

PERIODIC REVIEW REPORT

FOR

PORT-GREENBELT
SHORELINE IMPROVEMENT PROJECT
CITY OF BUFFALO, ERIE COUNTY, NEW YORK

SITE No. B-00149-9

Prepared by:



C&S ENGINEERS, INC.
141 ELM STREET, SUITE 100
BUFFALO, NEW YORK 14203

Prepared on Behalf of:

ERIE CANAL HARBOR DEVELOPMENT CORPORATION
95 PERRY STREET
BUFFALO, NEW YORK 14203

JUNE 2016

EXECUTIVE SUMMARY

The Port-Greenbelt Project (Site) is 15.83 acres within a 164.48-acre parcel on Buffalo's Outer Harbor Area adjacent to Fuhrmann Boulevard. The Site runs parallel to the shoreline from the Buffalo Harbor Slip to the Terminal B building.

Previous site investigations determined that both surface and subsurface soils exceeded Part 375 Soil Cleanup Objectives for Commercial Use. A subsequent remedial program was designed to keep contaminated soil/fill from washing into Lake Erie and to prevent direct human contact. The remedial efforts that consisted of the removal of contaminated soil along the shoreline, shoreline stabilization, installation of a soil cover, and the institutional controls that were put in place are meeting this goal.

This is the third annual review of the Site Management Plan.

The Port Greenbelt project is in compliance with all major elements of the Site Management Plan. Review of additional action may be considered in a section of the Bell Slip where soil sloughing/erosion is occurring beyond the stone revetment.

No changes to the Site Management Plan are needed or recommended at this time. Additional erosion protection may be considered in the Bell Slip to prevent further erosion that may threaten human health and the environment.

1 INTRODUCTION

On November 18, 2011 the Niagara Frontier Transportation Authority (NFTA) received a Certificate of Completion for the remedial program at the Port-Greenbelt Shoreline Improvement Program. The Port-Greenbelt Project (Site) is 15.83 acres within a 164.48-acre parcel on Buffalo's Outer Harbor Area adjacent to Fuhrmann Boulevard. The Site runs parallel to the shoreline from the Buffalo Harbor Slip to the Terminal B building.

This is the third Periodic Review Report required as part of the Site Management Plan prepared on behalf of the Erie Canal Harbor Development Corporation (ECHDC), the new Site owner, and submitted to the New York State Department of Environmental Conservation (NYSDEC). This report was prepared in accordance with the requirements in the NYSDEC DER-10 Technical Guidance for Site Investigation and Remediation.

2 SITE OVERVIEW

The Site is located adjacent to Lake Erie and parallel to Fuhrmann Boulevard, in the City of Buffalo, Erie County (Figure 1). The adjoining property is generally undeveloped.

The Site and the majority of the land surrounding it was created as a result of land reclamation and filling starting in 1874 and continuing for nearly 100 years. The land is generally composed of heterogeneous fill including dredged materials from the shipping channel, construction fill, concrete, stone, slag and other materials.

Most of the 164-acre Buffalo Outer Harbor was once listed as a Class 2 Inactive Hazardous Waste Disposal Site based on preliminary site assessments. Following further investigation, most of the site was delisted with only the area named the "Radio Tower Area" remaining classified as a Class 2 Inactive Hazardous Waste Site. However, previous Remedial and Site Investigations determined that both surface and subsurface soils exceeded Part 375 Soil Cleanup Objectives for Commercial Use. Based on these findings, NFTA subsequently submitted a Remedial Alternatives Report in support of a Brownfield Cleanup Application for the redevelopment of the Site.

In 2002, an Environmental Record of Decision (ROD) was issued by the New York State Department of Environmental Conservation which identified the remedial actions necessary for the Site. The specific actions that were taken to implement the remedy in accordance with the ROD included:

- Along the shoreline concrete, marble, and other stone rubble was removed.
- Contaminated fill and soil was excavated and the slopes were re-graded.
- For the shoreline, excluding portions of the Bell Slip, a geotextile fabric was installed and a heavy, armor stone revetment was constructed.
- Within the Bell Slip, not stabilized by heavy stone, two lengths of approximately 150 feet in length were partially stabilized using jute fiber matting, a toe sock, plantings and soil/stone mix.

- The upland area was re-graded with soil excavated from the shoreline and a geotextile fabric was installed.
- A soil cover system was constructed consisting of a minimum of 12 inches of clean soil and/or an asphalt bicycle/pedestrian trail along the entire upland area of the Site.
- An environmental easement was placed on the property which included the implementation of a Site Management Plan and annual certification of the engineering and institutional controls.

In 2014, the Niagara Frontier Transportation Authority (NFTA) officially transferred the property to Erie Canal Development Corporation (ECHDC). As such, ECHDC assumed the responsibility to implement the ongoing obligations described in the environmental easement.

3 REMEDY PERFORMANCE, EFFECTIVENESS AND PROTECTIVENESS EVALUATION

As described in the sections below, the remedy selected for the Site, construction and maintenance of shoreline stabilization and a soil cover system, is effective in ensuring that site soil/fill does not enter Lake Erie and limiting human contact with soil/fill in all areas of the Site, except for one location within the Bell Slip. This area may require additional measures due to soil sloughing/erosion.

The institutional controls will limit future impacts. No further remedial goals were established for the Site.

4 EVALUATION OF ENGINEERING AND INSTITUTIONAL CONTROLS

Engineering Controls

The specific engineering controls for the Site are:

- The stone revetment along the shoreline and underlying geotextile fabric
- The stone berm in the Bell Slip and topsoil/soil cover
- The asphalt pathway
- The soil cover system and underlying geotextile fabric

No long-term treatment systems were installed.

Institutional Controls

To ensure ongoing effectiveness of the remedy, the NFTA executed an Environmental Easement to restrict land use and prevent future exposure to any remaining contamination

at the Site. Development of a Site Management Plan (SMP), which included plans for Institutional and Engineering Controls, Monitoring, and Reporting, was required to evaluate and monitor the remedy.

Specific institutional controls were required to ensure the remedial program continues to prohibit the remaining contamination from entering Lake Erie or coming into contact with humans, including:

- Compliance with the Environmental Easement and the SMP by the NFTA and any successors;
- All Engineering Controls must be maintained as specified by the SMP;
- All Engineering Controls must be inspected as required by the SMP;
- Reporting to the NYSDEC must be done annually for the first three years.

In addition, the Institutional Controls called for site use restrictions within the boundaries of the Greenbelt, pursuant to the Environmental Easement, which include the following:

- The property may only be used for public passive recreation use provided that the long-term engineering and institutional controls are employed.
- A higher level of use, such as unrestricted or restricted residential, may not occur on the site without additional remediation and amendment of the Environmental Easement and approval by the NYSDEC.
- Future activities on the property that will disturb remaining contaminated material must be conducted in accordance with the Site Management Plan.
- The use of groundwater is prohibited without treatment rendering it safe for the intended use.
- Vegetable gardens and farming on the property are prohibited.
- The site owner or remedial party will submit to NYSDEC a written statement the certifies, under penalty of perjury, that (1) controls employed at the Site are unchanged from the previous certification or that any changes to the controls were approved by the NYSDEC; and, (2) nothing has occurred that impairs the ability of the controls to protect public health and environment or that constitute a violation or failure to comply with the SMP. NYSDEC retains the right to access the Site at any time in order to evaluate the continued maintenance or any and all controls. This certification shall be submitted annually, or an alternate period of time that NYSDEC may allow and will be made by an expert that the NYSDEC finds acceptable.

Site Visit

The annual Site Visit was conducted June 9, 2016. In general, the site was in good condition and in compliance with the requirements of the Environmental Easement. Site visit notes are included as **Appendix A** and selected photos are included as **Appendix B**.

Soil Cover

The soil cover is still in good condition. There were no indications of additional erosion or depressions.

Revetment and Armor Stones

The armor stone revetment was in very good condition and showed no signs of failure or slipping. No stones were displaced or showed any signs of disintegration.

There were no sites along the edge of the revetment where geotextile fabric is visible.

Asphalt Pathway

The asphalt path is in good condition and is lightly showing signs of wear.

Bell Slip – Stone Berm and Soil/Topsoil

Generally, the slip looked to be in good condition with significant portions of the area covered with stones and grass cover. There were occasional animal burrows near trees located in the Bell Slip area. There was also debris along the water's edge.

No geotextile fabric was exposed at the Bell Slip. However, there is evidence of soil erosion/sloughing in one area of the slip, which is shown in **Figure 2**. A portion of the slope in this location has a vertical face where there is no soil or vegetation in an area behind a portion of the stone revetment. The soil cover in this portion of the Bell Slip appeared darker due to possible ponding from water that has overtopped the stone barrier during periods of high lake levels. There is also erosion from water scouring the soil behind the revetment and also slight damage to the gravel-filled bag which was displaced and tangled with some netting on shore.

Throughout the remainder of the Bell Slip, the geotextile sock along the water's edge showed some minor signs of damage. However, the contents of the sock were still in place and no erosion or sloughing was observed adjacent to the sock. Therefore, the sock is considered to be acting as designed.

5 MONITORING PLAN COMPLIANCE

Annual monitoring of the Site is required to evaluate:

- Whether engineering controls continue to perform as designed;
- If these controls continue to be protective of human health and the environment;
- Compliance with requirements of the Site Management Plan and the Environmental Easement;
- Are site records complete and up to date; and
- Changes to the remedy or monitoring system.

A visual inspection of the soil cover system must be conducted annually in late spring. The soil cover will be monitored for signs of erosion, settlement, denuded areas, subsidence along the edges of the stone revetment and any other signs of damage. The form to be completed during this inspection was included in the SMP and is included in **Appendix A**.

Site-wide Inspections must also be performed at least once a year and after all severe weather conditions that may affect the Engineering Controls. The inspections must assess:

- Compliance with all Institutional Controls, including site usage;
- The condition and continued effectiveness of Engineering Controls;
- General site conditions;
- Site management activities being conducted; and
- Confirm site records are up to date.

The Site Monitoring Plan was undertaken as required in the Site Management Plan, specifically:

- A visual inspection of the soil cover system was undertaken in June of 2016;
- A site-wide inspection was completed at the same time; and
- The approved site inspection forms were used.

During the transfer of the Site, there was a delay in the site-wide inspection and visual inspection of the soil cover; however, there were no further deficiencies in the monitoring plan.

6 OPERATIONS AND MAINTENANCE PLAN

Not Applicable.

7 CONCLUSION AND RECOMMENDATIONS

Compliance with Site Management Plan

Institutional/Engineering Controls

The Site is in compliance with all items with all requirements of the SMP. Additional measures may be required due to some limited erosion/sloughing in a portion of the Bell Slip.

Monitoring Plan

Site is in compliance with all aspects of the monitoring plan.

Performance and Effectiveness of Remedy

The remedy is acting as designed, with the exception of one portion of the Bell Slip, effectively limiting human exposure to buried contaminants and preventing contaminated soil from entering Lake Erie.

Future Periodic Review Report Submittals

No changes are proposed to the submission of review reports, and they will continue to be submitted annually.

8 CERTIFICATION

The certification forms are included as **Appendix C**.

FIGURES



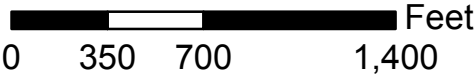
Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

LEGEND

 GREENBELT BOUNDARY

NOTES

1) COORDINATE SYSTEM: NAD 1983 STATEPLANE NY
WEST FIPS 3103
PROJECTION: TRANSVERSE MERCATOR
DATUM: NORTH AMERICAN 1983
UNITS: FOOT US



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Fax: 716-847-1454
www.cscos.com



**PORT-GREENBELT
PERIODIC REVIEW REPORT**

BUFFALO, NEW YORK

MARK	DATE	DESCRIPTION
REVISIONS		
PROJECT NO: H34004001		
DATE: JUNE 16 2016		
DRAWN BY: A. DEMARCHI		
DESIGNED BY: A. DEMARCHI		
CHECKED BY: D. RIKER		
NO ALTERATION PERMITTED HEREON EXCEPT AS PROVIDED UNDER SECTION 7209 SUBDIVISION 2 OF THE NEW YORK EDUCATION LAW		

PROJECT LOCATION

FIGURE 1

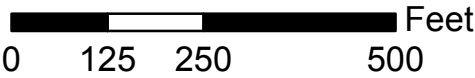


LEGEND

 APPROXIMATE GREENBELT BOUNDARY

NOTES

1) COORDINATE SYSTEM: NAD 1983 STATEPLANE NY
WEST FIPS 3103
PROJECTION: TRANSVERSE MERCATOR
DATUM: NORTH AMERICAN 1983
UNITS: FOOT US



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PERIODIC REVIEW REPORT**

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PROJECT NO: H34004001		
DATE: JUNE 16 2016		
DRAWN BY: A. DEMARCHI		
DESIGNED BY: A. DEMARCHI		
CHECKED BY: D. RIKER		
NO ALTERATION PERMITTED HEREON EXCEPT AS PROVIDED UNDER SECTION 7209 SUBDIVISION 2 OF THE NEW YORK EDUCATION LAW		

SITE DETAIL

FIGURE 2

APPENDICES

APPENDIX A
SITE INSPECTION FORMS

**NFTA PORT-GREENBELT SHORELINE IMPROVEMENT PROJECT
SITE MANAGEMENT PLAN**

NYSDEC SITE NO. B-00149-9

ENGINEERING CONTROL SYSTEMS INSPECTION FORM

Page 1 of 2

Component	Item	Comments
Soil Cover	Obvious subsidence, depressions or cracks Evidence of ponded water Stressed or missing vegetation Soil erosion due to surface runoff Animal burrows Debris or Illegal Dumping Other:	No depressions or cracks; No ponded water; evidence of possible past pooling in the Bell Slip area where grass is darker; Some exposed soil; No erosion in other areas, but some erosion in the Bell Slip; Some animal burrows amongst trees in Bell Slip; and Presence of invasive species (Knotweed)
Stone Revetment	Obvious subsidence or depressions Displaced armor stones Disintegration, cracking or spalling of armor stones Sloughing or slippage of revetment Animal burrows Washout of adjacent soil into stone revetment	No subsidence or depressions No displaced stones No disintegration or spalling No slippage No burrows One area of possible washout of adjacent soil into stone revetment; elsewhere none.

**NFTA PORT-GREENBELT SHORELINE IMPROVEMENT PROJECT
SITE MANAGEMENT PLAN**

NYSDEC SITE NO. B-00149-9

ENGINEERING CONTROL SYSTEMS INSPECTION FORM

Page 2 of 2

Component	Item	Comments
Asphalt Pedestrian/Bicycle Pathway	Obvious subsidence, depressions or cracks Evidence of ponded water Evidence of sloughing/raveling along edges Other:	Path is in very good condition Evidence of light wear No obvious subsidence, depressions or cracks.
Bell Slip	Obvious subsidence, depressions or cracks Soil erosion due to surface runoff Sloughing of slopes Exposed geotextile fabric Damage to geotextile 'sock' along water's edge Damage/displacement of seagull perch poles Scarp formation in soil slopes Displaced armor stones Dead or stressed vegetation	Evidence of soil erosion behind large stone revetment where soil slope is a vertical drop and some fabric exposed; Sock in place, minor deterioration; No displaced stones or poles; No vegetation concerns; and Some debris along shore from human recreational use.

Date: 06/09/2016 **Inspector:** Alayna DeMarchi

**NFTA PORT-GREENBELT SHORELINE IMPROVEMENT PROJECT
SITE MANAGEMENT PLAN**

NYSDEC SITE NO. B-00149-9

SITE-WIDE INSPECTION FORM

Date: 06/09/2016

Inspector: Alayna DeMarchi

Weather: Sunny/Partly Cloudy

Signature: 

Temperature: 65 Degrees Fahrenheit

Company: C&S Engineers, Inc.

Quarter: First Second Third Fourth
(Circle One)

Item Inspected	Maintenance Needed (Y/N)	Comments
General Site Access	N	Very good
Soil Cover/Grass Cover	N	Good
Asphalt Pedestrian/Bicycle Pathway	N	Good
Stone Revetment	N	Very good
Drainage Swales/Channels	N	Good
Bell Slip Slopes	Y	Erosion along bank. See Photo Log.
Trees, Bushes, Other Vegetation	N	Good

APPENDIX B
SITE VISIT PHOTOS

Exhibit:**Date:**6/9/2016

Port-Greenbelt**Description:**

Looking north along stone revetment from southern portion of Greenbelt, south of Bell Slip.



Exhibit:**Date:**

1

6/9/2016

Port-Greenbelt PRR**Description:**

Looking south from northern portion of Greenbelt



Exhibit:	Date:	Port-Greenbelt PRR
2	6/9/2016	

Description:

Looking south along
bike/pedestrian path



Exhibit:	Date:	Port-Greenbelt PRR
3	6/9/2016	

Description:

Looking north from
middle of Greenbelt.
Stone revetment has
some soil/grass on top.



Exhibit:	Date:	Port-Greenbelt PRR
4	6/9/2016	

Description:

Looking south at entrance of Bell Slip



Exhibit:	Date:	Port-Greenbelt PRR
5	6/9/2016	

Description:

Looking east along northern bank of Bell Slip. Netting from erosion control is visible.



Exhibit:	Date:	Port-Greenbelt PRR
6	6/9/2016	

Description:

animal burrows near
tree east of Bell Slip



Exhibit:	Date:	Port-Greenbelt PRR
7	6/9/2016	

Description:

Looking south along
eastern bank of Bell
Slip (see Figure 2).
Vertical banks are
visible above stone
revetment.



Exhibit:	Date:
8	6/9/2016

Port-Greenbelt PRR

Description:

Looking north along eastern bank of Bell Slip (see Figure 2). Fabric and soil erosion visible above stones.



Exhibit:	Date:
9	6/9/2016

Port-Greenbelt PRR

Description:

Looking south along eastern bank of Bell Slip (see Figure 2). Vertical banks are visible above stone revetment.



Exhibit:	Date:
10	6/9/2016

Port-Greenbelt PRR

Description:

Netting and part of toe sock visible on eastern bank of Bell Slip



Exhibit:	Date:
11	6/9/2016

Port-Greenbelt PRR

Description:

Looking north along path near eastern bank of Bell Slip. Darker grass and apparent depression near bench.



Exhibit:	Date:	Port-Greenbelt PRR
12	6/9/2016	

Description:

Looking north at
entrance to Bell Slip



APPENDIX C
CERTIFICATION FORMS



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



Site No. B00149

Site Details

Box 1

Site Name NFTA Outer Harbor Greenbelt

Site Address: Outer Lots 44-50 and Ogden Gore Tracts 1-2

Zip Code: 14203-

City/Town: Buffalo (C)

County: Erie

Site Acreage: 15.8

Reporting Period: October 20, 2014 to October 20, 2015

	YES	NO
1. Is the information above correct?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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3. Has there been any change of use at the site during this Reporting Period (see 6NYCRR 375-1.11(d))?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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4. Have any federal, state, and/or local permits (e.g., building, discharge) been issued for or at the property during this Reporting Period?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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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?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Box 2

	YES	NO
6. Is the current site use consistent with the use(s) listed below? Commercial and Industrial	<input checked="" type="checkbox"/>	<input type="checkbox"/>

7. Are all ICs/ECs in place and functioning as designed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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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 Controls

<u>Parcel</u>	<u>Owner</u>	<u>Institutional Control</u>
121.12-1-3	Erie Canal Harbor Development Corp.	Ground Water Use Restriction Soil Management Plan Landuse Restriction Monitoring Plan Site Management Plan IC/EC Plan

See Parcel 122.09-1-1 (461 Fuhrmann Boulevard) for description.

122.09-1-1	Erie Canal Harbor Development Corp.	Ground Water Use Restriction Landuse Restriction Site Management Plan Soil Management Plan Monitoring Plan IC/EC Plan
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Exposure to remaining contamination in soil/fill at the site is prevented by a composite cover system placed over the site. This cover system consists of three elements. These include a soil cover comprised of a minimum of 12 inches of clean soil; an asphalt bicycle/pedestrian trail; and/or a heavy armor stone revetment.

A visual inspection of the soil cover system will be conducted at least annually, in the late spring. The soil cover will be monitored for signs of erosion, settlement, denuded areas, subsidence along the edge of the stone revetment and any other signs of damage.

Site restrictions that apply to the Controlled Property are:

- The property may only be used for public passive recreation use provided that the long-term Engineering and Institutional Controls included in this SMP are employed. (Note that "commercial use" as defined in Part 375 includes passive recreational uses, which are public uses with limited potential for soil contact.)
- The property may not be used for a higher level of use, such as unrestricted or restricted residential, use without additional remediation and amendment of the Environmental Easement, as approved by the NYSDEC;
- Future activities on the property that will disturb remaining contaminated material must be conducted in accordance with this SMP;
- The use of the groundwater underlying the property is prohibited without treatment rendering it safe for intended use;
- Vegetable gardens and farming on the property are prohibited;
- The site owner or remedial party will submit to NYSDEC a written statement that certifies, under penalty of perjury, that: (1) controls employed at the Controlled Property are unchanged from the previous certification or that any changes to the controls were approved by the NYSDEC; and, (2) nothing has occurred that impairs the ability of the controls to protect public health and environment or that constitute a violation or failure to comply with the SMP. NYSDEC retains the right to access such Controlled Property at any time in order to evaluate the continued maintenance of any and all controls. This certification shall be submitted annually, or an alternate period of time that NYSDEC may allow and will be made by an expert that the NYSDEC finds acceptable.

The site has been remediated for public passive recreation use. Any future intrusive work that will encounter or disturb the remaining contamination will be performed in compliance with the Excavation Work Plan (EWP) that is attached as Appendix C to the Site Management Plan.

122.13-1-1	Erie Canal Harbor Development Corp.	Ground Water Use Restriction Soil Management Plan Landuse Restriction Monitoring Plan Site Management Plan IC/EC Plan
------------	-------------------------------------	--

See Parcel 122.09-1-1 (461 Fuhrmann Boulevard) for description.

122.13-1-2

Erie Canal Harbor Development Corp.

Ground Water Use Restriction
Soil Management Plan
Landuse Restriction
Monitoring Plan
Site Management Plan
IC/EC Plan

See Parcel 122.09-1-1 (461 Fuhrmann Boulevard) for description.

122.17-1-1

Erie Canal Harbor Development Corp.

Ground Water Use Restriction
Soil Management Plan
Landuse Restriction
Monitoring Plan
Site Management Plan
IC/EC Plan

See Parcel 122.09-1-1 (461 Fuhrmann Boulevard) for description.

Box 4

Description of Engineering Controls

<u>Parcel</u>	<u>Engineering Control</u>
121.12-1-3	Cover System
122.09-1-1	Cover System
122.13-1-1	Cover System
122.13-1-2	Cover System
122.17-1-1	Cover System

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. B00149

Box 6

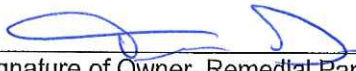
SITE OWNER OR DESIGNATED REPRESENTATIVE SIGNATURE

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 Thomas Des at 95 Perry
print name print business address

am certifying as own (Owner or Remedial Party)

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


Signature of Owner, Remedial Party, or Designated Representative
Rendering Certification

6/29/12
Date

IC/EC CERTIFICATIONS


Box 7

Qualified Environmental Professional 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 DANIEL E. RIKE at C+S ENGINEERS, 141 ELM ST, BUFFALO NY
print name print business address

am certifying as a Qualified Environmental Professional for the ECHDC
(Owner or Remedial Party)



Signature of Qualified Environmental Professional, for
the Owner or Remedial Party, Rendering Certification

Stamp
(Required for PE)

Date

6/29/16