



**NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION**



BROWNFIELD CLEANUP PROGRAM (BCP)

ECL ARTICLE 27 / TITLE 14

DEPARTMENT USE ONLY BCP SITE #:

07/2010

Section I. Requestor Information		
NAME Town of Oyster Bay		
ADDRESS 54 Audrey Avenue		
CITY/TOWN Oyster Bay, NY		ZIP CODE 11771
PHONE (516) 624-6350	FAX (516) 624-6362	E-MAIL
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 NYS Department of State's Corporation & Business Entity Database. 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 John Ellsworth, c/o Town of Oyster Bay Department Environmental Resources		
ADDRESS 150 Miller Place		
CITY/TOWN Syosset, NY		ZIP CODE 11791
PHONE (516) 677-5824	FAX (516) 677-5730	E-MAIL jellsworth@oysterbay-ny.gov
NAME OF REQUESTOR'S CONSULTANT H2M; Philip Schade, P.E.		
ADDRESS 175 Pinelawn Road, Suite 308		
CITY/TOWN Melville, NY		ZIP CODE 11747
PHONE (631) 756-8000	FAX (631) 393-6322	E-MAIL schade@h2m.com
NAME OF REQUESTOR'S ATTORNEY Rigano, LLC; James Rigano, Esq.		
ADDRESS 425 Broad Hollow Road, Suite 217		
CITY/TOWN Melville, NY		ZIP CODE 11747
PHONE (631) 756-5900	FAX	E-MAIL JRigano@riganollc.com
THE REQUESTOR MUST CERTIFY THAT HE/SHE IS EITHER A PARTICIPANT OR VOLUNTEER IN ACCORDANCE WITH ECL 27-1405 (1) BY CHECKING ONE OF THE BOXES BELOW:		
<input checked="" type="checkbox"/> PARTICIPANT <small>A requestor who either 1) was the owner of the site at the time of the disposal of hazardous waste or discharge of petroleum 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 hazardous waste or discharge of petroleum.</small>	<input type="checkbox"/> VOLUNTEER <small>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 disposal of hazardous waste or discharge of petroleum.</small> <small>NOTE: By checking this box, the requestor certifies that he/she has exercised appropriate care with respect to the hazardous waste 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 hazardous waste.</small>	
Requestor Relationship to Property (check one):		
<input type="checkbox"/> Previous Owner	<input checked="" type="checkbox"/> Current Owner	<input type="checkbox"/> Potential /Future Purchaser <input type="checkbox"/> Other
If requestor is not the site owner, requestor will have access to the property throughout the BCP project. <input type="checkbox"/> Yes <input type="checkbox"/> No <small>-Proof of site access must be submitted for non-owners</small>		

RECEIVED

SEP 20 2011

**BUREAU OF
TECHNICAL SUPPORT**

Section II. Property Information

Check here if this application is to request significant changes to property set forth in an existing BCA:
 Existing BCP site number: _____

PROPERTY NAME **Bethpage Community Park**

ADDRESS/LOCATION **Stewart Avenue** CITY/TOWN **Bethpage, NY** ZIP CODE **11714**

MUNICIPALITY(IF MORE THAN ONE, LIST ALL):
Hamlet of Bethpage, Town of Oyster Bay

COUNTY **Nassau** SITE SIZE (ACRES) **approximately 0.4 acre (within the 18-acre Park)**

LATITUDE (degrees/minutes/seconds) **40 ° 45 ' 20.5 "** LONGITUDE (degrees/minutes/seconds) **73 ° 29 ' 8.5 "**

HORIZONTAL COLLECTION METHOD: SURVEY GPS MAP HORIZONTAL REFERENCE DATUM: _____

COMPLETE TAX MAP INFORMATION FOR ALL TAX PARCELS INCLUDED WITHIN THE PROPERTY BOUNDARIES. ATTACH REQUIRED MAPS PER THE APPLICATION INSTRUCTIONS.
 Parcel Address Parcel No. Section No. Block No. Lot No. Acreage

Bethpage Community Park	p/o	46	G	43	0.4

- Do the property boundaries correspond to tax map metes and bounds? Yes No
 If no, please attach a metes and bounds description of the property.
- Is the required property map attached to the application? (application will not be processed without map) Yes No
- Is the property part of a designated En-zone pursuant to Tax Law § 21(b)(6)? Yes No
 For more information please see Empire State Development's [website](#).
 If yes, identify area (name) Not applicable.
 Percentage of property in En-zone (check one): 0-49% 50-99% 100%
- Is this application one of multiple applications for a large development project, where the development project spans more than 25 acres (see additional criteria in BCP application instructions)? If yes, identify name of properties in related BCP applications: _____ Yes No

5. Property Description Narrative:
 The proposed "site" encompasses the footprint of former ice skating rink, now demolished and replaced by a new ice skating center; west side of Stewart Avenue, opposite Cherry Avenue

6. List of Existing Easements (type here or attach information)

<u>Easement Holder</u>	<u>Description</u>
None	

7. List of Permits issued by the NYSDEC or USEPA Relating to the Proposed Site (type here or attach information)

<u>Type</u>	<u>Issuing Agency</u>	<u>Description</u>
None		

If any changes to Section II are required prior to application approval, a new page, initialed by each requestor, must be submitted.

Initials of each Requestor:  _____

Section III. Current Property Owner/Operator Information

OWNER'S NAME **Town of Oyster Bay**

ADDRESS **54 Audrey Avenue**

CITY/TOWN **Oyster Bay, NY** ZIP CODE **11771**

PHONE **(516) 624-6350** FAX **(516) 624 6362** E-MAIL

OPERATOR'S NAME **Town of Oyster Bay, Parks Department**

ADDRESS **977 Hicksville Road**

CITY/TOWN **Massapequa, NY** ZIP CODE **11758**

PHONE **(516) 797-4137** FAX **(516) 797-4145** E-MAIL

Section IV. Requestor Eligibility Information (Please refer to ECL § 27-1407)

- 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? Yes No
 - 2. Is the requestor subject to an existing order relating to contamination at the site? Yes No
 - 3. Is the requestor subject to an outstanding claim by the Spill Fund for this site? Yes No
 - 4. Has the requestor been determined to have violated any provision of ECL Article 27? Yes No
 - 5. Has the requestor previously been denied entry to the BCP? Yes No
 - 6. Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving contaminants? Yes 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? Yes 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? Yes 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? Yes No

Section V. Property Eligibility Information (Please refer to ECL § 27-1405)

- 1. Is the property, or was any portion of the property, listed on the National Priorities List? Yes No
If yes, please provide relevant information as an attachment.
- 2. Is the property, or was any portion of the property, listed on the NYS Registry of Inactive Hazardous Waste Disposal Sites? Yes No
If yes, please provide: Site # _____ Class # _____
- 3. Is the property subject to a permit under ECL Article 27, Title 9, other than an Interim Status facility? Yes No
If yes, please provide: Permit type: _____ EPA ID Number: _____
Date permit issued: _____ Permit expiration date: _____
- 4. Is the property subject to a cleanup order under navigation law Article 12 or ECL Article 17 Title 10? Yes No
If yes, please provide: Order # _____
- 5. Is the property subject to a state or federal enforcement action related to hazardous waste or petroleum? Yes No
If yes, please provide explanation as an attachment.

Section VI. Project Description

What stage is the project starting at? Investigation Remediation

Please attach a description of the project which includes the following components:

- Purpose and scope of the project
- Estimated project schedule

Section VII. Property's Environmental History

To the extent that existing information/studies/reports are available to the requestor, please attach the following:

1. Environmental Reports
 A Phase I environmental site assessment report prepared in accordance with ASTM E 1527 (American Society for Testing and Materials: Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process), and all environmental reports related to contaminants on or emanating from the site.
 If a final investigation report is included, indicate whether it meets the requirements of ECL Article 27-1415(2): Yes No

2. SAMPLING DATA: INDICATE KNOWN CONTAMINANTS AND THE MEDIA WHICH ARE KNOWN TO HAVE BEEN AFFECTED. LABORATORY REPORTS SHOULD BE REFERENCED AND COPIES INCLUDED.

Contaminant Category	Soil	Groundwater	Surface Water	Sediment	Soil Gas
Petroleum					
Chlorinated Solvents					
Other VOCs					
SVOCs					
Metals					
Pesticides					
PCBs					
Other*					

*Please describe: Freon in groundwater

3. SUSPECTED CONTAMINANTS: INDICATE SUSPECTED CONTAMINANTS AND THE MEDIA WHICH MAY HAVE BEEN AFFECTED. PROVIDE BASIS FOR ANSWER AS AN ATTACHMENT.

Contaminant Category	Soil	Groundwater	Surface Water	Sediment	Soil Gas
Petroleum					
Chlorinated Solvents					
Other VOCs					
SVOCs					
Metals					
Pesticides					
PCBs					
Other*					

*Please describe: _____

4. INDICATE KNOWN OR SUSPECTED SOURCES OF CONTAMINANTS (CHECK ALL THAT APPLY). PROVIDE BASIS FOR ANSWER AS AN ATTACHMENT.

- Above Ground Pipeline or Tank Lagoons or Ponds Underground Pipeline or Tank Surface Spill or Discharge
 - Routine Industrial Operations Dumping or Burial of Wastes Septic tank/lateral field Adjacent Property
 - Drums or Storage Containers Seepage Pit or Dry Well Foundry Sand Electroplating
 - Coal Gas Manufacture Industrial Accident Unknown
- Other: _____

5. INDICATE PAST LAND USES (CHECK ALL THAT APPLY):

- Coal Gas Manufacturing Manufacturing Agricultural Co-op Dry Cleaner Salvage Yard Bulk Plant
 - Pipeline Service Station Landfill Tannery Electroplating Unknown
- Other: _____

6. PROVIDE A LIST OF PREVIOUS PROPERTY OWNERS AND OPERATORS WITH NAMES, LAST KNOWN ADDRESSES AND TELEPHONE NUMBERS AS AN ATTACHMENT. DESCRIBE REQUESTOR'S RELATIONSHIP, IF ANY, TO EACH PREVIOUS OWNER AND OPERATOR. IF NO RELATIONSHIP, PUT "NONE".

Section VIII. Contact List Information

Please attach, at a minimum, the names and addresses of the following:

1. The chief executive officer and planning board chairperson of each county, city, town and village in which the property is located.
2. Residents, owners, and occupants of the property and properties adjacent to the property.
3. Local news media from which the community typically obtains information.
4. The public water supplier which services the area in which the property is located.
5. Any person who has requested to be placed on the contact list.
6. The administrator of any school or day care facility located on or near the property.
7. The location of a document repository for the project (e.g., local library). In addition, attach a copy of a letter sent to the repository acknowledging that it agrees to act as the document repository for the property.

Section IX. Land Use Factors (Please refer to ECL § 27-1415(3))

1. Current Use: <input type="checkbox"/> Residential <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Vacant <input checked="" type="checkbox"/> Recreational (check all that apply) Provide summary of business operations as an attachment.	
2. Intended Use Post Remediation: <input type="checkbox"/> Unrestricted <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial (check all that apply) Provide specifics as an attachment.	
3. Do current historical and/or recent development patterns support the proposed use? (See #14 below re: discussion of area land uses)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
4. Is the proposed use consistent with applicable zoning laws/maps?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
5. Is the proposed use consistent with applicable comprehensive community master plans, local waterfront revitalization plans, designated Brownfield Opportunity Area plans, other adopted land use plans?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
6. Are there any Environmental Justice Concerns? (See §27-1415(3)(p)).	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
7. Are there any federal or state land use designations relating to this site?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
8. Do the population growth patterns and projections support the proposed use?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
9. Is the property accessible to existing infrastructure?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
10. Are there important cultural resources, including federal or state historic or heritage sites or Native American religious sites within ½ mile?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
11. Are there important federal, state or local natural resources, including waterways, wildlife refuges, wetlands, or critical habitats of endangered or threatened species within ½ mile?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
12. Are there floodplains within ½ mile?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
13. Are there any institutional controls currently applicable to the property?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
14. Describe the proximity to real property currently used for residential use, and to urban, commercial, industrial, agricultural, and recreational areas in an attachment.	
15. Describe the potential vulnerability of groundwater to contamination that might migrate from the property, including proximity to wellhead protection and groundwater recharge areas in an attachment.	
16. Describe the geography and geology of the site in an attachment.	

Section X. Statement of Certification and Signatures

(By requestor who is an individual)

If this application is approved, I acknowledge and agree to the general terms and conditions set forth in DER-32 *Brownfield Cleanup Program Applications and Agreements* and to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. 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: _____

(By an requestor other than an individual)

I hereby affirm that I am Supervisor (title) of Town of Oyster Bay (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. If this application is approved, I acknowledge and agree to the general terms and conditions set forth in DER-32 *Brownfield Cleanup Program Applications and Agreements* and to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. 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: 7/26/2011 Signature:  Print Name: John Venditto

SUBMITTAL INFORMATION:

Three (3) complete copies are required.

- **Two (2)** copies, one paper 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 our [website](#) for the address of our regional offices.

FOR DEPARTMENT USE ONLY

BCP SITE T&A CODE: _____ LEAD OFFICE: _____

**New York State
Department of Environmental Conservation
Brownfield Cleanup Program (BCP)
ECL Article 27/Title 14**

**Bethpage Community Park
Application Addendum – Supplemental Submission
September 2011 (*amended October 2011*)**

Section II. Property Information

1. Property Boundaries: As discussed with NYSDEC, a metes and bounds survey will be undertaken after NYSDEC has concurred with the limits of the “Site”, before the Remedial Investigation is approved, in accordance with the Brownfield Cleanup Program application directions.

Section VI. Project Description

Purpose and Scope of the Project: Based on a telephone conference with NYSDEC on July 6, 2011, during which discussion occurred regarding a draft BCP application submitted to NYSDEC via email on June 23, 2011, it is understood that NYSDEC will require additional investigation to delineate the limits and other characteristics of the Freon groundwater plume more precisely. Once the investigation phase has been completed, the project will proceed with the development and implementation of mitigating measures, if necessary. The future use for the site is intended to be a continuation of the current use as a recreational ice skating rink, an integral part of the existing public park.

In follow up to the July 6 telephone conference, NYSDEC provided the Town with information, including Freon concentrations, going back well over a year regarding the groundwater IRM being operated by Northrop Grumman. The Town is in the process of reviewing this information, of which the Town was not previously aware. The project scope (and estimated schedule) will be adjusted based on the outcome of this review, as well as any input received from NYSDEC.

Estimated Project Schedule: A preliminary, tentative schedule is attached hereto. This schedule is based on the current best estimate of time frames to complete important milestones, and will be subject to change based on the actual project scope as decided by NYSDEC after the application is accepted, the turnaround time for NYSDEC to review and issue comments regarding written submissions from the Town, and other factors that are not within the Town’s purview.

Brownfield Cleanup Program Schedule
Bethpage Community Park
Bethpage, New York

ID	Task Name	Duration	Start	Finish	Predecessors
1	Bethpage Community Park BCP Project	912 days	Tue 7/26/11	Wed 1/21/15	
2	Submit BCP Application to NYSDEC	1 day	Tue 7/26/11	Tue 7/26/11	
3	NYSDEC Review and Comment	14 days	Wed 7/27/11	Mon 8/15/11	2
4	Revise BCP Application to Address NYSDEC Comments	21 days	Tue 8/16/11	Tue 9/13/11	3
5	Submit Revised BCP Application to NYSDEC	1 day	Wed 9/14/11	Wed 9/14/11	4
6	NYSDEC Review and Comment	8 days	Thu 9/15/11	Mon 9/28/11	5
7	Revise BCP Application to Address NYSDEC Comments	4 days	Tue 9/27/11	Fr 10/3/11	6
8	Submit Finalized BCP Application to NYSDEC	1 day	Mon 10/3/11	Mon 10/3/11	7
9	NYSDEC Review and Comment	21 days	Tue 10/4/11	Tue 11/1/11	8
10	NYSDEC Determination of BCP Application Completion	1 day	Wed 11/2/11	Wed 11/2/11	9
11	Identify Document Repository	1 day	Thu 11/3/11	Thu 11/3/11	10
12	Submit Newspaper Notice, Provide Notice to the Brownfield's Site Contact List (BSCL)	1 day	Fr 11/4/11	Fr 11/4/11	11
13	Submit Certificate of Mailing and Proof of Publication to NYSDEC	10 days	Mon 11/7/11	Fr 11/18/11	12
14	ENB Certification of Application Completion	1 day	Mon 11/21/11	Mon 11/21/11	13
15	Public Comment Period	30 days	Tue 11/22/11	Mon 12/12/11	14
16	NYSDEC Consideration of Application Approval / Disapproval	14 days	Tue 1/3/12	Fr 1/20/12	15
17	NYSDEC Application Approval	1 day	Mon 1/23/12	Mon 1/23/12	16
18	Submit Brownfield Cleanup Agreement (BCA) to NYSDEC Project Attorney	1 day	Tue 1/24/12	Tue 1/24/12	17
19	Execution of BCA by NYSDEC DER Division Director	14 days	Wed 1/25/12	Mon 2/13/12	18
20	BCA Execution	0 days	Mon 2/13/12	Mon 2/13/12	19
21	Prepare Citizen Participation Plan (CPP)	21 days	Tue 2/14/12	Tue 3/13/12	20
22	CPP Review by Town Personnel and Attorneys	5 days	Wed 3/14/12	Tue 3/20/12	21
23	Submit CPP to NYSDEC	0 days	Tue 3/20/12	Tue 3/20/12	22
24	NYSDEC Review of CPP	14 days	Wed 3/21/12	Mon 4/9/12	23
25	NYSDEC Approval of CPP	0 days	Mon 4/9/12	Mon 4/9/12	24
26	Prepare Remedial Investigation Work Plan (RIWP) and Draft RIWP Fact Sheet	1 wk	Tue 4/10/12	Mon 6/18/12	25
27	RIWP and Draft RIWP Fact Sheet Review by Town Personnel and Attorneys	0 days	Tue 6/19/12	Mon 6/25/12	26
28	Submit RIWP and Draft RIWP Fact Sheet to NYSDEC	14 days	Mon 6/25/12	Mon 6/25/12	27
29	Receipt of Final Fact Sheet from NYSDEC	1 day	Tue 6/26/12	Fr 7/13/12	28
30	Provide Final Fact Sheet to BSCL and Place Final Fact Sheet and RIR in Document Repository	1 day	Mon 7/16/12	Mon 7/16/12	29
31	Public Comment Period	30 days	Mon 7/16/12	Fr 8/24/12	30
32	Submit Certificate of Mailing to NYSDEC	10 days	Tue 7/17/12	Mon 7/30/12	31
33	NYSDEC and NYSDOH Review of RIWP	0 days	Mon 8/27/12	Fr 10/5/12	32
34	NYSDEC and NYSDOH Approval of RIWP	0 days	Fr 10/5/12	Fr 10/5/12	33
35	Place NYSDEC-Approved RIWP in Document Repository	1 day	Mon 10/8/12	Mon 10/8/12	34
36	Complete Data and Prepare Remedial Investigation Report (RIR)	45 days	Mon 10/8/12	Mon 12/10/12	35
37	Conduct Remedial Investigation (RI) Field Work	1 wk	Mon 12/10/12	Mon 12/10/12	36
38	RIR Review by Town Personnel and Attorneys	1 day	Mon 12/11/12	Fr 2/15/13	37
39	Submit RIR and Draft Fact Sheet to NYSDEC	10 days	Mon 2/11/13	Mon 2/18/13	38
40	Receipt of Final Fact Sheet from NYSDEC	1 day	Tue 2/19/13	Mon 3/4/13	39
41	Provide Final Fact Sheet to BSCL and Place Final Fact Sheet and RWP in Document Repository	1 day	Tue 3/5/13	Tue 3/5/13	40
42	Public Comment Period	30 days	Wed 3/6/13	Mon 4/15/13	41
43	Submit Certificate of Mailing to NYSDEC	10 days	Tue 4/16/13	Tue 5/13/13	42
44	NYSDEC and NYSDOH Review of RI	60 days	Mon 7/8/13	Mon 7/8/13	43
45	NYSDEC and NYSDOH Approval of RI	0 days	Mon 7/8/13	Mon 7/8/13	44
46	Receipt of Preliminary Remedial Action Objectives (RAO) and Significant Threat Determination from the NYSDEC	60 days	Tue 7/9/13	Mon 9/30/13	45
47	Prepare Remedial Work Plan (RWP), Alternative Analysis Report (AAR), Remedial Design Documents (RDD), if necessary, and Fact Sheet	1 wk	Mon 10/7/13	Mon 10/7/13	46
48	RWP, AAR, RDD, and Fact Sheet Review by Town Personnel and Attorneys	0 days	Mon 10/7/13	Mon 10/7/13	47
49	Submit RWP, AAR, RDD, and Fact Sheet to NYSDEC	60 days	Tue 10/7/13	Mon 12/30/13	48
50	NYSDEC and NYSDOH Review of the RWP, AAR, RDD, and Fact Sheet	45 days	Tue 12/31/13	Mon 3/3/14	49
51	Submit RWP and Fact Sheet to BSCL (includes Public Comment Period)	10 days	Tue 3/4/14	Mon 3/17/14	50
52	NYSDEC and NYSDOH Approval of the RWP, AAR, RDD, and Fact Sheet	0 days	Mon 3/17/14	Mon 3/17/14	51
53	Submit Certificate of Mailing to NYSDEC	1 day	Tue 3/18/14	Tue 3/18/14	52
54	Place NYSDEC-Approved RWP and Fact Sheet in Document Repository	1 wk	Tue 3/18/14	Mon 3/24/14	53
55	Prepare a Draft Pre-Construction Notice (PCN)	5 days	Wed 3/19/14	Tue 3/25/14	54
56	Draft PCN Review by Town Personnel and Attorneys	0 days	Wed 3/25/14	Tue 3/25/14	55
57	Submit Draft PCN to NYSDEC	1 wk	Wed 3/26/14	Tue 4/1/14	56
58	NYSDEC Review of the Draft PCN	0 days	Tue 4/1/14	Tue 4/1/14	57
59	Submit PCN to BSCL and Place in Document Repository	1 day	Wed 4/2/14	Wed 4/2/14	58
60	NYSDEC Approval of the Draft PCN	10 days	Thu 4/3/14	Wed 4/16/14	59
61	Implement Remedial Action/ Construction, if Applicable	90 days	Wed 4/30/14	Tue 9/2/14	60
62	Prepare Remedial Action Report (RAR)	30 days	Wed 9/3/14	Tue 10/14/14	61
63	RAR Review by Town Personnel and Attorneys	2 wks	Wed 10/15/14	Tue 10/28/14	62
64	Submit RAR and Draft Fact Sheet to NYSDEC	1 day	Wed 10/29/14	Wed 10/29/14	63
65	Receipt of Fact Sheet Approval from NYSDEC	10 days	Thu 11/13/14	Wed 11/12/14	64
66	Provide Final Fact Sheet to BSCL	1 day	Thu 11/13/14	Thu 11/13/14	65
67	Submit Certificate of Mailing to NYSDEC	10 days	Fr 11/14/14	Thu 11/27/14	66
68	NYSDEC Review of RAR	60 days	Thu 10/30/14	Wed 12/1/15	67
69	Receipt of Certificate of Completion from NYSDEC	0 days	Wed 12/1/15	Wed 12/1/15	68

Section VII. Property's Environmental History

1. A CD is attached with relevant environmental documents, which include the following:

- 2001-07-00 – PCB Investigation/Delineating Findings Report - D&B
- 2002-06-00 – Soil Sampling Findings Report - D&B
- 2003-12-00 – Investigation Sampling Program Field Report - D&B
- 2005-05-00 – IRM Work Plan - H2M
- 2005-11-00 – IRM IR and RAP - H2M
- 2005-12-00 – IRM Supplemental IR - H2M
- 2006-03-00 – IRM RAP Addendum - H2M
- 2008-02-01 – RI Report – Arcadis
- 2008-03-00 – FER - H2M
- 2010-05-12 – Draft Focused FS OU3 – Arcadis
- 2010-05-26 – NYSDEC RI Approval Letter

6. Provide a list of property owners and operators with names, last known addresses and telephone numbers as an attachment. Describe requestor's relationship, if any, to each previous owner and operator. If no relationship, put "NONE".

- Northrop Grumman Corporation: **NONE**
2980 Fairview Park Drive
Falls Church, VA 22042
(703) 280-2900
- U.S. Navy: **NONE**
Office of the Secretary of the Navy
2000 Navy Pentagon
Washington, D.C. 20350-2000

Section VIII. Contact List Information

Please attach, at a minimum, the names and addresses of the following:

1. The chief executive officer and planning board chairman of each county, city, town and village in which the property is located.

County of Nassau

Edward P. Mangano, County Executive
County of Nassau
Office of the County Executive
1550 Franklin Avenue
Mineola, NY 11501

Town of Oyster Bay

John Venditto, Town Supervisor
Town of Oyster Bay, Town Hall
54 Audrey Avenue
Oyster Bay, NY 11771

2. Residents, owners, and occupants of the property and properties adjacent to the property.

Adjacent property owner information is presented in the attached table.

3. Local news media from which the community typically obtains information.

Newsday
235 Pinelawn Road
Melville, NY, 11747

The Bethpage Tribune
P.O. Box 399
Bethpage, NY 11714

4. The public water supplier which services the area in which the property is located.

Bethpage Water District
25 Adams Avenue
Bethpage, NY 11714

5. Any person who has requested to be placed on the contact list.

To date, no persons have requested to be placed on the contact list, as application for acceptance of the proposed Site into the Brownfield Cleanup Program and associated action to address Freon at the subject location is pending and no public notice has yet been issued regarding this matter.

6. The administrator of any school or day care facility located on or near the property.

Terrence Clark, Superintendent
Bethpage Union Free School District
Administration Building
10 Cherry Avenue
Bethpage, NY 11714

7. The location of a document repository for the project (e.g., local library). In addition, attach a copy of a letter sent to the repository acknowledging that it agrees to act as the document repository for the property.

Bethpage Public Library
47 Powell Avenue
Bethpage, NY 11714

Section IX. Land Use Factors (Please Refer to ECL §27-1415(3))

2. Intended Use: The “Residential” box has been checked, per direction from NYSDEC. However, the future use of the Site is intended to be recreational.
14. Describe the proximity to real property currently used for residential use, and to urban, commercial, industrial, agricultural, and recreational areas in an attachment.

The proposed Site – which comprises the approximate footprint of the former outdoor ice skating rink, within the building footprint of the new ice skating center – is located in Bethpage Community Park, a public park owned and operated by the Town of Oyster Bay. To the immediate west, southwest and south are additional facilities within the Park. The surrounding area, outside the boundaries of the Park, contains a mix of land uses, described as follows:

- To the west of the Park is the Northrop Grumman property, which contains facilities for the remediation of soil vapors and groundwater contamination associated with industrial operations of Northrop Grumman’s predecessor corporation.
 - To the south of the Park is a private access road to the Northrop Grumman property. Further to the south are single-family residences, which are located at a minimum distance of approximately 600 feet from the proposed Site.
 - To the east-southeast of the proposed Site, across Stewart Avenue, is Bethpage High School.
 - To the east-northeast of the proposed Site, across the Stewart Avenue-Cherry Avenue intersection, are a church, automotive repair shop and single-family residences. The nearest residential property is situated at a distance of approximately 175 feet from the proposed Site.
 - To the north of the proposed Site, across Cherry Avenue Extension (a private roadway owned by Northrop Grumman), is a large office building.
15. Describe the potential vulnerability of groundwater to contamination that might migrate from the property, including proximity to wellhead protection and groundwater recharge areas in an attachment.

The proposed Site is in the northeast portion of the approximately 18-acre Bethpage Community Park located in Bethpage, New York (the Park). The site subsurface setting generally consists of

native soils (fine to medium sands). The groundwater at the site varies seasonally from approximately 50 to 55 feet below land surface (bls) and groundwater flow is generally in the south-southeasterly direction. As stated in the Remedial Investigation Report (RIR) prepared by ARCADIS U.S., Inc. (ARCADIS), dated February 1, 2008, a sub-plume consisting of chlorodifluoromethane (Freon 22) was identified originating from the vicinity of the subject site and was delineated (the down-gradient extent was not known as of the date of the RIR). The following information was obtained from the RIR: the Park recharge basin received runoff from a portion of the Park; unpaved portions of the site and Park allow surface infiltration to occur; and some of the Park stormwater piping formerly drained to an area immediately south of the Park recharge basin and terminated in a series of drywells, while other drainage terminated at the Park recharge basin. Based on the RIR, an irrigation well is located approximately 1,000 feet northeast of the Park; the Bethpage Water District (BWD) Adams Avenue Wellfield is located approximately 2,000 feet northeast of the Park; and the BWD BGB Wellfield is located approximately 3,000 feet east of the Park. No supply wells are located on the site, in the Park or on Sycamore Avenue, and residents receive water supply from municipal wells owned and operated by BWD. BWD wells are also located south and southeast of the site.

16. Describe the geography and geology of the site in an attachment.

The site is located within the existing Bethpage Community Park. The following summary information was obtained from the February 2008 ARCADIS RIR.

The Park is adjacent to the northeast portion of the Naval Weapons Industrial Reserve Plan (NWIRP) Facility; bordered by Cherry Avenue Extension/Aerospace Boulevard (owned by Northrop Grumman) and commercial properties to the north; bordered by Stewart Avenue (Nassau County-owned roadway) and Bethpage High school to the east-southeast; bordered by residential properties along Sycamore Avenue (Town of Oyster Bay-owned roadway) to the south (across a private roadway owned by Northrop Grumman); and bordered by the former Northrop Grumman Plant 24 to the west. According to the RIR, the Park is approximately 125 feet above mean sea level (msl) and, topographically, is generally flat.

Based on Northrop Grumman Remedial Investigation data and as reported in the RIR, the Park area lithologic sequence from land surface downward generally consists of anthropogenic fill material, underlain by native soils primarily consisting of inter-bedded fine to medium sands; and within the unsaturated zone are two discrete zones of lower permeability soils consisting primarily of inter-bedded silts, silty clay and clay with localized inter-bedded lenses / laminae of sands of varying grain sizes. According to the RIR, groundwater exists under water-table conditions and seasonally varies from approximately 50 to 55 feet bls and the shallow groundwater flow is south-southeasterly (horizontal direction) and slightly downward (vertical direction). In the RIR, the hydraulic gradient was calculated to be 0.0016 foot per foot and the average horizontal groundwater velocity at the water table was calculated to range from approximately 1.4 to 2.8 feet per day.

Bethpage Community Park - Adjacent Property Owners

Name	Section	Block	Lot	Street Address		Post Office	Mailing Address (if different)
				#	Street		
Bethpage Senior High School/ Union Free School District #21	46	10401	132	10	Cherry Avenue	Bethpage, NY 11714	Same
Northop Grumman Corp.	46	G	92		Cherry Avenue	Bethpage, NY 11714	600 Grumman Road West, Bethpage NY 11714
D. Hanon, Jr., D. J Hanon & M Hanon	46	164	44	5	Cherry Avenue	Bethpage, NY 11714	Same
Dennis & Santa Satriana	46	164	49	7	Cherry Avenue	Bethpage, NY 11714	Same
Walter & Ernestine Bachynsky	46	88	11	268	Eighth Street	Bethpage, NY 11714	Same
Florence DeJustro	46	87	16	265	North Sixth Street	Bethpage, NY 11714	Same
Ralph Cutone	46	88	13	267	Seventh Street	Bethpage, NY 11714	Same
Joseph Brooks	46	87	14	266	Seventh Street	Bethpage, NY 11714	Same
Sterling Equities, Inc., ATTN Patrick Koster	46	G	87	999	Stewart Avenue	Bethpage, NY 11714	111 Great Neck Road, Suite 408, Great Neck NY 11021
Metro Resources, Inc.	46	164	43	900	Stewart Avenue	Bethpage, NY 11714	PO Box 1006, West Hampton Beach NY 11978
Hellenic Orthodox Church of America	46	164	37	910	Stewart Avenue	Bethpage, NY 11714	22-68 26th Street, Astoria NY 11105
Mrs. Grace Parsekian/ St. Isidoros Hellenic Church	46	164	38	926	Stewart Avenue	Bethpage, NY 11714	910 Stewart Avenue, Bethpage NY 11714
Daniel & Robert, Jr., Gene	46	83	11	789	Stewart Avenue	Bethpage, NY 11714	Same
Edward & Donna Conway	46	86	13	152	Sycamore Avenue	Bethpage, NY 11714	Same
Lucille Romano	46	86	16	160	Sycamore Avenue	Bethpage, NY 11714	Same
Basmaitie Passaro	46	86	17	156	Sycamore Avenue	Bethpage, NY 11714	Same
God Lee	46	83	1	126	Sycamore Avenue	Bethpage, NY 11714	Same
James & Charlotte Ford	46	84	11	140	Sycamore Avenue	Bethpage, NY 11714	Same
Timothy & Carolyn Mooney	46	84	12	156	Sycamore Avenue	Bethpage, NY 11714	Same
James W. Friedl	46	84	13	132	Sycamore Avenue	Bethpage, NY 11714	Same
Kathleen J. Bovaird	46	85	13	142	Sycamore Avenue	Bethpage, NY 11714	Same
Agnes & Russell Harrison	46	85	15	150	Sycamore Avenue	Bethpage, NY 11714	Same
Rose & Joseph Ferraro	46	85	16	146	Sycamore Avenue	Bethpage, NY 11714	Same



Neil O. Bergin
Commissioner

TOWN OF OYSTER BAY
DEPARTMENT OF ENVIRONMENTAL RESOURCES

150 MILLER PLACE
SYOSSET, NEW YORK 11791-5699



(516) 677-5811
Fax (516) 677-5730
www.oysterbaytown.com

August 18, 2011

Lois Lovisolo, Director
Bethpage Public Library
47 Powell Avenue
Bethpage, NY 11714

RE: Bethpage Community Park

Dear Ms. Lovisolo:

This is in follow up to your telephone discussion today with John Ellsworth of this office, confirming that Bethpage Public Library will serve as the document repository regarding upcoming remediation activities to be conducted by the Town of Oyster Bay at the above referenced location.

Please do not hesitate to contact John Ellsworth at 677-5824 if you have any questions.

Very truly yours,

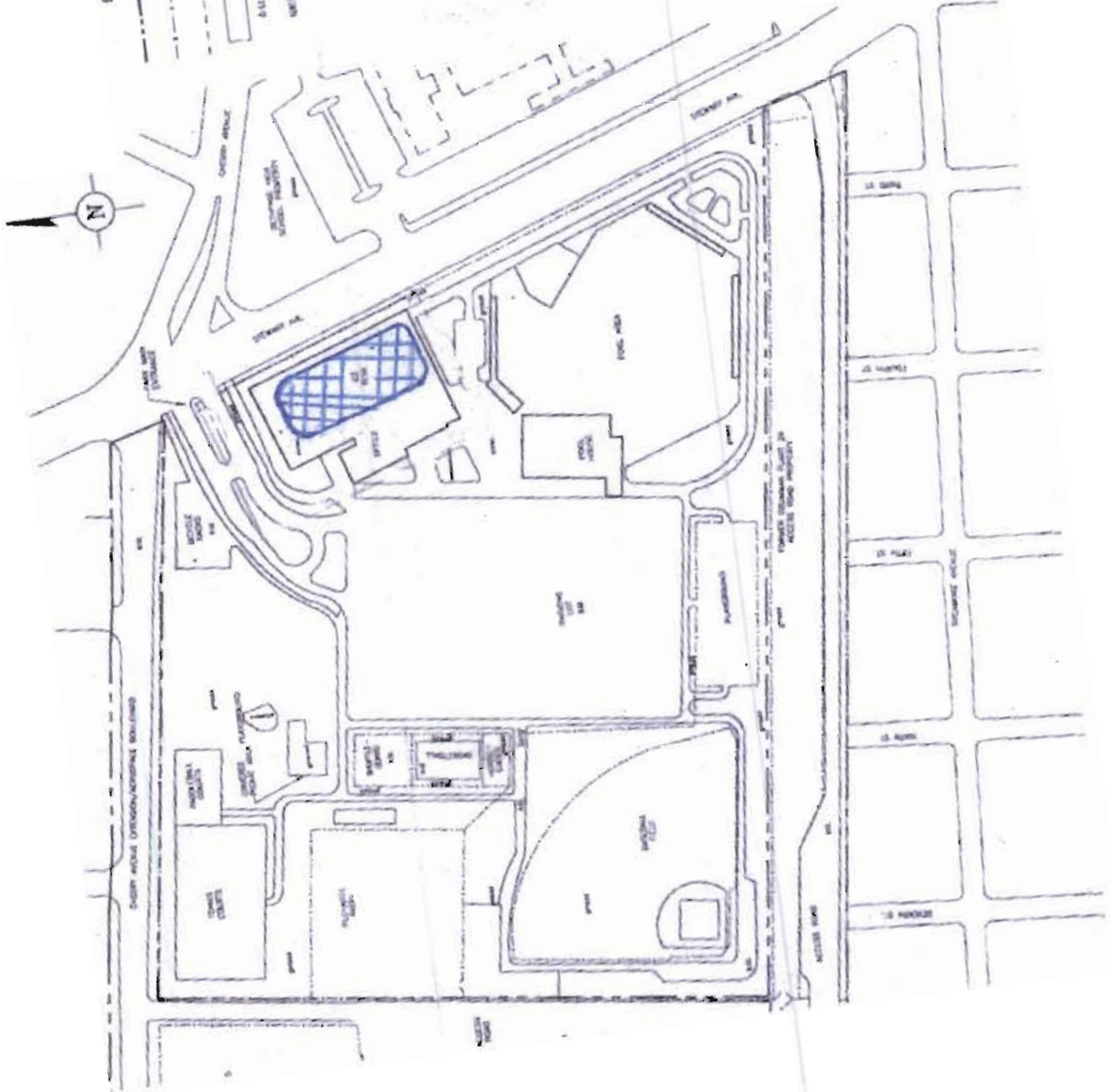
NEIL O. BERGIN, COMMISSIONER
DEPARTMENT OF ENVIRONMENTAL RESOURCES

c: John Ellsworth, Cashin Spinelli & Ferretti, LLC, Environmental Consultant

- LEGEND**
- BOUNDARY OF GERMANN PROPERTY LOT
 - - - - - FENCE
 - LIMITS OF RECREATION HIGH SCHOOL, MAIN BUILDING
 - BENCH
 - RECREATION FACILITY
 - MAIL, SERVICE BUILDING, RECEIVING PLANT
 - WALK

NOTE: PARK FEATURES SHOWN WERE PRESENT FROM A TO TOP OF COVERED BY DEVELOPMENT IN 2004.

Proposed Site
(former ice skating rink)



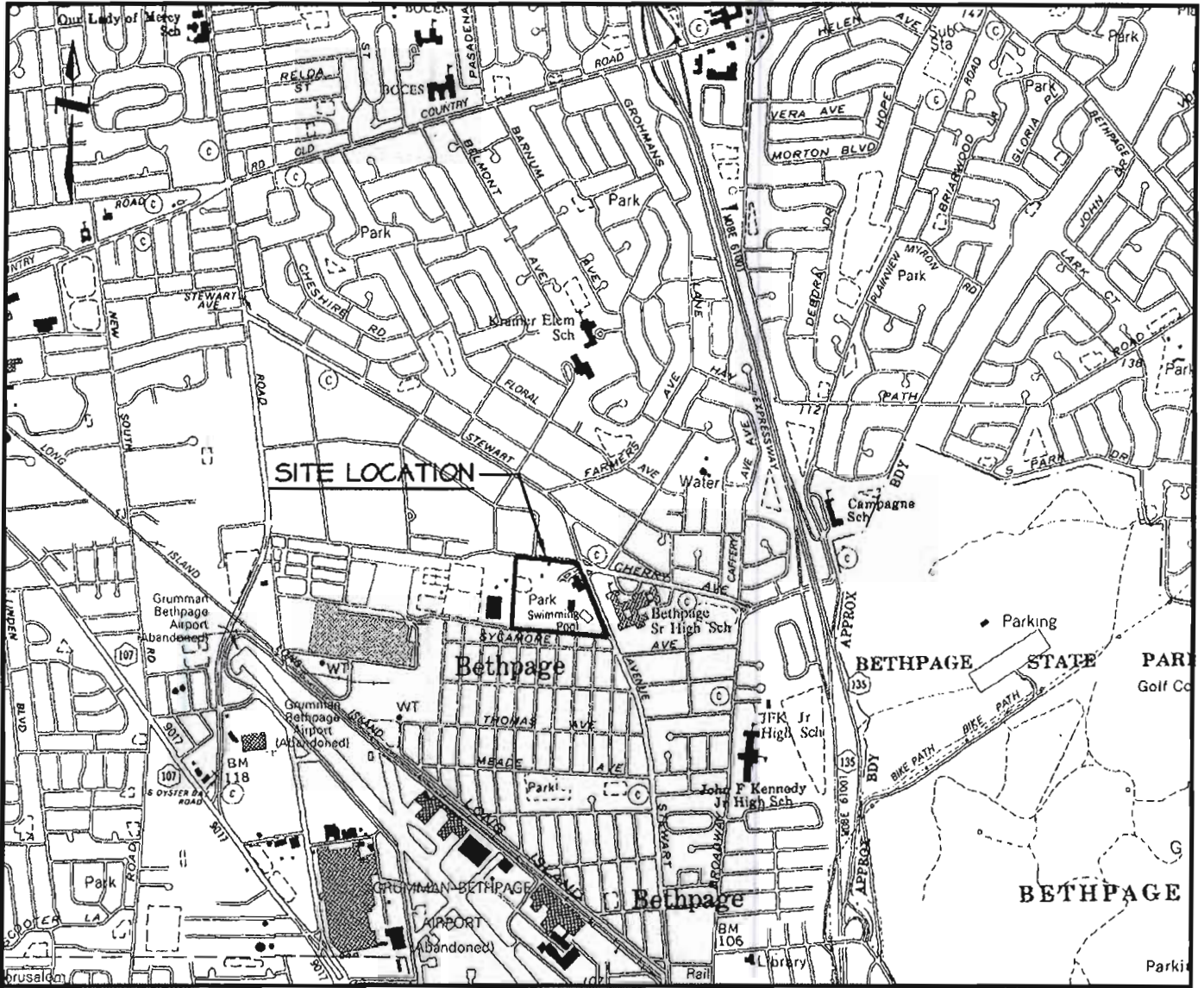
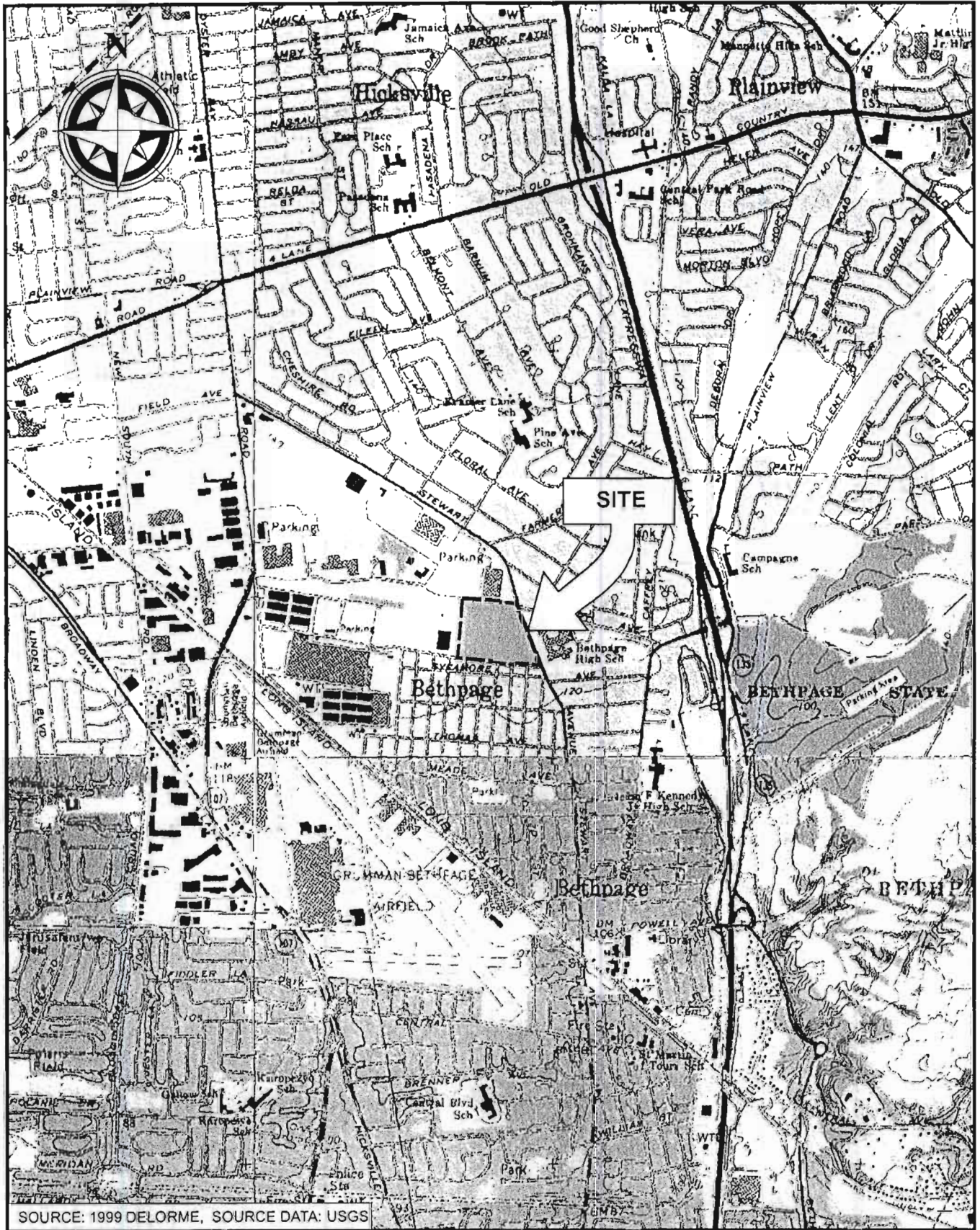


FIGURE I. SITE LOCATION

SCALE: 1" = 2000'



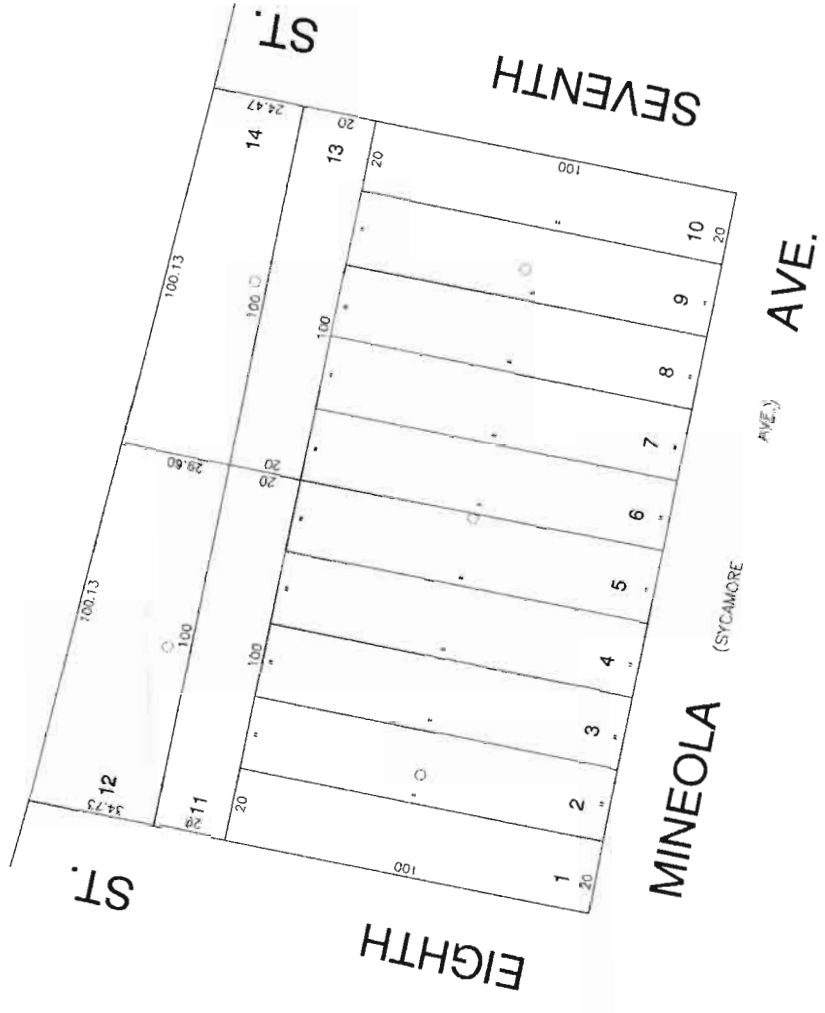
SOURCE: 1999 DELORME, SOURCE DATA: USGS

RLAMAPS/NORTHROP1572(02/08/02)

db Dvirka and Bartilucci
 CONSULTING ENGINEERS
 A DIVISION OF WILLIAM F. COSULICH ASSOCIATES, P.C.

TOWN OF OYSTER BAY
 BETHPAGE COMMUNITY PARK
 BETHPAGE, NEW YORK
SITE LOCATION MAP

FIGURE 2-1



N 193,000

N 192,800
E 2,141,400

E 2,141,750

LEGEND		SPECIAL DISTRICTS		MUNICIPALITIES	
CODE	DISTRICT	WITHIN	DISTRICT	DISTRICT	WITHIN
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7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
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30' 15' 0' 30' 60'

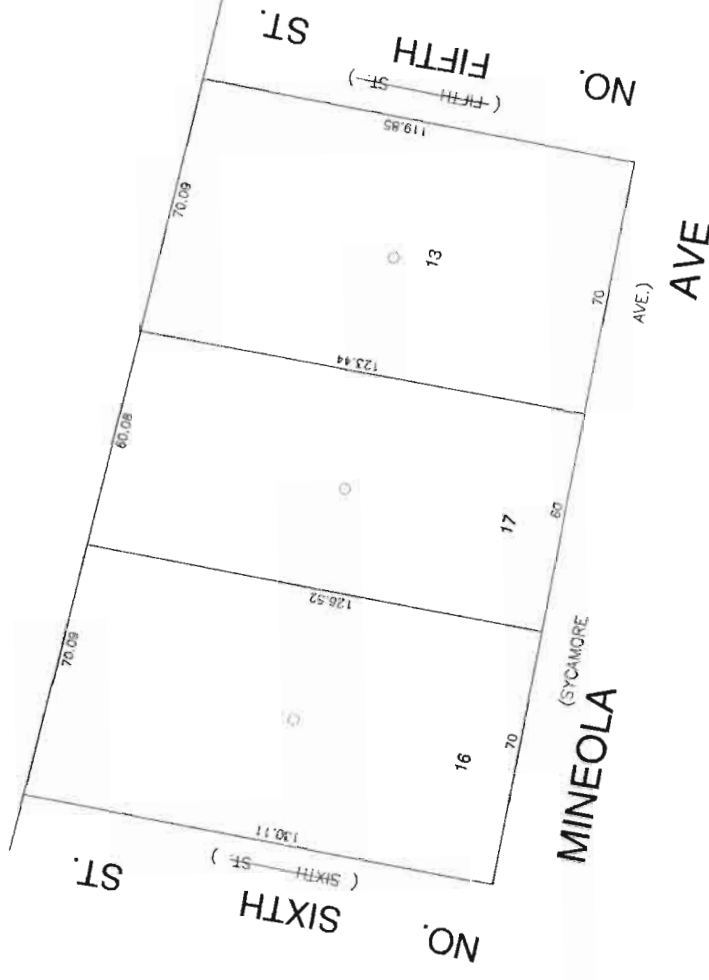
SCALE: 1" = 30'



E 2,142,200

N 192,950

E 2,141,900



LEGEND		SPECIAL DISTRICTS		MUNICIPALITIES	
CODE	DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT
1	SPECIAL	1	SEWERAGE	1	TOWN OF NORTH HAVEN
2	SPECIAL	2	SEWERAGE	2	TOWN OF NORTH HAVEN
3	SPECIAL	3	SEWERAGE	3	TOWN OF NORTH HAVEN
4	SPECIAL	4	SEWERAGE	4	TOWN OF NORTH HAVEN
5	SPECIAL	5	SEWERAGE	5	TOWN OF NORTH HAVEN
6	SPECIAL	6	SEWERAGE	6	TOWN OF NORTH HAVEN
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89	SPECIAL	89	SEWERAGE	89	TOWN OF NORTH HAVEN
90	SPECIAL	90	SEWERAGE	90	TOWN OF NORTH HAVEN
91	SPECIAL	91	SEWERAGE	91	TOWN OF NORTH HAVEN
92	SPECIAL	92	SEWERAGE	92	TOWN OF NORTH HAVEN
93	SPECIAL	93	SEWERAGE	93	TOWN OF NORTH HAVEN
94	SPECIAL	94	SEWERAGE	94	TOWN OF NORTH HAVEN
95	SPECIAL	95	SEWERAGE	95	TOWN OF NORTH HAVEN
96	SPECIAL	96	SEWERAGE	96	TOWN OF NORTH HAVEN
97	SPECIAL	97	SEWERAGE	97	TOWN OF NORTH HAVEN
98	SPECIAL	98	SEWERAGE	98	TOWN OF NORTH HAVEN
99	SPECIAL	99	SEWERAGE	99	TOWN OF NORTH HAVEN
100	SPECIAL	100	SEWERAGE	100	TOWN OF NORTH HAVEN

Nassau County
Department of Assessment
 Charles O'Shea, Chairman
Land & Tax Map
 Map Last Revised: January 3, 2003

SEC. 46
BLK. 86
 SPECIAL DISTRICT WITHIN
 SHEET 1 OF 1

DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT
1	2	3	4	5	6
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
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61	62	63	64	65	66
67	68	69	70	71	72
73	74	75	76	77	78
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97	98	99	100		

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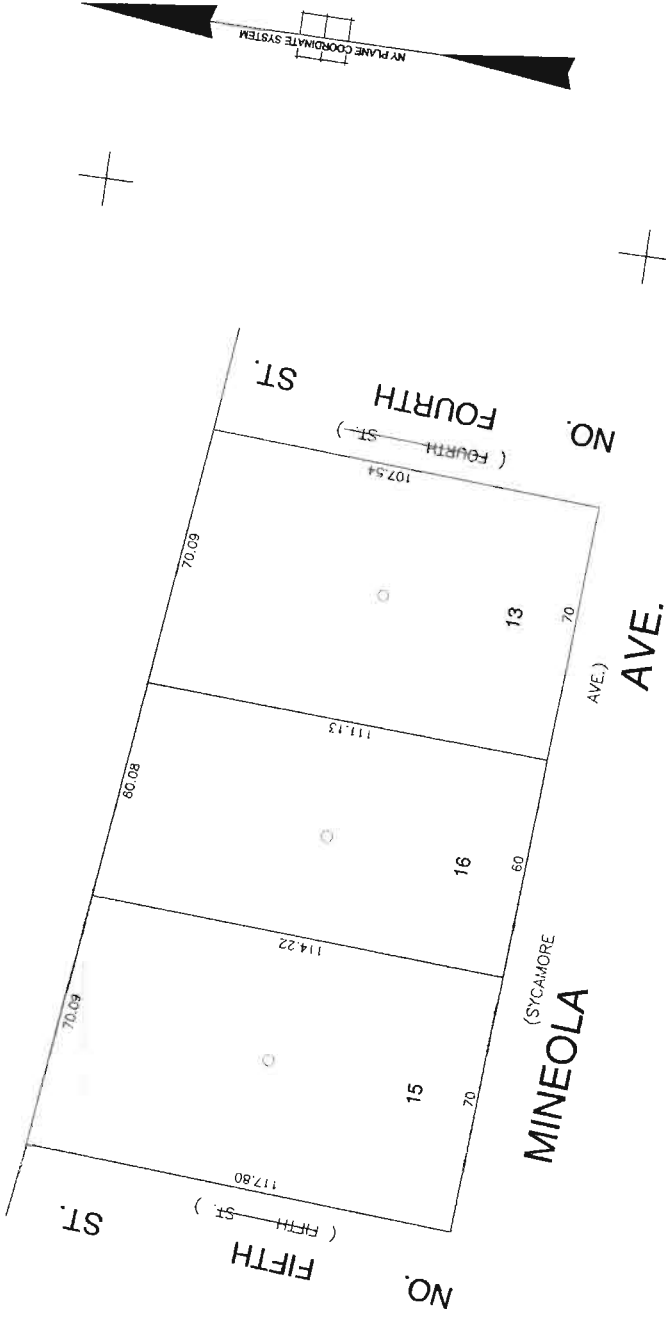
SCALE: 1" = 30'

COPYRIGHT 1998 MASSAU COUNTY

N 192,900

N 192,750
E 2,142,100

E 2,142,450



LEGEND		SPECIAL DISTRICTS		MUNICIPALITIES	
CODE	DESCRIPTION	DIST	DESCRIPTION	DIST	DESCRIPTION
001	COUNTY LINE	01	PUBLIC PARKING	01	WEST TOWN
002	TOWN LINE	02	SEWER	02	WEST TOWN
003	SCHOOL DISTRICT LINE	03	SEWER	03	WEST TOWN
004	PROPERTY LINE	04	SEWER	04	WEST TOWN
005	BLOCK LINE	05	SEWER	05	WEST TOWN
006	LOCATOR POINT	06	SEWER	06	WEST TOWN
007	DEED AREA	07	SEWER	07	WEST TOWN
008	DEED DIMENSION	08	SEWER	08	WEST TOWN
009	DEED DIMENSION	09	SEWER	09	WEST TOWN
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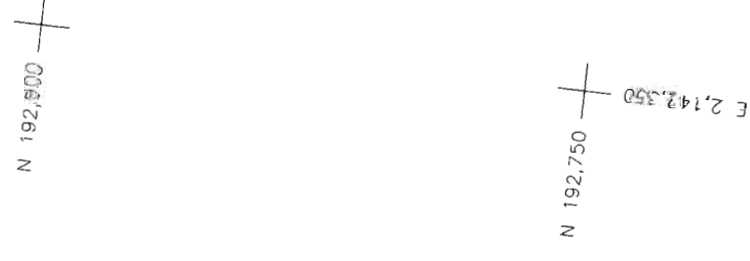
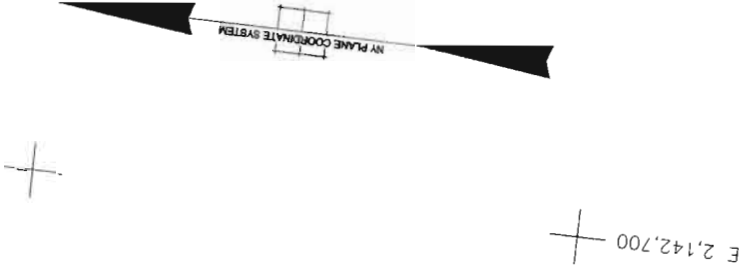
Nassau County
Department of Assessment
 Charles O'Shea, Chairman

Land & Tax Map
 Map Last Revised: January 3, 2003

SEC. 46
BLK. 85

SHEET 1 OF 1

SPECIAL DISTRICTS		MUNICIPALITIES	
DIST	DESCRIPTION	DIST	DESCRIPTION
01	PUBLIC PARKING	01	WEST TOWN
02	SEWER	02	WEST TOWN
03	SEWER	03	WEST TOWN
04	SEWER	04	WEST TOWN
05	SEWER	05	WEST TOWN
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98	SEWER	98	WEST TOWN
99	SEWER	99	WEST TOWN
100	SEWER	100	WEST TOWN



LEGEND

COUNTY LINE
TOWN LINE
SCHOLAR LINE
PROPERTY LINE
SPECIAL DISTRICT LINE
SPECIAL DISTRICT LINE
LOCATOR POINT
AX-MAP PARCEL NO.
AX-MAP PARCEL LABEL
DEED ACRES
DEED DIMENSION
DEED DIMENSION
REFERENCE MAPS
MAP NO.

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

SPECIAL DISTRICTS

DIST	DESCRIPTION	CODE	DISTRICT	WITHIN
3	POLICE			
5	WATER			
5	SEWER			
29	REFUSE & GARBAGE			
29	REFUSE DISPOSAL			
29	SEWAGE COLLECTION			
31	FIRE			
56	SEWERAGE			

SPECIAL DISTRICTS

DIST	DESCRIPTION	CODE	DISTRICT	WITHIN
A	PUBLIC PARKING			
39	SEWER			
39	REFUSE & GARBAGE			
39	REFUSE DISPOSAL			
39	SEWAGE COLLECTION			
39	FIRE			
39	IMPROVEMENT			
39	SEWERAGE			

DISTRICTS

DIST	DESCRIPTION	CODE	DISTRICT	WITHIN
D	DRAINAGE			
D	FIRE HYDRANT RENTAL			
D	GARBAGE			
D	ESCALATOR			
D	WATER POLLUTION CONTROL			
1	SCHOOL DISTRICT			
2	WATER			

Nassau County
 Department of Assessment
 Charles O'Shea, Chairman

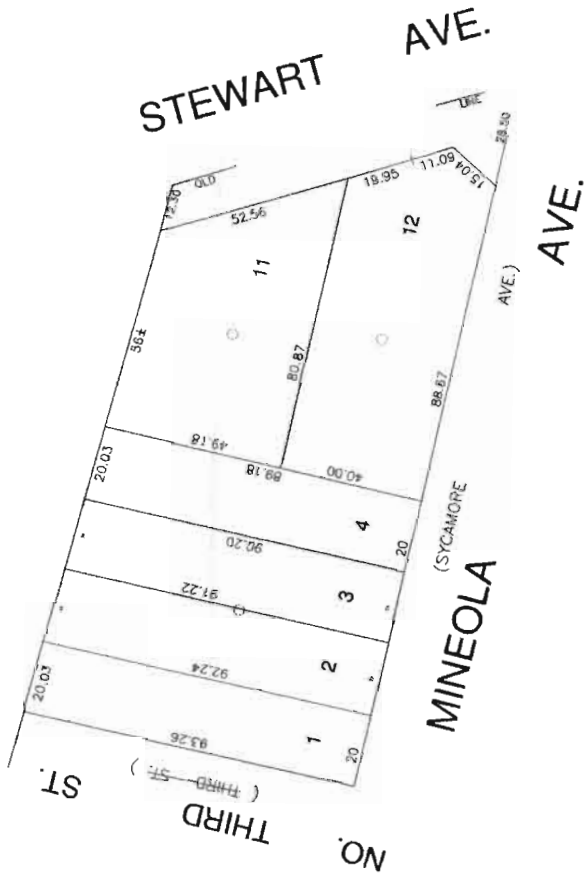
Land & Tax Map

Map Last Revised: January 3, 2003

SEC. 46
BLK. 84

SHEET 1 OF 1

30' 15' 0' 30' 60'
SCALE: 1" = 30'



N 192,850

N 192,700
E 2,142,600

E 2,142,900

COPYRIGHT 1998 NASSAU COUNTY

LEGEND		SPECIAL DISTRICTS		MUNICIPALITIES	
CODE	DESCRIPTION	DIST	DESCRIPTION	DIST	DESCRIPTION
01	COUNTY LINE	1	PUBLIC PARKING	1	NASSAU COUNTY
02	SCHOOL DISTRICT LINE	2	SEWERAGE	2	NORTH HEMPSTEAD
03	VILLAGE LINE	3	REFUSE & CARGAGE	3	CITY OF GREAT NECK
04	SCHOOL DISTRICT LINE	4	REFUSE DISPOSAL	4	CITY OF GLEN COVE
05	SPECIAL DISTRICT LINE	5	LIBRARY	5	GLEN COVE
06	BLOCK LIMIT	6	SEWERAGE COLLECTION	6	LONG BEACH
07	TAX MAP PARCEL NO.	7	IMPROVEMENT	7	VALLEY STREAM
08	CALCULATED AREA	8	SEWERAGE COLLECTION	8	SCHOOL DISTRICT
09	SEWERAGE COLLECTION	9	SEWERAGE COLLECTION	9	WATER POLLUTION CONTROL
10	SEWERAGE COLLECTION	10	SEWERAGE COLLECTION	10	WATER POLLUTION CONTROL
11	SEWERAGE COLLECTION	11	SEWERAGE COLLECTION	11	WATER POLLUTION CONTROL
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89	SEWERAGE COLLECTION	89	SEWERAGE COLLECTION	89	WATER POLLUTION CONTROL
90	SEWERAGE COLLECTION	90	SEWERAGE COLLECTION	90	WATER POLLUTION CONTROL
91	SEWERAGE COLLECTION	91	SEWERAGE COLLECTION	91	WATER POLLUTION CONTROL
92	SEWERAGE COLLECTION	92	SEWERAGE COLLECTION	92	WATER POLLUTION CONTROL
93	SEWERAGE COLLECTION	93	SEWERAGE COLLECTION	93	WATER POLLUTION CONTROL
94	SEWERAGE COLLECTION	94	SEWERAGE COLLECTION	94	WATER POLLUTION CONTROL
95	SEWERAGE COLLECTION	95	SEWERAGE COLLECTION	95	WATER POLLUTION CONTROL
96	SEWERAGE COLLECTION	96	SEWERAGE COLLECTION	96	WATER POLLUTION CONTROL
97	SEWERAGE COLLECTION	97	SEWERAGE COLLECTION	97	WATER POLLUTION CONTROL
98	SEWERAGE COLLECTION	98	SEWERAGE COLLECTION	98	WATER POLLUTION CONTROL
99	SEWERAGE COLLECTION	99	SEWERAGE COLLECTION	99	WATER POLLUTION CONTROL
100	SEWERAGE COLLECTION	100	SEWERAGE COLLECTION	100	WATER POLLUTION CONTROL

Nassau County
Department of Assessment
Charles O'Shea, Chairman



Land & Tax Map
Map Last Revised: January 3 2003

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