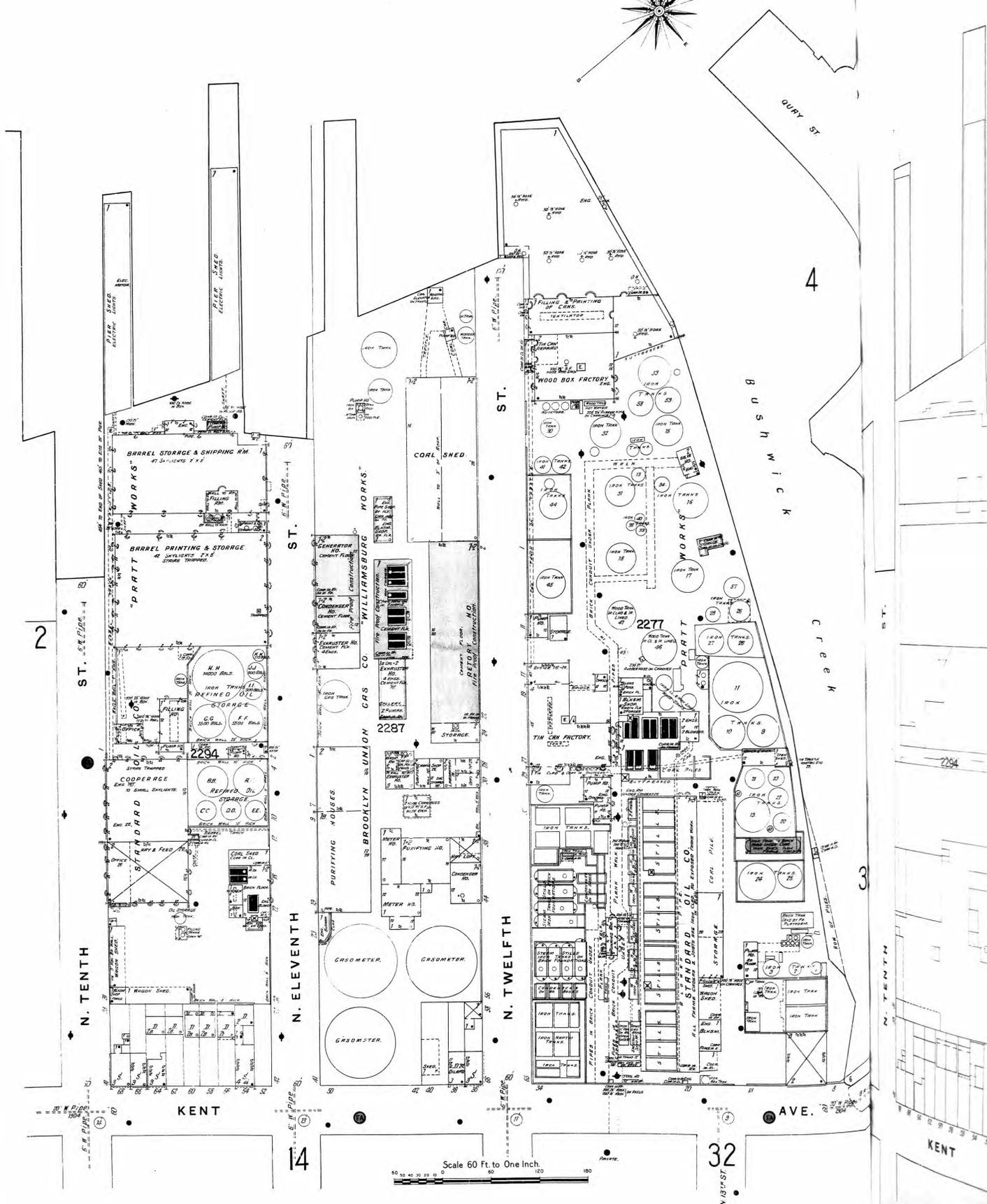
Copyright: 1905

East River



The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99



Scale 60 Ft to One Inch

32

KENT

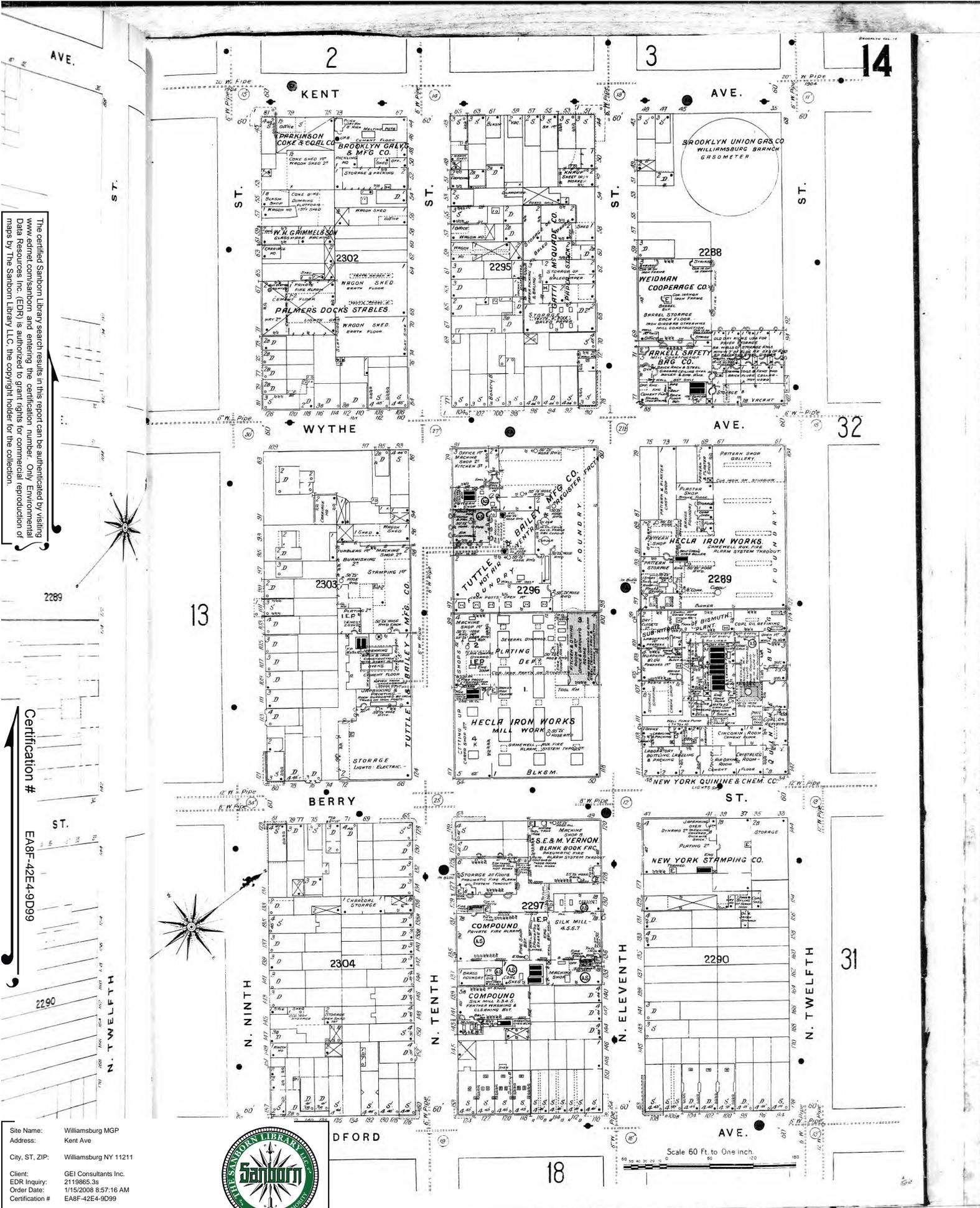
The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification #  
EA8F-42E4-9D99

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 211965.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1905



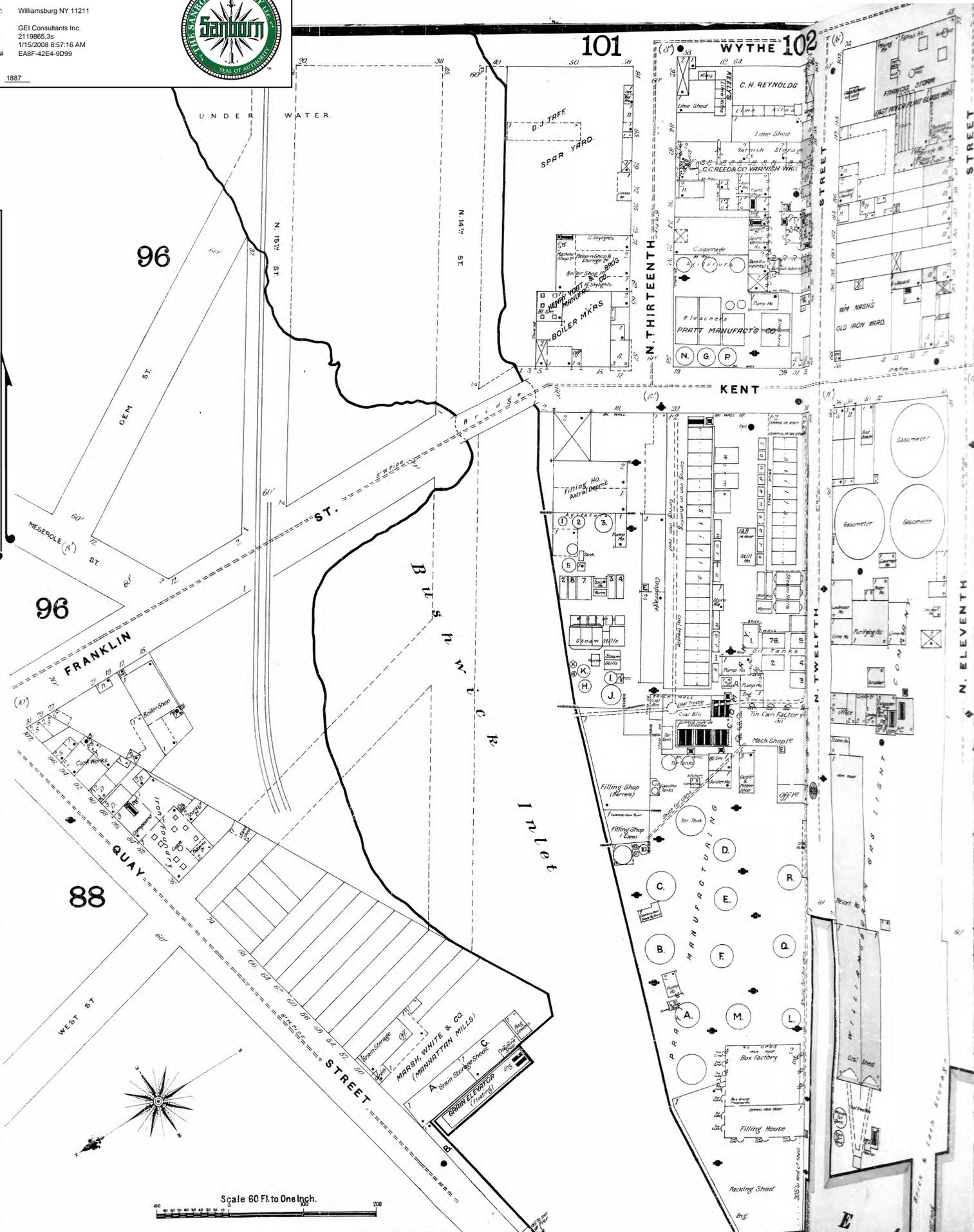
Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99

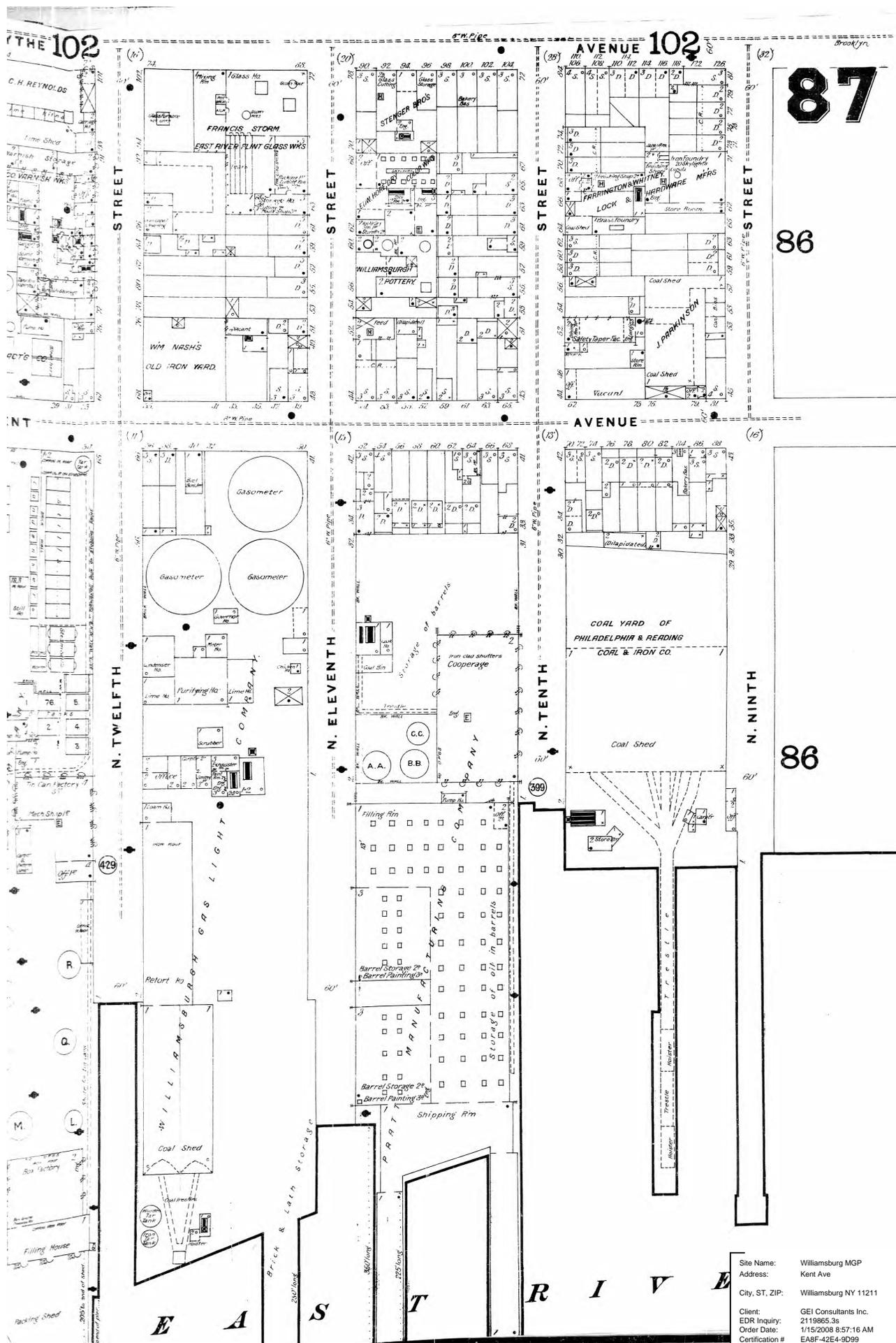


Copyright: 1887

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99





87

86

86

**WILLIAMSBURG MGP**

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 211985.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99

Copyright: 1887

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

EA8F-42E4-9D99

Certification #



Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99

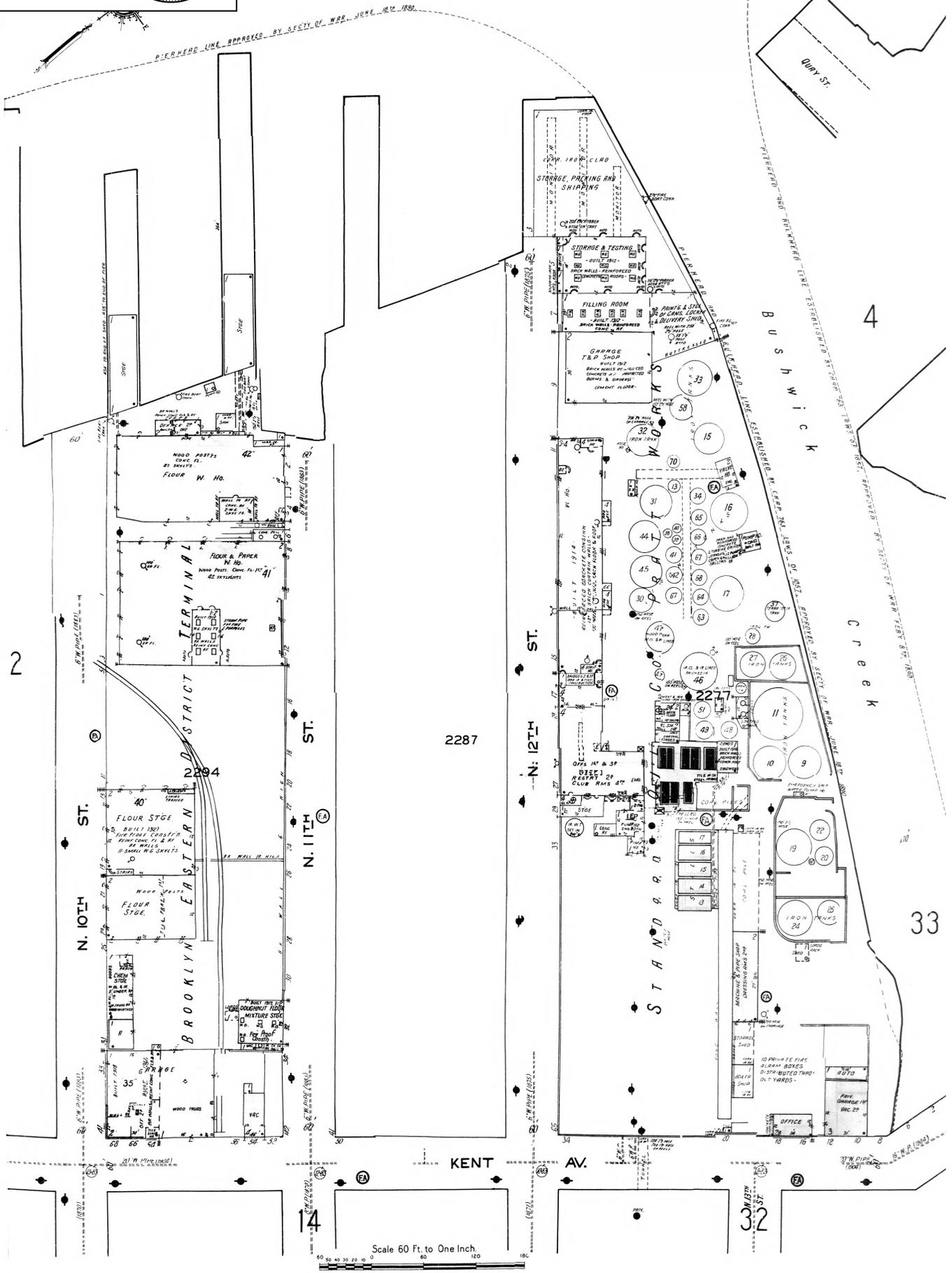


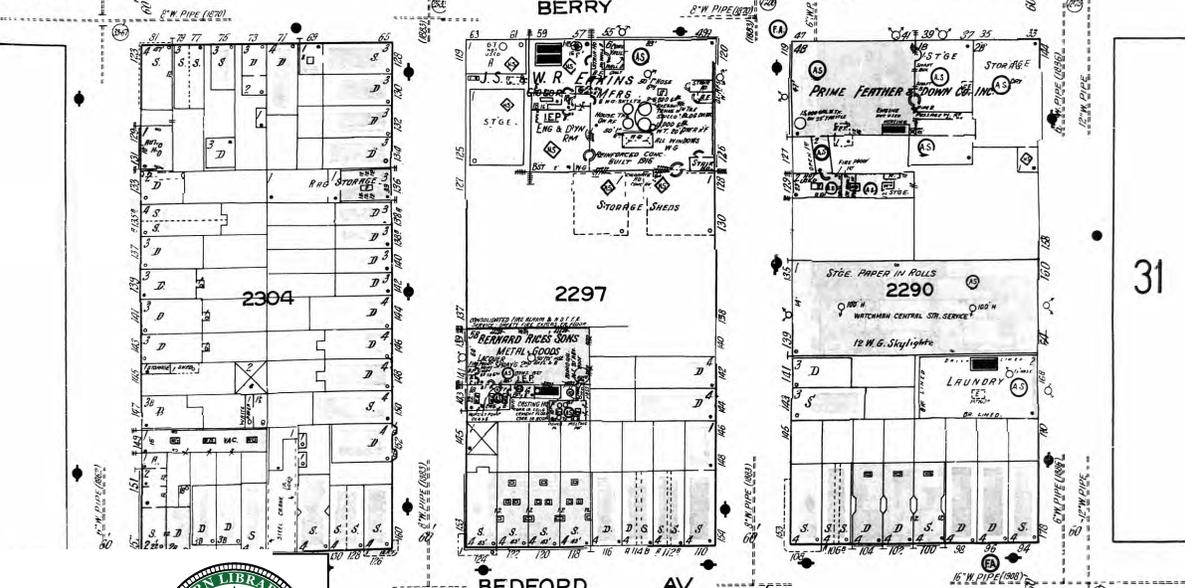
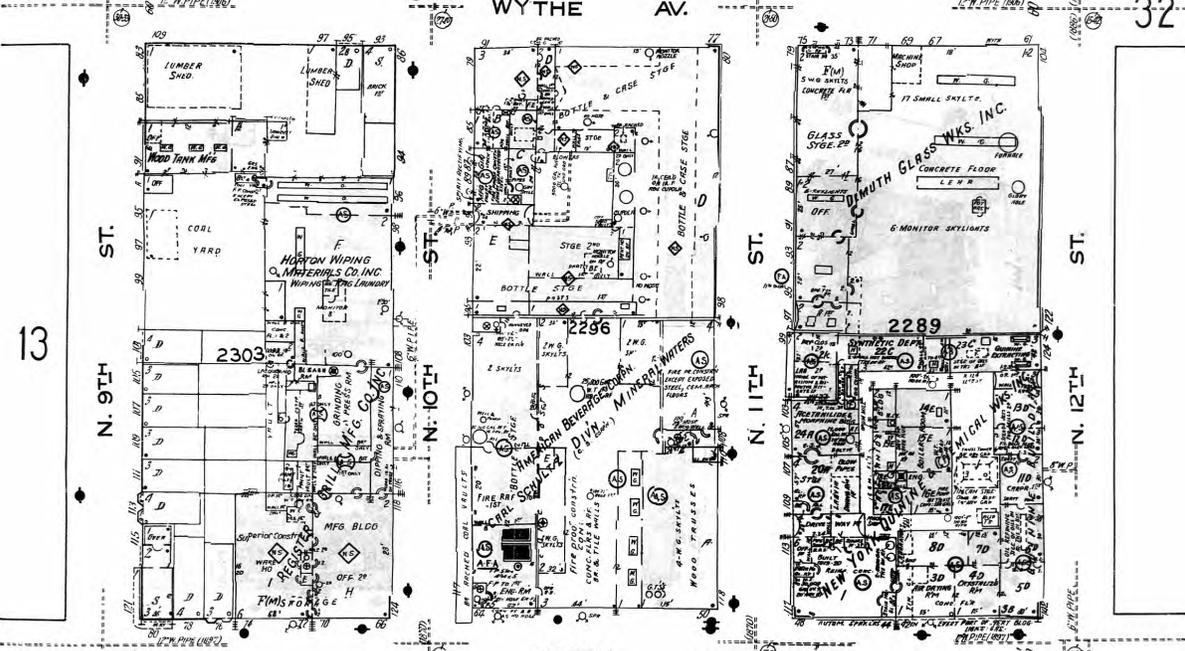
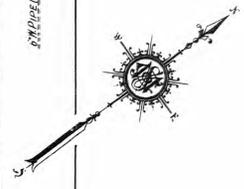
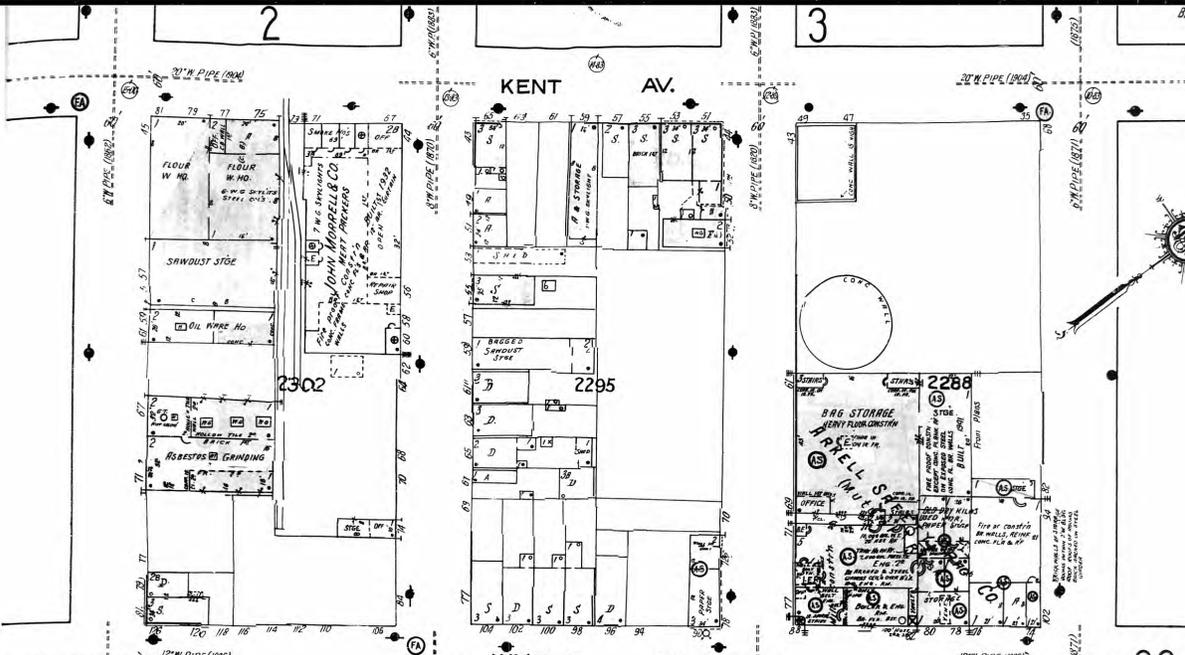
a s t R i v e r

Copyright: 1941

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99



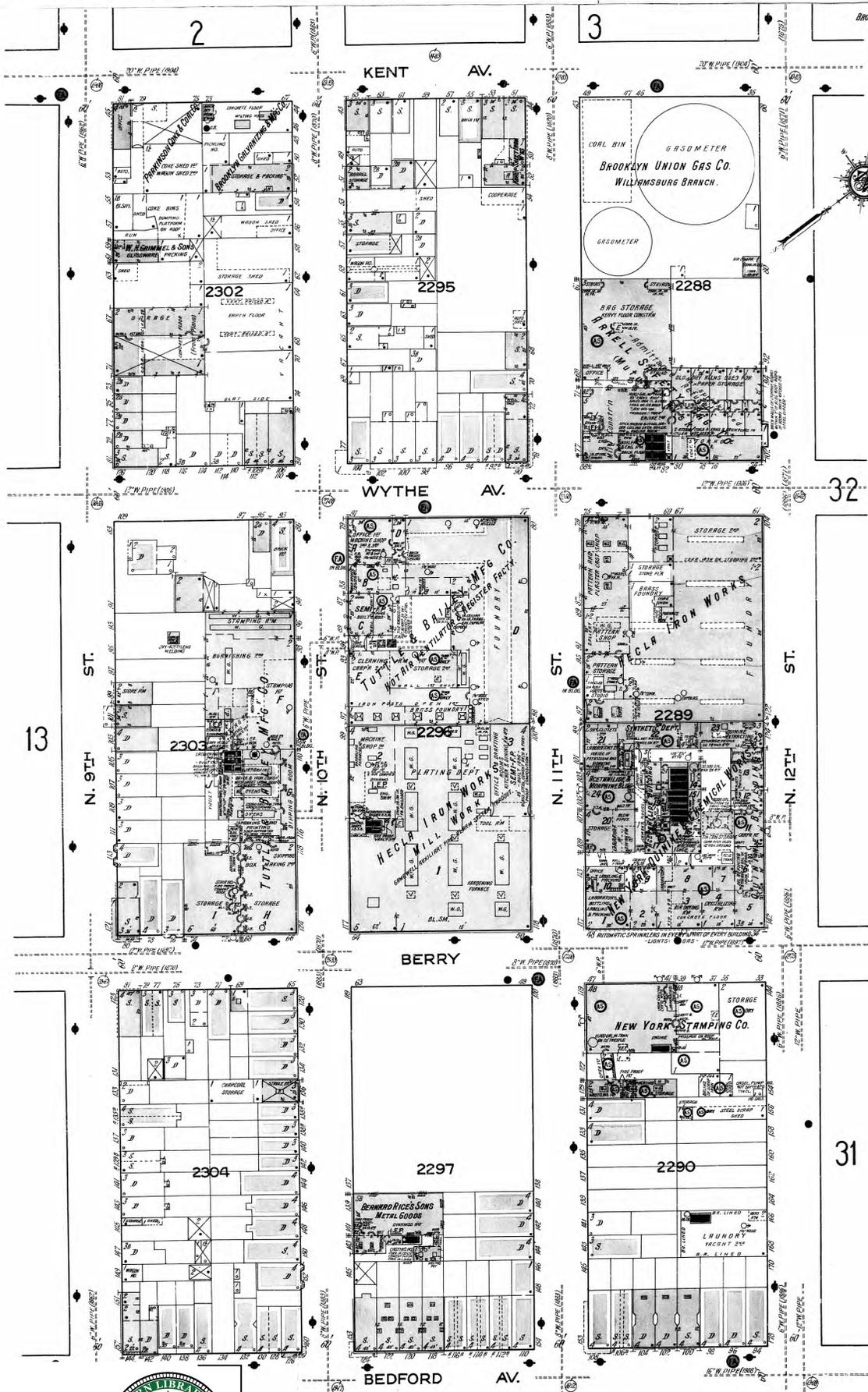


The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99



Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 211985.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification #  
EA8F-42E4-9D99

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Inch  
120  
90  
60  
30  
0

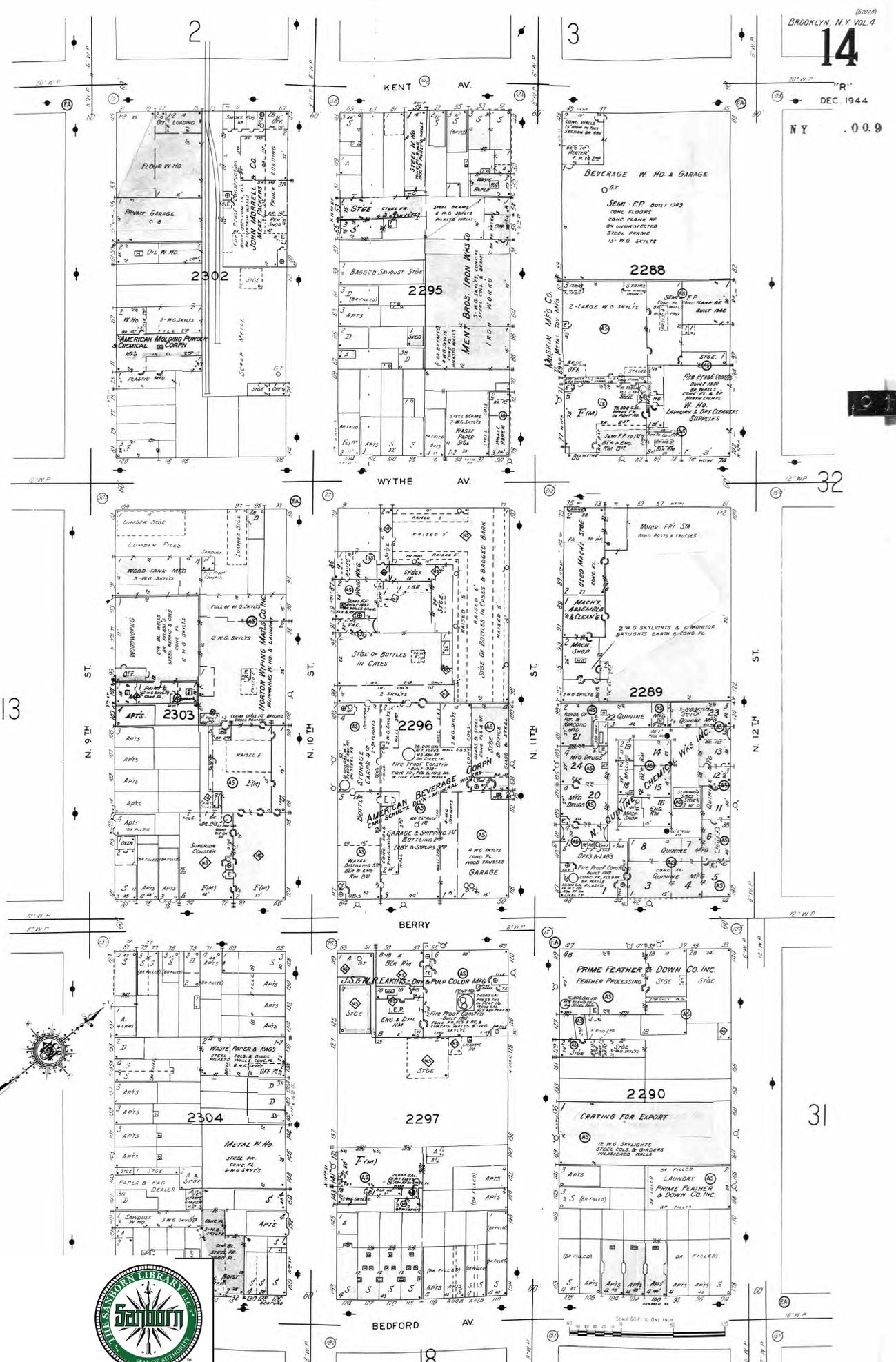




The certified Sanborn Library search results in this report can be authenticated by visiting www.edrnet.com/sanborn and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99

Site Name: Williamsburg MGP  
Address: Kent Ave  
City, ST, ZIP: Williamsburg NY 11211  
Client: GEI Consultants Inc.  
EDR Inquiry: 211985.3s  
Order Date: 1/15/2008 8:57:16 AM  
Certification # EA8F-42E4-9D99



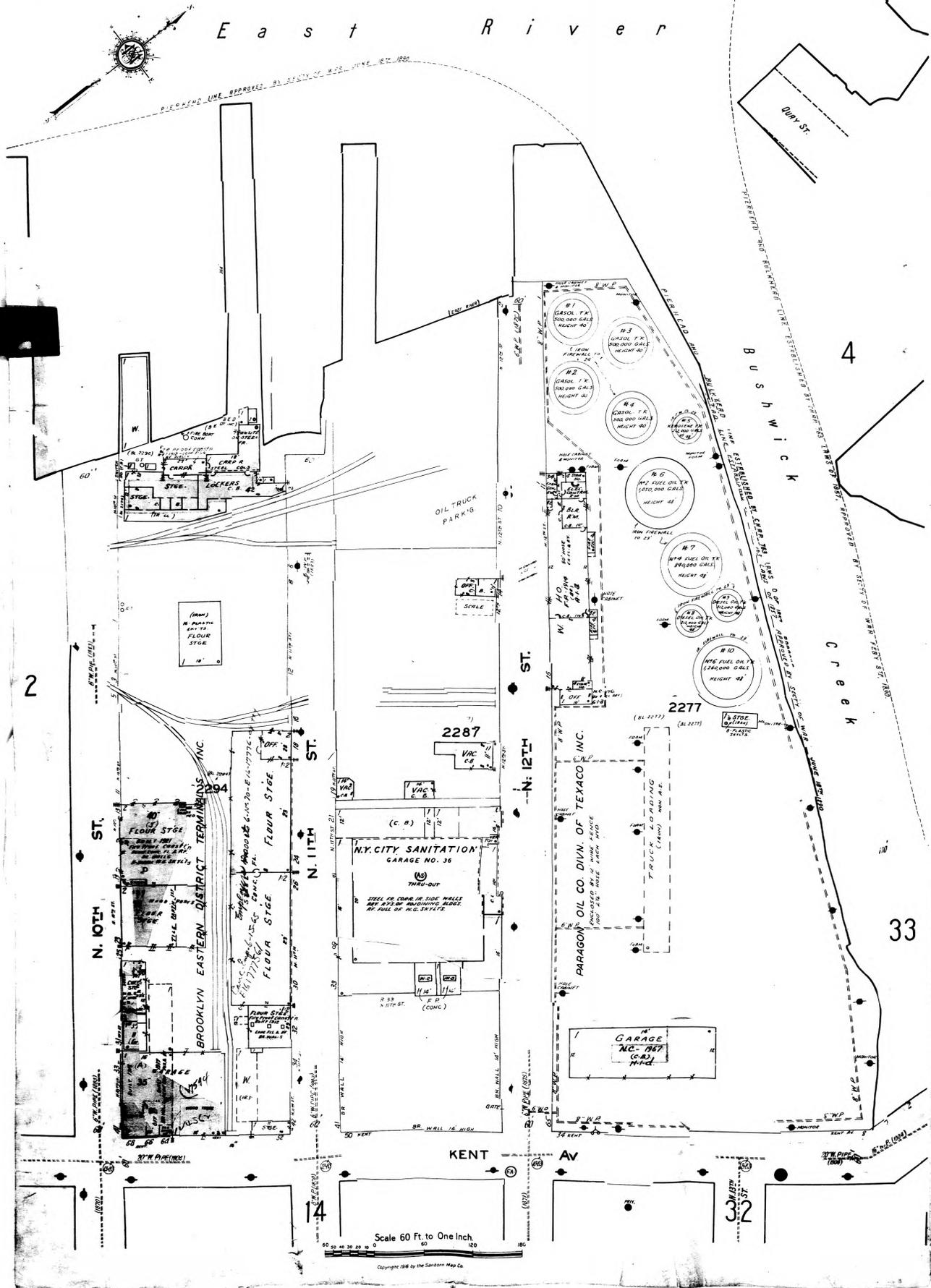
Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1979

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

East River



Certification #

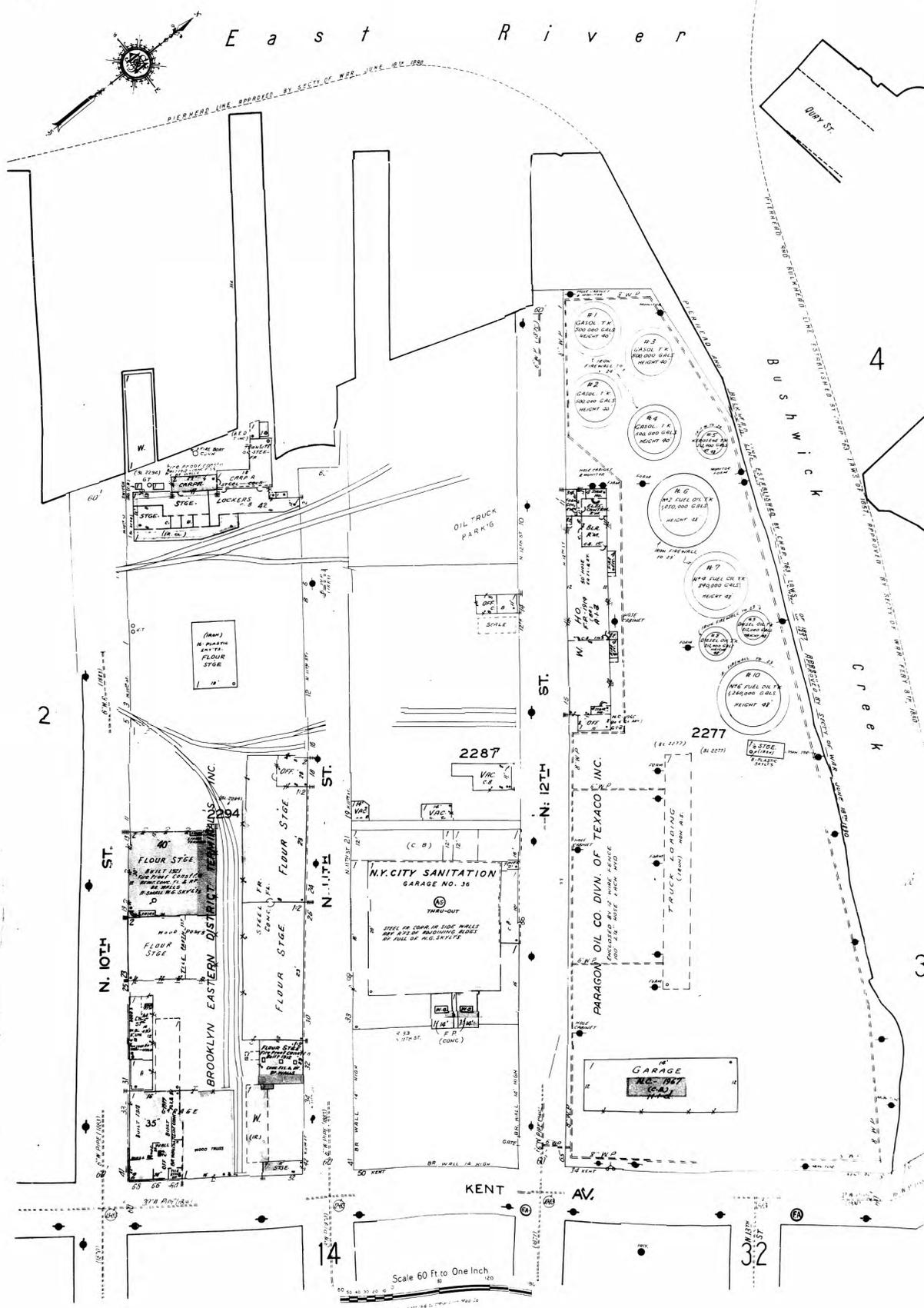
EA8F-42E4-9D99

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1978

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.



Certification # EA8F-42E4-9D99

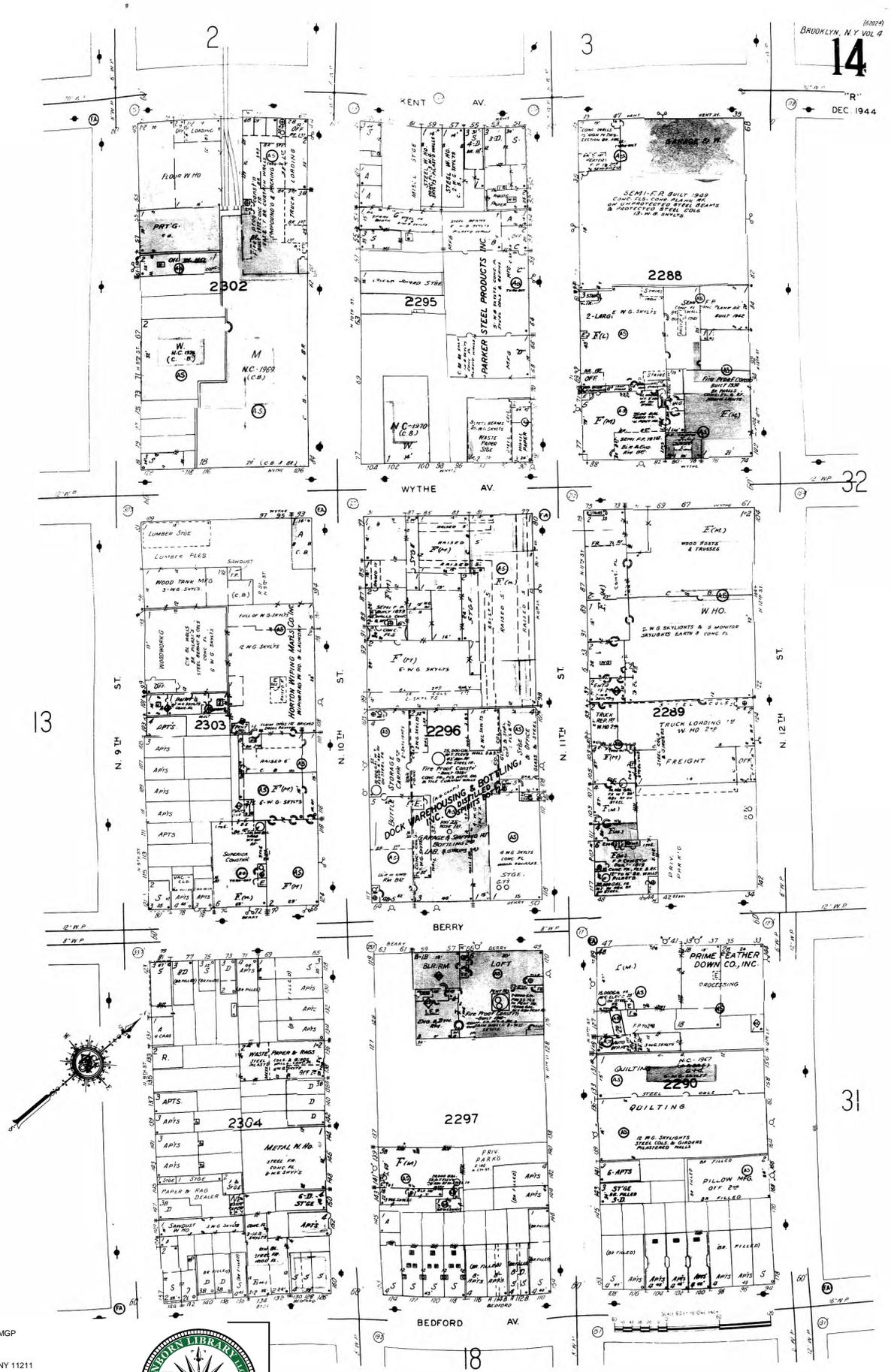
The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification #  
EA8F-42E4-9D99

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 211965.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1978



14  
DEC 1944

32

31

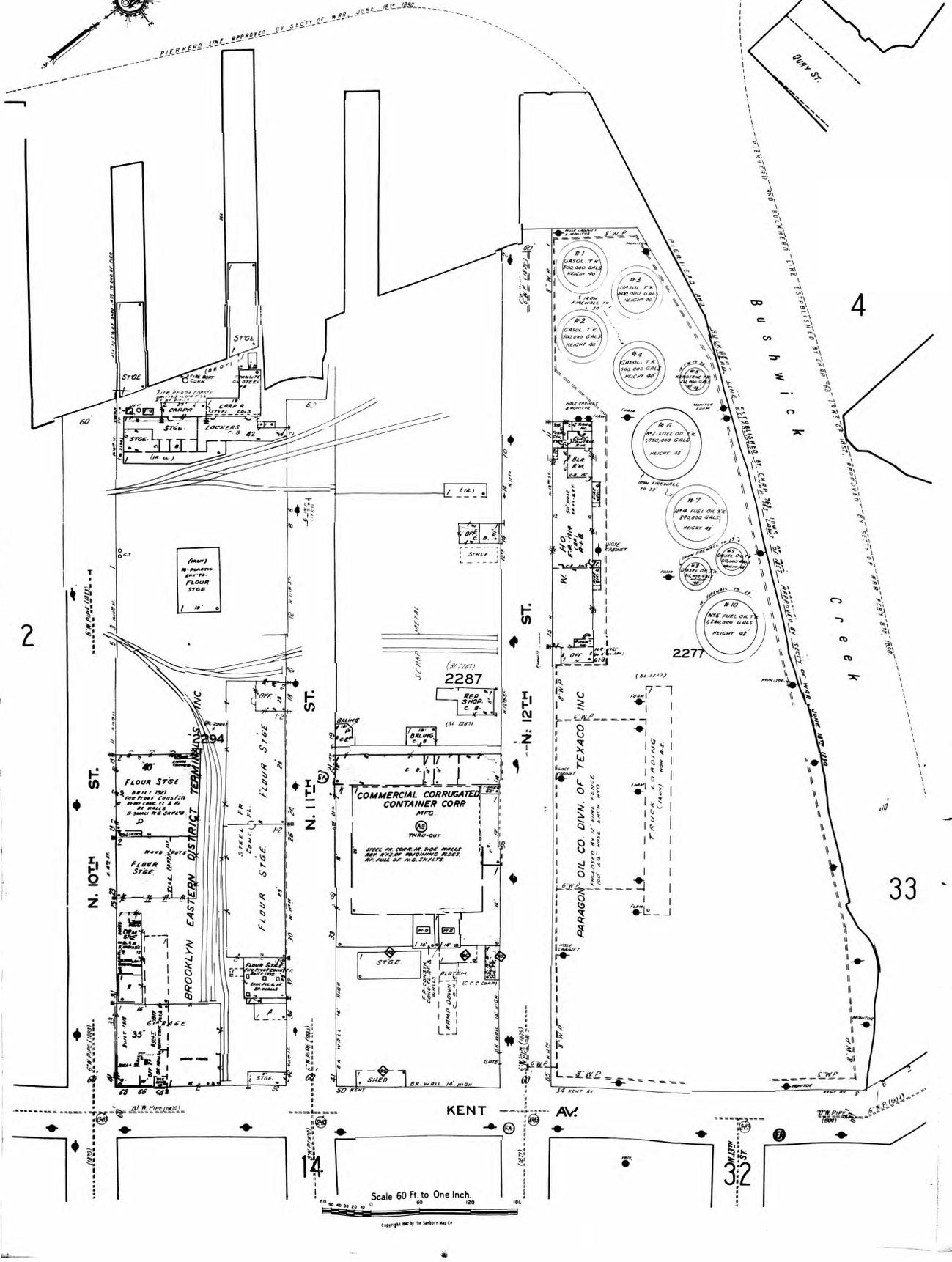
18

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1965

E a s t R i v e r



The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99

# Certified Sanborn® Map Report



Sanborn® Library search results  
Certification # EA8F-42E4-9D99

**Williamsburg MGP  
Kent Ave  
Williamsburg, NY 11211**

**Inquiry Number 2119865.3s**

**January 15, 2008**



## **The Standard in Environmental Risk Information**

440 Wheelers Farms Rd  
Milford, Connecticut 06461

### **Nationwide Customer Service**

Telephone: 1-800-352-0050  
Fax: 1-800-231-6802  
Internet: [www.edrnet.com](http://www.edrnet.com)

# Certified Sanborn® Map Report

1/15/08

**Site Name:**

Williamsburg MGP  
Kent Ave  
Williamsburg, NY 11211

**Client Name:**

GEI Consultants Inc.  
455 Winding Brook Drive  
Glastonbury, CT 06033



EDR® Environmental  
Data Resources Inc

EDR Inquiry # 2119865.3s

Contact: Melissa Felter

The complete Sanborn Library collection has been searched by EDR, and fire insurance maps covering the target property location provided by GEI Consultants Inc. were identified for the years listed below (selected maps only\*). The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by Sanborn Library LLC, the copyright holder for the collection.

## Certified Sanborn Results:

**Site Name:** Williamsburg MGP  
**Address:** Kent Ave  
**City, State, Zip:** Williamsburg, NY 11211  
**Cross Street:**  
**P.O. #** NA  
**Project:** Williamsburg  
**Certification #** EA8F-42E4-9D99



Sanborn® Library search results  
Certification # EA8F-42E4-9D99

\* Environmental Data Resources, Inc. has been instructed by GEI Consultants Inc. to print ONLY the Sanborn Maps for the years listed below:

1981 (2)	1941 (2)
1980 (2)	1916 (2)
1979 (2)	1905 (2)
1978 (2)	1887 (1)
1965 (2)	
1951 (2)	

Total Maps: 19

The Sanborn Library includes more than 1.2 million Sanborn fire insurance maps, which track historical property usage in approximately 12,000 American cities and towns. Collections searched:

- Library of Congress
- University Publications of America
- EDR Private Collection

### Limited Permission To Make Copies

GEI Consultants Inc. (the client) is permitted to make up to THREE photocopies of this Sanborn Map transmittal and each fire insurance map accompanying this report solely for the limited use of its customer. No one other than the client is authorized to make copies. Upon request made directly to an EDR Account Executive, the client may be permitted to make a limited number of additional photocopies. This permission is conditioned upon compliance by the client, its customer and their agents with EDR's copyright policy; a copy of which is available upon request.

### Disclaimer - Copyright and Trademark notice

This Report contains certain information obtained from a variety of public and other sources reasonably available to Environmental Data Resources, Inc. It cannot be concluded from this Report that coverage information for the target and surrounding properties does not exist from other sources. NO WARRANTY EXPRESSED OR IMPLIED, IS MADE WHATSOEVER IN CONNECTION WITH THIS REPORT. ENVIRONMENTAL DATA RESOURCES, INC. SPECIFICALLY DISCLAIMS THE MAKING OF ANY SUCH WARRANTIES, INCLUDING WITHOUT LIMITATION, MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE. ALL RISK IS ASSUMED BY THE USER. IN NO EVENT SHALL ENVIRONMENTAL DATA RESOURCES, INC. BE LIABLE TO ANYONE, WHETHER ARISING OUT OF ERRORS OR OMISSIONS, NEGLIGENCE, ACCIDENT OR ANY OTHER CAUSE, FOR ANY LOSS OF DAMAGE, INCLUDING, WITHOUT LIMITATION, SPECIAL, INCIDENTAL CONSEQUENTIAL, OR EXEMPLARY DAMAGES. ANY LIABILITY ON THE PART OF ENVIRONMENTAL DATA RESOURCES, INC. IS STRICTLY LIMITED TO A REFUND OF THE AMOUNT PAID FOR THIS REPORT. Purchaser accepts this Report "AS IS". Any analyses, estimates, ratings, environmental risk levels or risk codes provided in this Report are provided for illustrative purposes only, and are not intended to provide, nor should they be interpreted as providing any facts regarding, or prediction or forecast of, any environmental risk for any property. Only a Phase I Environmental Site Assessment performed by an environmental professional can provide information regarding the environmental risk for any property. Additionally, the information provided in this Report is not to be construed as legal advice.

Copyright 2008 by Environmental Data Resources, Inc. All rights reserved. Reproduction in any media or format, in whole or in part, of any report or map of Environmental Data Resources, Inc., or its affiliates, is prohibited without prior written permission.

EDR and its logos (including Sanborn and Sanborn Map) are trademarks of Environmental Data Resources, Inc. or its affiliates. All other trademarks used herein are the property of their respective owners.

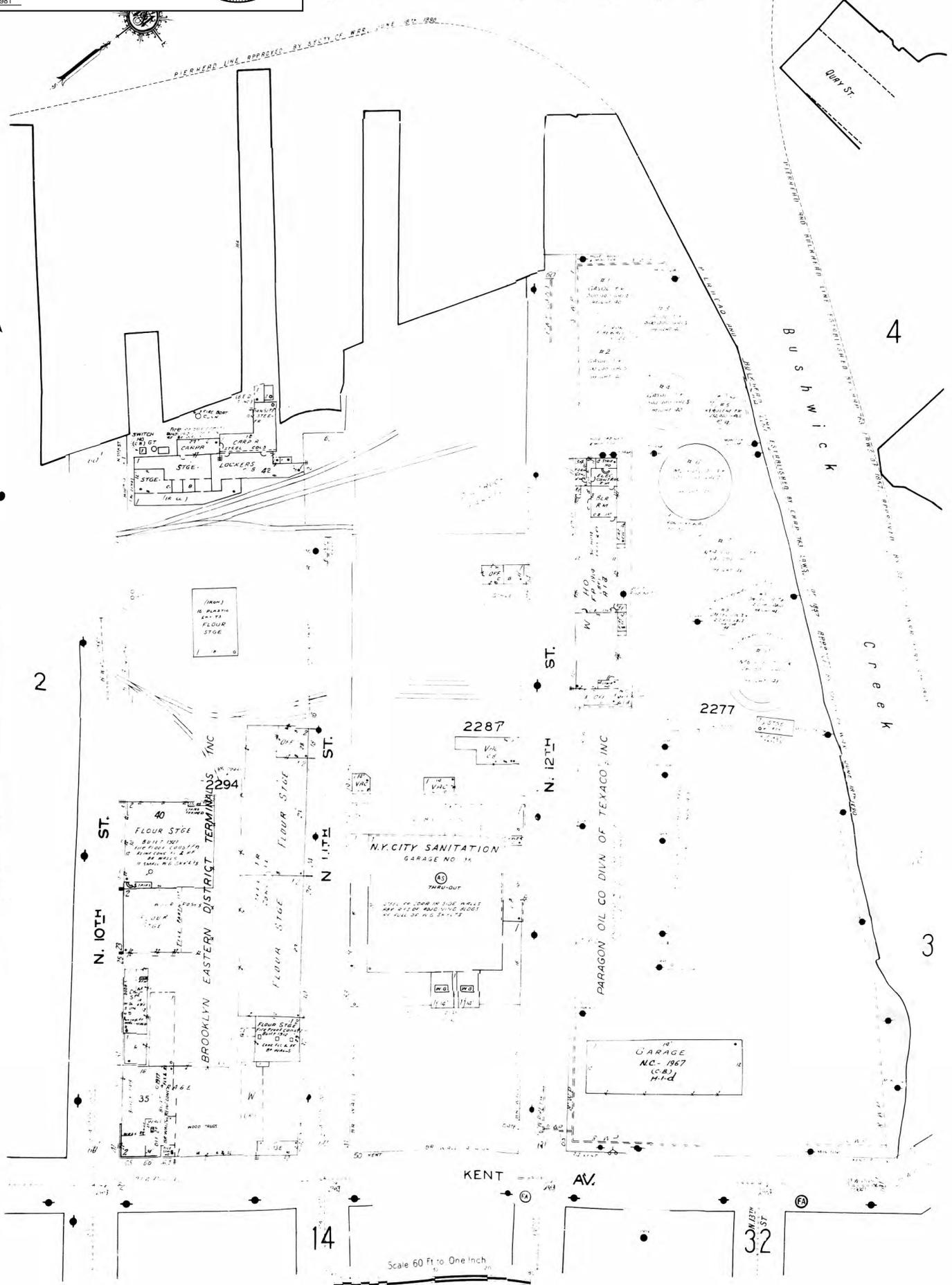
Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



s t R i v e r

The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99



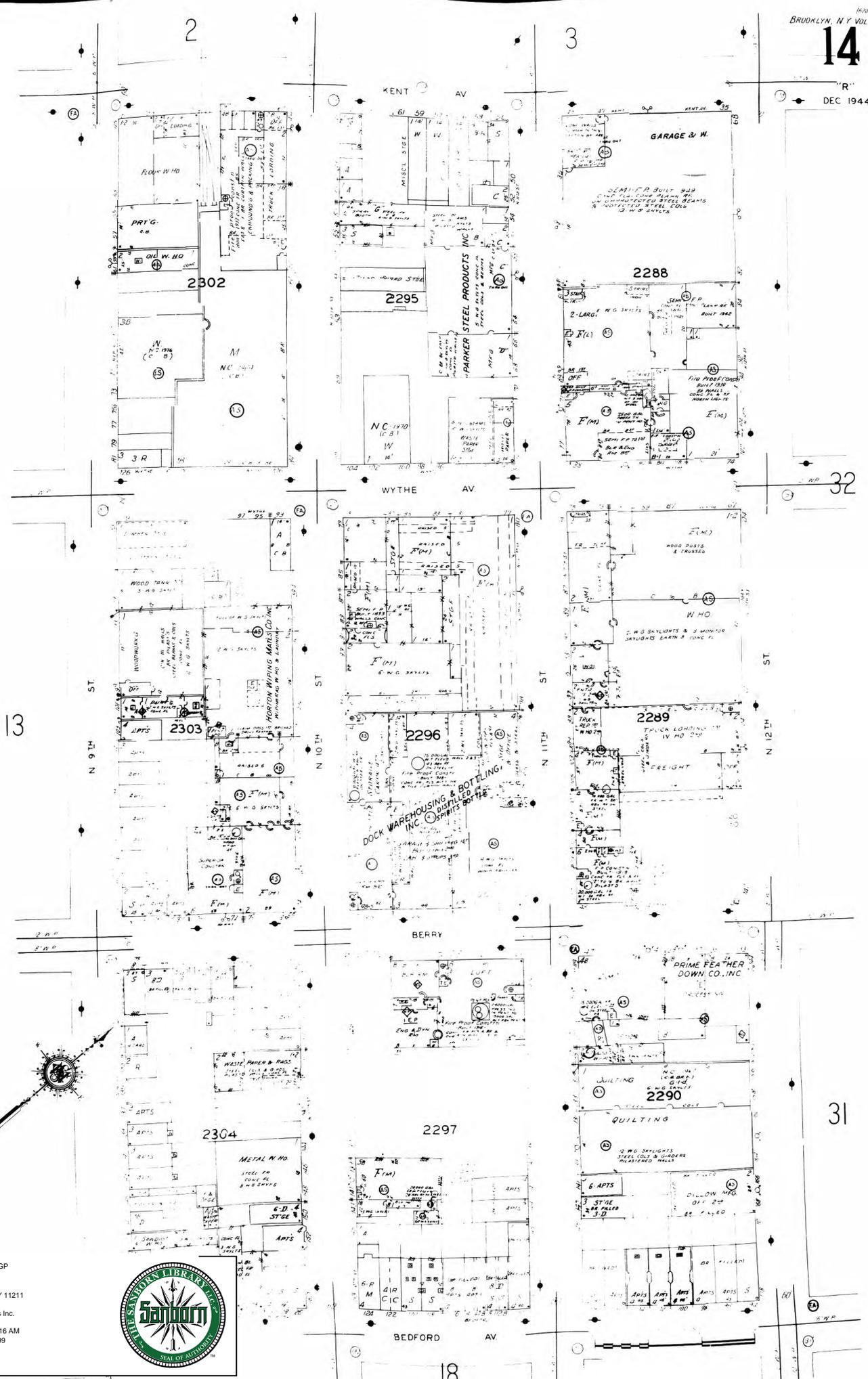
The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99

Site Name: Williamsburg MGP  
Address: Kent Ave  
City, ST, ZIP: Williamsburg NY 11211  
Client: GEI Consultants Inc.  
EDR Inquiry: 211965.3s  
Order Date: 1/15/2008 8:57:16 AM  
Certification # EA8F-42E4-9D99



Copyright: 1981



13

3

32

31

18

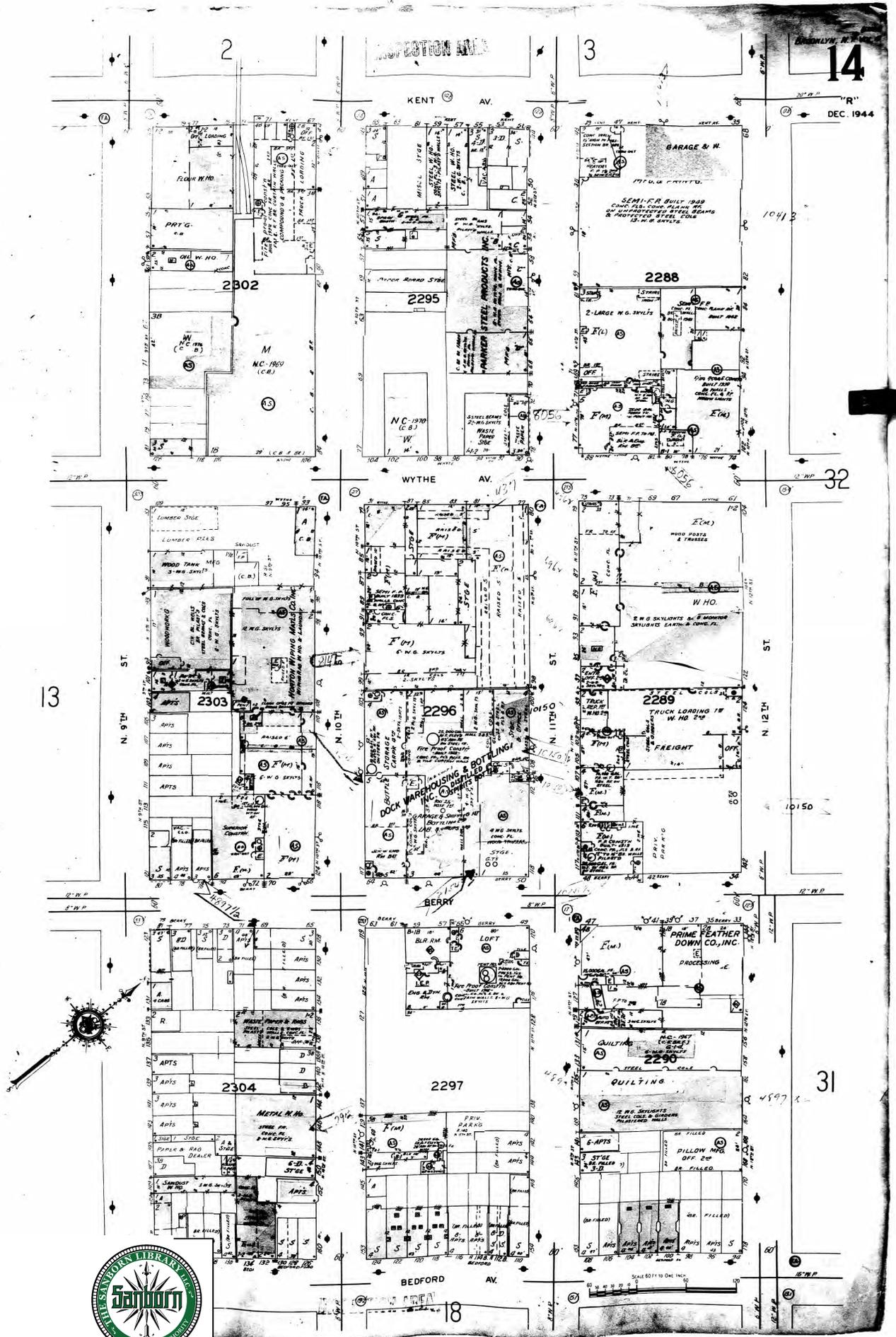
The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99

Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 211965.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1990



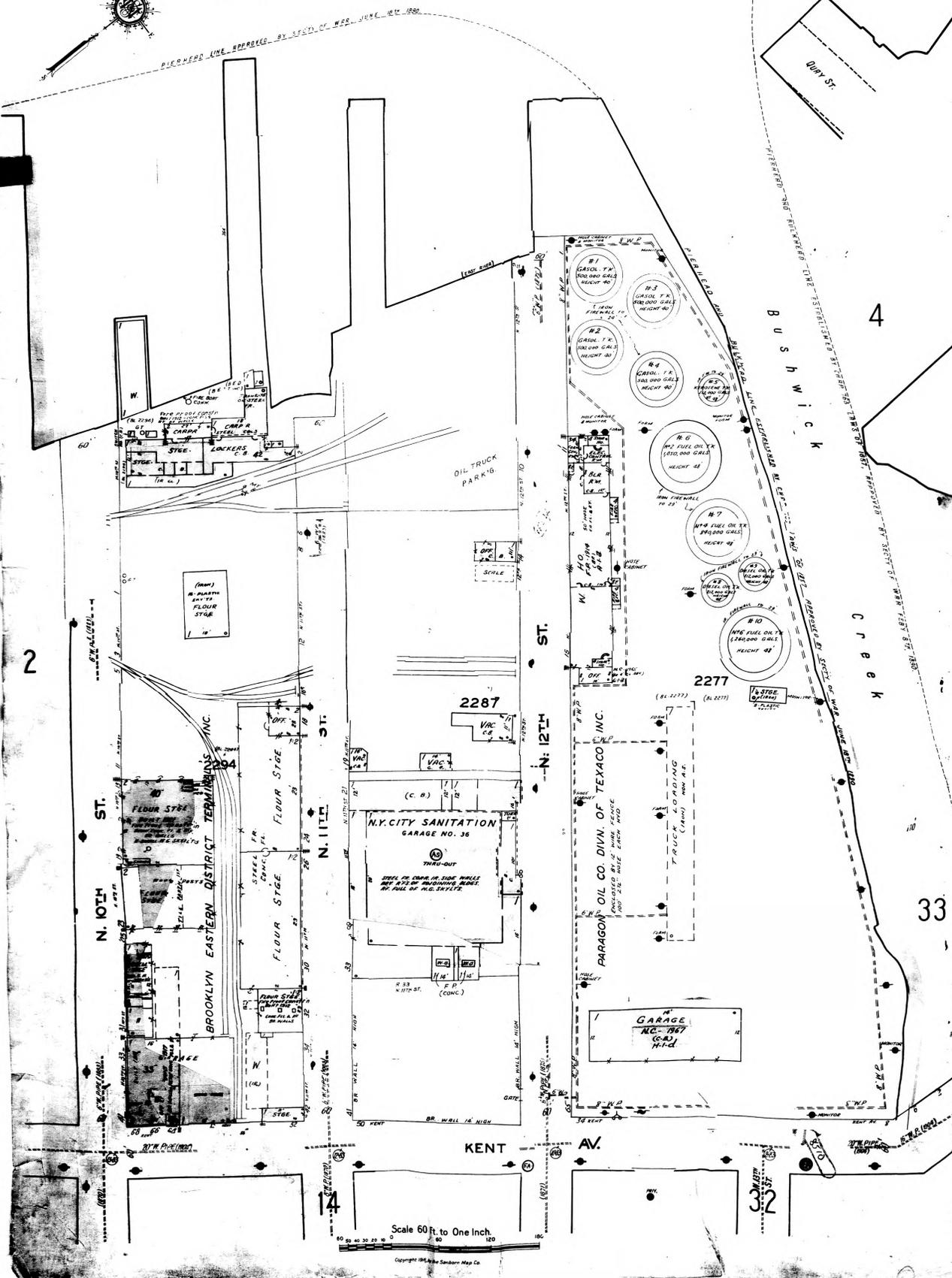
Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 2119865.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99



Copyright: 1980

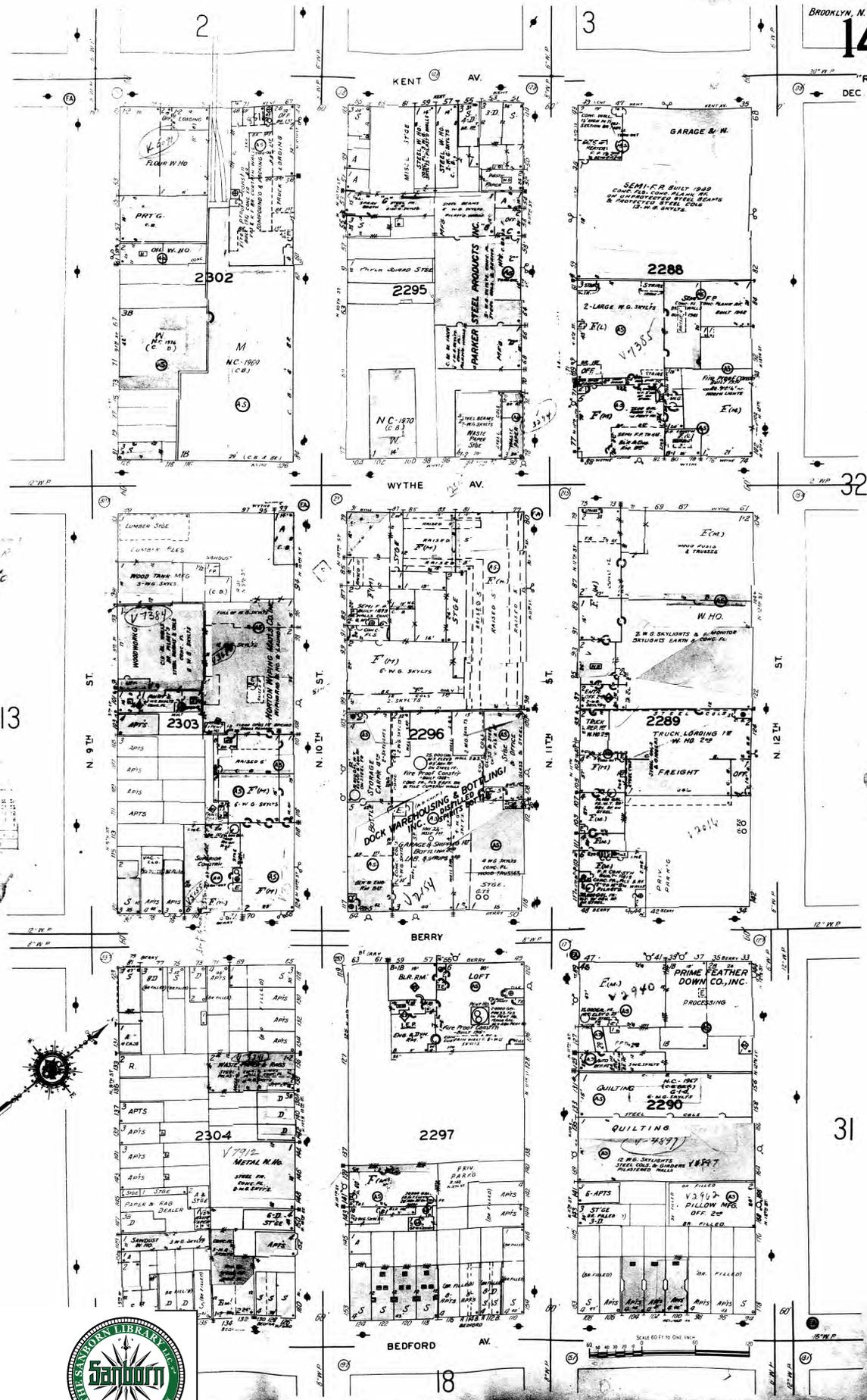
The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

E a s t R i v e r



Certification # EA8F-42E4-9D99

Scale 60 ft. to One Inch  
 Copyright 1980 by Sanborn Map Co.



The certified Sanborn Library search results in this report can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn) and entering the certification number. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by The Sanborn Library LLC, the copyright holder for the collection.

Certification # EA8F-42E4-9D99

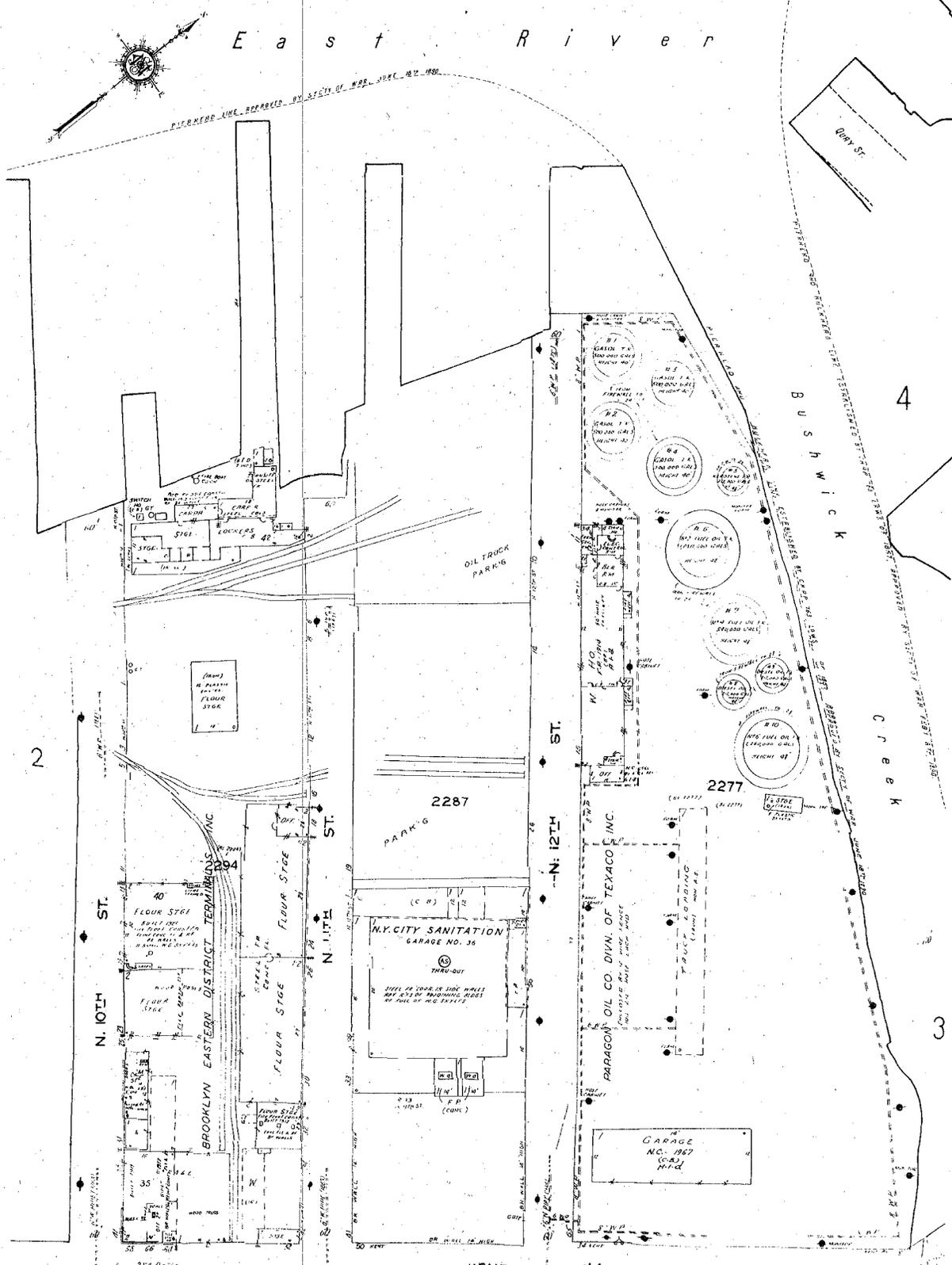
Site Name: Williamsburg MGP  
 Address: Kent Ave  
 City, ST, ZIP: Williamsburg NY 11211  
 Client: GEI Consultants Inc.  
 EDR Inquiry: 211985.3s  
 Order Date: 1/15/2008 8:57:16 AM  
 Certification # EA8F-42E4-9D99

Copyright: 1979



E a s t R i v e r

PIERHEAD LINE APPROVED BY CITY OF BROOKLYN, DEC. 18, 1930



2

4

3



The Sanborn Library, LLC

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

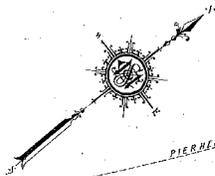
Copyright © 1982 The Sanborn Library, LLC RAS Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

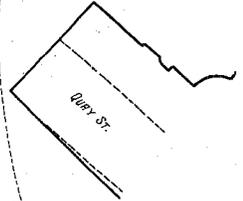
Scale 60 Ft. to One Inch

32

E a s t R i v e r



PIERHEAD LINE APPROVED BY SECTY OF W.P.S. JUNE 1871

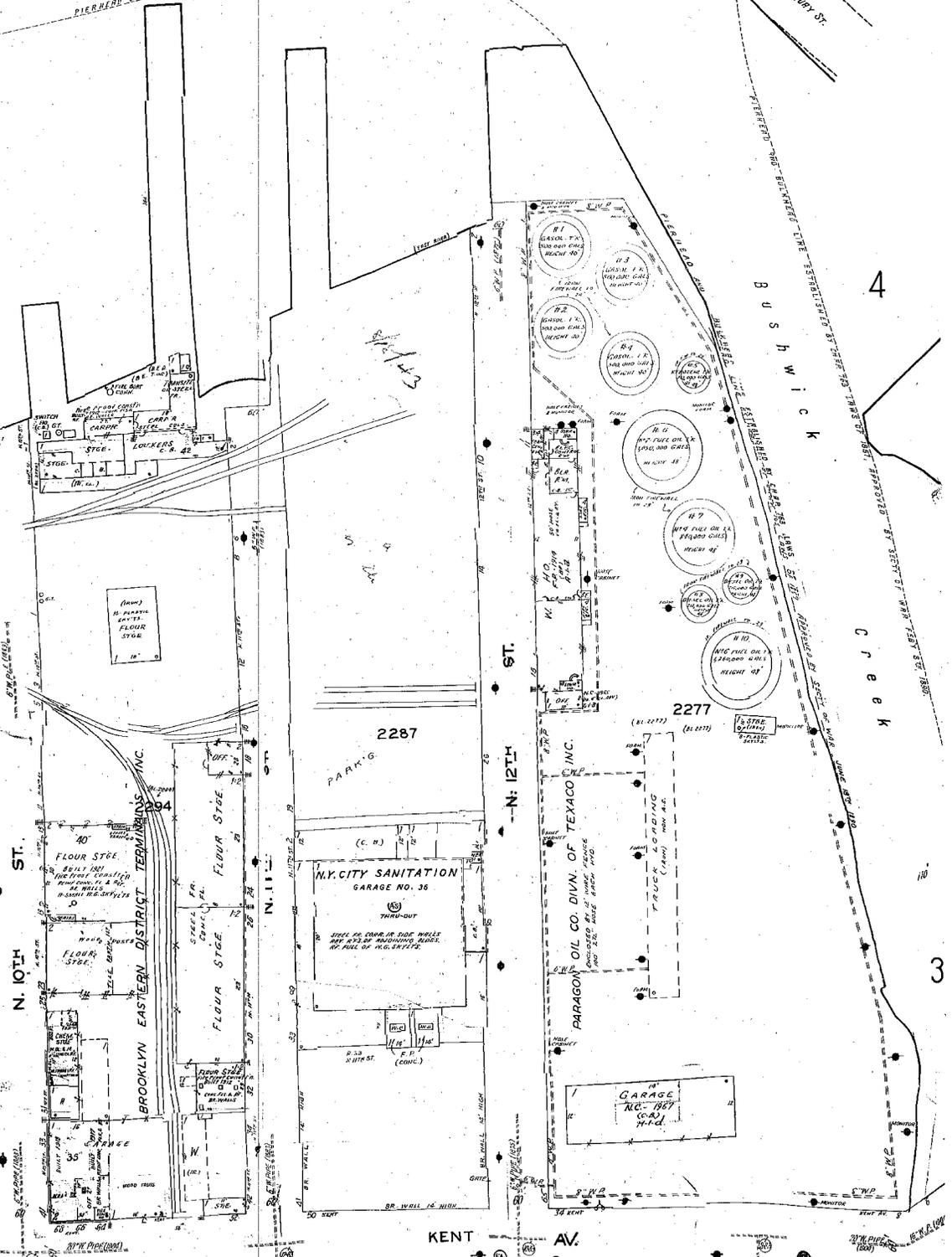


B u s h w i c k

C r e e k

4

3



The Sanborn Library, LLC

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1983 The Sanborn Library, LLC RAS Year EDR Research Associate

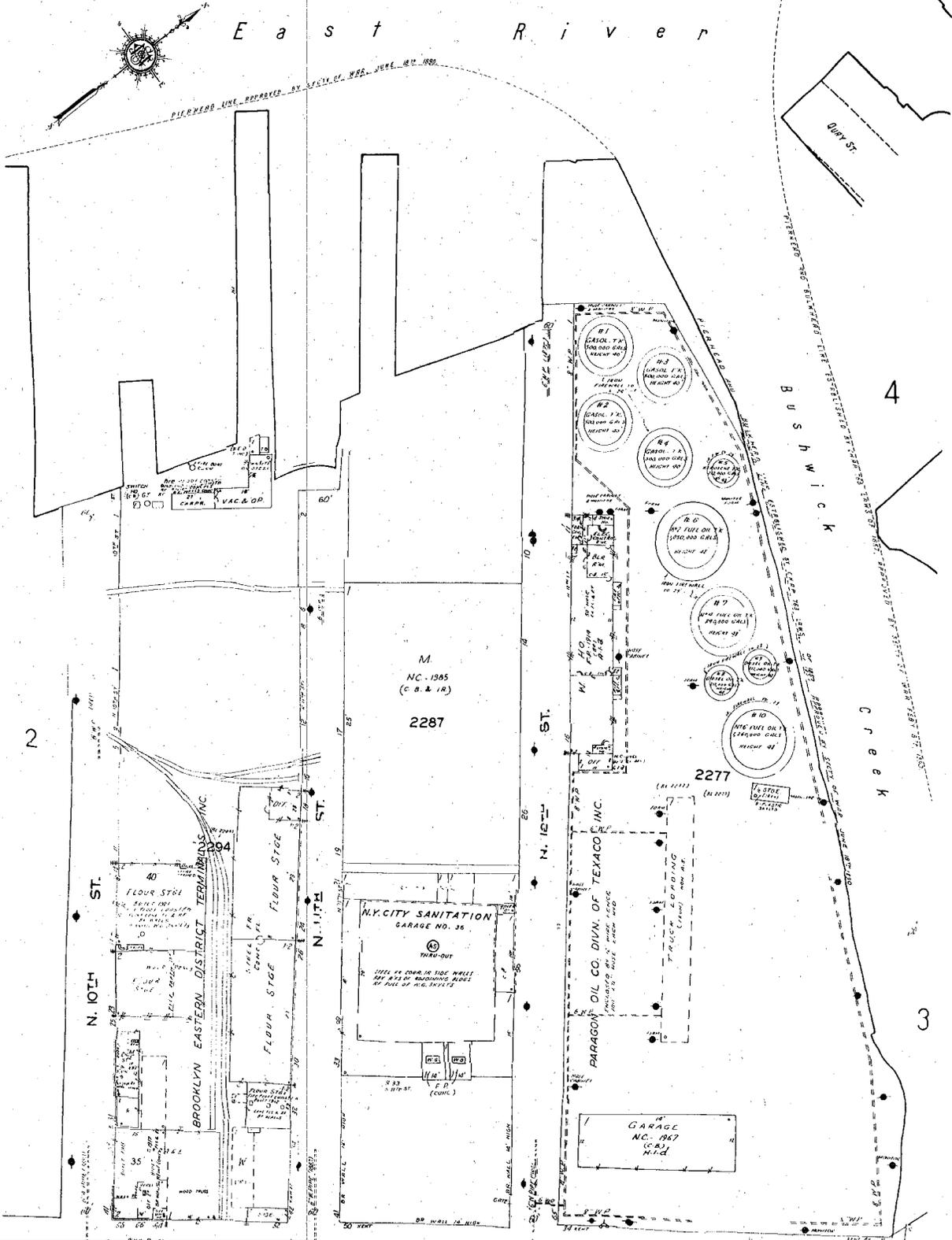
Scale 60 Ft. to One Inch



Copyright 1983 by The Sanborn Map Co.

32

E a s t R i v e r



**The Sanborn Library, LLC**

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1986 The Sanborn Library, LLC RAS  
Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

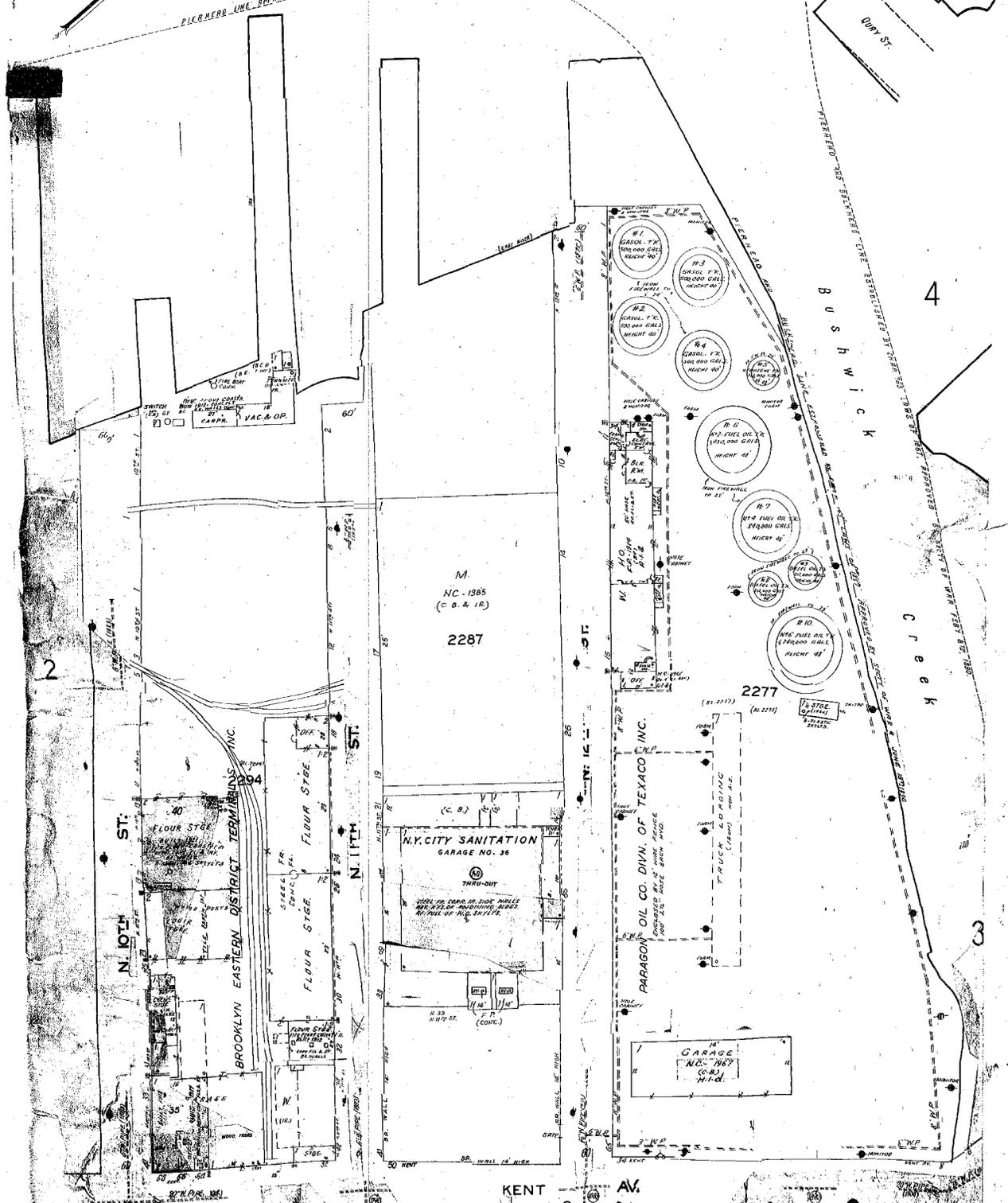
Scale 60 ft.

32

E a s t R i v e r



PIERHEAD LIME APPROVED BY SECTY OF DEP. JUNE 27th 1886



4

3



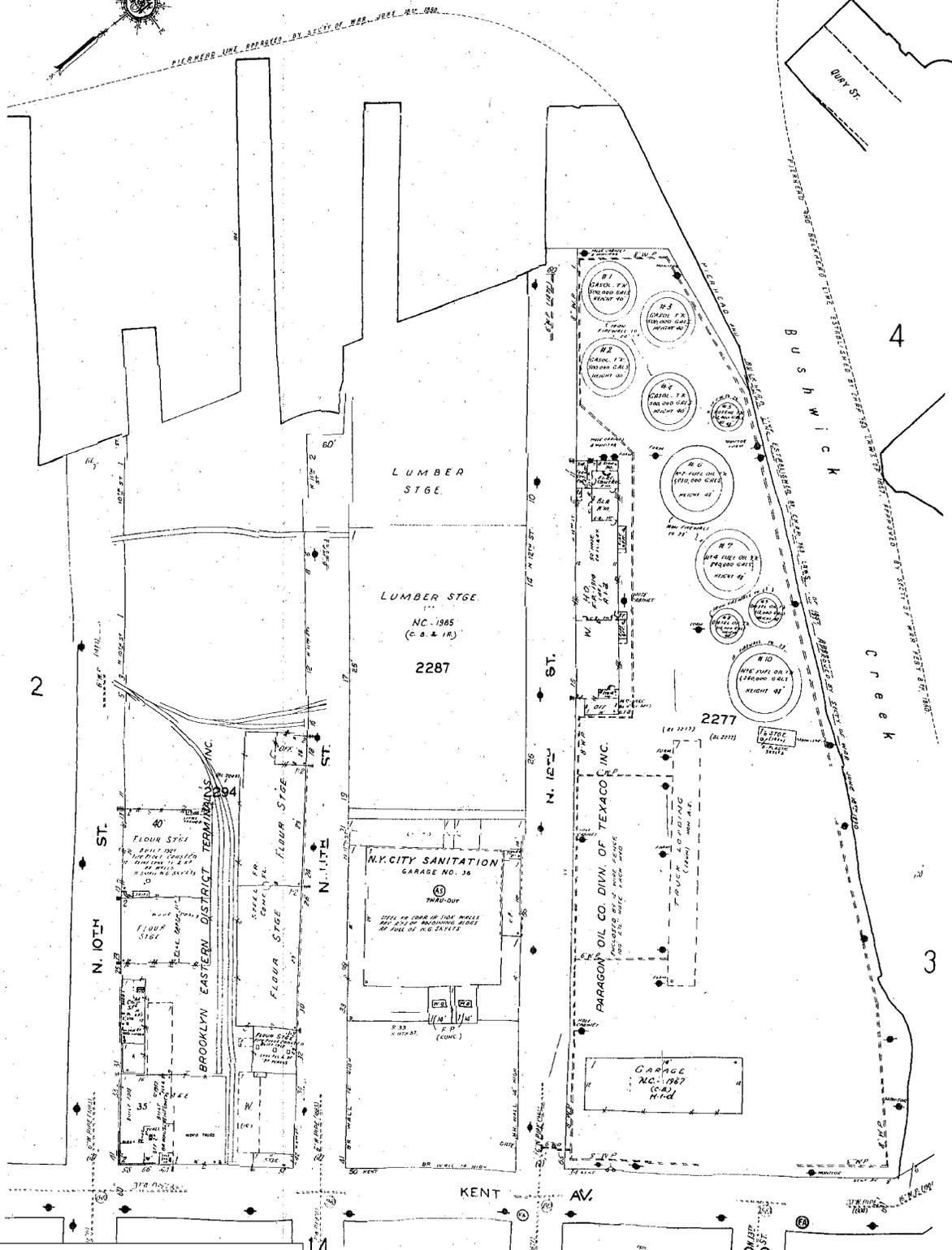
The Sanborn Library, LLC

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1987 The Sanborn Library, LLC RAS  
Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

East River



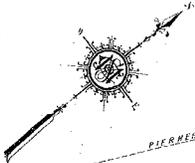
**The Sanborn Library, LLC**

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

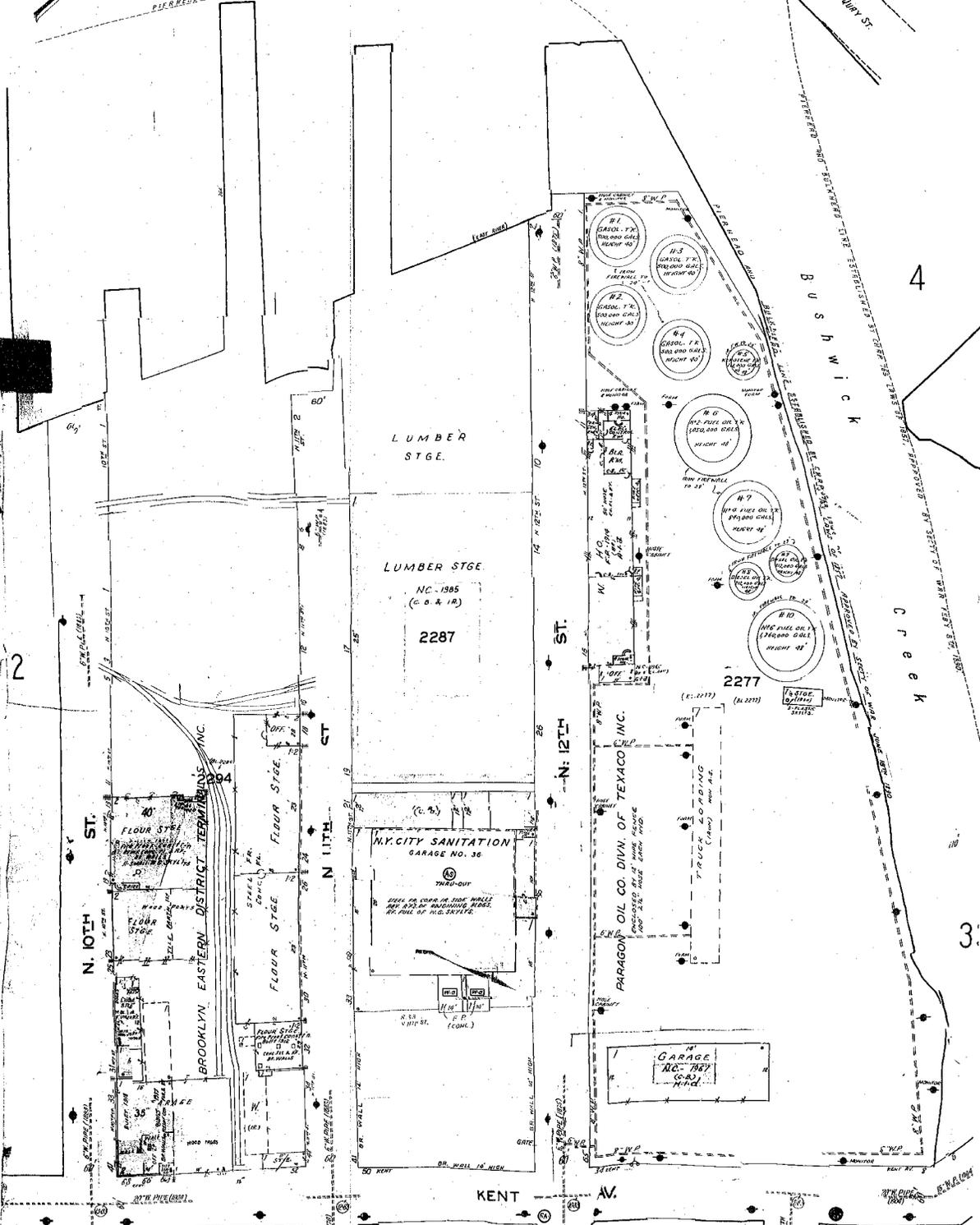
Copyright © 1988 The Sanborn Library, LLC RAS  
Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

E a s t R i v e r

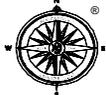


PIERHEAD LINE, APPROVED BY SPECY OF W.D.C. JUNE 22ND 1888



4

3



The Sanborn Library, LLC

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

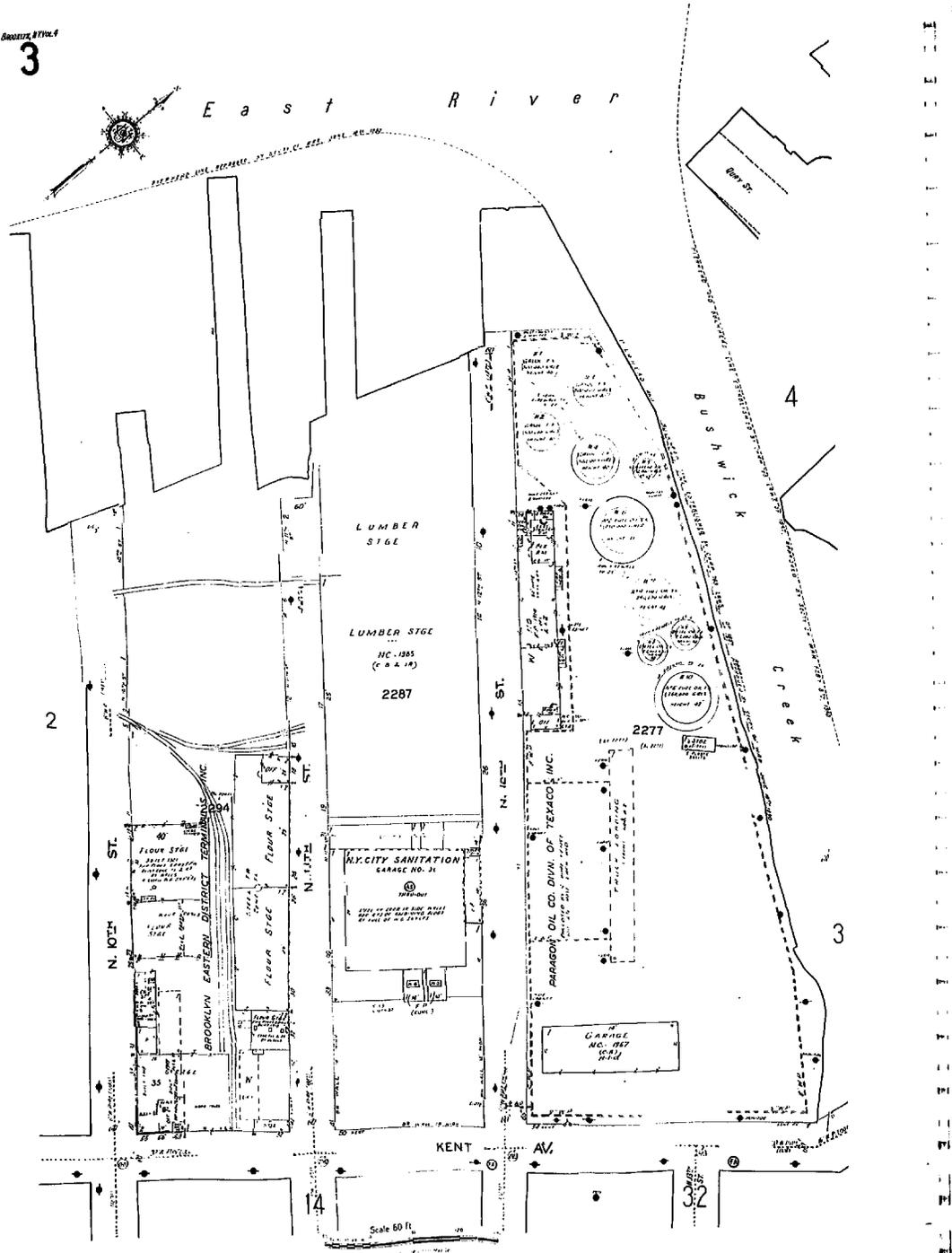
Copyright © 1989 The Sanborn Library, LLC RAS Year EDR Research Associate

Scale 60 Ft. to One Inch

Copyright 1989 by The Sanborn Map Co.

Sheet 3

East River



©1991 Sanborn Co., EDR Sanborn, Inc.



The Sanborn Library, LLC

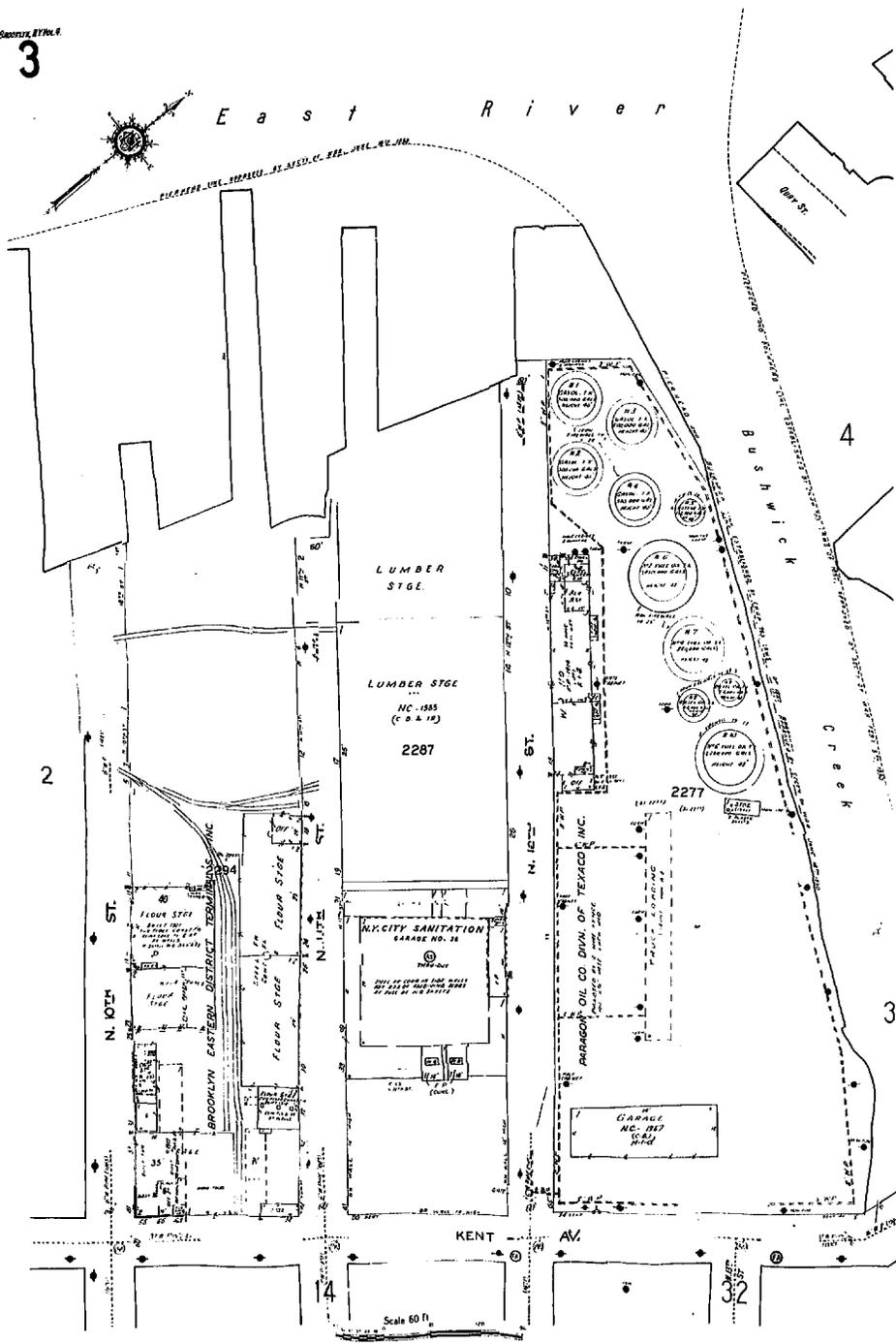
This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1991 The Sanborn Library, LLC RAS  
Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

3

East River



©1993 Sanborn Co., EDR Sanborn, Inc.



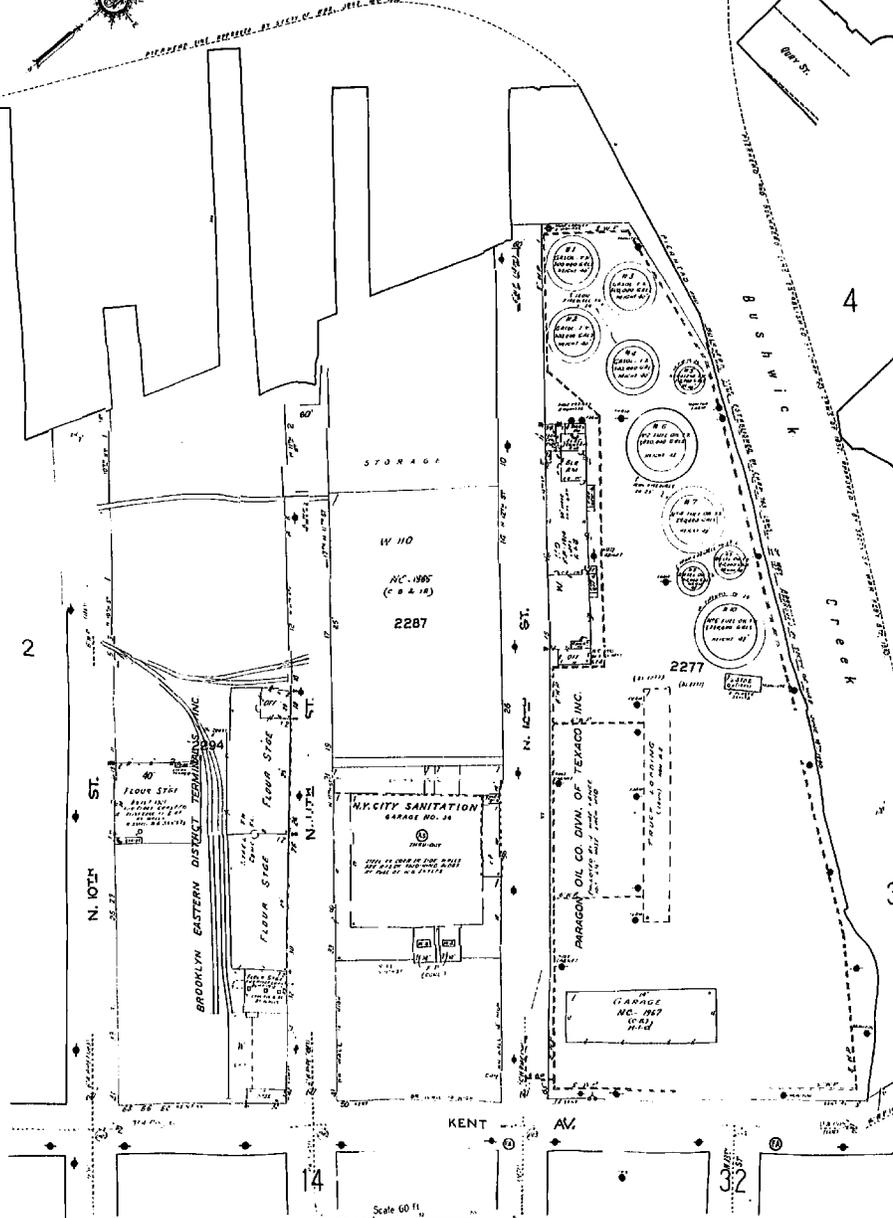
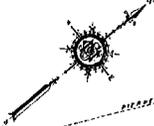
The Sanborn Library, LLC

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1993 The Sanborn Library, LLC RAS  
Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

East River



©1995 Sanborn Co., EDR Sanborn, Inc.



The Sanborn Library, LLC

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1995 The Sanborn Library, LLC RAS  
Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.

DON LEVY, ARCHITECT  
2436 Fox Blvd.  
Merrick, New York 11566

March 29, 1987

New York State Department of  
Environmental Conservation  
Hunters Point Plaza  
47-40 21st St.  
Long Island City, New York 11101

RE: Proposed Construction Debris  
Transfer Station for  
North 12th Street Transfer Corp.  
20 North 12th St.  
Brooklyn, N.Y.

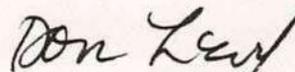
ATT: Ms. Barbara Rinaldi

Dear Ms. Rinaldi:

Enclosed, for your approval, are four (4) copies of the following :

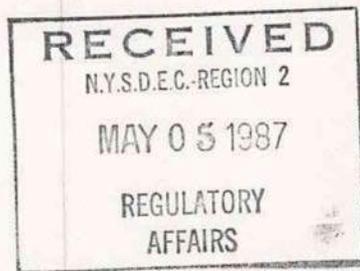
1. Environmental Assessment Form Part I.
2. Application for approval to construct a solid waste management facility.
3. Application for approval to operate a solid waste management facility.
4. A letter authorizing me to represent The North 12th Street Transfer Corp. as their Architect.
5. Area map showing location of proposed facility.
6. Architectural plan and general notes of proposed facility.
7. Survey.
8. Contingency plan for receipt and release of hazardous materials.
9. Lease

Very truly yours,



Don Levy, Architect

/Enc.



## ENVIRONMENTAL ASSESSMENT - PART I

## Project Information

RECEIVED

N.Y.S.D.E.C. REGION 2

MAY 05 1987

REGULATORY  
AFFAIRS

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire Data Sheet. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete PARTS 2 and 3.

It is expected that completion of the EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

NAME OF PROJECT: NORTH 12<sup>TH</sup> STREET

NAME AND ADDRESS OF OWNER (If Different)

CONSTRUCTION DEBRISJOSEPH CUTRONE  
(Name)TRANSFER STATION105 BAY 49<sup>TH</sup> STREET  
(Street)

ADDRESS AND NAME OF APPLICANT:

NORTH 12<sup>TH</sup> ST. TRANSFER CORP.  
(Name)BROOKLYN, N.Y.  
(P.O.) (State) (Zip)20 NORTH 12<sup>TH</sup> STREET  
(Street)BUSINESS PHONE: 718-237-4288BROOKLYN N.Y.  
(P.O.) (State) (Zip)DESCRIPTION OF PROJECT: (Briefly describe type of project or action) CONSTRUCTION  
& DEMOLITION DEBRIS TRANSFER STATION

(PLEASE COMPLETE EACH QUESTION - Indicate N.A. if not applicable)

## A. SITE DESCRIPTION

(Physical setting of overall project, both developed and undeveloped areas)

1. General character of the land: Generally uniform slope  Generally uneven and rolling or irregular
2. Present land use: Urban , Industrial , Commercial , Suburban , Rural , Forest , Agriculture , Other
3. Total acreage of project area: 1/4 acres.

Approximate acreage: Presently After Completion

Presently After Completion

Meadow or Brushland 0 acres 0 acresWater Surface Area 0 acres 0 acresForested 0 acres 0 acresUnvegetated (rock, earth or fill) 1/4 acres 1/4 acresAgricultural 0 acres 0 acres

Wetland (Freshwater or Tidal as per Articles 24, 25 or F.C.L.)

0 acres 0 acresRoads, buildings and other paved surfaces 0 acres 0 acresOther (indicate type) 0 acres 0 acres4. What is predominant soil type(s) on project site? DIRT & ROCK5. a. Are there bedrock outcroppings on project site?  Yes  Nob. What is depth to bedrock? N/A (in feet):

6. Approximate percentage of proposed project site with slopes: 0-10% ; 10-15% ; 15% or greater .
7. Is project contiguous to, or contain a building or site listed on the National Register of Historic Places?  Yes  No
8. What is the depth to the water table? 12 feet
9. Do hunting or fishing opportunities presently exist in the project area?  Yes  No
10. Does project site contain any species of plant or animal life that is identified as threatened or endangered -  Yes  No, according to - Identify each species N/A
11. Are there any unique or unusual land forms on the project site? (i.e. cliffs, dunes, other geological formations) -  Yes  No. (Describe N/A)
12. Is the project site presently used by the community or neighborhood as an open space or recreation area -  Yes  No.
13. Does the present site offer or include scenic views or vistas known to be important to the community?  Yes  No
14. Streams within or contiguous to project area:
- a. Name of stream and name of river to which it is tributary EAST RIVER
15. Lakes, Ponds, Wetland areas within or contiguous to project area:
- a. Name NONE; b. Size (in acres) N/A
16. What is the dominant land use and zoning classification within a 1/4 mile radius of the project (e.g. single family residential, R-2) and the scale of development (e.g. 2 story). M3-1 M2-1 M1-2, R-6

**B. PROJECT DESCRIPTION**

1. Physical dimensions and scale of project (fill in dimensions as appropriate)
- a. Total contiguous acreage owned by project sponsor 1/4 acres.
- b. Project acreage developed: 1/4 acres initially; 1/4 acres ultimately.
- c. Project acreage to remain undeveloped 0.
- d. Length of project, in miles: N/A (if appropriate)
- e. If project is an expansion of existing, indicate percent of expansion proposed: building square footage N/A; developed acreage N/A.
- f. Number of off-street parking spaces existing 2; proposed 2.
- g. Maximum vehicular trips generated per hour 2 (upon completion of project)
- h. If residential: Number and type of housing units:
- |          | One Family | Two Family | Multiple Family | Condominium |
|----------|------------|------------|-----------------|-------------|
| Initial  | <u>0</u>   | <u>0</u>   | <u>0</u>        | <u>0</u>    |
| Ultimate | <u>0</u>   | <u>0</u>   | <u>0</u>        | <u>0</u>    |
- i. If:
- |            | Orientation<br>Neighborhood-City-Regional | Estimated Employment |
|------------|---|----------------------|
| Commercial | <u>0</u>                                  | <u>0</u>             |
| Industrial | <u>6</u>                                  | <u>6</u>             |
- j. Total height of tallest proposed structure N/A feet.

2. How much natural material (i.e. rock, earth, etc.) will be removed from the site - 0 tons  
0 cubic yards.
3. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site - 0 acres.
4. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project? Yes  No
5. Are there any plans for re-vegetation to replace that removed during construction? N/A Yes  No
6. If single phase project: Anticipated period of construction 1 months, (including demolition).
7. If multi-phased project: a. Total number of phases anticipated 1 No.  
b. Anticipated date of commencement phase 1 5 month 87 year (including demolition)  
c. Approximate completion date final phase 6 month 87 year.  
d. Is phase 1 financially dependent on subsequent phases? Yes  No
8. Will blasting occur during construction? Yes  No
9. Number of jobs generated: during construction 6; after project is complete 6.
10. Number of jobs eliminated by this project 0.
11. Will project require relocation of any projects or facilities? Yes  No . If yes, explain:  
\_\_\_\_\_
12. a. Is surface or subsurface liquid waste disposal involved? Yes  No   
b. If yes, indicate type of waste (sewage, industrial, etc.) N/A  
c. If surface disposal name of stream into which effluent will be discharged N/A
13. Will surface area of existing lakes, ponds, streams, bays or other surface waterways be increased or decreased by proposal? Yes  No
14. Is project or any portion of project located in the 100 year flood plain? Yes  No
15. a. Does project involve disposal of solid waste? Yes  No   
b. If yes, will an existing solid waste disposal facility be used? N/A Yes  No   
c. If yes, give name: N/A; location N/A  
d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes  No
16. Will project use herbicides or pesticides? Yes  No
17. Will project routinely produce odors (more than one hour per day)? Yes  No
18. Will project produce operating noise exceeding the local ambience noise levels? Yes  No
19. Will project result in an increase in energy use? Yes  No . If yes, indicate type(s) \_\_\_\_\_
20. If water supply is from wells indicate pumping capacity N/A gals/minute.
21. Total anticipated water usage per day 100 gals/day.
22. Zoning: a. What is dominant zoning classification of site? M3-1  
b. Current specific zoning classification of site M3-1  
c. Is proposed use consistent with present zoning? Yes  
d. If no, indicate desired zoning N/A

26. Approvals: a. Is any Federal permit required? Yes ~~1~~ ~~No~~  
 b. Does project involve State or Federal funding or financing? Yes ~~No~~  
 c. Local and Regional approvals:

	Approval Required (Yes, No)	Approval Required (Type)	Submittal (Date)	Approval (Date)
City, Town, Village Board	YES	NYC DEPT OF ADMIN	4/1/87	
City, Town, Village Planning Board				
City, Town, Zoning Board				
City, County Health Department				
Other local agencies				
Other regional agencies				
State Agencies				
Federal Agencies				

C. INFORMATIONAL DETAILS

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with the proposal, please discuss such impacts and the measures which can be taken to mitigate or avoid them.

PREPARER'S SIGNATURE:

Don Lury

TITLE:

ARCHITECT

REPRESENTING:

NORTH 12th ST. TRANSFER CORP.

DATE:

4-1-87

7-19-2 (5/77)  
formerly SW-7

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

APPLICATION FOR APPROVAL TO CONSTRUCT  
A SOLID WASTE MANAGEMENT FACILITY

FOR STATE USE ONLY

PROJECT NO.	DATE RECEIVED
DEPARTMENT ACTION <input type="checkbox"/> Approved <input type="checkbox"/> Disapproved	DATE

SEE APPLICATION INSTRUCTIONS ON REVERSE SIDE

OWNER'S NAME Joseph Cutrone	2. ADDRESS (Street, City, State, Zip Code) .105 Bay 49th Street, B'klyn, N.Y.	3. Telephone No. 718-237-4288
OPERATOR'S NAME North 12th St. Transfer Corp	5. ADDRESS (Street, City, State, Zip Code) 20 North 12th Street, B'klyn, N.Y.	6. Telephone No. 718-237-4288
a. ENGINEER'S NAME Architect Don Levy	8. ADDRESS (Street, City, State, Zip Code) 2436 Fox Blvd., Merrick, N.Y. 11566	9. Telephone No. 516-378-6552
b. ENGINEER'S N.Y.S. LICENSE NO. Architects 9902	10. TYPE OF PROJECT FACILITIES: <input type="checkbox"/> Composting <input checked="" type="checkbox"/> Transfer <input type="checkbox"/> Shredding <input type="checkbox"/> Baling <input type="checkbox"/> Sanitary Landfill <input type="checkbox"/> Incineration <input type="checkbox"/> Pyrolysis <input type="checkbox"/> Resource Recovery-Energy <input type="checkbox"/> Resource Recovery-Materials <input type="checkbox"/> Other _____	

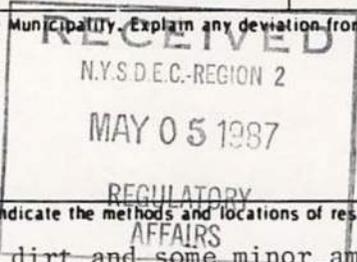
1. Briefly describe the project including the basic process and major components: The Owner/operator accepts construction and demolition debris delivered to the site in dump trucks and roll-off containers. Salvageable material is removed and the balance of the material is loaded into open trailer trucks with payloaders and taken to the NYC dump in Staten Island.

2. Describe location of facility. (Attach a USGS Topographic Map showing the exact location of the facility)  
 North side of North 11th Street  
 808'-7 3/4" West of Kent Avenue, Brooklyn

3. County in which facility is located: Kings  
 14. Environmental Conservation Region in which facility is located: No. 2

Municipalities Served by Facility	County	No. of Municipalities
All Five Boroughs		

Describe briefly how the proposed facility relates to the Comprehensive Solid Waste Management Plan for the Municipality. Explain any deviation from that Plan.  
 Does not relate



If the facility is other than a sanitary landfill, describe the residues in terms of quantities and types. Also indicate the methods and locations of residue disposal or, if recyclable, indicate markets:  
 The residues consist of wood, steel and dirt and some minor amounts of concrete and plaster. The steel, wood and some dirt are recyclable. The balance is delivered to the NYC dump in Staten Island.

If the facility is a sanitary landfill, provide the following information:

a. Total useable area - _____ Acres	e. Distance to nearest airport - _____ miles
b. Distance to nearest surface water - _____ Feet	f. Expected life of site - _____ years
c. Depth to nearest ground water - _____ Feet	g. Is site on a flood plain? <input type="checkbox"/> Yes _____ Year Flood <input type="checkbox"/> No
d. Depth to nearest rock - _____ Feet	h. Predominant type of soil on site: _____ (Use Unified Soil Classification System)

Anticipated construction starting and completion dates From May 1987 To June 1987	20. Estimated Population Served Current N/A Design N/A
Estimated Cost Initial \$ 10,000 Annual \$ 1,000	22. Estimated Daily Tonnages of Solid Waste Current 500 cu. yds Design 1000 cu. yds
Operating Hours per Day 24	24. Are attached plans and specifications in substantial conformance with "Content Guidelines for Plans and Specifications"? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

CERTIFICATION.  
 I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.  
 2/14/87 Date  
 Thomas Vendittelli President  
 THOMAS VENDITTELLI, PRES. Signature and Title

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
**APPLICATION FOR APPROVAL TO OPERATE  
 A SOLID WASTE MANAGEMENT FACILITY**

SEE APPLICATION INSTRUCTIONS ON REVERSE SIDE

FOR STATE USE ONLY

PROJECT NO.		DATE RECEIVED
DEPARTMENT ACTION <input type="checkbox"/> Approved <input type="checkbox"/> Disapproved		DATE
1. OWNER'S NAME Joseph Cutrone	2. ADDRESS (Street, City, State, Zip Code) 105 Bay 49th Street, B'klyn, N.Y.	3. Telephone No. 718-237-4288
4. OPERATOR'S NAME North 12th St. Transfer Corp	5. ADDRESS (Street, City, State, Zip Code) 20 North 12th Street, B'klyn, N.Y.	6. Telephone No. 718-237-4288
7. ENGINEER'S NAME Architects Don Levy	8. ADDRESS (Street, City, State, Zip Code) 2436 Fox Blvd., Merrick, N.Y. 11566	9. Telephone No. 516-378-6552
10. ON-SITE SUPERVISOR Thomas Vendittelli	11. ADDRESS (Street, City, State, Zip Code) 20 North 12th Street, B'klyn, N.Y.	12. Telephone No. 718-237-4288
13. HAS THE INDIVIDUAL NAMED IN ITEM 10 ATTENDED A DEPARTMENT SPONSORED OR APPROVED TRAINING COURSE? <input type="checkbox"/> Yes <u>Date</u> <u>Course Title</u> <u>Location</u> <input checked="" type="checkbox"/> No		
14. PROJECT/FACILITY NAME North 12th St. Transfer Corp.	15. COUNTY IN WHICH FACILITY IS LOCATED Kings	16. ENVIRONMENTAL CONSERVATION REGION No. 2
17. TYPE OF PROJECT FACILITIES: <input type="checkbox"/> Composting <input checked="" type="checkbox"/> Transfer <input type="checkbox"/> Shredding <input type="checkbox"/> Baling <input type="checkbox"/> Sanitary Landfill <input type="checkbox"/> Incineration <input type="checkbox"/> Pyrolysis <input type="checkbox"/> Resource Recovery-Energy <input type="checkbox"/> Resource Recovery-Materials <input type="checkbox"/> Other _____		
18. HAS THIS DEPARTMENT EVER APPROVED PLANS AND SPECIFICATIONS AND/OR ENGINEERING REPORTS FOR THIS FACILITY? <input type="checkbox"/> Yes <u>Date</u> <input checked="" type="checkbox"/> No		
19. LIST WASTES NOT ACCEPTED  Toxic, hazardous, putrescible, industrial and other waste material not conforming to the definition of construction and demolition debris.		

## 20. BRIEFLY DESCRIBE OPERATION

The owner/operator accepts construction and demolition debris delivered to the site in dump trucks and roll-off containers. Salvageable material is removed and the balance of the material is loaded into open trailer trucks, trucks with payloaders and taken to the NYC dump in Staten Island.



## 21. IF FACILITY IS A SANITARY LANDFILL, PROVIDE THE FOLLOWING INFORMATION:

a. Total useable area: (Acres)

Initially \_\_\_\_\_ Currently \_\_\_\_\_

b. Distance to nearest offsite, downgradient, water supply well \_\_\_\_\_ Feet

c. No. of groundwater monitoring wells

Upgradient \_\_\_\_\_ Downgradient \_\_\_\_\_

## 22. INDICATE WHICH ATTACHMENTS, IF ANY, ARE INCLUDED WITH THIS APPLICATION:

 Form 47-19-2 or SW-7  Operations Plan & Report  USGS Topographic Map  Record Forms  
 Construction Certificate  Boring Logs  Water Sample Analysis  None  Other \_\_\_\_\_

## 23. CERTIFICATION:

I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

2/14/87

Thomas Vendittelli

THOMAS VENDITTELLI  
PRES.

NORTH 12th STREET TRANSFER CORP.  
20 NORTH 12th STREET  
BROOKLYN, N.Y. 11211

March 29, 1987

New York State Department of  
Environmental Conservation  
Hunters Point Plaza  
47-40 21st Street  
Long Island City, New York 11101

RE: Proposed Construction Debris  
Transfer Station for  
North 12th Street Transfer Corp.  
20 North 12th Street  
Brooklyn, N.Y. 11211

ATT: Ms. Barbara Rinaldi

Dear Ms. Rinaldi

This is to certify that The North 12th Street Transfer Corporation has retained Don Levy, Architect, to represent us in the matter of obtaining a permit from the New York Department of Environmental Conservation.

Very truly yours, \

*Thomas Vendittelli*

Thomas Vendittelli  
President

GENERAL NOTES

NORTH 12th ST. TRANSFER CORP.

1. All operations of this facility must comply with 6 NYC RR Part 360, Section 360.8(a).
2. Daily activities of the plant will include the dumping of construction debris onto the ground and the transfer of the debris with payloaders into trailers to be carted away to the New York City dump in Staten Island.
3. Drinking fountain, showers, dressing room and toilets are located in the building on the property.
4. The plant will process construction debris at an average of 500 yards per day with a maximum of 1000 yards in one day.
5. The hours of operation of the plant are twenty four hours per day, Monday through Sunday.
6. The plant utilizes one (1) 973 Caterpillar Bulldozer.
7. Dust control is accomplished by hosing, pest control by exterminating, and odor control by the use of pine oil disinfectant.
8. Material is dumped on the ground and all metals, tires, some wood, dirt, paper, and cardboard are salvaged and placed into open containers. No storage is provided for since all materials are transported to the New York City dump in Staten Island.
9. Mr. Thomas Vendittelli is in charge of the operation. He has ten (10) years experience in the waste removal business.
10. Proper facilities for the sanitary disposal of sewage and waste water shall be installed at a processing plant in accordance with the provisions of Article 145. Drinking water shall be provided in accordance with the provisions of Article 141. A processing plant shall also be in compliance with applicable provisions of Article 135 and shall be provided with drinking fountains, showers, and dressing rooms of sanitary layout and construction adequate in number for the personnel of the plant.
11. Access to a processing plant shall be permitted only when an attendant is on duty and the loading and unloading of vehicles carrying solid wastes or processed products shall be continuously supervised by an attendant to avoid unauthorized dumping of solid wastes and injury to unauthorized persons entering such plant.



12. All equipment shall be washed periodically.

(h) Daily operational records shall be maintained at a processing plant under the supervision of its Director. Such records shall include results of tests performed, recording device data and other information the Department may require to indicate compliance with the Code. Such records shall be summarized on a monthly and annual basis and all operational records shall be made available to representatives of the Department or other agencies having jurisdiction at the time of their inspection of the plant.

13. The transfer station shall be operated to conform to all the provisions of Article 157 of the N.Y. ~~6~~ Health Code and as given in paragraph 157.07(a) through (i).

14. Vacuum breakers shall be installed on all hose bibs as per Article 135 of the N.Y. ~~6~~ Health Code.

15. Upon completion of facility construction the following data will be displayed conspicuously:

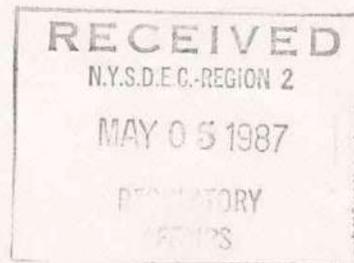
(a) Name and address of facility

(b) Days of the week and hours of the day that the facility will be open.

CONTINGENCY PLAN  
for  
RECEIPT AND RELEASE OF HAZARDOUS MATERIALS  
for  
PROPOSED CONSTRUCTION DEBRIS TRANSFER STATION  
for  
THE NORTH 12th STREET TRANSFER CORP.

20 North 12th St., Brooklyn, NY

1. All North 12th St. Transfer Corp. personnel have been instructed that upon discovery of any hazardous materials that the proper and legal disposal of same shall be within 24 hours.
2. There are fire extinguishers located in the building on the property which all North 12th St. Transfer Corp. personnel are familiar with operating.
3. All North 12th St. Transfer Corp. personnel have been advised of the general procedures to be followed in case of an emergency as outlined in 6 NYC RR Part 360.
4. All North 12th St. Transfer Corp. personnel will immediately notify the NYSDEC Solid and Hazardous Waste Unit, Region 2 office (718) 482-4908 of any hazardous waste on site. Any such unauthorized waste shall be disposed of at an authorized facility by a duly permitted waste hauler.



DEC PERMIT NUMBER 20-87-0177
FACILITY/PROGRAM NUMBER(S) 24-T68



**PERMIT**  
Under the Environmental Conservation Law

EFFECTIVE DATE September 10, 1987
EXPIRATION DATE(S) September 10, 1988

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Article 15, Title 5:<br>Protection of Water _____                      | <input type="checkbox"/> Article 17, Titles 7, 8: SPDES _____                     | <input checked="" type="checkbox"/> Article 27, Title 7:<br>Solid Waste Management <u>0</u> |
| <input type="checkbox"/> Article 15, Title 15:<br>Water Supply _____                            | <input type="checkbox"/> Article 19:<br>Air Pollution Control _____               | <input type="checkbox"/> Article 27, Title 9:<br>Hazardous<br>Waste Management _____        |
| <input type="checkbox"/> Article 15, Title 15:<br>Water Transport _____                         | <input type="checkbox"/> Article 23, Title 27:<br>Mined Land<br>Reclamation _____ | <input type="checkbox"/> Article 34:<br>Coastal<br>Erosion Management _____                 |
| <input type="checkbox"/> Article 15, Title 15:<br>Long Island Wells _____                       | <input type="checkbox"/> Article 24:<br>Freshwater Wetlands _____                 | <input type="checkbox"/> Article 36:<br>Floodplain Management _____                         |
| <input type="checkbox"/> Article 15, Title 27:<br>Wild, Scenic<br>and Recreational Rivers _____ | <input type="checkbox"/> Article 25:<br>Tidal Wetlands _____                      | <input type="checkbox"/> Articles 1, 3, 37; 6NYCRR 380:<br>Radiation Control _____          |
| <input type="checkbox"/> 6NYCRR 608:<br>Water Quality Certification _____                       | N—New, R—Renewal, M—Modification<br>C—Construction, O—Operation, (If Applicable)  |   |

PERMIT ISSUED TO Thomas Vendittelli, North 12th Street Transfer Corp.			
ADDRESS OF PERMITTEE 581 20th Street, Brooklyn, New York 11218			
AGENT FOR PERMITTEE/CONTACT PERSON Thomas Vendittelli			TELEPHONE NUMBER 718-871-4044
NAME AND ADDRESS OF FACILITY (If different from Permittee) 20 North 12th Street, Brooklyn, New York 11211			
LOCATION OF PROJECT Brooklyn	COUNTY Kings	TOWN/CITY/VILLAGE New York	UTM COORDINATES _____
DESCRIPTION OF PROJECT/FACILITY Operate a solid waste transfer station designed to process approximately 1,000 cubic yards per day of construction and demolition debris. All debris not recycled will be transported to the Fresh Kills landfill on Staten Island for disposal.			

**GENERAL CONDITIONS**

**By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations and the conditions specified herein or attached hereto.**

- The permittee shall file in the office of the appropriate regional permit administrator, or other office designated in the special conditions, a notice of intention to commence work at least 48 hours in advance of the time of commencement and shall also notify him/her promptly in writing of the completion of the work.
- The permitted work shall be subject to inspection by an authorized representative of the Department of Environmental Conservation which may order the work suspended if the public interest so requires.
- The permittee has accepted expressly, by the execution of the application, the full legal responsibility for all damages, direct or indirect, of whatever nature, and by whomsoever suffered, arising out of the project described herein and has agreed to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from the said project.
- The Department reserves the right to modify, suspend or revoke this permit at any time after due notice, and, if requested, hold a hearing when:
  - the scope of the project is exceeded or a violation of any condition of the permit or provisions of the ECL and pertinent regulations are found; or
  - the permit was obtained by misrepresentation or failure to disclose relevant facts; or
  - newly discovered information or significant physical changes are discovered since the permit was issued.
- The permittee is responsible for keeping the permit active by submitting a renewal application, including any forms, fees or supplemental information which may be required by the Department, no later than 30 days (180 days for SPDES or Solid or Hazardous Waste Management permits) prior to the expiration date.
- This permit shall not be construed as conveying to the applicant any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work or as authorizing the impairment of any rights, title or interest in real or personal property held or vested in a person not a party to the permit.
- The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of way which may be required for this project.
- Issuance of this permit by the Department does not, unless expressly provided for, modify, supersede or rescind an order on consent or determination by the Commissioner issued heretofore by the Department or any of the terms, conditions, or requirements contained in such order or determination.
- Any modification of this permit granted by the Department must be in writing and attached hereto.

PERMIT ISSUANCE DATE September 10, 1987	PERMIT ADMINISTRATOR Barbara B. Rinaldi	ADDRESS 47-40 21st Street Long Island City, New York 11101
AUTHORIZED SIGNATURE X <i>Raymond J. Kardish for BBR</i>		Page 1 of <u>2</u>

**RECEIVED**  
N.P.S.D.E.C.-REGION 2  
AUG 29 1988  
REGULATORY  
AFFAIRS

-2-

I will be contacting NYC Depts. of City Planning and Environmental Protection regarding the analysis of the cumulative impacts of the operation of several transfer stations in your neighborhood.

Once again, I appreciate your interest in environmental quality.

Very truly yours,

*Jeffy Rabkin*

Jeffrey Rabkin  
Senior Environmental  
Analyst

JR:co

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

**NOTICE OF COMPLETE APPLICATION**Applicant: Joseph Cutrone Date: 7/30/87Address: North 12th Street Transfer Corp.105 Bay Street, Brooklyn, New York 11211Permits applied for and application number(s) Solid Waste, 20-87-0177Project description and location. Town/City of New York County of Kings

Applicant proposes to operate a construction and demolition transfer station at 20 North 12th Street, Brooklyn, New York. The facility is designed to process approximately 1000 cubic yards per day of construction and demolition debris. Salvageable material will be removed and recycled, with the remaining material disposed of at Fresh Kills Landfill on Staten Island. The facility will not accept toxic, hazardous, putrescible or industrial wastes.

SEQR DETERMINATION: (check appropriate box)

- SEQR-1 Project is not subject to SEQR because it is an exempt, excluded or a Type II action.
- SEQR-2 Project is a Type I action; it has been determined that the project will not have a significant effect on the environment. A Negative Declaration has been prepared and is on file.
- SEQR-3 Project is an unlisted action; it has been determined that the project will not have a significant effect on the environment.
- SEQR-4 A draft environmental impact statement has been prepared on this project and is on file.
- SEQR-5 A final environmental impact statement has been prepared on this project and is on file

SEQR LEAD AGENCY NYSDEC

AVAILABILITY FOR PUBLIC COMMENT: Applications may be reviewed at the address listed below. Comments on the project must be submitted to the Contact Person indicated below by no later than August 20, 1987

CONTACT PERSON:

Raymond J. Kordish

TO THE APPLICANT:

**1. THIS IS NOT A PERMIT**

- This is to advise you that your application is complete and a review has commenced. Additional information may be requested from you at a future date, if deemed necessary, in order to reach a decision on your application.
- Your project is classified MAJOR. Accordingly, a decision will be made within 90 days of the date of this Notice. If a public hearing is necessary, you will be notified within 60 days and the hearing will commence within 90 days of the date of this notice. If a hearing is held, the final decision will be made within 60 days after the hearing is completed.
- Publication of this Notice in a newspaper is:  required  not required  
If required, please consult the accompanying transmittal letter for further instructions.

CC: Chief Executive Officer Mayor Koch  
Environmental Notice Bulletin, Room 509, 50 Wolf Road, Albany, N.Y. 12233-0001  
File

Comm. Bd. 1 and 2 Brooklyn**APPLICANT**

0-00-30 R2

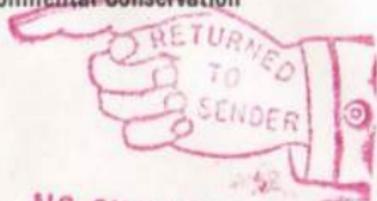


New York State Department of Environmental Conservation

Hunters Point Plaza

47-40 21st Street

Long Island City, New York 11101



NO SUCH NUMBER  
DO NOT REMAIL  
IN THIS ENVELOPE



Mr. Joseph Cutrone

North 12th Street Transfer Corp.

105 Bay Street

Brooklyn, New York 11211

Narry

Division of Solid Waste - Transfer Station

Date: 7/27/87

To: Barabara Rinaldi

From: Ursula Basch <sup>KENNETH SOLTESZ</sup>

Project Name: N. 12 STREET TRANSFER STATION

RAU# 20-87-0177

SW# 24-T68

Comments:  Complete  Incomplete

Action Taken: REVIEW MADE AND DEEMED COMPLETE

Action Needed:  Send complete notice  
 Send incomplete notice  
 Issue permit to construct  
 Issue permit to operate  
 Other

Please return  Please file  Please send out forms to applicant

please give me final copies of notices, permits, letters sent

cc.  J. Cryan  
 J. Rabkin  
 \_\_\_\_\_

New York State Department of Environmental Conservation  
62 West Street  
New York City, New York 10001  
(212) 424-2200



Henry G. Williams  
Commissioner

TO: Joseph Netas - NYC Dept. of City Planning [REDACTED]  
FROM: NYSDEC, Regulatory Affairs Unit, Region 2, Jeff Rabkin  
SUBJECT: DEC Application No. 20870177, N 12<sup>th</sup> St Transfer Corp.  
DATE: 5-11-87

SEOR Lead Agency Designation

Attached please find a copy of the Environmental Data Sheet, plans,  
and additional information for the above referenced project.  
The information was received by this office on 5-5-87  
and a lead agency designation is due on 6-12-87.

I will be contacting you on or by 6-12-87 to  
make the determination.

Thank you for your time and attention to this matter.

ADDITIONAL COMMENTS:

New York State Department of Environmental Conservation  
62 West Street  
120th Street, New York, NY 10036  
(212) 402-4000



Donald G. Millard  
Commissioner

TO: [REDACTED], Gail Benjamin, NYC Dept. of  
Environmental Protection,  
FROM: NYSDEC, Regulatory Affairs Unit, Region 2, Jeff Rabkin  
SUBJECT: DEC Application No. 20-87-0177, N. 12<sup>th</sup> St Transfer Corp  
DATE: 5-11-87

SEQR Lead Agency Designation

Attached please find a copy of the Environmental Data Sheet, plans,  
and additional information for the above referenced project.  
The information was received by this office on 5-5-87  
and a lead agency designation is due on 6-12-87.

I will be contacting you on or by 6-12-87 to  
make the determination.

Thank you for your time and attention to this matter.

ADDITIONAL COMMENTS:



STATE OF NEW YORK  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

-----X  
In the Matter of the Alleged Violations of  
Articles 27 and 71 of the New York State  
Environmental Conservation Law (ECL) and  
Part 360 of Title 6 of the Official  
Compilation of Codes, Rules and Regu-  
lations of the State of New York (NYCRR)

ORDER ON  
CONSENT

-by-

NORTH 12th STREET TRANSFER CORPORATION,  
  
and  
  
THOMAS VENDITTELLI,

DEC FILE NO.  
R2-3266-90-10

Respondents.

-----X

WHEREAS:

1. The Department of Environmental Conservation ("DEC") is a Department of the State of New York with jurisdiction to enforce the environmental laws of the State pursuant to §3-0302 of the Environmental Conservation Law ("ECL").

2. Pursuant to Article 27 of the ECL and Parts 360 and 621 of Title 6 of the New York Codes, Rules, and Regulations (NYCRR), the DEC is responsible for regulating the construction and operation of solid waste management facilities including, but not limited to, solid waste transfer stations and recyclables handling and recovery facilities in the State of New York, and issuing permits for such construction and operation.

3. Respondent NORTH 12th STREET TRANSFER CORPORATION is a New York corporation. It operates a recyclables handling and recovery facility at 20 North 12th Street, Brooklyn, New York 11222 (the "facility"). Respondent THOMAS VENDITTELLI is the

President of NORTH 12th STREET TRANSFER CORPORATION.

4. ECL §27-0707 and 6 NYCRR Part 360 prohibit the construction or operation of a solid waste transfer station and recyclables handling and recovery facility without first having obtained a permit from the DEC. Transfer stations are regulated under 6 NYCRR Part 360, Subparts 1 and 11; recyclables handling and recovery facilities are regulated under 6 NYCRR Part 360, Subparts 1 and 12.

5. On September 10, 1987, DEC issued a permit to the Respondents to operate the facility as a solid waste transfer station. That permit expired on September 10, 1988 and has not been renewed.

6. Respondents have, at the location cited in paragraph 3 and without the required permit, operated a solid waste transfer station from September 11, 1988 through December 30, 1988 and a recyclables handling and recovery facility since December 31, 1988.

7. Therefore, Respondents have violated ECL §27-0707 and 6 NYCRR Part 360.

8. On December 26, 1989 DEC advised Respondents, in writing, that they were operating a recyclables handling and recovery facility in violation of State law.

9. Pursuant to ECL §71-2703, violation of 6 NYCRR Part 360-11.4(c) subjects the violator to a civil penalty of up to \$2,500 for each violation and an additional penalty of \$1,000 for each day the violation continues, as well as to criminal penalties and injunctive relief.

10. Respondents have affirmatively waived their rights to notice and hearing in the manner provided by law and have consented to the issuance and entry of this Order and agree to be bound by the terms, provisions, and conditions contained herein.

NOW, having considered this matter and being duly advised, it is ORDERED that:

I. NORTH 12th STREET TRANSFER CORPORATION and its officers, directors, employees, agents, successors, and assignees shall comply with the terms, conditions, and provisions of the attached Compliance Schedule incorporated herein and made a part of this Order. If the facility or subject property is sold, leased, or otherwise conveyed or transferred, the contract of conveyance shall impose on the transferee the obligation to comply with the terms of this Order. Within thirty (30) days after such conveyance or transfer, Respondents shall submit to DEC a copy of the contract of conveyance or transfer.

II. A civil penalty in the amount of Twenty Two Thousand Two Hundred and Fifty (\$22,250.00) Dollars is hereby assessed against Respondents. Respondents shall pay Two Thousand Five Hundred (\$2,500.00) Dollars to DEC simultaneously with their consent to this Order. Within thirty days after the Respondents' consent to this Order, Respondents shall pay Seven Thousand Five Hundred (\$7,500.00) Dollars to DEC. The remainder of the civil penalty shall be suspended provided that Respondents comply with all the terms, provisions, and conditions of this Order including the Compliance Schedule. In the event that Respondents fail to

comply, DEC shall be entitled to judgement against them for the suspended penalty and Respondents consent to entry of a judgement in the New York State Supreme Court for this amount.

III. Respondents shall also pay, simultaneously with their consent to this Order, the sum of Five Thousand (\$5,000.00) Dollars to a DEC-managed environmental compliance monitor program. All monitors hired by DEC under this program shall be responsible for the oversight of transfer stations and recyclables handling and recovery facilities operating with permits or under Consent Orders in New York City.

IV. Within ninety (90) days after the effective date of this Order, Respondents shall submit to DEC an irrevocable letter of credit in the amount of Twenty Five Thousand (\$25,000.00) Dollars guaranteeing Respondents' compliance with the Environmental Conservation Law of the State of New York (see the attached sample language) and a performance bond in the amount of Twenty Five Thousand (\$25,000.00) Dollars guaranteeing Respondents' compliance with the Environmental Conservation Law of the State of New York. The DEC will not accept such bond unless the language of such bond and the bonding company issuing such bond are approved by DEC. Such letter of credit and such bond shall expire one year after the issuance of same. Within ten (10) days after the expiration of such letter of credit and such bond, Respondents shall submit to DEC an irrevocable letter of credit in the amount of Fifty Thousand (\$50,000.00) Dollars guaranteeing Respondents' compliance with the Environmental

Conservation Law of the State of New York (see the attached sample language).

V. If Respondents violate any term of this Order, or any statute or rule of DEC, in operating the facility, DEC may commence enforcement proceedings seeking remediation and penalties, as appropriate.

VI. This Order is not a permit. This Order constitutes temporary authorization for NORTH 12th STREET TRANSFER CORPORATION to operate its facility as a recyclables handling and recovery facility handling only construction and demolition ("C&D") debris for a period of one hundred and twenty (120) days from the effective date of the Order.

VII. The temporary authority to operate shall expire automatically at the end of the 120-day period unless DEC agrees in writing to renew it. DEC shall not renew the temporary authority to operate unless Respondents submit a permit application, within ninety (90) days of the effective date of this Order, that complies with all of the requirements set forth in Attachment 1.

VIII. The temporary authority to operate is contingent upon Respondents' strict compliance with the terms, conditions, and provisions of this Order; 6 NYCRR Part 360; and the ECL. Respondents' failure to comply shall constitute a default and violation of this Order, and upon notification by the DEC, shall result in the revocation of the temporary authority to operate.

IX. If, for any reason, the temporary authority lapses or

is revoked subject to the terms and conditions of this Order, Respondents must immediately cease operating the facility. They shall not accept any more solid waste at the facility and shall remove all solid waste from the facility as soon as practicable in a manner acceptable to DEC.

X. All reports and submissions required herein shall be made to Region II, New York State Department of Environmental Conservation, 47-40 21st Street, Long Island City, New York 11101, Attn: Office of Legal Affairs, except that information which is required as part of a permit application shall be directed to the Regional Permit Administrator, Region II at that same address.

XI. For the purpose of insuring compliance with this Order, Respondents shall allow duly authorized representatives of the DEC access to the facility and subject property without prior notice at such times as may be desirable or necessary in order for DEC to inspect and determine the status of Respondents' compliance with this Order.

XII. Nothing in this Order shall relieve Respondents of the obligation of paying any fees (for permits or otherwise) which may be due the DEC or any other governmental agency.

XIII. Respondents shall comply with all applicable Federal, State, and Local Laws, Rules, and Regulations.

XIV. Respondents must apply for all other necessary Federal, State, and City approvals.

XV. Respondents shall indemnify and hold harmless New York

State, DEC, and any of their employees or contractors for all claims, actions, damages, and costs resulting from DEC's or Respondents' acts in fulfillment or attempted fulfillment of the provisions of this Order.

XVI. DEC reserves the right to require Respondent to take any additional measures required to protect human health and the environment.

XVII. The effective date of this Order shall be the date upon which it is signed on behalf of DEC.

XVIII. If Respondents desire that any provision, term, or condition of this Order be changed, they shall make written application setting forth the grounds for the relief sought to the Commissioner of DEC, c/o Regional Director, New York State Department of Environmental Conservation - Region II, 47-40 21st Street, Long Island City, NY 11101.

XIX. This Order constitutes the entire agreement of the parties, and no provision of the agreement shall be deemed waived or otherwise modified without the written consent of the parties hereto or their lawfully designated successors.

DATED: Long Island City, New York

1990  
1991  
2-13-91

THOMAS C. JORLING, Commissioner  
New York State Department of  
Environmental Conservation

By: Carol Ash  
Carol Ash - Regional Director  
Region II

COMPLIANCE SCHEDULE

In addition to all of the requirements for operation contained in this Order and the provisions of 6 NYCRR Part 360, except as otherwise provided in this Order, Respondents shall immediately adhere to the following conditions for operation:

1. Within 90 days of the effective date of this Order, Respondents shall submit to DEC all the data requested in Attachment 1.

2. All work shall conform to Bruce Zaretsky's untitled drawing dated 12-5-89 and Thomas Venditelli's October 26, 1990 letter to Jeffrey Rabkin, as amended by Thomas Venditelli's November 26, 1990 letter to Jeffrey Rabkin.

3. The facility shall receive, handle, or store no more than 365 cubic yards of construction and demolition ("C&D") debris per day.

4. Any material that is defined as industrial waste in 6 NYCRR Part 360, hazardous waste in 6 NYCRR Part 371, regulated medical waste in 6 NYCRR Part 364, or any waste containing asbestos, that is received at the facility shall be adequately segregated and secured. Within 24 hours of such receipt, such material shall be removed. If required by State law, such material shall be removed by a waste transporter permitted to handle such material pursuant to 6 NYCRR Part 364.

5. Respondents shall keep a daily log, listing the materials brought into and taken out of the facility. The log shall indicate, for each type of material, the quantity (in cubic yards), the addresses of origin, the addresses of destinations, and whether the material is to be recycled or disposed of at each destination. Respondents shall submit a monthly log summarizing these daily logs, by the fifth day of the succeeding month, to Mr. Richard Bruzzone, the Solid Waste Engineer at DEC Region II. Respondents shall maintain the daily logs for three years and shall make the daily logs available to the DEC immediately upon request.

6. All vehicles transporting material to or from the facility shall be covered in order to prevent spillage and odors.

7. This Order, all documents referenced in Compliance Schedule item 2, and all DEC-accepted modifications to this Order and such documents shall be kept on hand at the facility and shall be available for inspection by any authorized of DEC whenever the facility is open.

CONSENT BY CORPORATE RESPONDENT

Respondent hereby consents to the issuance and entry of the foregoing Order without further notice, waives its right to a hearing herein, and agrees to be bound by the provisions hereof.

NORTH 12th STREET TRANSFER CORPORATION

BY: Thomas Venditelli  
THOMAS VENDITTELLI

TITLE: President

DATE: 01/09/91

CORPORATE ACKNOWLEDGEMENT

State of New York: County of QUEENS ) ss.:

On this 9TH day of JANUARY 1990, before me personally came THOMAS VENDITTELLI, to me known, who being duly sworn, deposed and stated that he resides at 581 20TH STREET, BROOKLYN NY 11215, that he is the PRESIDENT of North 12th Street Transfer Corporation, the Corporation described in and which executed the foregoing instrument, and that he was authorized by said Corporation to execute the foregoing instrument.

Marilyn M. Basch  
Notary Public

MARILYN M. BASCH  
Notary Public, State of New York  
No. 31-4656469  
Qualified in New York County  
Commission Expires March 30, 1979  
9/30/91

CONSENT BY INDIVIDUAL RESPONDENT

Respondent hereby consents to the issuance and entry of the foregoing Order without further notice, waives his/her right to a hearing herein, and agrees to be bound by the provisions hereof.

BY: Thomas Vendittelli  
THOMAS VENDITTELLI

DATE: 01/09/91

INDIVIDUAL ACKNOWLEDGEMENT

State of New York: County of QUEENS ) ss.:

On this 9TH day of JANUARY 1990, before me personally came Thomas Vendittelli, to me known, who, being duly sworn, deposed and stated that he resides at 581 20TH ST, BROOKLYN, NY 11218 and he is the individual described in and who executed the foregoing instrument.

Marilyn M. Basch  
Notary Public

MARILYN M. BASCH  
Notary Public, State of New York  
No. 31-4656469  
Qualified in New York County  
Commission Expires ~~March 30, 1979~~  
9/30/91

ATTACHMENT 1

Checklist: Application Data to be Submitted  
Transfer Stations and  
Recyclables Handling and Recovery Facilities  
(see 6 NYCRR Part 360 for detailed requirements)

\_\_\_\_ FORMS signed in conformance with 6 NYCRR 360-1.9(i)  
\_\_\_\_ permit application form [47-19-2(11/89)-10e]  
\_\_\_\_ environmental assessment form [14-16-2(2/87)7c]

\_\_\_\_ ENGINEERING REPORT

\_\_\_\_ cover sheet  
\_\_\_\_ facility name and address  
\_\_\_\_ applicant's name and address  
\_\_\_\_ NYS-licensed PE's name and address  
\_\_\_\_ PE's dated signature and seal or stamp  
  
\_\_\_\_ text  
\_\_\_\_ table of contents  
\_\_\_\_ index  
\_\_\_\_ description of facility's environmental setting  
\_\_\_\_ discussion of service area's existing conditions  
\_\_\_\_ site description  
\_\_\_\_ size  
\_\_\_\_ topography  
\_\_\_\_ floodplain, wetlands, surface waterbodies,  
aquifers  
\_\_\_\_ utilities, ROW's  
\_\_\_\_ adjacent properties: type, ownership, use  
\_\_\_\_ description of existing and planned  
structures, fences, surfacing, pitch,  
drainage, water, sewer, all other utilities,  
ventilation systems, and all site features  
\_\_\_\_ facility operation  
\_\_\_\_ description of current operation (if  
applicable)  
\_\_\_\_ origin of waste  
\_\_\_\_ types of waste  
\_\_\_\_ excluded waste  
\_\_\_\_ destinations of recycled & non-recycled  
material  
\_\_\_\_ written statement from each destination  
point specifying volume of each type of  
material Applicant is authorized to have  
transported to such destination point  
\_\_\_\_ explanation of how facility is able to  
handle proposed capacity

Checklist p. 2  
Engineering Report (cont'd)

documentation of disposal sites'  
authorization (i. e., if Fresh Kills, Fresh Kills account number; if site is in NYS, NYSDEC permit number; if site is outside NYS, submit complete copy of current State permit including all amendments)  
all other permits and approvals required  
maximum storage time (maximum storage time for putrescibles: 24 hours)  
schedule of operation  
traffic flow: number of vehicle trips per hour, truck routes, access control  
personnel: number, training (operational and safety)  
detailed description of operation, including monitoring of waste received (provision for weighing or measuring required)  
description of equipment: type, operation, maintenance, maintenance shelter  
description of facility maintenance  
description of records and reports to be maintained (daily, quarterly, annual)  
methods to control dust, odor, noise, vectors; methods to control waste, dirt on public streets  
if operating, monthly listing of volume, origin, and destination of each type of solid waste received in previous 12 months  
if permitted to operate, explanation of compliance with each permit condition  
if any portion of facility is in 100-year floodplain, explain how floodwaters shall be prevented from encroaching upon the facility

Contingency Plan

storm  
fire  
equipment breakdown  
delivery and spills of unauthorized waste  
other emergencies  
arrangements with other agencies: police, fire, hospital, emergency response teams  
names, addresses, phone numbers of emergency coordinators  
safety and emergency equipment on site  
industrial, hazardous, medical, & asbestos waste adequately segregated and secured upon receipt and removed within 24 hours of receipt (removed by licensed Part 364 transporter, if required by State regulation)

Checklist p. 3

- \_\_\_\_\_ Closure Plan
  - \_\_\_\_\_ all solid waste removed and legally handled, transported, and disposed (as appropriate)
  - \_\_\_\_\_ written notice to DEC 30 days prior to closure
  - \_\_\_\_\_ no adverse impact to surrounding community
  - \_\_\_\_\_ compliance with all DEC directives
  - \_\_\_\_\_ PE certification of completion within 10 days after closure
  
- \_\_\_\_\_ PLANS & SPECIFICATIONS (all plan sheets must be dated, signed, and stamped or sealed by a NYS-licensed PE).
  - \_\_\_\_\_ cover sheet
    - \_\_\_\_\_ facility name and address
    - \_\_\_\_\_ Applicant's name and address
    - \_\_\_\_\_ engineer's name and address
    - \_\_\_\_\_ engineer's dated signature and stamp or seal
  
  - \_\_\_\_\_ index and legend
    - \_\_\_\_\_ regional map (min. scale 1:62,500)
    - \_\_\_\_\_ zoning map
    - \_\_\_\_\_ plans, specifications for stationary materials-handling equipment
  
  - \_\_\_\_\_ Vicinity Plan (minimum scale 1:24,000)
    - \_\_\_\_\_ surface waterbodies, wetlands within 1/4 mile of site
    - \_\_\_\_\_ schools, hospitals, parks, and all other land uses within 1/4 mile of site
  
  - \_\_\_\_\_ Facility Plan (minimum scale 1" = 20'; maximum contour interval 5')
    - \_\_\_\_\_ title block with name and address of facility, date of drawing, and all revision dates
    - \_\_\_\_\_ property boundaries certified by NYS-licensed land surveyor
    - \_\_\_\_\_ identification of all adjacent properties by owner and use
    - \_\_\_\_\_ all existing site conditions
    - \_\_\_\_\_ all planned site conditions
    - \_\_\_\_\_ all on-site & off-site utilities
    - \_\_\_\_\_ complete drainage system
    - \_\_\_\_\_ all buildings and structures (putrescibles must be handled in a building & on an impervious pad)
    - \_\_\_\_\_ acceptable barrier along entire perimeter (show height and composition of barrier; minimum height 10')
    - \_\_\_\_\_ all gates (show how all gates shall be used)
    - \_\_\_\_\_ pitch arrows indicating slope throughout site
    - \_\_\_\_\_ roadways
    - \_\_\_\_\_ surfacing throughout site

Checklist p. 4  
Facility Plan (cont'd)

- \_\_\_\_\_ designated areas: receiving, tipping, sorting, storage, equipment maintenance shelter, office, sanitary facilities, radio or telephone, drinking water, shelter for personnel hosebibb(s)
- \_\_\_\_\_ all stationary materials-handling equipment
- \_\_\_\_\_ if any area unpaved, 15' wide gravel pad leading from each such area
- \_\_\_\_\_ if any area unpaved, note stating that all exiting vehicles shall be rinsed on gravel pad, thereby preventing such vehicles from tracking sediment outside facility
- \_\_\_\_\_ runoff from putrescibles piped to an adequately-sized on-site or off-site system (e. g., holding tank, sewer)
- \_\_\_\_\_ all facility features connected to a water utility, water utility connections, specify diameter and type of water utility (e. g., water supply, combined sewer) connected thereto
- \_\_\_\_\_ all 100-year floodplain boundaries
- \_\_\_\_\_ note stating make and model of all proposed materials-handling equipment
  
- \_\_\_\_\_ APPLICANT'S AUTHORIZATION FOR EACH CONSULTANT
- \_\_\_\_\_ DEED OR LEASE FOR SITE
- \_\_\_\_\_ LETTER OF CREDIT AND CORPORATE DATA (see attached sheet)

(All documents to be submitted in quintuplicate)

Please submit the following data in quintuplicate:

1. Provide the names, titles, and business and residence addresses of all principles and officers of the subject business entity and any subsidiaries thereof.
2. Has the subject business entity or any principals or officers thereof, at any time, been found or pled guilty, had a judgement rendered against it, paid a civil penalty, or consented to the entry of an order in a matter related to a court action or an administrative proceeding related to one or more:
  - a) violation of the Environmental Conservation Law of the State of New York? If yes, explain.
  - b) violation of the environmental laws of any other state or the United States of America? If yes, explain.
  - c) violation of the environmental laws or the Zoning Resolution of the City of New York? If yes, explain.
  - d) violation of the criminal laws of New York State, any other state, or the United States of America? If yes, explain.
3. Has the subject business entity done business under another name or in another state within the previous five calendar years? If yes, provide such names and addresses?
4. Is the subject business entity or any principals or officers thereof affiliated, in any manner, with other business entity which is associated with the:
  - a) operation or ownership of a transfer station or recyclables handling and recovery facility? If yes, explain.
  - b) processing, handling, transport, or disposal of solid, hazardous, industrial, or regulated medical waste or has applied for or received any authorization from this or any other governmental agency to do so? If yes, explain.

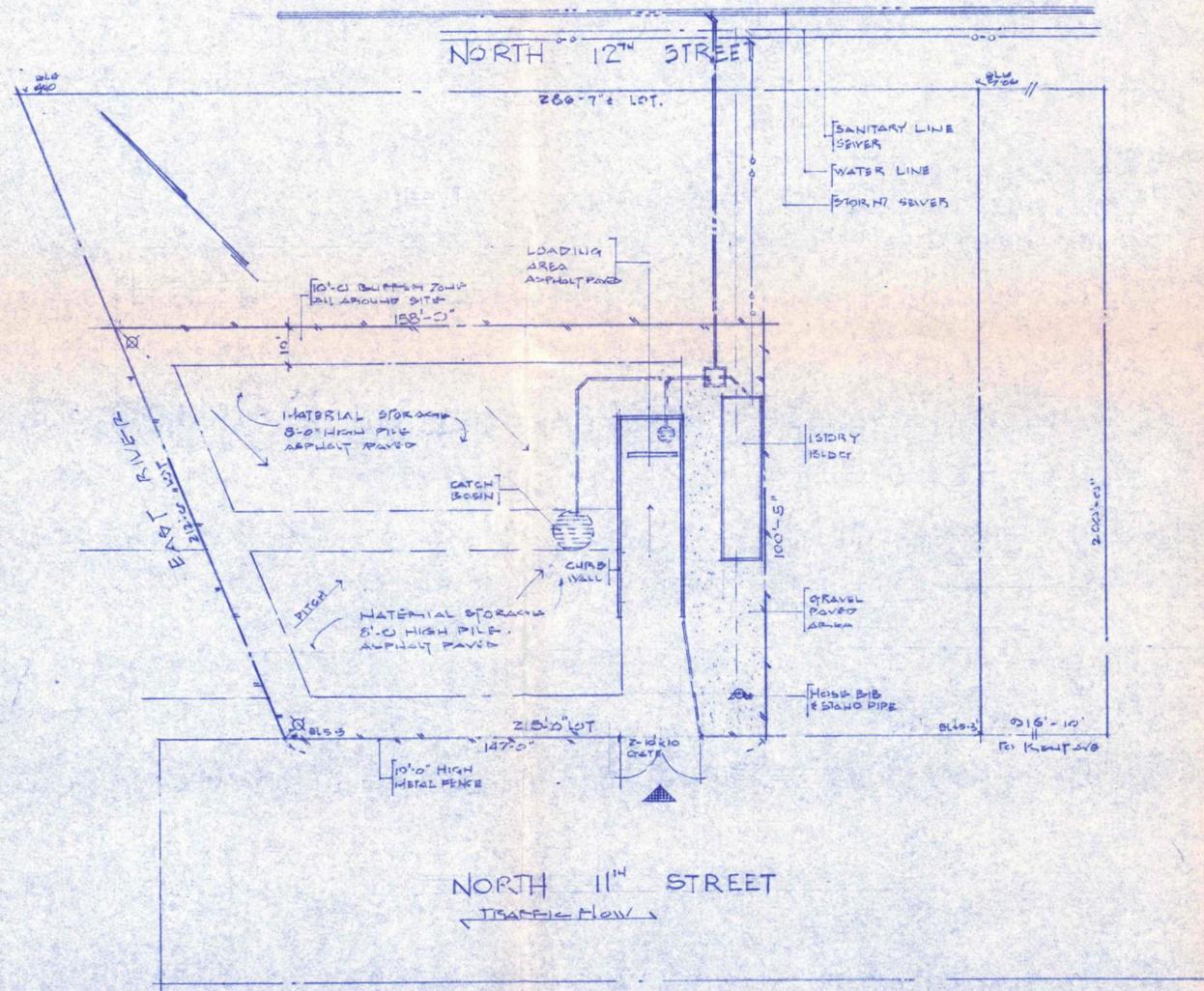
(continued)

5. An irrevocable letter of credit in the amount of \$25,000 guaranteeing the subject business entity's compliance with the Environmental Conservation Law of the State of New York (see the attached sample language) and a performance bond in the amount of \$25,000 guaranteeing the subject business entity's compliance with the Environmental Conservation Law of the State of New York. The DEC will not accept such bond unless the language of such bond and the bonding company issuing such bond are approved by DEC. Such letter of credit and such bond shall expire one year after the issuance of same. Within ten days after the expiration of such letter of credit and such bond, the Respondent shall submit to DEC an irrevocable letter of credit in the amount of \$50,000 guaranteeing the subject business entity's compliance with the Environmental Conservation Law of the State of New York (see the attached sample language).
6. Certificate of Incorporation and any supplemental documents thereto.

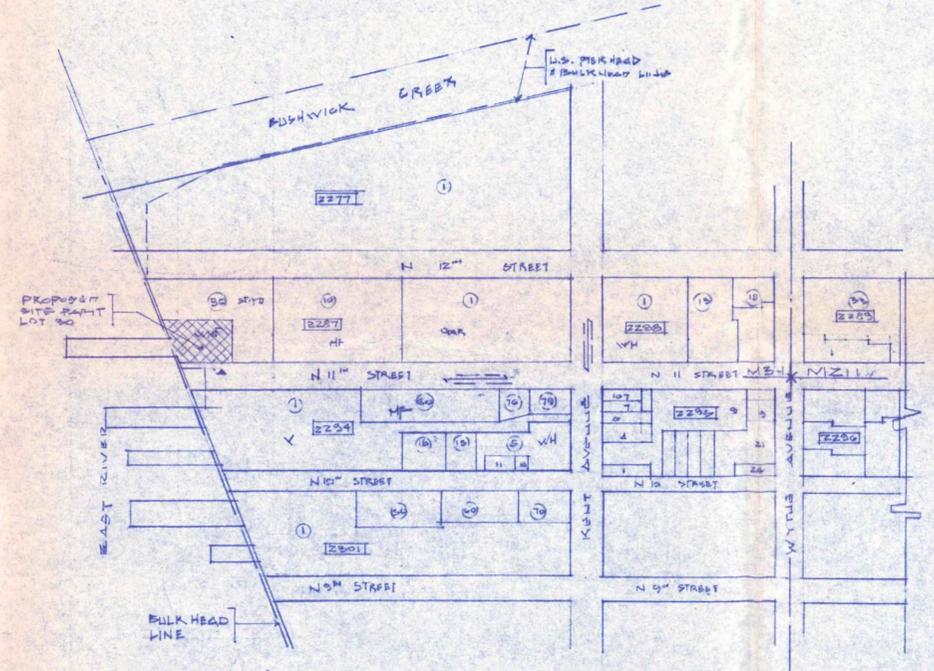
Specifications & Site Operation.

01. The hours of operation for this facility to be Monday to Friday 7 am to 7 pm and on Saturday 7 am to 4 pm.
02. The type of waste material this facility is authorized to receive is construction and demolition debris, and to be limited to 500 cu. ft. in a period of 24 hours of operation.
03. All waste material received at this facility is to be stored and sorted within the enclosed space, ~~in the building~~.
04. The total site ~~and including the enclosed building~~ is concrete paved, drainage of this facility is afforded by area and yard drains which are connected to the city sewer. (note sewer is a combined sewer).
05. Site supervision to be provided during the hours of operation since mechanical equipment is used to load and unload the waste material.

06. Access to this facility as well as the site is to be limited to authorized persons only during the hours of operation or when the facility is closed.
07. Dust control to be afforded by the use of a on site hose bibb which is used to sprinker the waste material within the storage building during loading and unloading.
08. Site monitor, total is been monitored as to incoming and out going waste material and a daily log is being kept of these activities.
09. A sign is to be posted at all access points of the facility and state the following, THE TYPE OF FACILITY, THE TYPE OF WASTE ACCEPTED AS WELL AS THOSE NOT ACCEPTED.
10. Record are to be kept on site as follow, MAINTANCE RECORD OF ALL MECHANICAL EQUIPMENT OPERATED AT THE FACILITY. SITE SAFTY RECORD AND INSPECTION REPORT. DAILY LOG OF ALL INCOMING AND OUTGOING WASTE MATERIAL AS TO TYPE QUANTITY ORIGATION AND DESTINATION.
11. FIRE PROTECTION IS TO BE PROVIDED FOR THIS SITE.
12. All contingency planing with reference to operating this facility is to be posted on site.



SITE PLAN / REGIONAL PLAN 1:10



VICINITY PLAN 1/8" = 100'

LEGEND

- TRAFFIC FLOW
- ▲ ACCESS TO FACILITY
- ▬▬▬ METAL FENCE 10' HIGH
- PITCH SITE DRAINAGE
- ▬▬▬ ROUTE TO FACILITY VIA TRUCK
- ▬▬▬ STORM SEWER
- SANITARY SEWER
- WATER LINE
- GAS AND LIQUID OVER HEAD
- BLOCK
- LOT
- ⊕ OUTDOOR LIGHTING

LAND USE

- WMF SOLID WASTE FACILITY
- GAR NYC SANITATION GARAGE
- MF MANUFACTURING
- WH WARE HOUSE
- V VACANT LOT

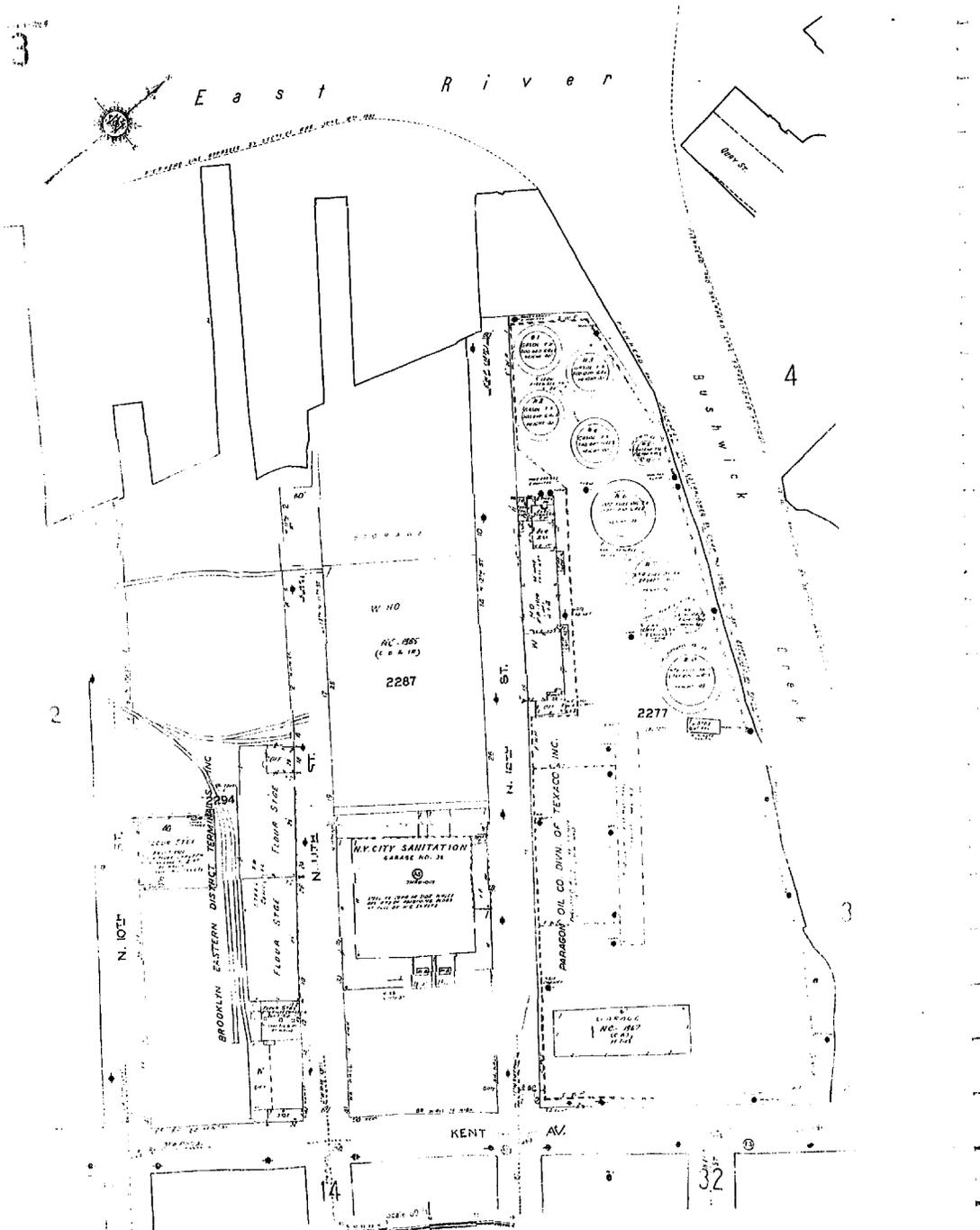
NORTH 12th STREET TRANSFER CORPORATION.  
20 NORTH 12th STREET.  
BROOKLYN, NEW YORK 11222.

I P B ASSOCIATE 2750 BEDFORD AVE. BKLYN, NY 11210  
TELEPHONE-718 424 6624 TELEFAX-718 602 4004

TITLE	SOLID WASTE MANAGEMENT FACILITY. 20 NORTH 12th STREET BROOKLYN, NEW YORK 11222.	DATE	5.1.91
ENGR.	BRUCE ZARETSKY P.E. ANALYTICAL ENGR'G CO. 1661 SHEEPSHEAD BAY ROAD BKLYN 11235.	SCALE	1







© 1996 Sanborn Co., EDR Sanborn, Inc.



**The Sanborn Library, LLC**

This Sanborn® Map is a certified copy produced by Environmental Data Resources, Inc. under arrangement with The Sanborn Library, LLC. Information on this Sanborn® Map is derived from Sanborn field surveys conducted in:

Copyright © 1996 The Sanborn Library, LLC RAS  
 Year EDR Research Associate

Reproduction in whole or in part of any map of The Sanborn Library, LLC may be prohibited without prior written permission from The Sanborn Library, LLC.



THE CITY OF NEW YORK  
BUSINESS INTEGRITY COMMISSION  
100 CHURCH STREET, 20TH FLOOR  
NEW YORK, NEW YORK 10007

**DECISION OF THE BUSINESS INTEGRITY COMMISSION DENYING THE APPLICATION OF PEBBLE ROCK, LTD. FOR A REGISTRATION TO OPERATE AS A TRADE WASTE BUSINESS**

On January 19, 2006, Pebble Rock, Ltd. (the "Applicant" or "Pebble Rock") submitted an application to the New York City Business Integrity Commission ("Commission"), formerly named the New York City Trade Waste Commission, pursuant to Local Law 42 of 1996, for exemption from licensing requirements for the removal of construction and demolition debris.<sup>1</sup> See Title 16-A of the New York City Administrative Code ("Admin. Code"), §16-505(a). The principals of the Applicant, an excavation and waste hauling company, are Thomas Vendittelli and Joseph Vendittelli.

Pebble Rock has applied to the Commission for a registration enabling it to operate a trade waste business "solely engaged in the removal of waste materials resulting from building demolition, construction, alteration or excavation" – a type of waste commonly known as construction and demolition debris, or "C & D." Admin. Code §16-505(a). Local Law 42 authorizes the Commission to review and determine such applications for registration. See id. If, upon review and investigation of the application, the Commission grants the Applicant a registration, the Applicant becomes "exempt" from the licensing requirement applicable to businesses that remove other types of waste. See id.

In determining whether to grant a registration to operate a construction and demolition debris removal business, the Commission considers the same types of factors that are pertinent to the Commission's determination whether to issue a license to a business seeking to remove other types of waste. See, e.g., Admin. Code §16-504(a) (empowering Commission to issue and establish standards for issuance, suspension, and revocation of licenses and registrations); compare Title 17, Rules of the City of New York ("RCNY") §§1-06 & 2-02 (specifying information required to be submitted by license applicant) with id. §§1-06 & 2-03(b) (specifying information required to be submitted by registration applicant); see also Admin. Code §16-513(a)(i) (authorizing suspension or revocation of license or registration for violation of Local Law 42 or any

---

<sup>1</sup> See infra fn 2.

rule promulgated pursuant thereto). Central to the Commission's investigation and determination of a registration application is whether the applicant has business integrity. See 17 RCNY §1-09 (prohibiting numerous types of conduct reflecting lack of business integrity, including violations of law, knowing association with organized crime figures, false or misleading statements to the Commission, and deceptive trade practices); Admin. Code §16-509(a) (authorizing Commission to refuse to issue licenses to applicants lacking "good character, honesty and integrity").

Based upon the record as to the Applicant, the Commission denies its registration application on the ground that this Applicant lacks good character, honesty and integrity for the following independent reasons:

- A. The Applicant has failed to demonstrate eligibility for a trade waste exemption from licensing and a trade waste registration.
  - 1. The Applicant's President, Thomas Vendittelli, and Secretary/Treasurer, Joseph Vendittelli, were convicted of mail fraud in connection with their participation in an illegal dumping scheme at Fresh Kills Landfill.
  - 2. The Applicant's President, Thomas Vendittelli, and Secretary/Treasurer, Joseph Vendittelli, are convicted racketeers
  - 3. The Applicant engaged in unlicensed activity on multiple occasions and was found guilty of an administrative violation for such conduct.
  - 4. The Applicant failed to pay a fine resulting from its unlicensed activity for which a judgment has been entered.
- B. The Applicant knowingly failed to provide information and provided false and misleading information to the Commission.

## **I. BACKGROUND**

### **A. The New York City Carting Industry**

Virtually all of the more than 200,000 commercial business establishments in New York City contract with private carting companies to remove and dispose of their refuse. Historically, those services have been provided by several hundred companies. For the past four decades, and until only a few years ago, the private carting industry in the City was operated as an organized crime-controlled cartel engaging in a pervasive pattern of racketeering and anticompetitive practices. The United States Court of Appeals for the Second Circuit has described that cartel as "a 'black hole' in New York

City's economic life." Sanitation & Recycling Industry, Inc. v. City of New York, 107 F.3d 985, 989 (2d Cir. 1997) ("SRI").

Extensive testimonial and documentary evidence adduced during lengthy City Council hearings addressing the corruption that historically has plagued this industry revealed the nature of the cartel: an entrenched anti-competitive conspiracy carried out through customer-allocation agreements among carters, who sold to one another the exclusive right to service customers, and enforced by organized crime-connected racketeers, who mediated disputes among carters. See generally Peter Reuter, Racketeering in Legitimate Industries: A Study in the Economics of Intimidation (RAND Corp. 1987). After hearing the evidence, the City Council made numerous factual findings concerning organized crime's longstanding and corrupting influence over the City's carting industry and its effects, including the anticompetitive cartel, exorbitant carting rates, and rampant customer overcharging. More generally, the Council found "that unscrupulous businesses in the industry have taken advantage of the absence of an effective regulatory scheme to engage in fraudulent conduct." Local Law 42 §1.

The City Council's findings of extensive corruption in the commercial carting industry have been validated by the successful prosecution of many of the leading figures and companies in the industry. In 1995 and 1996, the Manhattan District Attorney obtained racketeering indictments against more than sixty individuals and firms connected to the City's waste removal industry, including powerful mob figures such as Genovese organized crime family capo Alphonse Malangone and Gambino soldier Joseph Francolino. Simply put, the industry's entire modus operandi, the cartel, was indicted as a criminal enterprise. Since then, all of the defendants have either pleaded or been found guilty of felonies; many have been sentenced to lengthy prison terms, and many millions of dollars in fines and forfeitures have been imposed.

The Commission's regulatory and law-enforcement investigations have confirmed that organized crime has long infiltrated the construction and demolition debris removal sector of the carting industry as well as the garbage hauling sector that was the focus of the Manhattan District Attorney's prosecution. In light of the close nexus between the C & D sector of the carting industry and the construction industry, mob influence in the former should come as no surprise. The construction industry in New York City has been corrupted by organized crime for decades. See, e.g., James B. Jacobs, Gotham Unbound: How New York City Was Liberated from the Grip of Organized Crime 96-115 (1999) (detailing La Cosa Nostra's influence and criminal activity in the concrete, masonry, drywall, carpentry, painting, trucking, and other sectors of the City's construction industry).

Moreover, the C & D sector of the carting industry has been a subject of significant federal prosecutions over the past decade. In 1990, Anthony Vulpis, an associate of both the Gambino and the Genovese organized crime families, Angelo Paccione, and six waste hauling companies owned or controlled by them were convicted of multiple counts of racketeering and mail fraud in connection with their operation of a massive illegal landfill on Staten Island. See United States v. Paccione, 949 F.2d 1183,

1186-88 (2d Cir. 1991), cert. denied, 505 U.S. 1220 (1992). Many C & D haulers dumped their loads at this illegal landfill, which accumulated 550,000 cubic yards of refuse over a mere four-month period in 1988. During that period, “the City experienced a sharp decline in the tonnage of construction waste deposited” at its Fresh Kills Landfill, as well as “a concomitant decline in revenue” from the fees that would have been charged for dumping at a legal landfill. 949 F.2d at 1188. The trial judge described this scheme as “one of the largest and most serious frauds involving environmental crimes ever prosecuted in the United States.” United States v. Paccione, 751 F. Supp. 368, 371 (S.D.N.Y. 1990).

Another illegal waste disposal scheme also prominently featured haulers of construction and demolition debris. This scheme involved certain “cover” programs instituted by the City of New York at Fresh Kills, under which the City obtained materials needed to cover the garbage and other waste dumped at the landfill. Under the “free cover” program, transfer stations and carting companies could dispose of “clean fill” (i.e., soil uncontaminated by debris) at Fresh Kills free of charge. Under the “paid cover” program, the City contracted with and paid carting companies to bring clean fill to Fresh Kills. Numerous transfer stations and carters, however, abetted by corrupt City sanitation workers, dumped non-qualifying materials (including C & D) at Fresh Kills under the guise of clean fill. This was done by “cocktailing” the refuse: Refuse was placed beneath, and hidden by, a layer of dirt on top of a truckload. When the trucks arrived at Fresh Kills, they appeared to contain nothing but clean fill, which could be dumped free of charge.

In 1994, twenty-eight individuals, including numerous owners of transfer stations and carting and trucking companies, were indicted in connection with this scheme, which deprived the City of approximately \$10 million in disposal fees. The indictments charged that from January 1988 through April 1992, the defendants participated in a racketeering conspiracy and engaged in bribery and mail fraud in connection with the operation of the City’s “cover” programs. The various hauling companies, from Brooklyn, Queens, and Staten Island, were charged with paying hundreds of thousands of dollars in bribes to Department of Sanitation employees to allow them to dump non-qualifying materials at Fresh Kills without paying the City’s tipping fees. See United States v. Cafra, et al., No. 94 Cr. 380 (S.D.N.Y.); United States v. Barbieri, et al., No. 94 Cr. 518 (S.D.N.Y.); see also United States v. Caccio, et al., Nos. 94 Cr. 357,358, 359, 367 (four felony informations). Twenty-seven defendants pleaded guilty in 1994 and 1995, and the remaining defendant was found guilty in 1996 after trial.

In sum, the need to root organized crime and other forms of corruption out of the City’s waste removal industry applies with equal force to the garbage hauling and the C & D sectors of the industry. Local Law 42 recognizes this fact in requiring C & D haulers to obtain registrations from the Commission in order to operate in the City. See Attonito v. Maldonado, 3 A.D.3d 415, 771 N.Y.S.2d 97 (1<sup>st</sup> Dept. 2004).

## B. Local Law 42

Upon the enactment of Local Law 42, the Commission assumed regulatory authority from the Department of Consumer Affairs (“DCA”) for the licensing and registration of businesses that remove, collect, or dispose of trade waste. See Admin. Code §16-503. “Trade waste” is broadly defined and specifically includes “construction and demolition debris.” Id. §16-501(f)(1). The carting industry quickly challenged the new law, but the courts have consistently upheld Local Law 42 against repeated facial and as-applied constitutional challenges by New York City carters. See, e.g., Sanitation & Recycling Industry, Inc. v. City of New York, 928 F. Supp. 407 (S.D.N.Y. 1996), aff’d, 107 F.3d 985 (2d Cir. 1997); Universal Sanitation Corp. v. Trade Waste Comm’n, No. 96 Civ. 6581 (S.D.N.Y. Oct. 16, 1996); Vigliotti Bros. Carting Co. v. Trade Waste Comm’n, No. 115993/96 (Sup. Ct. N.Y. Cty. Dec. 4, 1996); Fava v. City of New York, No. CV-97-0179 (E.D.N.Y. May 12, 1997); Imperial Sanitation Corp. v. City of New York, No. 97 CV 682 (E.D.N.Y. June 23, 1997); PJC Sanitation Services, Inc. v. City of New York, No. 97-CV-364 (E.D.N.Y. July 7, 1997). The United States Court of Appeals has definitively ruled that an applicant for a trade waste removal license under Local Law 42 has no entitlement to and no property interest in a license, and the Commission is vested with broad discretion to grant or deny a license application. SRI, 107 F.3d at 995; see also Daxor Corp. v. New York Dep’t of Health, 90 N.Y.2d 89, 98-100, 681 N.E.2d 356, 659 N.Y.S.2d 189 (1997); Attonito, 3 A.D.3d 415.

Local Law 42 specifically permits the Commission to refuse to issue a registration to an applicant “who has knowingly failed to provide the information and/or documentation required by the commission pursuant to [Title 16 of the Administrative Code or any rules promulgated thereto]” or “who has otherwise failed to demonstrate eligibility for such license.” Admin. Code §16-509(b). Applicants who knowingly fail to provide information required by the Commission (whether they fail to provide the information altogether or they provide false and misleading information) fall under the first prong. In Attonito v. Maldonado, 3 A.D.3d 415 (1<sup>st</sup> Dept. 2004); *leave denied*, 2 N.Y.3d 705 (2004), the Appellate Division affirmed the authority of the Commission to “review” exemption applications, to fully investigate any matter within its jurisdiction and to deny such applications in those cases “where the applicant fails to provide the necessary information, or knowingly provides false information.” It further affirmed the authority of the Commission to investigate the accuracy of the information provided in an application. Id.

Applicants who fail to demonstrate good character, honesty and integrity using the criteria by which license applicants are judged fall under the second prong of §16-509(b). While the Appellate Division in Attonito did not directly address the second prong, by affirming the Commission’s authority to investigate matters within the trade waste industry, it necessarily follows that the Commission need not ignore the results of its investigation that bear on an applicant’s good character, honesty and integrity. Accordingly, the Commission evaluates whether applicants meet the fitness standard using the same criteria upon which license applicants may be denied, including:

1. failure by such applicant to provide truthful information in connection with the application;
2. a pending indictment or criminal action against such applicant for a crime which under this subdivision would provide a basis for the refusal of such license, or a pending civil or administrative action to which such applicant is a party and which directly relates to the fitness to conduct the business or perform the work for which the license is sought, in which cases the commission may defer consideration of an application until a decision has been reached by the court or administrative tribunal before which such action is pending;
3. conviction of such applicant for a crime which, considering the factors set forth in section seven hundred fifty-three of the correction law, would provide a basis under such law for the refusal of such license;
4. a finding of liability in a civil or administrative action that bears a direct relationship to the fitness of the applicant to conduct the business for which the license is sought;
5. commission of a racketeering activity or knowing association with a person who has been convicted of a racketeering activity, including but not limited to the offenses listed in subdivision one of section nineteen hundred sixty-one of the Racketeer Influenced and Corrupt Organizations statute (18 U.S.C. § 1961 et seq.) or of an offense listed in subdivision one of section 460.10 of the penal law, as such statutes may be amended from time to time, or the equivalent offense under the laws of any other jurisdiction;
6. association with any member or associate of an organized crime group as identified by a federal, state or city law enforcement or investigative agency when the applicant knew or should have known of the organized crime associations of such person;
7. having been a principal in a predecessor trade waste business as such term is defined in subdivision a of section 16-508 of this chapter where the commission would be authorized to deny a license to such predecessor business pursuant to this subdivision;
8. current membership in a trade association where such membership would be prohibited to a licensee pursuant to subdivision j of section 16-520 of this chapter unless the commission has determined, pursuant to such subdivision, that such association does not operate in a manner inconsistent with the purposes of this chapter;

9. the holding of a position in a trade association where membership or the holding of such position would be prohibited to a licensee pursuant to subdivision j of section 16-520 of this chapter;
10. failure to pay any tax, fine, penalty, or fee related to the applicant's business for which liability has been admitted by the person liable therefor, or for which judgment has been entered by a court or administrative tribunal of competent jurisdiction.

Admin. Code § 16-509(a)(i)-(x). While the presence of one of the above factors in the record of a registration applicant would not necessarily require a denial as a matter of law, the Commission may consider such evidence as a factor in determining overall eligibility.

## II. THE APPLICANT

On January 19, 2006, the Applicant filed an application for exemption from licensing requirements for removal of construction and demolition debris (the "Registration Application").<sup>2</sup> The principals of the Applicant are Thomas Vendittelli ("Thomas") and Joseph Vendittelli ("Joseph"). See Registration Application at 9.

The staff has conducted a background investigation of the Applicant and its principals. As part of the Commission's investigation, on July 20, 2006, Commission staff deposed Thomas Vendittelli and Joseph Vendittelli. On January 26, 2007, the staff issued a 14-page recommendation that the Registration Application be denied (the "Recommendation"). Pursuant to the Commission's rules, the Applicant had ten business days to submit a response to the Recommendation. See 17 RCNY §2-08(a); see also Recommendation at 14. The Applicant did not submit any response to the staff's Recommendation.

The Commission has carefully considered the staff's Recommendation. For the reasons set forth below, the Commission finds that the Applicant lacks good character, honesty, and integrity, and has failed to demonstrate eligibility for a registration. Therefore, Pebble Rock's application is denied.

---

<sup>2</sup> Pebble Rock submitted a second application on May 19, 2006. Commission staff deposed Thomas Vendittelli on July 20, 2006. During the deposition, Thomas testified that he submitted a second registration application because his attorney informed him that the first application was outdated. See Deposition Transcript of Thomas Vendittelli ("Thomas Tr.") at 16. Both applications, containing substantially similar information, are considered in this denial recommendation.

### III. GROUNDS FOR DENIAL

#### A. The Applicant has failed to demonstrate eligibility for a trade waste exemption from licensing and a trade waste registration.

##### 1. The Applicant's President, Thomas Vendittelli, and Secretary/Treasurer, Joseph Vendittelli, were convicted of mail fraud in connection with their participation in an illegal dumping scheme at Fresh Kills Landfill.

In August 1994, Thomas Vendittelli, Joseph Vendittelli, and fifteen others were indicted on federal conspiracy and bribery charges in connection with an illegal waste-dumping scheme at the Fresh Kills Landfill ("the Landfill") on Staten Island. See United States v. Barbieri et al., No. 94 Cr. 518 (S.D.N.Y.) ("Indictment"). The scheme involved, among other things, fraudulent abuse of the City's "free cover program," under which the City allowed hauling and trucking companies to dispose of "clean fill" (i.e., soil generally free of debris) and "road material" free of charge at the Landfill because the Department of Sanitation ("DOS") required such material to operate the Landfill.<sup>3</sup> In essence, the illegal dumping scheme involved truckers, such as the Vendittellis, paying middlemen who acted as brokers between DOS employees and truckers who wished to dispose of material at the Landfill. Those middlemen, including Anthony Emmino and Robert Emmino ("the Emmino brothers"), in turn, bribed DOS employees to allow the Vendittellis and others, under the guise of the "free cover program," to dump non-qualifying material such as construction and demolition debris at the Landfill without paying the standard waste disposal fee. See generally Indictment at ¶¶1-14, 35-40.<sup>4</sup>

The indictment identified Thomas Vendittelli and Joseph Vendittelli as officers of both North 12<sup>th</sup> Street Transfer Corporation ("North 12<sup>th</sup> Street"), a transfer station, and Vendi Brothers, Inc. ("Vendi Bros."), a demolition and carting company. Id. at ¶25. The indictment charged that from September 1988 through April 1992, the Vendittellis made payments totaling between approximately \$200,000 and \$250,000 to a company, CJE Land Clearing Inc. ("CJE"), with the understanding that CJE's principals, the Emmino brothers, would use a portion of the money to bribe DOS employees to allow the Vendittellis' companies to dump non-qualifying material free of charge at the Landfill. Id. at ¶51.

---

<sup>3</sup> Two programs were in effect from October 1988 through April 1992 that enabled entities to dump qualifying material at the Landfill free of charge. First, under the "free cover program," truckers were permitted to dispose of cover material or "road material," i.e., concrete rubble and broken asphalt, at the Landfill free of charge. Second, under the "paid cover program," companies obtained contracts with the City, which required them to bring a certain amount of cover material from pre-approved sites to the Landfill. Cover material is also referred to as "clean fill," which is primarily dirt, with some small amounts of stone, gravel, sand, clay and silt. Under both programs, DOS employees were required to inspect the sites from which the material was to be obtained in order to ensure that it contained appropriate material.

<sup>4</sup> See also fn 3.

In furtherance of this bribery conspiracy, the indictment charged that, on or about November 12, 1991, Joseph Vendittelli had a telephone conversation with Anthony Emmino, in which they discussed disguising the appearance of a load of unapproved material so that it could be dumped at the Landfill free of charge. Id. at ¶57(u). The indictment further charged that on or about October 10, 1991, Anthony Emmino spoke with another co-conspirator wherein they discussed Thomas Vendittelli's bribe payments to a DOS employee working at the Landfill. Id. at ¶57(v). Finally, the indictment charged that on or about May 16, 1991, Thomas and Joseph caused North 12<sup>th</sup> Street to use a dump ticket for an alleged site at 133<sup>rd</sup> Street in the Bronx (the "133<sup>rd</sup> Street Site") to dump unapproved material at the Landfill from a location other than the 133<sup>rd</sup> Street Site.<sup>5</sup> Id. at ¶57(w).

The indictment charged Thomas Vendittelli and Joseph Vendittelli each with one count of conspiracy to commit bribery in violation of Title 18, United States Code, Section 666(a)(2), and one count of bribery in connection with a federally funded program in violation of Title 18, United States Code, Sections 666(a)(2) and (2). Id. at ¶¶54, 81. In March 1995, Thomas and Joseph each pled guilty to superseding informations charging one count of mail fraud in connection with the submission to DOS of reports falsely stating the amount of clean fill or "road material" dumped by the Vendittellis' companies at the Landfill. See United States v. Thomas Vendittelli, Information No. S5-95 Cr. 518 (WK) (S.D.N.Y.) ("Thomas Information"); United States v. Joseph Vendittelli, Information No. S4-95 Cr. 518 (WK) (S.D.N.Y.) ("Joseph Information"). On September 15, 1995, Thomas and Joseph were sentenced to four months incarceration, and three years probation with a period of four months home confinement. See Thomas Vendittelli Judgment of Conviction; Joseph Vendittelli Judgment of Conviction. They were also ordered to pay the City restitution in the amount of \$40,000. See id.

As discussed above, Thomas Vendittelli and Joseph Vendittelli were principals of North 12 Street and Vendi Bros. In making licensing determinations, the Commission is expressly authorized to consider prior convictions of the applicant (or any of its principals) for crimes which, in light of the factors set forth in section 753 of the Correction Law, would provide a basis under that statute for refusing to issue a license. See Admin. Code §16-509(a)(iii); see also id. § 16-501(a). Those factors are:

- (a) The public policy of this state, as expressed in [the Correction Law], to encourage the licensure . . . of persons previously convicted of one or more criminal offenses.
- (b) The specific duties and responsibilities necessarily related to the license . . . sought.

---

<sup>5</sup> A DOS-approved site was referred to as a "borrow site." The 133<sup>rd</sup> Street Site was a fictitious borrow site created by Anthony Emmino. See Indictment at ¶¶11, 44. The Vendittellis used dump tickets issued for this site to dump unapproved material that was obtained from other sites in order to avoid payment of the required dumping fees.

- (c) The bearing, if any, the criminal offense or offenses for which the person was previously convicted will have on his fitness or ability to perform one or more such duties and responsibilities.
- (d) The time which has elapsed since the occurrence of the criminal offense or offenses.
- (e) The age of the person at the time of occurrence of the criminal offense or offenses.
- (f) The seriousness of the offense or offenses.
- (g) Any information produced by the person, or produced on his behalf, in regard to his rehabilitation and good conduct.
- (h) The legitimate interest of the public agency . . . in protecting property, and the safety and welfare of specific individuals or the general public.

N.Y. Correct. Law §753 (1).

Applying these factors, notwithstanding the public policy of the state of New York to encourage licensure of persons convicted of crimes, the crimes committed by Thomas Vendittelli and Joseph Vendittelli are so serious, and so closely related to both the purposes for which registration is sought here and the duties and responsibilities associated with such registration, that they should preclude the grant of a trade waste removal registration to this Applicant. By their own admission, the Vendittellis participated in a scheme to defraud the City of New York by bribing its employees and filing false statements. During the four-year period of their participation in the scheme, the Vendittellis were businessmen in their late 20's or early 30's – plainly old enough to know what the law is, how to obey it, and to recognize that the payments they made and the false statements they filed were certainly illegal. Their crimes were the result of a conscious decision to violate the law and are an all too accurate reflection of the cynical disregard for the law that corrupted the City's waste removal industry for decades. Thomas Vendittelli and Joseph Vendittelli are, quite simply, unworthy of registration in that same industry.<sup>6</sup>

For the principals' involvement in the above outlined illegal dumping scheme -- a point not refuted by the Applicant -- the Commission finds that the Applicant lacks good character, honesty, and integrity and has failed to demonstrate eligibility for a

---

<sup>6</sup> Additionally, on December 3, 1993, Thomas Vendittelli was convicted of criminal trespass in the third degree, operating a solid waste management site without a permit; and disposing of solid waste at a non-permitted facility. See NYLJ Decision, September 15, 1994. The trespass conviction was later overturned. See NYLJ Decision, Appellate Term 2<sup>nd</sup> and 11<sup>th</sup> Judicial Districts, December 1, 1995. Thomas testified during his deposition that he dumped dirt at a baseball field on Staten Island without the required permits. See Thomas Tr. at 71-72.

registration. Therefore, the Commission denies Pebble Rock's application for this independently sufficient reason.

**2. The Applicant's President, Thomas Vendittelli, and Secretary/Treasurer, Joseph Vendittelli, are convicted racketeers.**

The Commission may deny a license application based on the "commission of a racketeering activity..." See Admin. Code §16-509(a)(v). As demonstrated above, Thomas and Joseph pled guilty to mail fraud, in violation of Title 18, United States Code, Section 1341. Section 16-509(a)(v) of the Administrative Code specifically states that racketeering activities include, but are not limited to, those delineated in Title 18, United States Code, Section 1961(1). Title 18, United States Code, Section 1961(1) defines "racketeering activity" to include any act involving mail fraud, a crime of which the Vendittellis were convicted.

Thomas and Joseph's commission of the above racketeering activities is evidence of their lack of good character, honesty and integrity and mandates the conclusion that the Applicant has failed to demonstrate eligibility for a registration. The Applicant does not refute this point. Consequently, Pebble Rock's application is denied on this independently sufficient ground as well.

**3. The Applicant engaged in unlicensed activity on multiple occasions and was found guilty of an administrative violation for such conduct.**

Pebble Rock was incorporated in 1995 and applied to the Commission for an exemption from the licensing requirements in 2006. The company has never held a DCA carting license and has never been legally authorized to operate in the City of New York. Nonetheless, by its own admission, Pebble Rock has been illegally operating in the City since its formation in 1995.

At their depositions, both Thomas and Joseph acknowledged that they have been illegally hauling dirt and debris from excavation sites since the company's inception. See Joseph Tr. at 13, 38-39; Thomas Tr. at 49. In fact, on September 1, 2005, a Commission investigator observed one of the Applicant's trucks while it collected and transported waste from an excavation site in Brooklyn, New York. Consequently, on September 19, 2005, the Applicant was charged with operating an unlicensed or unregistered waste removal business, in violation of §16-505(a) of the New York City Administrative Code. See Department of Consumer Affairs ("DCA") Notice of Hearing, #TW-1215. On January 26, 2006, a hearing was held at the DCA before Administrative Law Judge ("ALJ") Mitchell B. Nisonoff. Subsequently, by Decision and Order dated March 1, 2006, ALJ Nisonoff found Pebble Rock guilty of violating the New York City Administrative Code §16-505(a) and ordered Pebble Rock to pay a fine of \$5,000 to the Business Integrity Commission. See Decision and Order.<sup>7</sup>

<sup>7</sup> As of the date of this recommendation, Pebble Rock has failed to pay this fine. See *infra* at 12.

The Commission is authorized to deny the license application of a company that has engaged in unlicensed carting activity in the City of New York. See Admin. Code §§ 16-505(a), 16-509(c)(ii), 16-513(a)(i). Further, as discussed above, the Commission may consider such activity in determining overall eligibility for a registration. Pebble Rock plainly engaged in unlicensed carting activity, for a minimum of eleven years. The Applicant does not refute this point. Therefore, Pebble Rock's application is denied on this independently sufficient ground as well.

**4. The Applicant failed to pay a fine resulting from its unlicensed activity for which a judgment has been entered.**

The Commission may deny a license application when the applicant has failed "to pay any tax, fine, penalty, fee related to the applicant's business for which liability has been admitted by the person liable therefor or for which judgment has been entered ...", and the Commission may consider such when determining an applicant's eligibility for a registration. See Admin. Code §16-509(a); *supra* at 5-7. The Applicant has failed to pay an outstanding fine resulting from a violation being issued against Pebble Rock for unregistered activity.

As discussed above, on March 1, 2006, by Decision and Order, ALJ Mitchell B. Nisonoff found Pebble Rock guilty of violating Administrative Code Section 16-505(a) and ordered Pebble Rock to pay a fine of \$5,000 to the Business Integrity Commission. See Decision and Order. As of the date of this recommendation, approximately eleven months have passed since the DCA entered judgment against Pebble Rock. To date, Pebble Rock has not paid any money to the Business Integrity Commission towards this fine. The Applicant does not refute this point.

The Applicant's failure to pay the fine related to operating without a trade waste license or registration is another independently sufficient ground to deny the Applicant's registration application.

**B. The Applicant knowingly failed to provide information and provided false and misleading information to the Commission.**

The Commission may refuse to issue a registration to an applicant who has failed "to provide truthful information in connection with the application." See Admin. Code §16-509(a), (b); Attonito, 3 A.D.3d 415. As stated, Commission staff deposed Thomas and Joseph on July 20, 2006. During their sworn depositions, both provided false and misleading information to the Commission. In 1995, the Vendittellis pled guilty and accepted responsibility for the crime of mail fraud. Yet, when they testified before the Commission, they denied responsibility for their actions and claimed to be innocent. The evidence demonstrates that their recent denials of responsibility are in fact false.

During their depositions, Thomas and Joseph denied all the elements of the crime they previously admitted. They claimed that they had no knowledge of the scheme at the

Landfill or that the Emmino brothers were paying bribes to DOS officials. See Thomas Tr. at 60-70; Joseph Tr. at 46-58. Both claimed that they believed the material they dumped at the Landfill was acceptable material. See id. They testified that they were innocent and only pled guilty to save the time and expense of a trial. See Thomas Tr. at 66-67; Joseph Tr. at 57-58. These recent claims of innocence flatly contradict their earlier pleas, also made under oath. Consequently, either they are lying now or they lied to the sentencing court a decade ago. Moreover, the Venditellis' refusal to testify truthfully and appreciate the wrongfulness of their conduct frustrates the Commission's inquiry into the facts and circumstances of their earlier convictions and moots any inquiry into whether they learned anything from the experience.

In fact, the indictments, the Venditellis' pleas of guilty, and the evidence against them belie these recent claims of innocence. Contrary to Thomas and Joseph's assertions under oath at their depositions, the evidence established that they were in fact aware that the material they dumped at the Landfill was unacceptable and therefore could not legally be dumped free of charge. For instance, Joseph was heard incriminating himself on wiretapped recordings. On or about November 12, 1991, Joseph Venditelli, during a telephone conversation with Anthony Emmino, discussed disguising the appearance of a load so that it "look[ed] good" when it was dumped. See Indictment at ¶57(u); Wire Transcription, 11/12/91 Conversation. This evidence directly contradicts Joseph's claims that he was permitted to dump the material at the Landfill without paying dumping fees because it was acceptable material.

Additionally, under either program – free cover program or paid cover program – DOS employees were required to inspect the sites from which material was to be brought into the Landfill. This was necessary in order to ensure that the site contained appropriate material. Contrary to the Venditellis' assertions that they only brought appropriate material into the Landfill, they used a dump ticket for the 133<sup>rd</sup> Street Site, a fictitious borrow site, to dump material at the Landfill that was not approved and was not in fact from the 133<sup>rd</sup> Street Site. See Indictment at ¶57(w). The Commission cannot credit such blatantly and provably false testimony.

Moreover, the Venditellis pled guilty under oath on March 24, 1995. In doing so, they admitted that they were guilty of mail fraud; they admitted that from on or about late 1988 through April 1992, they knowingly participated in a scheme to deprive New York City of dumping fees by falsely representing that material was approved material when it was not. See Thomas Information; Joseph Information. In furtherance of this scheme, they admitted to filing documents with the City which falsely described the amount of approved material they dumped at the Landfill.<sup>8</sup> See id.

---

<sup>8</sup> The Venditellis conceded that they paid the Emminos hundreds of thousands of dollars, but claim that they did not know that any of that money went to pay bribes. See Thomas Tr. at 60-70; Joseph Tr. at 46-58. If the material was acceptable to DOS as the Venditellis claimed to have believed, then they would not have had to pay hundreds of thousands of dollars to the Emmino brothers. Rather, they would have been permitted to dump the material free of charge.

Thus, Thomas and Joseph provided false and misleading information to the Commission during their depositions before the Commission. The Applicant does not refute this point. Thomas and Joseph's consistent failure to be forthcoming and take responsibility for their actions demonstrates their lack of business integrity and frustrates the investigative functions of the Commission. Their unwillingness to deal honestly with the Commission, the agency responsible for regulating their business, demonstrates that the Applicant lacks the requisite good character, honesty and integrity to operate such a business in New York City. For this independently sufficient reason, Pebble Rock's registration application is denied.

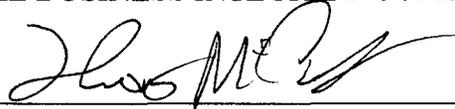
**III. CONCLUSION**

The Commission is vested with broad discretion to refuse to issue a license or registration to any applicant that it determines lacks good character, honesty, and integrity. The evidence recounted above demonstrates convincingly that Pebble Rock falls short of that standard. For the reasons discussed above, the Commission hereby denies Pebble Rock's registration application.

This exemption/registration denial decision is effective immediately. The Applicant shall not service any customers or otherwise operate a trade waste removal business in the City of New York.

Dated: May 8, 2007

THE BUSINESS INTEGRITY COMMISSION



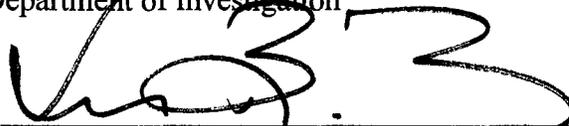
Thomas McCormack  
Chair



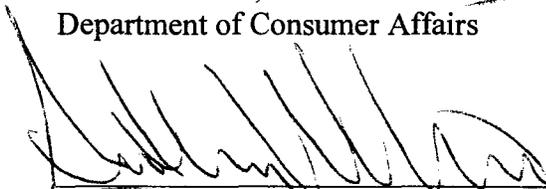
John Doherty, Commissioner  
Department of Sanitation



Rose Gill Hearn, Commissioner  
Department of Investigation



Jonathan Mintz, Commissioner  
Department of Consumer Affairs



Anthony Dell'Olito, General Counsel (designee)  
Department of Small Business Services



Brian O'Neill, Inspector (designee)  
New York City Police Department