

New York State Department of Environmental Conservation  
Division of Environmental Remediation  
Bureau of Hazardous Site Control

828021

ADDITIONS/CHANGES TO REGISTRY: SUMMARY OF APPROVALS

SITE NAME: **GOLDEN ROAD DISPOSAL AREA**

DEC I.D. NUMBER **828021**

Current Classification **2**

Volunteer Yes \_\_\_\_\_ No \_\_\_\_\_  
Sign (7) below

Activity: ☐ Add as Class \_\_\_\_\_ ☐ Reclassify to \_\_\_\_\_ ☐ Delist Category \_\_\_\_\_ ☒ Modify **Boundary**

Approvals:

1. Regional Hazardous Waste Engineer	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	_____
2. BEEI of NYSDOH	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	_____
3. DEE	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	_____
4. _____ Remediation Action Bureau Director [Class 2]	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	_____
5. BHSC - Investigation Section	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	_____
6. BHSC - O&M Section [Class 4]	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	_____
7. BPM - Brownfield & Voluntary Cleanup Section	_____	_____	_____	_____	Date _____
8. Site Control Section	_____	_____	_____	_____	Date <u>3/11/03</u>
9. Director	_____	_____	_____	_____	Date <u>3/12/03</u>

Completion Checklist for Registry Sites

Completed By:  
Initials

Date

OWNER NOTIFICATION LETTER?	<input type="checkbox"/>	_____	_____
ADJACENT PROPERTY OWNER NOTIFICATION LETTER?	<input type="checkbox"/>	_____	_____
ENB / LEGAL NOTICE SENT? (For Deletion Only)	<input type="checkbox"/>	_____	_____
COMMENTS SUMMARIZED / PLACE IN REPOSITORY?	<input type="checkbox"/>	_____	_____
FINAL NOTIFICATION SENT TO OWNER? (For Deletion Only)	<input type="checkbox"/>	_____	_____

# SITE INVESTIGATION INFORMATION

1. SITE NAME Golden Road Disposal Site		2. SITE NUMBER 8-28-021	3. TOWN/CITY/VILLAGE Town of Chili	4. COUNTY Monroe County
5. REGION 8	6. CLASSIFICATION CURRENT 2 PROPOSED MODIFY <i>site boundaries</i>			
7. LOCATION OF SITE (Attach U.S.G.S. Topographic Map showing site location)				
a. Quadrangle Clifton				
b. Site Latitude 43° 7' 13" Site Longitude 77° 45' 35"				
c. Tax Map Numbers 132.20-1-3				
d. Site Street Address Golden Road, Rochester, NY 14624				
8. BRIEFLY DESCRIBE THE SITE (Attach site plan showing disposal/sampling locations)				
This site consists of the "south parcel" of the Estate of Howard Fitzsimons's Property located at 227 Golden Road; bounded on the north by railroad tracks, on the west by Marathon Ashland Petroleum, on the south by Interstate 490, and on the east by Gordon Hyde. Figure 2 from the ROD showing sampling locations is attached.				
a. Area 7 acres b. EPA ID Number NYD 980780753				
c. Completed (X)Phase I (X)Phase II ( ) PSA (X)RI/FS ( )PA/SI ( )Other				
9. Hazardous Waste Disposed (Include EPA Hazardous Waste Numbers)				
Over 200 drums and contaminated soil and debris were removed in 1985 as an emergency removal action: D001, F003, F005				
Liquid waste remaining on site: F002: methylene chloride F003: xylene, ethylbenzene F005: toluene, methyl ethyl ketone, benzene				
10. ANALYTICAL DATA AVAILABLE				
a. ( )Air (X)Groundwater (X)Surface Water (X)Sediment (X)Soil (X)Waste ( )Leachate ( )EPTox (X)TCLP				
b. Contravention of Standards or Guidance Values				
Shallow groundwater in waste area: methylene chloride 600,000 ppb, toluene 170,000 ppb, xylene 27,600 ppb, ethylbenzene 8,800 ppb, methyl ethyl ketone 24,000 ppb, acetone 4,900 ppb, benzene 780 ppb				
Subsurface soil in waste area: methylene chloride 5.4 ppm, toluene 97 ppm, xylene 610 ppm, ethylbenzene 81 ppm				
Waste: methylene chloride 170,000 ppm, toluene 220,000 ppm, xylene 150,000 ppm, ethylbenzene 32,000 ppm, methyl ethyl ketone 380 ppm				
11. CONCLUSION				
RI/FS addressed both parcels of the property, north and south of the railroad tracks. The RI did not identify consequential amounts of hazardous waste north of the tracks, the "north parcel," which has subsequently been removed from the site description. Substantial amounts of hazardous waste requiring remediation have been identified on the south parcel. See October 2002 Record of Decision for detailed site information and data.				
12. SITE IMPACT DATA				
a. Nearest Surface Water: Distance 100 ft.		Direction south	Classification C	
b. Nearest Groundwater: Depth varies, < 10 ft.		Flow Direction south	( )Sole Source ( )Primary ( )Principal	
c. Nearest Water Supply: Distance 600ft.		Direction north	Active ( )Yes (X)No	
d. Nearest Building: Distance 600 ft.		Direction north	Use abandoned residence and business garage (Chili Fuels)	
e. In State Economic Development Zone?	( )Y (X)N	i. Controlled Site Access?	( )Y (X)N	
f. Crops or livestock on site?	( )Y (X)N	j. Exposed hazardous waste?	( )Y (X)N	
g. Documented fish or wildlife mortality?	( )Y (X)N	k. HRS Score		
h. Impact on special status fish or wildlife resource?	( )Y (X)N	l. For Class 2: Priority Category		
13. SITE OWNER'S NAME		14. ADDRESS		15. TELEPHONE NUMBER
Estate of Howard Fitzsimons, Mrs C. Tyo, Executrix		86 Old Meadow Drive, Rochester, NY 14626		585-225-1311
16. PREPARER		17. APPROVED		
<i>Karen Maiurano</i> 2/11/03		<i>Robert L. Marino</i> 3/12/03		
Signature Date		Signature Date		
Karen Maiurano, Engineering Geologist 2, Bureau of Western Remedial Action		ROBERT L. MARINO Director BHSC		
Name, Title, Organization		Name, Title, Organization		

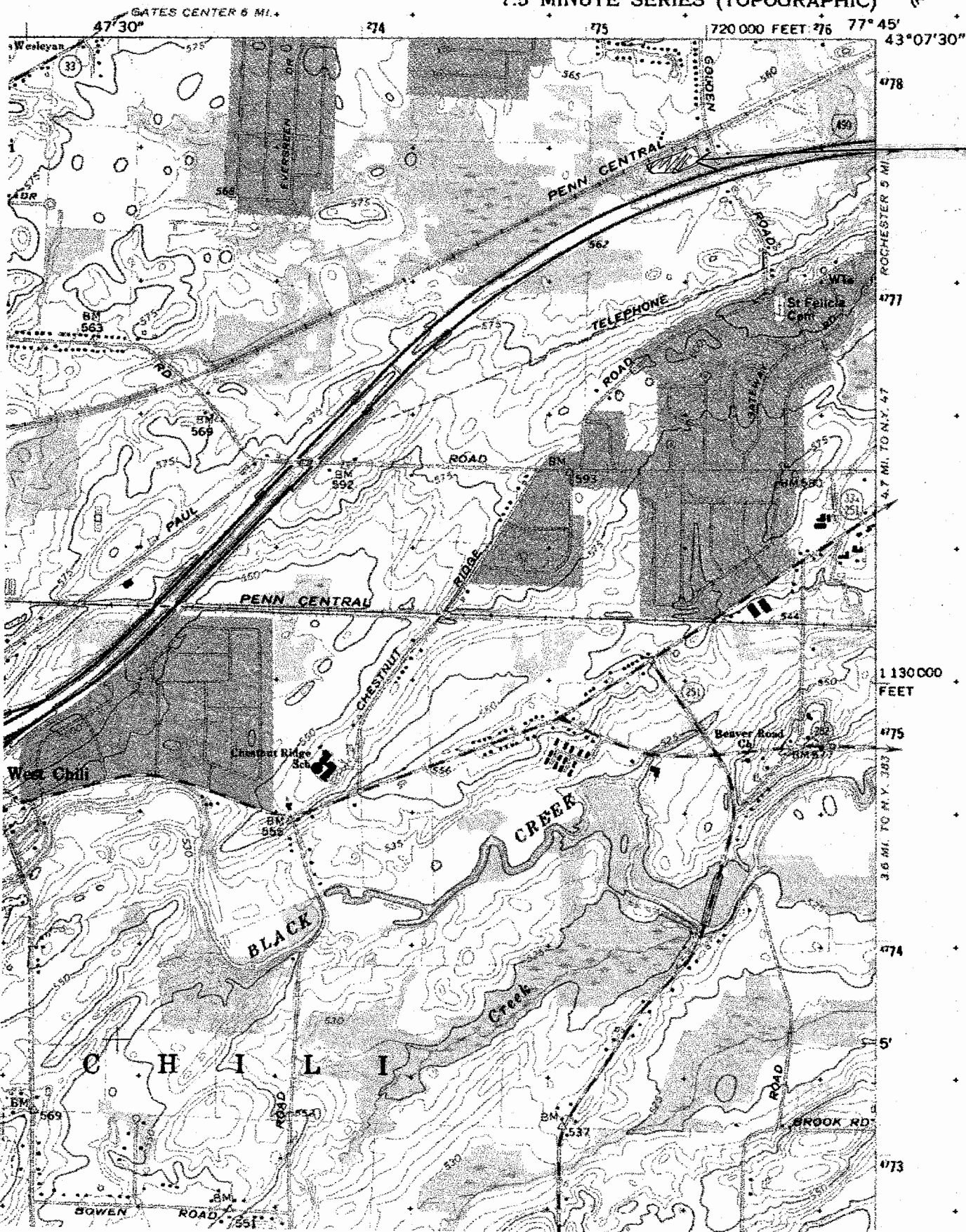
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NYSRPS ASSESSMENT INQUIRY
262200  CHILI          SCHOOL  GATES CHILI CENT  ROLL SEC  TAXABLE
PRCLS  240  RURAL RES  TOTAL RES SITES  1
132.20-1-3            TOTAL COM SITES  0
227  GOLDEN ROAD      ACCT NO  01854000000
= OWNER & MAILING INFO ===== MISC ====== ASSESSMENT DATA =====
FITZSIMONS HOWARD J JR  | RS-SS  | **CURRENT**  RES PERCENT  74
%CONSTANCE TYO-EXECUTRIX | 1      | LAND         42,700  **TAXABLE**
86 OLD MEADOW DRIVE    | BANK   | TOTAL        78,400  CO          78,400
ROCHESTER NY 14626     |        | **PRIOR**    TN          78,400
                        |        | LAND         42,700  SCH         78,400
                        |        | TOTAL        78,400
=== DIMENSIONS ==|===== SALES INFORMATION =====
ACRES      20.50 |BOOK   5986 SALE DATE
                |PAGE  00007  PR OWNER
===== TOTAL EXEMPTIONS  0 =====|=== TOTAL SPECIAL DISTRICTS  3 ===
CODE      AMOUNT PCT INIT TERM VG TC OWN|CODE   UNITS  PCT TYPE  VALUE
NO EXEMPTIONS                          |CH104
                                          |CH109
                                          |CH402    1.00
                                          |
F1=NEXT PARCEL          F3=NEXT EXEMPT\SPEC  F4=PREV EXEMT\SPEC
F6=GO TO INVENTORY      F9=GO TO XREF      F10=GO TO MENU
75.10- 03-018

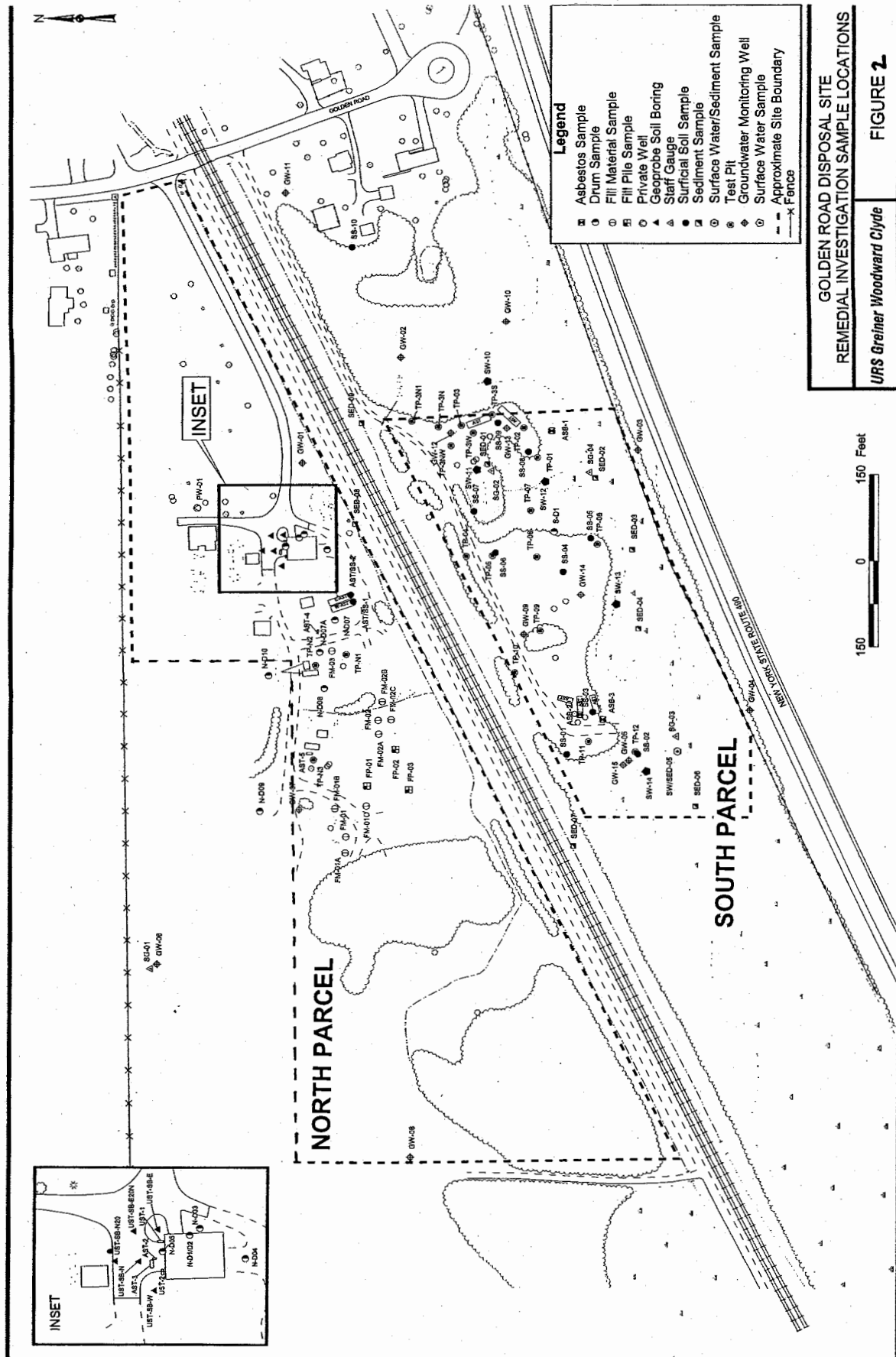
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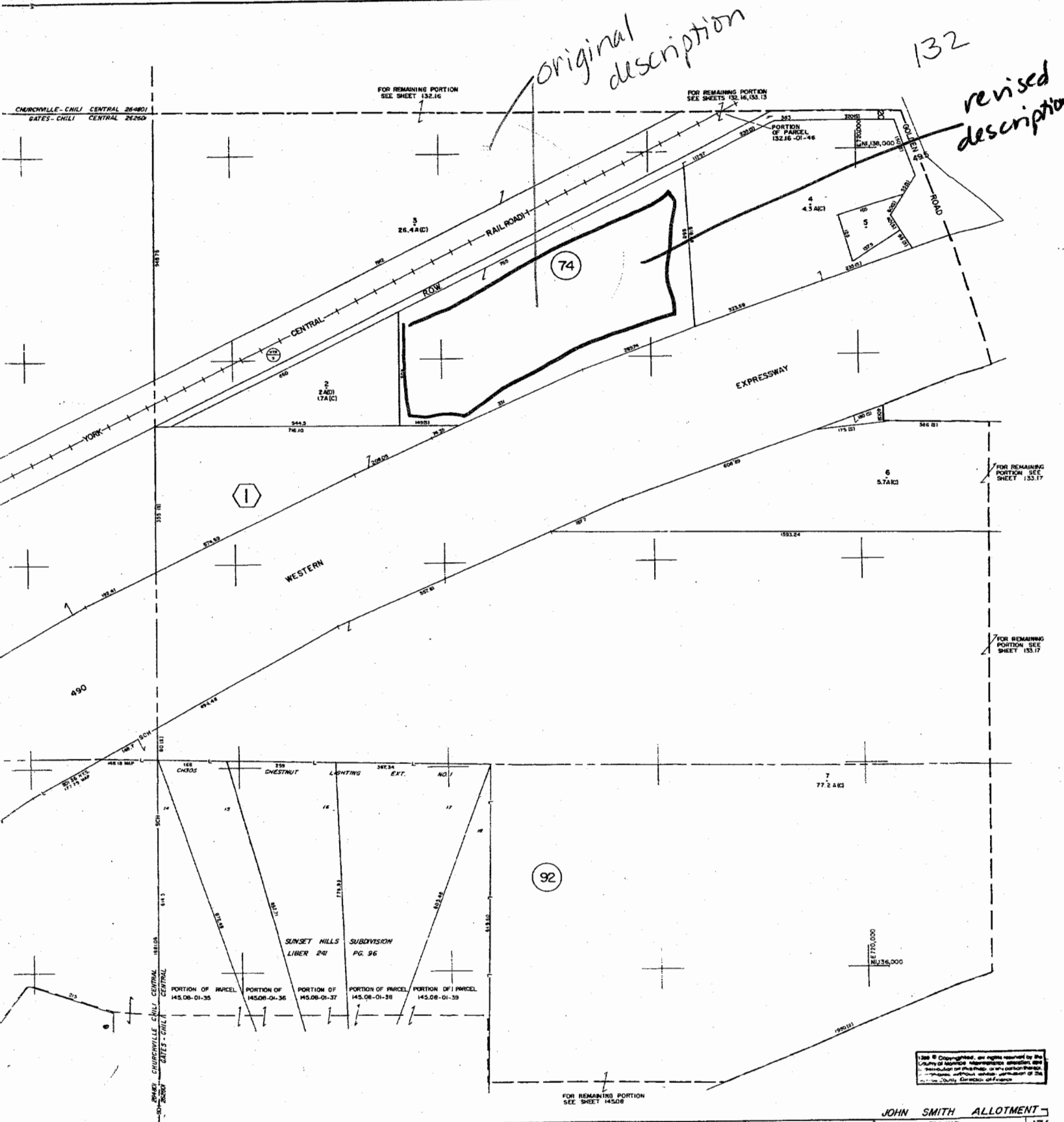
CLIFTON QUADRANGLE  
 NEW YORK - MONROE CO.  
 7.5 MINUTE SERIES (TOPOGRAPHIC)

5470 H NW  
 ROCHESTER WEST



Golden  
 Road  
 Disposal  
 site





SPECIAL DISTRICTS				MONUMENTS				LEGEND				TAX MAP			
WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1
WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1
WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1	WATER CHILI	WATER	SEWER-PURE WATERS	NO. 1

JOHN SMITH ALLOTMENT

TAX MAP

TOWN OF CHILI

MONROE COUNTY, NEW YORK

SCALE 1" = 100'

MAP DATE 2005.12

SHEET INDEX

132 133 134 135

132.15 132.16 133.13

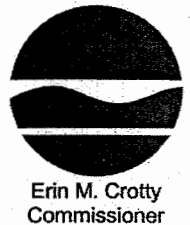
132.19 133.17

14507 14508 14605

14507 14508 14605

14507 14508 14605

**New York State Department of Environmental Conservation**  
**Division of Environmental Remediation**  
Bureau of Technical Support, 11<sup>th</sup> Floor  
625 Broadway, Albany, New York 12233-7020  
Phone: (518) 402-9551 • FAX: (518) 402-9020  
Website: www.dec.state.ny.us



JUL - 2 2003

This letter was sent to the people on the attached list.

Dear :

The New York State Department of Environmental Conservation (Department) maintains a Registry of sites where hazardous waste disposal has occurred. Property located at Golden Road in the Town of Chili, County of Monroe, and designated as Tax Map Number 132.20-1-3 was recently modified in the Registry. The name and site I.D. number of this property as listed in the Registry is Golden Road Disposal Site, Site #828021.

We are sending this letter to you and others who own property near the site listed above, as well as the county and town clerks. We are notifying you about these activities at this site because we believe it is important to keep you informed.

**If you currently are renting or leasing your property to someone else, please share this information with them. If you no longer own the property to which this letter was sent, please provide this information to the new owner and provide this office with the name and address of the new owner so that we can correct our records.**

The reason for this recent registry modification is as follows:

- The Remedial Investigation/Feasibility Study (RI/FS) addressed both parcels of the property, north and south of the railroad tracks. The Remedial Investigation (RI) did not identify consequential amounts of hazardous waste north of the tracks, the "north parcel", which has subsequently been removed from the site description. Substantial amounts of hazardous waste requiring remediation have been identified on the south parcel.

If you have any questions or seek additional information, please contact me at (518) 402-9553, or in writing using the address given above.

cc: D. Desnoyers  
W. Shaw  
E. Belmore  
B. Putzig, R/8  
P. Lent, R/8  
L. Vera, R/8  
A. Sylvester  
G. Litwin  
L. Ennist  
K. Maiurano

AS/srh

Sincerely,

**William J. Shaw**

William J. Shaw  
Acting Section Chief  
Site Control Section

# New York State Department of Environmental Conservation

## Division of Environmental Remediation

Bureau of Technical Support, 11<sup>th</sup> Floor

625 Broadway, Albany, New York 12233-7020

Phone: (518) 402-9551 • FAX: (518) 402-9577

Website: [www.dec.state.ny.us](http://www.dec.state.ny.us)



Erin M. Crotty  
Commissioner

JUN 16 2003

Mrs. C. Tyo  
Executrix  
Estate of Howard Fitzsimons, Jr.  
86 Old Meadow Drive  
Rochester, NY 14626

Dear Mrs. Tyo:

As mandated by Section 27-1305 of the Environmental Conservation Law (ECL), the New York State Department of Environmental Conservation (Department) must maintain a Registry of all inactive disposal sites suspected or known to contain hazardous waste. The ECL also mandates that this Department notify the owner of all or any part of each site or area included in the Registry of Inactive Hazardous Waste Disposal Sites as to changes in site classification.

Our records indicate that you are the owner or part owner of the site listed below. Therefore, this letter constitutes notification of a change in the site description in the Registry of Inactive Hazardous Waste Disposal Sites in New York State.

DEC Site No.: 828021

Site Name: Golden Road Disposal Site

Site Address: Golden Road, Chili, NY 14624

The reason for the change in description is as follows:

- The Remedial Investigation/Feasibility Study (RI/FS) addressed both parcels of the property, north and south of the railroad tracks. The Remedial Investigation (RI) did not identify consequential amounts of hazardous waste north of the tracks, the "north parcel", which has subsequently been removed from the site description. Substantial amounts of hazardous waste requiring remediation have been identified on the south parcel.

Enclosed is a copy of the New York State Department of Environmental Conservation, Division of Environmental Remediation, Inactive Hazardous Waste Disposal Site Report form as it appears in the Registry and Annual Report, and an explanation of the site classifications. The Law allows the owner and/or operator of a site listed in the Registry to petition the

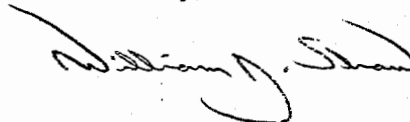


Commissioner of the New York State Department of Environmental Conservation for deletion of such site, modification of site classification, or modification of any information regarding such site, by submitting a written statement setting forth the grounds of the petition. Such petition may be addressed to:

Erin M. Crotty  
Commissioner  
New York State Department of Environmental Conservation  
625 Broadway  
Albany, New York 12233-1010

For additional information, please contact me at (518) 402-9553.

Sincerely,



William J. Shaw  
Acting Section Chief  
Site Control Section

Enclosures

bcc: D. Desnoyers  
D. Weigel  
R. Marino  
W. Shaw  
A. Sylvester

w/Enc. (Copy of Site Report form only)

R. Dana  
G. Litwin, DOH  
E. Belmore  
K. Maiurano  
P. D'Amato, R/8  
P. Lent, R/8  
B. Putzig, R/8

AS/srh

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
Division of Environmental Remediation

Inactive Hazardous Waste Disposal Report

April 1, 2003

<b>Site Name:</b> Golden Road Disposal Site	<b>Site Code:</b> 828021
<b>Class Code:</b> 2 <b>Region:</b> 8 <b>County:</b> Monroe	<b>EPA Id:</b> NYD980780753
<b>Address:</b> Golden Road / Chili, NY 14624	
<b>Latitude:</b> 43° 7' 8" <b>Longitude:</b> 77° 45' 44"	
<b>Site Type:</b> Dump	<b>Estimated Size:</b> 7.0 Acres

Site Owner / Operator Information:

**Current Owner(s) Name:** Estate of Howard Fitzsimons, Jr.  
**Current Owner(s) Address:** 86 Old Meadow Drive / Rochester, NY 14626  
**Owner(s) during disposal:** Howard Fitzsimons, Jr.  
**Operator(s) during disposal:** unknown  
**Stated Operator(s) Address:**  
**Hazardous Waste Disposal Period:** From: 1955 To: 1976

Site Description:

This site is located in a rural residential area of the Town of Chili. It consists of the southern portion of the property identified as 227 Golden Road, between the railroad tracks and Interstate 490. The site was originally brought to the attention of the NYSDEC as a result of a nuisance complaint called into the Monroe County Sheriff's Office. It was inspected and sampled in July 1983, at which time over 200 drums in various stages of decay were noted on the south side of the railroad tracks. The NYSDEC completed an IRM drum removal in June 1985 with the removal of 562 drums and containers and 75 cubic yards of contaminated soil and debris from the south parcel. A Phase II investigation showed elevated levels of heavy metals and low levels of volatile organic compounds in shallow groundwater. The NYSDEC attempted to negotiate with the PRPs to conduct a Remedial Investigation/ Feasibility Study (RI/FS), but was unsuccessful. A State Superfund RI/FS addressing the entire Fitzsimons property, north and south of the tracks, was started in 1999. A petroleum-contaminated soil removal north of the railroad tracks near the former Chili Fuels building was carried out in early 2001. The RI/FS was completed in late 2001, and the Record of Decision (ROD) was signed in October 2002. The ROD calls for hot spot removal of waste and associated contaminated subsurface soils from the south parcel, regrading the south parcel to improve drainage, and long-term groundwater monitoring. No consequential amounts of hazardous waste were identified on the property north of the railroad tracks, and that portion of the property has subsequently been removed from the site description.

Confirmed Hazardous Waste Disposal:

Oily wastes  
Ink wastes, Solvents, PCBs

Quantity:

200+ drums; most are  
corroded and rusted

Analytical Data Available for: **Groundwater Soil**

Applicable Standards Exceeded in:

Geotechnical Information:

Soil/Rock Type: **Organic-rich silt and clay.**

Depth to

Groundwater: **Range: 1 to 10 feet.**

Legal Action: Type: **State Consent Order -RI/FS**

Status: **Order Signed**

Remedial Action: **In Progress Complete**

Nature of action: **RI/FS + IRM-Drum, soil & debris removal.**

Assessment of Environmental Problems:

Primary contaminants consist of volatile organic compounds, which have impacted subsurface soils and shallow groundwater. The deeper groundwater aquifer beneath the site has not been significantly impacted.

Assessment of Health Problems:

Public water is available, but groundwater is used by some residents as a source of drinking water. Sampling of the two private wells did not detect site-related contaminants. The Remedial Investigation found that groundwater has not been significantly contaminated by site activities. In August 1994, the NYSDOH evaluated a Preliminary Health Risk Assessment for a proposed housing development on the north portion of the site. The NYSDOH agreed to delist the area provided that all of the foundry sand containing elevated levels of metals is removed or covered with a sufficient amount of soil prior to any residential development. Access to the site is unrestricted and the potential exists for trespassers to come in contact with contaminated soil.