



Enclosure 2
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Site Management Periodic Review Report Notice
Institutional and Engineering Controls Certification Form



Site No. **932039** Site Details Box 1

Site Name **Vanchlor Company, Inc.**

Site Address: **600 Mill Street** Zip Code: **14094**
City/Town: **Lockport**
County: **Niagara**
Site Acreage: **5.0**

Reporting Period: **February 13, 2017 to February 13, 2018**

- | | YES | NO |
|---|-------------------------------------|-------------------------------------|
| 1. Is the information above correct? | ☒ | ☐ |
| If NO, include handwritten above or on a separate sheet. | | |
| 2. Has some or all of the site property been sold, subdivided, merged, or undergone a tax map amendment during this Reporting Period? | ☐ | ☒ |
| 3. Has there been any change of use at the site during this Reporting Period (see 6NYCRR 375-1.11(d))? | ☐ | ☒ |
| 4. Have any federal, state, and/or local permits (e.g., building, discharge) been issued for or at the property during this Reporting Period? | ☐ | ☒ |
| If you answered YES to questions 2 thru 4, include documentation or evidence that documentation has been previously submitted with this certification form. | | |
| 5. Is the site currently undergoing development? | ☐ | ☒ |

- | | YES | NO |
|---|-------------------------------------|--------------------------|
| 6. Is the current site use consistent with the use(s) listed below?
Closed Landfill | ☒ | ☐ |
| 7. Are all ICs/ECs in place and functioning as designed? | ☒ | ☐ |

**IF THE ANSWER TO EITHER QUESTION 6 OR 7 IS NO, sign and date below and
DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.**

A Corrective Measures Work Plan must be submitted along with this form to address these issues.

Signature of Owner, Remedial Party or Designated Representative

Date

Description of Institutional ControlsParcel

95.17-1-56.11

Owner

VAN DE MARK CHEMICAL CO.,INC

Institutional Control

Soil Management Plan
Landuse Restriction
Monitoring Plan
Site Management Plan
O&M Plan
IC/EC Plan

Ground Water Use Restriction
Building Use Restriction

Order On Consent; July 10, 2014.

Compliance with the Site Management Plan; January 2015.

Compliance with the Deed Restriction; October 5, 1999.

Prohibition against disturbance of the landfill cap and monitoring system.

Prohibition on the use of groundwater.

Prohibition on gardening/farming.

Description of Engineering ControlsParcel

95.17-1-56.11

Engineering Control

Cover System

Fencing/Access Control

The cover system is comprised of a low permeability cap constructed as 24 inch thick clay layer, 3 inch thick drainage layer, 15 inch thick loam layer, six inch thick topsoil layer and vegetative cover. An inspection is done annually. Maintenance is routinely done or as needed to maintain the cover integrity. A fence encompasses the site for security purposes. Repair or replacement of any damaged or deteriorated components are done as needed.

Periodic Review Report (PRR) Certification Statements

1. I certify by checking "YES" below that:

- a) the Periodic Review report and all attachments were prepared under the direction of, and reviewed by, the party making the certification;
- b) to the best of my knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted engineering practices; and the information presented is accurate and complete.

YES NO

☒ ☐

2. If this site has an IC/EC Plan (or equivalent as required in the Decision Document), for each Institutional or Engineering control listed in Boxes 3 and/or 4, I certify by checking "YES" below that all of the following statements are true:

- (a) the Institutional Control and/or Engineering Control(s) employed at this site is unchanged since the date that the Control was put in-place, or was last approved by the Department;
- (b) nothing has occurred that would impair the ability of such Control, to protect public health and the environment;
- (c) access to the site will continue to be provided to the Department, to evaluate the remedy, including access to evaluate the continued maintenance of this Control;
- (d) nothing has occurred that would constitute a violation or failure to comply with the Site Management Plan for this Control; and
- (e) if a financial assurance mechanism is required by the oversight document for the site, the mechanism remains valid and sufficient for its intended purpose established in the document.

YES NO

☒ ☐

**IF THE ANSWER TO QUESTION 2 IS NO, sign and date below and
DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.**

A Corrective Measures Work Plan must be submitted along with this form to address these issues.

Signature of Owner, Remedial Party or Designated Representative

Date

IC CERTIFICATIONS
SITE NO. 932039

Box 6

SITE OWNER OR DESIGNATED REPRESENTATIVE SIGNATURE

I certify that all information and statements in Boxes 1, 2, and 3 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

I Richard G. Shotell at 45 main St. Lockport NY 14094
print name print business address

am certifying as President/owner (Owner or Remedial Party)

for the Site named in the Site Details Section of this form.

R G Shotell
Signature of Owner Remedial Party, or Designated Representative
Rendering Certification

2/28/18
Date

IC/EC CERTIFICATIONS

Box 7

Signature

I certify that all information in Boxes 4 and 5 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

I Richard G. Shotell at 45 main st. Lockport NY 14094
print name print business address

am certifying as a for the President / owner
(Owner or Remedial Party)

R G Shotell
Signature of , for the Owner or Remedial Party,
Rendering Certification

Stamp
(Required for PE)

2/28/18
Date