



NEW YORK STATE  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION



**BROWNFIELD CLEANUP PROGRAM (BCP)**  
AMENDMENT APPLICATION FOR CHANGE IN PARTY

07/2010

<b>Section I. Existing Application Information</b>		
BCP SITE NAME: Former Avis Headquarters Property		BCP SITE NUMBER: C130206
NAME OF CURRENT APPLICANT(S): Equity One (Northeast Portfolio) Inc.		
INDEX NUMBER OF EXISTING AGREEMENT (if applicable): C130206-11-10		
<b>Section II. Requestor Information</b>		
NAME Equity One, Inc. (d/b/a Equity One New York) and Equity One Realty & Management FL, Inc.		
ADDRESS c/o Equity One, Inc., 410 Park Ave., 12th Floor		
CITY/TOWN New York, NY	ZIP CODE 10022	
PHONE (212) 796-1741	FAX (212) 247-0088	E-MAIL mberfield@equityone.net
Is the requestor authorized to conduct business in New York State (NYS)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <small>-If the requestor is a Corporation, LLC, LLP or other entity requiring authorization from the NYS Department of State to conduct business in NYS, the requestor's name must appear, exactly as given above, in the <a href="#">NYS Department of State's Corporation &amp; Business Entity Database</a>. A print-out of entity information from the database must be submitted to DEC with the application, to document that the applicant is authorized to do business in NYS.</small>		
NAME OF REQUESTOR'S REPRESENTATIVE Michael Berfield		
ADDRESS Equity One, Inc., 410 Park Avenue, 12th Floor		
CITY/TOWN New York, NY	ZIP CODE 10022	
PHONE (212) 796-1742	FAX (212) 247-0088	E-MAIL mberfield@equityone.net
NAME OF REQUESTOR'S CONSULTANT Craig Werle, Roux Associates, Inc.		
ADDRESS 209 Shafter Street		
CITY/TOWN Islandia, New York	ZIP CODE 11749	
PHONE 631-232-2600	FAX 631-232-9898	E-MAIL cwerle@rouxinc.com
NAME OF REQUESTOR'S ATTORNEY Mark Chertok, Esq., Sive, Paget & Riesel, P.C.		
ADDRESS 460 Park Avenue		
CITY/TOWN New York, New York	ZIP CODE 10022	
PHONE 212-421-2150, ext 228	FAX 212-421-1891	E-MAIL mchertok@sprlaw.com
THE REQUESTOR MUST CERTIFY THAT IT IS EITHER A PARTICIPANT OR VOLUNTEER IN ACCORDANCE WITH ECL §27-1405 (1) BY CHECKING ONE OF THE BOXES BELOW:		
<input type="checkbox"/> PARTICIPANT <input checked="" type="checkbox"/> VOLUNTEER		
A requestor who either 1) was the owner of the site at the time of the disposal of contamination or 2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of, or involvement with the site subsequent to the disposal of contamination.		
A requestor other than a participant, including a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the contamination.		
NOTE: By checking this box, the requestor certifies that he/she has exercised appropriate care with respect to the contamination found at the facility by taking reasonable steps to: i) stop any continuing discharge; ii) prevent any threatened future release; and iii) prevent or limit human, environmental, or natural resource exposure to any previously released contamination.		

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## Section II. Requestor Information (Continued)

Requestor's Relationship to Property (check one):

☐ Prior Owner    ☐ Current Owner    ☐ Potential /Future Purchaser    ☒ Other see below

If requestor is not the site owner, requestor will have access to the property throughout the BCP project. ☒ Yes    ☐ No

(Note: proof of site access must be submitted for non-owners)

Describe Requestor's Relationship to Existing Applicant:

The existing applicant is a wholly-owned subsidiary of Equity One, Inc. Equity One Realty & Management FL, Inc. manages the development site for the existing applicant.

Briefly Describe Basis for Submitting this Amendment Application:

Equity One, Inc. has been partially funding the remediation and will continue to be involved in the redevelopment of the property. Equity One Realty & Management FL, Inc. has also been funding the remediation and manages the development.

## Section III. Current Site Owner/Operator Information (only include new information)

OWNER'S NAME (if different from requestor)

ADDRESS

CITY/TOWN

ZIP CODE

PHONE

FAX

E-MAIL

OPERATOR'S NAME (if different from requestor or owner)

ADDRESS

CITY/TOWN

ZIP CODE

PHONE

FAX

E-MAIL

## Section IV. Eligibility Information for Requestor (Please refer to ECL 27-1407 for more detail)

If answering "yes" to any of the following questions, please provide an explanation as an attachment.

- |  |                              |  |
|--|------------------------------|--|
| 1. Are any enforcement actions pending against the requestor regarding this site?  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 2. Is the requestor subject to an existing order relating to contamination at the site?  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 3. Is the requestor subject to an outstanding claim by the Spill Fund for this site?   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 4. Has the requestor been determined to have violated any provision of ECL Article 27?   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 5. Has the requestor previously been denied entry to the BCP?  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 6. Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving contaminants?  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 7. Has the requestor been convicted of a criminal offense that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration?  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 8. Has the requestor knowingly falsified or concealed material facts or knowingly submitted or made use of a false statement in a matter before the Department?  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 9. Is the requestor an individual or entity of the type set forth in ECL 27-1407.8(f) that committed an act or failed to act, and such act or failure to act could be the basis for denial of a BCP application? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

**Statement of Certification and Signatures: Requestor**

(Individual)

I acknowledge and agree to the general terms and conditions set forth in DER-32 *Brownfield Cleanup Program Applications and Agreements*. I also agree that in the event of a conflict between the general terms and conditions of participation set forth in DER-32 and the terms contained in a site-specific BCA, the terms in the BCA shall control. I hereby affirm that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to section 210.45 of the Penal Law.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_

(Entity)

I hereby affirm that I am President (title) of Equity One, Inc. (entity); that I am authorized by that entity to make this application; that this application was prepared by me or under my supervision and direction; and that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I acknowledge and agree to the general terms and conditions set forth in DER-32 *Brownfield Cleanup Program Applications and Agreements*. I also agree that in the event of a conflict between the general terms and conditions of participation set forth in DER-32 and the terms contained in a site-specific BCA, the terms in the BCA shall control. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Date: 6/7/12 Signature:  Print Name: Thomas Caputo**Statement of Certification and Signatures: Existing Applicant**

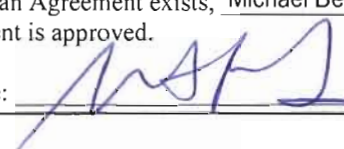
(Individual)

I hereby affirm that I am a party to the Brownfield Cleanup Agreement and/or Application referenced in Section I above and that I am aware of this Application for an Amendment to that Agreement and/or Application. If an Agreement exists, I will execute an Amendment to that Agreement if this Application for an Amendment is approved.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_

(Entity)

I hereby affirm that I am Exec. V.P. (title) of Equity One (Northeast Portfolio) Inc. (entity) which is a party to the Brownfield Cleanup Agreement and/or Application referenced in Section I above and that I am aware of this Application for an Amendment to that Agreement and/or Application. If an Agreement exists, Michael Berfield will execute an Amendment to that Agreement if this Application for an Amendment is approved.

Date: 6/7/12 Signature:  Print Name: Michael Berfield**SUBMITTAL INFORMATION:**

Three (3) complete copies are required.

- **Two (2)** copies, one hard copy with original signatures and one electronic copy in Portable Document Format (PDF) on a CD, must be sent to:  
Chief, Site Control Section  
New York State Department of Environmental Conservation  
Division of Environmental Remediation  
625 Broadway  
Albany, NY 12233-7020
- **One (1)** paper copy must be sent to the DEC regional contact in the regional office covering the county in which the site is located. Please check DEC's website for the address of our regional offices:  
<http://www.dec.state.ny.us/website/der/index.html>

**FOR DEPARTMENT USE ONLY**

BCP SITE T&amp;A CODE: \_\_\_\_\_ LEAD OFFICE: \_\_\_\_\_

PROJECT MANAGER: \_\_\_\_\_



### Statement of Certification and Signatures: Requestor

(Individual)

I acknowledge and agree to the general terms and conditions set forth in DER-32 *Brownfield Cleanup Program Applications and Agreements*. I also agree that in the event of a conflict between the general terms and conditions of participation set forth in DER-32 and the terms contained in a site-specific BCA, the terms in the BCA shall control. I hereby affirm that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to section 210.45 of the Penal Law.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_

(Entity)

I hereby affirm that I am President (title) of Equity One Realty & Management FL, Inc. (entity); that I am authorized by that entity to make this application; that this application was prepared by me or under my supervision and direction; and that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I acknowledge and agree to the general terms and conditions set forth in DER-32 *Brownfield Cleanup Program Applications and Agreements*. I also agree that in the event of a conflict between the general terms and conditions of participation set forth in DER-32 and the terms contained in a site-specific BCA, the terms in the BCA shall control. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Date: 6/7/12 Signature: [Signature] Print Name: Thomas Caputo

### Statement of Certification and Signatures: Existing Applicant

(Individual)

I hereby affirm that I am a party to the Brownfield Cleanup Agreement and/or Application referenced in Section I above and that I am aware of this Application for an Amendment to that Agreement and/or Application. If an Agreement exists, I will execute an Amendment to that Agreement if this Application for an Amendment is approved.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_

(Entity)

I hereby affirm that I am Exec. V.P. (title) of Equity One (Northeast Portfolio) Inc. (entity) which is a party to the Brownfield Cleanup Agreement and/or Application referenced in Section I above and that I am aware of this Application for an Amendment to that Agreement and/or Application. If an Agreement exists, \_\_\_\_\_ will execute an Amendment to that Agreement if this Application for an Amendment is approved.

Date: 6/7/12 Signature: [Signature] Print Name: Michael Berfield

### SUBMITTAL INFORMATION:

Three (3) complete copies are required.

- **Two (2)** copies, one hard copy with original signatures and one electronic copy in Portable Document Format (PDF) on a CD, must be sent to:  
Chief, Site Control Section  
New York State Department of Environmental Conservation  
Division of Environmental Remediation  
625 Broadway  
Albany, NY 12233-7020
- **One (1)** paper copy must be sent to the DEC regional contact in the regional office covering the county in which the site is located. Please check DEC's website for the address of our regional offices:  
<http://www.dec.state.ny.us/website/der/index.html>

### FOR DEPARTMENT USE ONLY

BCP SITE T&A CODE: \_\_\_\_\_ LEAD OFFICE: \_\_\_\_\_

PROJECT MANAGER: \_\_\_\_\_

# NYS Department of State

## Division of Corporations

### Entity Information

The information contained in this database is current through May 30, 2012.

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Selected Entity Name: EQUITY ONE NEW YORK

Selected Entity Status Information

**Current Entity Name:** EQUITY ONE, INC.

**Initial DOS Filing Date:** APRIL 22, 2009

**County:** NEW YORK

**Jurisdiction:** MARYLAND

**Entity Type:** FOREIGN BUSINESS CORPORATION

**Current Entity Status:** ACTIVE

Selected Entity Address Information

**DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)**

CORPORATION SERVICE COMPANY

80 STATE STREET

ALBANY, NEW YORK, 12207-2543

**Chairman or Chief Executive Officer**

JEFFREY OLSON

410 PARK AVE

#1220

NEW YORK, NEW YORK, 10022

**Principal Executive Office**

EQUITY ONE, INC.

1600 NE MIAMI GARDENS DR

NORTH MIAMI BEACH, FLORIDA, 33179

**Registered Agent**

NONE

This office does not record information regarding the names and addresses of officers, shareholders or directors of nonprofessional corporations except the chief executive officer, if provided, which would be listed above.

Professional corporations must include the name(s) and address(es) of the initial officers, directors, and shareholders in the initial certificate of incorporation, however this information is not recorded and only available by viewing the certificate.

**\*Stock Information**

# of Shares	Type of Stock	\$ Value per Share
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No Information Available

\*Stock information is applicable to domestic business corporations.

### Name History

Filing Date	Name Type	Entity Name
APR 22, 2009	Fictitious	EQUITY ONE NEW YORK
APR 22, 2009	Actual	EQUITY ONE, INC.

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

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# NYS Department of State

## Division of Corporations

### Entity Information

The information contained in this database is current through May 30, 2012.

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Selected Entity Name: EQUITY ONE REALTY & MANAGEMENT FL, INC.

Selected Entity Status Information

**Current Entity Name:** EQUITY ONE REALTY & MANAGEMENT FL, INC.

**Initial DOS Filing Date:** MAY 04, 2012

**County:** NASSAU

**Jurisdiction:** FLORIDA

**Entity Type:** FOREIGN BUSINESS CORPORATION

**Current Entity Status:** ACTIVE

Selected Entity Address Information

**DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)**

CORPORATION SERVICE COMPANY

80 STATE STREET

ALBANY, NEW YORK, 12207-2543

**Registered Agent**

NONE

This office does not record information regarding the names and addresses of officers, shareholders or directors of nonprofessional corporations except the chief executive officer, if provided, which would be listed above.

Professional corporations must include the name(s) and address(es) of the initial officers, directors, and shareholders in the initial certificate of incorporation, however this information is not recorded and only available by [viewing the certificate](#).

**\*Stock Information**

# of Shares	Type of Stock	\$ Value per Share
-------------	---------------	--------------------

No Information Available

\*Stock information is applicable to domestic business corporations.

**Name History**

Filing Date	Name Type	Entity Name
MAY 04, 2012	Actual	EQUITY ONE REALTY & MANAGEMENT FL, INC.

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

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