

# BROWNFIELD CLEANUP PROGRAM (BCP) APPLICATION FORM

DEC requires an application to request major changes to the description of the property set forth in a Brownfield Cleanup Agreement, or "BCA" (e.g., adding a significant amount of new property, or adding property that could affect an eligibility determination due to contamination levels or intended land use). Such application must be submitted and processed in the same manner as the original application, including the required public comment period. Is this an application to amend an existing BCA?					
Yes V No	If yes, provide existing site	number:			
PART A (note: application is sepa	arated into Parts A and B for DEC re				
Section I. Requestor Informatio	on - See Instructions for Further Gu	DEC USE ONLY BCP SITE #:			
NAME Wilfrid East Properties LLC, V	Wilfrid East LIHTC LLC, Wilfrid West Pro	pperties LLC - See Supplement to Section I			
ADDRESS C/o Mega Developi	ment LLC, 22-60 46th Street				
CITY/TOWN Astoria	ZIP CODE	11105			
PHONE 718-932-6342	FAX 718-545-5983	E-MAIL ekokinakis@megagroup.nyc			
<ul> <li>Is the requestor authorized to conduct business in New York State (NYS)?</li> <li>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 &amp; Business Entity Database. A print-out of entity information from the database must be submitted to the New York State Department of Environmental Conservation (DEC) with the application, to document that the requestor is authorized to do business in NYS.</li> <li>Do all individuals that will be certifying documents meet the requirements detailed below?</li> <li>Yes No</li> <li>Individuals that will be certifying BCP documents, as well as their employers, meet the requirements of Section 1.5 of DER-10: Technical Guidance for Site Investigation and Remediation and Article 145 of New York State Education Law. Documents that are not properly certified will be not approved under the BCP.</li> </ul>					
Section II. Project Description					
What stage is the project starting	ing at? Investigation	Remediation			
2. If the project is starting at the remediation stage, a Remedial Investigation Report (RIR), Alternatives Analysis, and Remedial Work Plan must be attached (see <u>DER-10 / Technical Guidance for Site Investigation and Remediation</u> for further guidance).					
3. If a final RIR is included, please verify it meets the requirements of Environmental Conservation Law (ECL) Article 27-1415(2):					
4. Please attach a short description of the overall development project, including:					
the date that the remedial program is to start; and					
the date the Certificate of	Completion is anticipated.	RECEIVED			
		IAN 1 9 2017			

#### Section III. Property's Environmental History

All applications **must include** an Investigation Report (per ECL 27-1407(1)). The report must be sufficient to establish contamination of environmental media on the site above applicable Standards, Criteria and Guidance (SCGs) based on the reasonably anticipated use of the property.

To the extent that existing information/studies/reports are available to the requestor, please attach the following (please submit the information requested in this section in electronic format only):

- 1. Reports: an example of an Investigation Report is a Phase II Environmental Site Assessment report prepared in accordance with the latest American Society for Testing and Materials standard (ASTM E1903).
- 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	Soil Gas	
Petroleum				
Chlorinated Solvents				
Other VOCs				
SVOCs				
Metals				
Pesticides				
PCBs				
Other*				
*Please describe:				

- 3. FOR EACH IMPACTED MEDIUM INDICATED ABOVE, INCLUDE A SITE DRAWING INDICATING:
  - SAMPLE LOCATION
  - DATE OF SAMPLING EVENT
  - KEY CONTAMINANTS AND CONCENTRATION DETECTED
  - FOR SOIL, HIGHLIGHT IF ABOVE REASONABLY ANTICIPATED USE
  - FOR GROUNDWATER, HIGHLIGHT EXCEEDANCES OF 6NYCRR PART 703.5
  - FOR SOIL GAS/ SOIL VAPOR/ INDOOR AIR, HIGHLIGHT IF ABOVE MITIGATE LEVELS ON THE NEW YORK STATE DEPARTMENT OF HEALTH MATRIX

THESE DRAWINGS ARE TO BE REPRESENTATIVE OF ALL DATA BEING RELIED UPON TO MAKE THE CASE THAT THE SITE IS IN NEED OF REMEDIATION UNDER THE BCP. DRAWINGS SHOULD NOT BE BIGGER THAN 11" X 17". THESE DRAWINGS SHOULD BE PREPARED IN ACCORDANCE WITH ANY GUIDANCE PROVIDED.

11" X 17". THESE DRAWINGS SHOULD BE PREPARED IN ACCORDANCE WITH ANY GUIDANCE PROVIDED.

ARE THE REQUIRED MAPS INCLUDED WITH THE APPLICATION?\*

(*answering No will result in	res no					
4. INDICATE PAST LAND USES (CHECK ALL THAT APPLY):						
Coal Gas Manufacturing Salvage Yard Landfill	Manufacturing Bulk Plant Tannery	Agricultural Co-op Pipeline Electroplating	Dry Cleaner Service Station Unknown			
Other:						

Section IV. Property Information - See Instructions	s for Fu	rther Guida	nce		
PROPOSED SITE NAME 1888 Bathgate Avenue F	Redeve	lopment S	Site		
ADDRESS/LOCATION 4181 3rd Avenue					
CITY/TOWN Bronx ZIP C	ODE 10	457			
MUNICIPALITY(IF MORE THAN ONE, LIST ALL): Bronx	(				
COUNTY Bronx	S	ITE SIZE (AC	RES) 0.82		
LATITUDE (degrees/minutes/seconds) 40 ° 50 ' 46.294 "	LONGI -73	TUDE (degre	es/minutes/se 53		48.916 "
COMPLETE TAX MAP INFORMATION FOR ALL TAX PAI BOUNDARIES. ATTACH REQUIRED MAPS PER THE AR				ROPERTY	
Parcel Address	;	Section No.	Block No.	Lot No.	Acreage
4181 3rd Avenue			2924	7	0.82
Do the proposed site boundaries correspond to tax     If no, please attach a metes and bounds description			unds?	✓ Yes	]No
2. Is the required property map attached to the application?					
3. Is the property within a designated Environmental Zone (En-zone) pursuant to Tax Law 21(b)(6)? (See DEC's website for more information)  Yes ✓ No □					
If yes, identify census tract : 395					
Percentage of property in En-zone (check one): 0-49% 50-99%					
4. 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)? Yes No					
If yes, identify name of properties (and site numbers if available) in related BCP applications:					
5. Is the contamination from groundwater or soil vapor solely emanating from property other than the site subject to the present application?					
6. Has the property previously been remediated pursuant to Titles 9, 13, or 14 of ECL Article 27, Title 5 of ECL Article 56, or Article 12 of Navigation Law?  ☐ Yes ✓ No If yes, attach relevant supporting documentation.					
7. Are there any lands under water?					

Section IV. Property Information (con	ntinued)			
Are there any easements or existing     If yes, identify here and attach appro		e remediation in these areas? ☐ Yes ✓ No		
Easement/Right-of-way Holder		Description		
List of Permits issued by the DEC or information)	USEPA Relating to the Propose	ed Site (type here or attach		
<u>Type</u>	Issuing Agency	Description		
None				
40. Dranatu Description and Environment	antal Assessment Place vafe	r to application instructions for		
10. Property Description and Environm the proper format of <u>each</u> narrat		r to application instructions for		
Are the Property Description and E in the <b>prescribed format?</b>	invironmental Assessment narrat	tives included Yes No		
11. For sites located within the five coudetermination that the site is eligible lf yes, requestor must answer ques	e for tangible property tax credits?	?		
12. Is the Requestor now, or will the that the property is Upside Dow		a determination Yes Vo		
13. If you have answered Yes to Que of the value of the property, as of hypothetical condition that the papplication?	of the date of application, prepa	ared under the		
If this determination is not being recapplicant may seek this determination using the BCP Amendment Applicategory.	ion at any time before issuance	e of a certificate of completion,		
If any changes to Section IV are required prior to application approval, a new page, initialed by each requestor,				
must be submitted.	ila ila			
Initials of each Requestor:				

BCP application - PART B(note: application is separated into Parts A and B for DEC review purposes) DEC USE ONLY Section V. Additional Requestor Information BCP SITE NAME: See Instructions for Further Guidance BCP SITE #: NAME OF REQUESTOR'S AUTHORIZED REPRESENTATIVE **ADDRESS** CITY/TOWN ZIP CODE FAX **PHONE** E-MAIL NAME OF REQUESTOR'S CONSULTANT **ADDRESS** CITY/TOWN ZIP CODE PHONE FAX E-MAIL NAME OF REQUESTOR'S ATTORNEY **ADDRESS** CITY/TOWN ZIP CODE FAX PHONE E-MAIL Section VI. Current Property Owner/Operator Information – if not a Requestor OWNERSHIP START DATE: **CURRENT OWNER'S NAME ADDRESS** CITY/TOWN ZIP CODE FAX E-MAIL **PHONE CURRENT OPERATOR'S NAME ADDRESS** ZIP CODE CITY/TOWN FAX PHONE E-MAIL IF REQUESTOR IS NOT THE CURRENT OWNER, DESCRIBE REQUESTOR'S RELATIONSHIP TO THE CURRENT OWNER, INCLUDING ANY RELATIONSHIP BETWEEN REQUESTOR'S CORPORATE MEMBERS AND THE **CURRENT OWNER.** PROVIDE A LIST OF PREVIOUS PROPERTY OWNERS AND OPERATORS WITH NAMES, LAST KNOWN

ADDRESSES AND TELEPHONE NUMBERS AS AN ATTACHMENT. DESCRIBE REQUESTOR'S RELATIONSHIP, TO EACH PREVIOUS OWNER AND OPERATOR, INCLUDING ANY RELATIONSHIP BETWEEN REQUESTOR'S CORPORATE MEMBERS AND PREVIOUS OWNER AND OPERATOR. IF NO RELATIONSHIP, PUT "NONE".

#### Section VII. 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?
- Nο 2. Is the requestor subject to an existing order for the investigation, removal or remediation of contamination
- at the site?
- 3. Is the requestor subject to an outstanding claim by the Spill Fund for this site? Any questions regarding whether a party is subject to a spill claim should be discussed with the Spill Fund Administrator. Yes No

#### Section VII. Requestor Eligibility Information (continued)

- 4. Has the requestor been determined in an administrative, civil or criminal proceeding to be in violation of i) any provision of the ECL Article 27; ii) any order or determination; iii) any regulation implementing Title 14; or iv) any similar statute, regulation of the state or federal government? If so, provide an explanation on a separate attachment.

  Yes No
- 5. Has the requestor previously been denied entry to the BCP? If so, include information relative to the application, such as name, address, DEC assigned site number, the reason for denial, and other relevant information.

  Yes No
- 6. Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving the handling, storing, treating, disposing or transporting of contaminants? Yes No
- 7. Has the requestor been convicted of a criminal offense i) involving the handling, storing, treating, disposing or transporting of contaminants; or ii) that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration (as that term is used in Article 195 of the Penal Law) under federal law or the laws of any state?

  Yes No
- 8. Has the requestor knowingly falsified statements or concealed material facts in any matter within the jurisdiction of DEC, or submitted a false statement or made use of or made a false statement in connection with any document or application submitted to DEC?

  Yes No
- 9. Is the requestor an individual or entity of the type set forth in ECL 27-1407.9 (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
- 10. Was the requestor's participation in any remedial program under DEC's oversight terminated by DEC or by a court for failure to substantially comply with an agreement or order? Yes No
- 11. Are there any unregistered bulk storage tanks on-site?

Yes No

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:

#### **PARTICIPANT**

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.

#### VOLUNTEER

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.

NOTE: By checking this box, a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site 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; iii) prevent or limit human, environmental, or natural resource exposure to any previously released hazardous waste.

If a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site, submit a statement describing why you should be considered a volunteer – be specific as to the appropriate care taken.

Se	ction VII. Requestor Eligibility Information (continued)					
	questor Relationship to Property (check one): Previous Owner Current Owner Potential /Future Purchaser Other					
If requestor is not the current site owner, <b>proof of site access sufficient to complete the remediation must be submitted</b> . Proof must show that the requestor will have access to the property before signing the BCA and throughout the BCP project, including the ability to place an easement on the site Is this proof attached?						
	Yes No					
No	te: a purchase contract does not suffice as proof of access.					
Se	ction VIII. Property Eligibility Information - See Instructions for Further Guidance					
1.	Is / was the property, or any portion of the property, listed on the National Priorities List? If yes, please provide relevant information as an attachment.					
		Yes	No			
2.	Is / was the property, or any portion of the property, listed on the NYS Registry of Inactive Hazardous Waste Disposal Sites pursuant to ECL 27-1305?  If yes, please provide: Site # Class #	Yes	No			
3.	Is / was the property subject to a permit under ECL Article 27, Title 9, other than an Interim facility?  If yes, please provide: Permit type: EPA ID Number:	Yes	No			
	Date permit issued: Permit expiration date:_					
4.	If the answer to question 2 or 3 above is yes, is the site owned by a volunteer as defined ur 1405(1)(b), or under contract to be transferred to a volunteer? Attach any information availar requestor related to previous owners or operators of the facility or property and their financial including any bankruptcy filing and corporate dissolution documentation.	able to t	he			
5.	Is the property subject to a cleanup order under Navigation Law Article 12 or ECL Article 17 If yes, please provide: Order #	7 Title 1 Yes	0? No			
6.	Is the property subject to a state or federal enforcement action related to hazardous waste If yes, please provide explanation as an attachment.	or petro Yes	oleum? No			

#### **Section IX. Contact List Information**

To be considered complete, the application must include the Brownfield Site Contact List in accordance with <u>DER-23 / Citizen Participation Handbook for Remedial Programs</u>. 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 an acknowledgement from the repository indicating that it agrees to act as the document repository for the property.
- 8. Any community board located in a city with a population of one million or more, if the proposed site is located within such community board's boundaries.

Section X. Land Use Factors				
What is the current zoning for the site? What uses are allowed by the current zoning?     Residential Commercial Industrial     If zoning change is imminent, please provide documentation from the appropriate zoning authority.				
Current Use: Residential Commercial Industrial Vacant Recreational (checapply)     Attach a summary of current business operations or uses, with an emphasis on ident possible contaminant source areas. If operations or uses have ceased, provide the data.				
Reasonably anticipated use Post Remediation: Residential Commercial Industrial that apply) Attach a statement detailing the specific proposed use.	(check al	Ι		
If residential, does it qualify as single family housing?	Yes N	No		
4. Do current historical and/or recent development patterns support the proposed use?	Yes	No		
5. Is the proposed use consistent with applicable zoning laws/maps? Briefly explain below, or attach additional information and documentation if necessary.	Yes	No		
6. Is the proposed use consistent with applicable comprehensive community master plans, local waterfront revitalization plans, or other adopted land use plans? Briefly explain below, or attach additional information and documentation if necessary.	Yes	No		

XI. Statement of Certification and Signatures
(By requestor who is an individual)
If this application is approved, I acknowledge and agree to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. 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 a requestor other than an individual)
I hereby affirm that I am Member (title) of Wilfrid East Properties, LLC (entity); that I am authorized by that entity to make this application and execute the Brownfield Cleanup Agreement (BCA) and all subsequent amendments; that this application was prepared by me or under my supervision and direction. If this application is approved, I acknowledge and agree to execute a BCA within 60 days of the date of DEC's approval letter. 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: 12/19/2010 Signature:  Print Name: Hercules Argyriou
SUBMITTAL INFORMATION:
<ul> <li>Two (2) copies, one paper copy with original signatures and one electronic copy in Portable Document Format (PDF), must be sent to:</li> </ul>
<ul> <li>Chief, Site Control Section</li> <li>New York State Department of Environmental Conservation</li> <li>Division of Environmental Remediation</li> <li>625 Broadway</li> <li>Albany, NY 12233-7020</li> </ul>
FOR DEC USE ONLY BCP SITE T&A CODE: LEAD OFFICE:

XI. Statement of Certification and Signatures
(By requestor who is an individual)
If this application is approved, I acknowledge and agree to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. 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 a requestor other than an individual)
I hereby affirm that I am Member (title) of Wilfrid East LIHTC, LLC (entity); that I am authorized by that entity to make this application and execute the Brownfield Cleanup Agreement (BCA) and all subsequent amendments; that this application was prepared by me or under my supervision and direction. If this application is approved, I acknowledge and agree to execute a BCA within 60 days of the date of DEC's approval letter. 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: 12 19 20 0 Signature:  Print Name: Hercules Argyriou
SUBMITTAL INFORMATION:
• Two (2) copies, one paper copy with original signatures and one electronic copy in Portable Document Format (PDF), must be sent to:
<ul> <li>Chief, Site Control Section</li> <li>New York State Department of Environmental Conservation</li> <li>Division of Environmental Remediation</li> <li>625 Broadway</li> <li>Albany, NY 12233-7020</li> </ul>
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BCP SITE T&A CODE: LEAD OFFICE:

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(By requestor who is an individual)
If this application is approved, I acknowledge and agree to execute a Brownfield Cleanup Agreement (BCA) within 60 days of the date of DEC's approval letter. 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 a requestor other than an individual)  I hereby affirm that I am Member (title) of Wilfrid West Properties, LLC (entity); that I am authorized by that entity to make this application and execute the Brownfield Cleanup Agreement (BCA) and all subsequent amendments; that this application was prepared by me or under my supervision and direction. If this application is approved, I acknowledge and agree to execute a BCA within 60 days of the date of DEC's approval letter. 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: 12 19 2010 Signature:  Print Name: Hercules Argyriou
SUBMITTAL INFORMATION:
<ul> <li>Two (2) copies, one paper copy with original signatures and one electronic copy in Portable Document Format (PDF), must be sent to:</li> </ul>
<ul> <li>Chief, Site Control Section</li> <li>New York State Department of Environmental Conservation</li> <li>Division of Environmental Remediation</li> <li>625 Broadway</li> <li>Albany, NY 12233-7020</li> </ul>
FOR DEC USE ONLY BCP SITE T&A CODE: LEAD OFFICE:

# Supplemental Questions for Sites Seeking Tangible Property Credits in New York City ONLY. Sufficient information to demonstrate that the site meets one or more of the criteria identified in ECL 27 1407(1-a) must be submitted if requestor is seeking this determination.

#### BCP App Rev 5

Property is in Bronx, Kings, New York, Queens, or Richmond counties.				
Requestor seeks a determination that the site is eligible for the tangible property credit corbrownfield redevelopment tax credit.	nponent o	of the No		
Please answer questions below and provide documentation necessary to support answers.				
Is at least 50% of the site area located within an environmental zone pursuant to NYS Ta Please see <a href="DEC's website">DEC's website</a> for more information.	x Law 21 Yes	(b)(6)? No		
2. Is the property upside down or underutilized as defined below? Upside Down?	Yes	No		
Underutilized?	Yes	No		

#### From ECL 27-1405(31):

"Upside down" shall mean a property where the projected and incurred cost of the investigation and remediation which is protective for the anticipated use of the property equals or exceeds seventy-five percent of its independent appraised value, as of the date of submission of the application for participation in the brownfield cleanup program, developed under the hypothetical condition that the property is not contaminated.

From 6 NYCRR 375-3.2(I) as of July 1, 2015: (Please note: Eligibility determination for the underutilized category can only be made at the time of application)

- (I) "Underutilized" means, as of the date of application, real property:
- (1) on which a building or buildings, can be certified by the municipality in which the site is located, to have for at least five years used no more than fifty percent of the permissible floor area under the applicable base zoning immediately prior to the application which has been in effect for at least five years;
  - (2) at which the proposed development is solely for a use other than residential or restricted residential;
- (3) which could not be developed without substantial government assistance, as certified by the municipality in which the site is located; and
- (4) which is subject to one or more of the following conditions, as certified by the municipal department responsible for such determinations of the municipality in which the site is located:
- (i) property tax payments have been in arrears for at least five years immediately prior to the application;
- (ii) contains a building that is presently condemned, or presently exhibits documented structural deficiencies, as certified by a professional engineer, which present a public health or safety hazard; or
  - (iii) the proposed use is in whole or in substantial part for industrial uses.
- "Substantial government assistance" shall mean a substantial loan, grant, land purchase subsidy, or land purchase cost exemption or waiver, from a governmental entity; or for properties to be developed in whole or in part for industrial uses, a substantial loan, grant, land purchase subsidy, land purchase cost exemption or waiver, or a tax credit, from a governmental entity, or a low-cost loan from an industrial fund managed by the municipality and partner financial institutions.

#### Supplemental Questions for Sites Seeking Tangible Property Credits in New York City (continued)

3. Is the project an affordable housing project as defined below?

Yes No

#### From 6 NYCRR 375- 3.2(a) as of July 1, 2015:

- (a) "Affordable housing project" means, for purposes of this part, title fourteen of article twenty seven of the environmental conservation law and section twenty-one of the tax law only, a project that is developed for residential use or mixed residential use that must include affordable residential rental units and/or affordable home ownership units.
- (1) Affordable residential rental projects under this subdivision must be subject to a federal, state, or local government housing agency's affordable housing program, or a local government's regulatory agreement or legally binding restriction, that defines (i) a percentage of the residential rental units in the affordable housing project to be dedicated to (ii) tenants at a defined maximum percentage of the area median income based on the occupants' households annual gross income.
- (2) Affordable home ownership projects under this subdivision must be subject to a federal, state, or local government housing agency's affordable housing program, or a local government's regulatory agreement or legally binding restriction, that sets affordable units aside for tenants at a defined maximum percentage of the area median income.
- (3) "Area median income" means, for purposes of this subdivision, the area median income for the primary metropolitan statistical area, or for the county if located outside a metropolitan statistical area, as determined by the United States department of housing and urban development, or its successor, for a family of four, as adjusted for family size.

BCP Application Summary (for DEC use only)						
Site Name: City:	_	ite Address: County:		Zip:		
Tax Block & Lot Section (if applicable):	Block:		Lot:			
Requestor Name: City:		Requesto Zip:	r Address:	Email:		
Requestor's Representative (for bill Name: City:	ing purpose Address:	s) Zip:		Email:		
Requestor's Attorney Name: City:	Address:	Zip:		Email:		
Requestor's Consultant Name: City:	Address:	Zip:		Email:		
Percentage of site within an En-Zon	e: 0%	<50%	50-99%	100%		
Requestor's Requested Status:	Volunteer	Participant				

### **Supplement to Section I. – Requestor Information (Revised)**

Contact information and the names of members/owners of each of the Requestors are set forth below:

Entity Name/Requestor	Members	Contact Information
Wilfrid East Properties LLC	Wilfrid East GP LLC, sole	c/o Mega Development LLC
(a New York Limited	member	Attn: Emanuel Kokinakis
Liability Company)		22-60 46th Street.
		Astoria, New York 11105
		Tel: 718-932-6342
		Fax: 718-545-5983
Wilfrid East LIHTC LLC	Wilfrid East Properties	c/o Mega Development LLC
(a New York Limited	LLC, sole member	Attn: Emanuel Kokinakis
Liability Company)		22-60 46th Street.
		Astoria, New York 11105
		Tel: 718-932-6342
		Fax: 718-545-5983
Wilfrid West Properties LLC	Wilfrid West GP LLC,	c/o Mega Development LLC
(a New York Limited	sole member	Attn: Emanuel Kokinakis
Liability Company)		22-60 46th Street.
		Astoria, New York 11105
		Tel: 718-932-6342
		Fax: 718-545-5983

#### **Brownfield Cleanup Program Application Supporting Documentation**

#### **PART A**

#### **Supplement to Section I. – Requestor Information**

#### 1. Requestor Information

Wilfrid East Properties LLC c/o Mega Development LLC 22-60 46<sup>th</sup> Street Astoria, New York 11105 (718) 932-6342 Tel (718) 545-5983 Fax ekokinakis@megagroup.nyc

Wilfrid East LIHTC LLC c/o Mega Development LLC 22-60 46<sup>th</sup> Street Astoria, New York 11105 (718) 932-6342 Tel (718) 545-5983 Fax ekokinakis@megagroup.nyc

Wilfrid West Properties LLC c/o Mega Development LLC 22-60 46<sup>th</sup> Street
Astoria, New York 11105 (718) 932-6342 Tel (718) 545-5983 Fax ekokinakis@megagroup.nyc

The NYS Department of State's Corporation and Business Entity Database information for each requestor is included as *Attachment A*. The three entities are herein collectively referred to as (the "Requestors").

#### **Supplement to Section II - Project Description**

#### 3. Remedial Investigation Report

A Remedial Investigation (RI) was conducted and a Remedial Investigation Report (RIR) was prepared in accordance with a New York City Office of Environmental Remediation (OER)-approved Phase II Work Plan. The RIR is the document being used to support this Brownfield Cleanup Program (BCP) Application. The RIR is included in *Attachment C*.

#### 4. Project Description

The Requestors plan to enter into the BCP as a Volunteer. The Site consists of an approximately 36,000-square foot parcel located at 1888 Bathgate Avenue in the East Tremont section of the Bronx, New York. The Site formerly comprised Tax Block 2924, Lots 7, 10, 25, 30, and 34;

however, the New York City Department of Finance issued a tentative tax lot merger which redefined the lots as Lot 7. Currently, the Site consists of five, vacant, interconnected warehouses. The buildings have been vacant since approximately 2013, with the exception of equipment and supplies left by the former Site occupant, ABCO Steel Door. The surrounding area is primarily developed with commercial, institutional, and residential properties with some industrial uses. A Site Location map and Site Plan are included in *Attachment B* as *Figures 1* and 2, respectively.

The Site is part of the Bronx Census Tract 395, which is located with an EnZone. According to the 2009-2013 American Community Survey (ACS) Profile data, 31.3% of the population in Census Tract 395 is living below the poverty line. The unemployment rate for Census Tract 395 is 11.5%, compared to the New York City unemployment rate of 6.1% (as of April 2015) and the national unemployment rate of 5% (as of September 2016).

Entry into the BCP would facilitate the remediation and redevelopment of the Site into the proposed mixed-use affordable housing project named The Wilfrid. The development project consists of the demolition of the existing structures and construction of a mixed-use affordable housing building, comprised of two 8-story residential buildings fronting Third and Bathgate Avenues, totaling 190 units. One (partial) cellar level beneath the entire Site will house a parking garage, building utilities, tenant storage space, and maintenance storage and offices. The ground floor will consist of the superintendent's residential unit, residential lobbies, a community facility, retail units, and a parking ramp to the cellar, accessible from Bathgate Avenue. Floors 2 through 8 are designed for residential use. The proposed development will occupy the entire footprint of the existing lots, approximately 36,101 square feet (sq ft). The approximate square footage of designated spaces is as follows:

Commercial space: 21,856 sq ftCommunity facilities: 2,397 sq ft

• Residential units: 149,271 sq ft

• Parking area: 18,536 sq ft

• Total gross square footage of new building: 192,060 sq ft

The proposed redevelopment plans are included in *Attachment B*. The Requestors plan on conducting all remedial investigation and remedial activities in accordance with ECL Article 27, Title 14, 6 NYCRR 375-1.6(a), 375-3.6, and 375-6, and all applicable laws, rules, regulations, and guidance documents.

#### **Estimated Project Schedule:**

The remedial program is planned to begin in March 2017 and the Certificate of Completion (COC) is anticipated to be obtained in December 2018. The BCP project will likely include some or all of the activities listed below. This preliminary project schedule is subject to change.

Activity	Time To Complete
Submittal of BCP Application and Draft Supplemental Remedial Investigation Work Plan (RIWP)	December 2016
Completeness Review	January 2017
*	January 2017
30-day Public Notice/Public Comment Period is Initiated	January 2017
BCA Execution	March 2017
Building Demolition	March 2017
Submittal and Approval of Citizen Participation Plan and Final Supplemental RIWP	March 2017
Supplemental Remedial Investigation	March 2017
Draft Supplemental Remedial Investigation Report (RIR) and Draft Remedial Action Work Plan (RAWP) Submitted to NYSDEC	March 2017
45-day Public Comment Period for Supplemental RIR and RAWP is Initiated	April 2017
Public Comment Period for Supplemental RIR and RAWP Ends	May 2017
Final Supplemental RIR and RAWP Submitted/DEC Approves and Issues Decision Document	May/June 2017
Construction Closing	June 2017
Issue Remedial/Construction Notice Fact Sheet	June 2017
Begin Redevelopment (Construction) with Implementation of RAWP	July 2017
Execution of Environmental Easement (if required)	September 2018
Draft Site Management Plan (SMP) Submitted to NYSDEC	October 1, 2018
Draft Final Engineering Report and Fact Sheet	October 2018
Certificate of Completion and Fact Sheet	December 2018
Completion of Building	December 2019

#### **Supplement to Section III – Property Environmental History**

The following figures are included in *Attachment B*:

- Figure 1 Site Location Map
- Figure 2 Site Plan
- Figure 3 Tax Map
- Figure 4 Existing Land Use
- Figure 5 Zoning Map
- Figure 6 Soil Sample Concentrations Above NYSDEC SCOs

- Figure 7 Groundwater Sample Concentrations Above NYSDEC AWQSs
- Figure 8 Soil Vapor Sample Concentrations Above AGVs or Matrix Values

#### 1. Environmental Reports

Copies of the following previous investigation reports for the Site are included as *Attachment C* (Electronic Copies only):

- 1. Phase I Environmental Site Assessment, 1880-1888 Bathgate Avenue & 4179-4197 Third Avenue, Bronx, NY, prepared by ALC Environmental, dated April 15, 2016;
- 2. Phase II Work Plan (Short Form) for 1888 Bathgate Avenue, Bronx, NY 10457, prepared by ALC Environmental, dated May 31, 2016; and
- 3. Remedial Investigation Report, 1888 Bathgate Avenue, Bronx, NY, prepared by ALC Environmental, dated July 5, 2016.

Summaries of previous investigations are provided below. The Applicant believes that there is sufficient information to proceed expeditiously with this BCP application. The Applicant, as a Volunteer under the BCP, seeks to enroll in the program to remediate the Site in a timely manner under the oversight of NYSDEC.

# Phase I Environmental Site Assessment, 1880-1888 Bathgate Avenue & 4179-4197 Third Avenue, Bronx, NY, ALC Environmental, April 2016

ALC Environmental (ALC) conducted a Phase I Environmental Site Assessment (ESA) of the Site in April 2016. The Phase I ESA identified the following:

- Historical industrial operations at the Site included a plastics company, a rebar factory, a
  bed spring company, and a steel door manufacturing facility. The historical Site
  operations were considered a Recognized Environmental Condition (REC) since the
  nature and extent of storage, usage, and disposal of hazardous materials likely associated
  with the former operations is unknown.
- A potential former vent pipe was observed on the northwestern façade of the Site building at 1888 Bathgate Avenue. Although there was no information regarding former tanks at the Site, unregistered or unknown tanks may be present.
- Based on the age of the Site buildings (constructed between 1946 and 1959), asbestoscontaining materials (ACM) may be present throughout the Site buildings.

Based on the findings of the Phase I ESA, ALC recommended that a Phase II Limited Subsurface Investigation be conducted at the Site to determine if the subsurface conditions have been impacted by the historical manufacturing and industrial operations. A geophysical investigation was also recommended to address the potential presence of an underground storage tank (UST).

# Phase II Work Plan (Short Form) for 1888 Bathgate Avenue, Bronx, NY 10457, ALC Environmental, May 2016

ALC prepared a Phase II Work Plan to investigate subsurface conditions at the Site in response to the findings of the April 2016 Phase I ESA and a meeting with OER. The Phase II scope of work included the following

- A geophysical survey performed along the sidewalk fronting the northwestern portion of the Site to investigate the presence of potential USTs associated with the suspect vent pipe observed during the Phase I ESA.
- Advancement of 10 soil borings with the collection and laboratory analysis of two soil samples per boring (for a total of 20 soil samples). In the proposed excavated areas, one sample was proposed to be collected from the two-foot interval beneath the proposed maximum excavation depth of 17 feet bgs and a second sample collected from an interval of contamination (if observed) and/or an upper fill layer underlain by native material. In the proposed unexcavated areas, a surface soil sample (from the 0-2 foot bgs interval) and a second sample from the 4-6 foot bgs interval would be collected from each boring.
- Installation of three 1-inch diameter temporary groundwater monitoring wells and the collection and laboratory analysis of three groundwater samples.
- Installation of five soil vapor implants and the collection and laboratory analysis of five soil vapor samples. The soil vapor implants were proposed to be set at a depth of approximately 16 feet bgs in areas to be excavated and approximately 6 inches bgs below the building slab in unexcavated areas. In borings were groundwater was encountered, the soil vapor samples would be collected from a depth of one to two feet above the groundwater interface. Each soil vapor sample would be collected of a 4-hour time period. The Phase II Work Plan did not indicate the collection of an ambient air sample.
- Soil and groundwater samples would be analyzed for volatile organic compounds (VOCs) by U.S. Environmental Protection Agency (EPA) Method 8260, SVOCs by EPA Method 8270, pesticides by EPA Method 8081, polychlorinated biphenyls (PCBs) by EPA Method 8082, and Target Analyte List metals by EPA Method 6010 and 7471 (filtered and unfiltered analysis for groundwater). Soil vapor samples would be analyzed for VOCs by EPA Method TO-15.

# Remedial Investigation Report, 1888 Bathgate Avenue, Bronx, NY, by ALC Environmental, November 2016

ALC conducted a Remedial Investigation (RI) at the Site in June 2016 in accordance with the May 2016 OER-approved Phase II Work Plan. The investigation consisted of a geophysical survey, the advancement of 11 soil borings with the collection and laboratory analysis of 21 soil samples; the installation of two temporary 1-inch diameter groundwater monitoring wells and the collection and laboratory analysis of two groundwater samples; and the installation of five temporary soil vapor points with the collection and laboratory analysis of five soil vapor samples. The geophysical survey did not identify any anomalies at the Site. A Geoprobe<sup>®</sup> direct-push probe equipped with a two-inch diameter macrocore sampler was used to advance the soil borings and install soil vapor points.

Historic fill materials (including concrete, sand, silt, gravel, ash, brick, and wood) was encountered from just below surface grade to approximately 8 to 12 feet bgs across the Site, underlain by silt, sand, and gravel to the boring termination depths. Groundwater was encountered at depths between approximately 12 and 15 feet bgs. Soil samples were screened for the presence of volatile organics with a photoionization detector (PID). No evidence of contamination (e.g., odors, staining, elevated PID readings) was detected in the soil boring advanced during this investigation. Shallow refusal was encountered at borings advanced in the

northern and western portions of the Site. Weathered rock was observed at the bottom of the macrocore sampler at these locations.

Results of the soil sample analysis were as follows:

- One to two soil samples were collected from each boring in the upper fill layer in borings
  that encountered shallow refusal. Samples were collected from the 2-foot interval below
  the proposed maximum excavated depth in the two borings that could be advanced
  greater than 17 feet bgs. Soil sample results were compared to the NYSDEC 6 New
  York City Rules and Regulations (NYCRR) Part 375 Unrestricted Use Soil Cleanup
  Objectives (UUSCOs) and Part 375 Restricted Residential Soil Cleanup Objectives
  (RRSCOs).
- One VOC, acetone, a common laboratory contaminant, was detected in one soil sample [SB-10 (5-7')] at a concentration above its respective UUSCO. No other VOCs were detected at concentrations above their respective UUSCOs or RRSCOs.
- Several polycyclic aromatic hydrocarbons (PAHs), a class of SVOCs, were detected above their respective UUSCOs and RRSCOs in four samples at concentrations ranging from 0.63 to 5.27 milligrams per kilogram (mg/kg). These samples were collected from the upper 8 feet bgs, where historical fill materials were encountered during the investigation.
- The metals barium, copper, lead, mercury, selenium, and/or zinc were detected in 11 soil samples at concentrations above their respective UUSCOs. Of the metals that exceeded UUSCOs, barium (maximum concentration of 1,030 mg/kg), lead (maximum concentration of 1,060 mg/kg), and/or mercury (maximum concentration of 6.23 mg/kg), were detected at concentrations above their respective RRSCOs in 6 soil samples.
- The pesticides 4,4'-DDD, 4,4'-DDE, 4,4'-DDT, and dieldrin were detected above their respective UUSCOs, but below the RRSCOs, in up to seven samples at concentrations ranging from 0.0041 to 0.45 mg/kg. PCBs were detected at concentrations above the UUSCO of 0.1 mg/kg in soil sample SB-10 (5-7') at a concentration of 0.13 mg/kg, and above the RRSCO of 1 mg/kg in soil sample SB-03 (5-7') at a concentration of 2.66 mg/kg.

Results of the groundwater sample analyses were as follows:

- Groundwater samples were compared to the NYSDEC 6NYCRR Part 703.5 Class GA Ambient Water Quality Standards (AWQS).
- One VOC, PCE, was detected in groundwater sample MW-02, collected from the southwestern portion of the Site, at a concentration of 210 micrograms per liter ( $\mu$ g/L) above the AWQS of 5  $\mu$ g/L. No SVOCs were detected above their respective AWQS.
- Concentrations of the metals magnesium, manganese, and sodium were detected in the
  total (unfiltered) groundwater analyses of both samples above their respective AWQS.
  Lead was also detected in one of the unfiltered groundwater samples above its AWQS.
  In the dissolved (filtered) analysis of the groundwater samples, magnesium and sodium
  were detected both samples at concentrations above the AWQS.

• No pesticides or PCBS were detected above laboratory reporting limits in either of the groundwater samples.

Results of the soil vapor sample analyses were as follows:

- Soil vapor sample analytical results were compared to the New York State Department of Health (NYSDOH) 2006 Guidance for Evaluating Soil Vapor Intrusion Air Guidance Values (AGVs), the September 2013 NYSDOH Fact Sheet update for PCE, the August 2015 Fact Sheet update for TCE, and the Matrix 1 and Matrix 2 values listed in the NYSDOH 2006 Guidance for Evaluating Soil Vapor Intrusion.
- Petroleum-related VOCs were detected in the five soil vapor samples at concentrations up to 330 micrograms per cubic meter (μg/m³). Solvent-related VOCs were detected at concentrations up to 300 μg/m³. PCE was detected above the AGV of 30 μg/m³ in all five soil vapor samples at concentrations ranging from 37 to 300 μg/m³. According to NYSDOH Soil Vapor/Indoor Air Matrix 2, the applicable matrix for PCE, sub-slab soil vapor concentrations between 100 μg/m³ and 999 μg/m³ result in "monitor and/or mitigate" actions, even if the indoor air concentration is less than 3 μg/m³. TCE was detected in one soil vapor sample, SV-01, at a concentration of 56 μg/m³, above its AGV of 2 μg/m³. According to NYSDOH Soil Vapor/Indoor Air Matrix 1, the applicable matrix for TCE, sub-slab soil vapor concentrations between 50 μg/m³ and 249 μg/m³ result in "monitor and/or mitigate" actions, even if the indoor air concentration is less than 0.25 μg/m³. PCE and TCE are chlorinated solvents, which were likely used during historic operations at the Site.

#### 2. Sampling Data

ALC's July 2016 Remedial Investigation Report concluded that contaminated soil, groundwater, and soil vapor are present at the Site. Soil beneath the Site has been contaminated with SVOCs, heavy metals, and pesticides. The elevated concentrations of metals and SVOCs in soil were primarily detected in soil samples collected from the upper fill layer. Metals and the chlorinated solvent PCE were detected in groundwater and PCE and TCE) were detected in soil vapor beneath the Site. The elevated detections of PCE in groundwater, and TCE and PCE in soil vapor appear to be related to historic industrial operations. Figures indicating soil sample concentrations above NYSDEC UUSCOs and RRSCOs, groundwater sample concentrations above AWQS, and soil vapor concentrations above NYSDOH AGVs and Matrices are provided as *Figures 6*, 7, and 8 respectively.

#### **Supplement to Section IV- Property Information**

#### 2. Tax Map

A tax map of the Site and adjacent properties is provided as *Figure 3*. The Site formerly comprised Tax Block 2924, Lots 7, 10, 25, 30, and 34; however, the New York City Department of Finance issued a tentative tax lot merger which redefined the lots as Lot 7. The RP-602 Application for Apportionment is provided in *Attachment B*.

#### 10. Property Description and Environmental Assessment

<u>Location</u> – The Site is located at 1888 Bathgate Avenue in an urban area in the East Tremont neighborhood of the Bronx, New York. The Site is bounded by commercial uses to the north;

Third Avenue, followed by Tremont Park to the East; residential and commercial uses to the south; and Bathgate Avenue, followed by institutional and industrial uses and a parking lot to the west.

<u>Site Features</u> – The approximately 36,000-square foot (0.82 acres) Site consists of five vacant, interconnected single-story warehouses. The Site was most recently occupied by ABCO Steel Door, a steel door manufacturer, since the 1980s.

<u>Current Zoning and Land Use</u> – The Site buildings are currently vacant, with the exception of equipment and materials left by the former Site occupant. The current zoning designation on the Site is M1-4/R7X and M1-4/R7A: Special Mixed Use District. The surrounding area is largely developed with commercial, residential, and institutional uses with some industrial uses. The existing zoning for the property.

Past Use of the Site – According to the NYC Department of Buildings records and historical sources (i.e. fire Insurance maps, aerial photographs and city directories) the Site has been used for residential, commercial, and industrial purposes since the 1880s. The Site was most recently occupied by ABCO Steel Door since the 1980s. Prior to 1980, the Site was occupied by various manufacturing and commercial structures, including a rebar factory, a steel door manufacturing facility, a factory with spray booths, a plastics company, a bed spring company, a roofer storefront, a glass company, textile manufacturing company, clothing and accessory manufacturing companies, an embroidery company, a lumber yard, woodworking facilities, various contractors, various warehouses including furniture, building materials and noncombustibles, interior decorators, painter, furniture and upholstering stores, a trucking company, a sign company, a cigar company, a paint store, an antique store, restaurants, social clubs, barbers, and a dog academy.

<u>Site Geology and Hydrology</u> – Surface topography at the Site is generally level, with a slight slope toward the southwest. According to an April 2016 survey prepared by SLCE Architects, the Site lies at an elevation of approximately 60 to 66 feet above mean sea level. The surrounding area slopes down toward the west to southwest.

During the June 2016 RI, historic fill materials (including concrete, sand, silt, gravel, ash, brick, and wood) was observed from just below surface grade to approximately 8 to 12 feet below ground surface (bgs), underlain by silt, sand, and gravel. Groundwater was encountered at depths between approximately 12 and 15 feet bgs. Groundwater is expected to flow in a westerly to southwesterly direction beneath the Site toward the Harlem River.

<u>Environmental Assessment</u> – Based on the investigations conducted to date, the primary contaminants of concern for the Site are semivolatile organic compounds (SVOCs), metals, pesticides, polychlorinated biphenyls (PCBs), and chlorinated solvents (VOCs).

Soil - Soil samples collected during the remedial investigation activities conducted in June 2016 were compared to 6NYCRR Part 375-6.8 Unrestricted Use Soil Cleanup Objectives (UUSCOs) and Restricted Residential Use SCOs (RRSCOs). Several polycyclic aromatic hydrocarbons (PAHs), a class of SVOCs were detected above their respective UUSCOs and/or RRSCOs in four soil samples collected from the upper 8 feet bgs, where historic fill materials were encountered. PAH concentrations above UUSCOs and/or RRSCOs ranged from 0.63 to 5.27 milligrams per kilogram (mg/kg). The metals barium, copper, lead, mercury, selenium, and zinc were detected at concentrations above their respective UUSCOs. Of those exceedances, three

metals including barium (max. 1,030 mg/kg), lead (max. 1,060 mg/kg), and/or mercury (max. 6.23 mg/kg) were detected in five soil samples at concentrations above their respective RRSCOs of 400 mg/kg, 400 mg/kg, and 0.81 mg/kg. The pesticides 4,4'-DDD, 4,4'-DDE, 4,4'-DDT, and dieldrin were detected above their respective UUSCOs, but below the RRSCOs, in up to seven samples at concentrations ranging from 0.0041 to 0.45 mg/kg. Total PCBs were detected at concentrations above the UUSCO of 0.1 mg/kg in soil sample SB-10 (5-7') at a concentration of 0.13 mg/kg, and above the RRSCO of 1 mg/kg in soil sample SB-03 (5-7') at a concentration of 2.66 mg/kg.

Groundwater - Groundwater samples collected during the RI were compared to the NYSDEC 6 NYCRR Part 703.5 Class GA Groundwater Quality Standards (AWQS). The chlorinated solvent tetrachloroethylene (PCE), was detected above the AWQS of 5 micrograms per liter ( $\mu$ g/L) in one groundwater sample (MW-02) at a concentration of 210  $\mu$ g/L. Several metals were detected in both groundwater samples with the filtered (dissolved) analysis of magnesium (maximum concentration of 169,000  $\mu$ g/L) and sodium (484,000 maximum concentration of  $\mu$ g/L) detected above their respective AWQS of 35,000  $\mu$ g/L and 20,000  $\mu$ g/L.

Soil Vapor - Petroleum-related VOCs were detected in the five soil vapor samples at concentrations up to 330 micrograms per cubic meter ( $\mu g/m^3$ ). Solvent-related VOCs were detected at concentrations up to 300  $\mu g/m^3$ . PCE was detected above the AGV of 30  $\mu g/m^3$  in all five soil vapor samples at concentrations ranging from 37 to 300  $\mu g/m^3$ . According to NYSDOH Soil Vapor/Indoor Air Matrix 2, the applicable matrix for PCE, sub-slab soil vapor concentrations between 100  $\mu g/m^3$  and 999  $\mu g/m^3$  result in "monitor and/or mitigate" actions, even if the indoor air concentration is less than 3  $\mu g/m^3$ . TCE was detected in one soil vapor sample, SV-01, at a concentration of 56  $\mu g/m^3$ , above its AGV of 2  $\mu g/m^3$ . According to NYSDOH Soil Vapor/Indoor Air Matrix 1, the applicable matrix for TCE, sub-slab soil vapor concentrations between 50  $\mu g/m^3$  and 249  $\mu g/m^3$  result in "monitor and/or mitigate" actions, even if the indoor air concentration is less than 0.25  $\mu g/m^3$ . PCE and TCE are chlorinated solvents, which were likely used during historic operations at the Site.

Soil, groundwater, and soil vapor results are summarized on *Figures* 6, 7, and 8.

#### PART B

#### **Supplement to Section VI. – Previous Property Owners/Operators**

#### Current owner(s):

The current owner of the Property (as defined herein), on which the proposed Brownfield Cleanup Program Site is located is Wilfred Realty Corp. ("Wilfred"), which is in turn owned in coequal shares by Israel and David Schwartz. The properties that are the subject of this application are: 1880-1882 Bathgate Avenue (Former Block 2924, Lot 7), 1888, 1890, and 1894 Bathgate Avenue (Former Block 2924, Lot 10), 4197 Third Avenue (Former Block 2924, Lot 25), 4181 Third Avenue (Former Block 2924, Lot 30), and 4177-4179 Third Avenue (Former Block 2924, Lot 34), in Bronx, New York, (collectively referred to herein as the "Property"). The New York City Department of Finance recently issued a tentative tax lot merger which redefined all of the above-described lots as Lot 7.

#### Prior owner(s), known corporate members, and relationship to Requestor(s):

Requestors anticipate voluntarily investigating and remediating the Property, as required under the Brownfield Cleanup Program, as part of its redevelopment of the Property into affordable housing. Requestors anticipate entering into a ground lease of the Property from Wilfred during construction to enable redevelopment. Affiliates of Mega Development LLC ("Mega"), as the managing member of each of the Requestors, will be responsible for obtaining funding for and managing the redevelopment process through a separate developer entity named Wilfrid Developers, LLC (the "Developer Entity"). The Developer Entity will only have a 0.01% interest in the Requestors. Israel and David Schwartz will be members with Mega in the Developer Entity; however, Israel and David Schwartz will have a non-controlling interest in the Developer Entity. Wilfred will not pay for the remediation or redevelopment of the Property. After completion of the redevelopment, it is anticipated that the ground lease will be terminated, certain interests in the residential and parking components of the redevelopment will be transferred to Requestors, and certain commercial units and community facility components of the redevelopment will be transferred to an entity to be formed and owned by Israel and David Schwartz.

Table 2
Previous Property Owners/Operators

Previous Property Owners/Operators					
Property Owners/Operators	Years of Ownership	Status of Entity (Alive, Deceased, Active, Dissolved)	Current/Last Known Address/Phone Number (if available)	Relationship to Requestor(s)	Owner/ Operator
			Former Lot 7		
Wilfred Realty Corp. David Schwartz, President, Israel Schwartz, Secretary (successor in interest by merger to I.M.D. realty Corp.)	July 2016- Present	Active	54 Center Ct., Roslyn Heights, NY 11577 (516) 870-4704	Anticipated lease to Requestor	Current owner. No current operations
I.M.D. Realty Corp., David Schwartz, President, Israel Schwartz, Secretary	1983-2016	Active	1888 Bathgate Avenue, Bronx, NY	None	Owner. No current operations
ABCO Fire Door Co. Inc. (aka ABCO Steel Door) (William Schwartz, President)	1980-1983	Active	1880 Bathgate Avenue, Bronx, NY (718) 731-9444	None	Owner and Operator
Irving Bauer and Pincus Strulovitch	1977 - 1980	Unknown	1624 Webster Avenue, Bronx, NY	None	Owner, Operator Unknown
Oehrlein Julius Inc. (William Oehrlein, President)	Prior to 1977	Unknown	1873-1883 Bathgate Ave., Bronx, NY	None	Owner, Operator Unknown
Former Lot 10					
Wilfred Realty Corp. David Schwartz, President, Israel	July 2016- Present	Active	54 Center Ct., Roslyn Heights, NY 11577 (516) 870-4704	Anticipated lease to Requestor	Current owner. No current operations

Property Owners/Operators	Years of Ownership	Status of Entity (Alive, Deceased, Active, Dissolved)	Current/Last Known Address/Phone Number (if available)	Relationship to Requestor(s)	Owner/ Operator
Schwartz, Secretary (successor in interest by merger to I.M.D. realty Corp.)					
I.M.D. Realty Corp.	2005-2016	Active	1888 Bathgate Avenue, Bronx, NY	None	Owner, No current operations
ABCO Fire Door Co. Inc. (aka ABCO Steel Door)	1987-2005	Active	1880 Bathgate Avenue, Bronx, NY (718) 731-9444	None	Owner and Operator
NYC Public Development Corp.	1987	Active	161 William Street, New York, NY	None	Owner, Operator Unknown
The City of New York	1976-1987	Active	City Hall, New York, NY	None	Owner, Operator Unknown
1888 Bathgate Ave. Corp.	Prior to 1969	Unknown	1576 49 <sup>th</sup> Street, Brooklyn, NY	None	Owner, Operator Unknown
		I	Former Lot 25		
Wilfred Realty Corp. David Schwartz, President, Israel Schwartz, Secretary	1992- Present	Active	54 Center Ct., Roslyn Heights, NY 11577 (516) 870-4704	Anticipated lease to Requestor	Current owner. No current operations
Elburz Development Corp.	1991-1992	Inactive	95 Delancey Street, New York, NY 10002	None	Owner, Operator Unknown
NYC Public Development Corp.	1991	Active	161 William Street, New York, NY	None	Owner, Operator Unknown
City of New York	1985-1991	Active	City Hall, New York, NY	None	Owner, Operator Unknown
NYC Commissioner of Finance	1985	Active	One Centre Street, 22 <sup>nd</sup> Floor, New York, NY	None	Owner, Operator Unknown
Namgerb Holding Corp.	Prior to 1985	Inactive	8 Bittman Lane, New City, New York	None	Owner, Operator Unknown
Former Lot 30					
Wilfred Realty Corp. David Schwartz, President, Israel Schwartz, Secretary	1982- Present	Active	54 Center Ct., Roslyn Heights, NY 11577 (516) 870-4704	Anticipated lease to Requestor	Current owner. No current operations

Property Owners/Operators	Years of Ownership	Status of Entity (Alive, Deceased, Active, Dissolved)	Current/Last Known Address/Phone Number (if available)	Relationship to Requestor(s)	Owner/ Operator
Irving Bauer and Pincus Strulovitch	1977 - 1982	Unknown	1624 Webster Avenue, Bronx, NY	None	Owner, Operator Unknown
Oehrlein Julius Inc.	Prior to 1977	Unknown	Unknown	None	Owner, Operator Unknown
		F	Former Lot 34		
Wilfred Realty Corp. David Schwartz, President, Israel Schwartz, Secretary	1991- Present	Active	54 Center Ct., Roslyn Heights, NY 11577 (516) 870-4704	Anticipated lease to Requestor	Current owner. No current operations
NYC Public Development Corp.	1991	Active	161 William Street, New York, NY	None	Owner, Operator Unknown
City of New York	1987-1991	Active	City Hall, New York, NY	None	Owner, Operator Unknown
NYC Commissioner of Finance	1987	Active	One Centre Street, 22 <sup>nd</sup> Floor, New York, NY	None	Owner, Operator Unknown
San Lazaro Realty Corp.	1975-1987	Unknown	Unknown	None	Owner, Operator Unknown
Geula Realty Corp.	1972-1975	Unknown	Unknown	None	Owner, Operator Unknown
Lillie Pistreich	Prior to 1972	Unknown	Unknown	None	Owner, Operator Unknown

#### **Supplement to Section VII. – Requestor Eligibility Information**

#### Volunteer Status

The Requestors qualify as Volunteers with respect to the Site because they have not owned or operated the Site at the time of the disposal of hazardous waste, if any, or discharge of petroleum, if any. Requestors performed all appropriate inquiry prior to its involvement as developers of the Site, i.e. they retained a qualified environmental consultant to conduct a Phase I Environmental Site Assessment of the Site consistent with the most recent ASTM standards (E 1527-13) and 40 CFR 312 and are voluntarily applying to be accepted into the New York State Brownfield Cleanup Program to undertake all required investigation and remediation of the Site prior to and/or concurrent with its redevelopment into affordable housing.

In a letter dated October 14, 2016, the current Site owner, Wilfred Realty Corp., granted the Requestors access to perform all obligations under the New York State BCP, including but not limited to, sampling, investigation and remedial work required under the BCP. The letter is included in *Attachment B*.

### **Supplement to Section IX. – Contact List Information**

#### 1. Local, State, and Federal Officials

Mayor of New York City City of New York City of New York City of New York City of New York 1 Centre Street New York, NY 10007 Hon. Ruben Diaz, Jr. Bronx Borough President 851 Grand Concourse, 3rd Floor Bronx, New York 10451 Hon. Victor M. Pichardo NY State Assembly Member 1757 Jean Avenue Bronx, New York 10453 Carl Weisbrod Commissioner, NYC Dept. of City Planning 120 Broadway, 31sd Floor New York, New York 10271 Hon. Charles Schumer U.S. Senate 322 Hart Senate Office Building Washington, DC 20510 New York, New York 10007 New York, New York 100474 New York, New York 10474 New York, New York 1081 Bronx, County Clerk Bronx Coun	Hon, Bill de Blasio	Han Cast M Christian
City of New York 1 Centre Street New York, NY 10007 Hon. Ruben Diaz, Jr. Bronx Borough President 851 Grand Concourse, 3 <sup>rd</sup> Floor Bronx, New York 10451 Hon. Ritchie Torres New York 10451 Hon. Ritchie Torres New York 10453 Carl Weisbrod Commissioner, NYC Dept. of City Planning 120 Broadway, 31 <sup>st</sup> Floor New York, New York 10271 Hon. Charles Schumer U.S. Senate 322 Hart Senate Office Building Washington, DC 20510 Nilda Mesa, Director Mayor's Office of Environmental Sustainability 253 Broadway, 7 <sup>th</sup> Floor New York, New York 10007 Hon. Governor Andrew M. Cuomo NYS State Capitol Building Washbany New York 10474 Hon. Governor Andrew M. Cuomo NYS State Capitol Building Washory Cuty Council District 15 573 East Fordham Road Bronx, New York 10458 NYC Department of City Planning Bronx Borough Office One Fordham Plaza, 5 <sup>th</sup> Floor Bronx, New York 10458-5891 Julie Stein DEP – Office of Environmental Assessment & Planning 96-05 Horace Harding Expressway Flushing, New York 11373 Daniel Walsh, Director Mayor's Office of Environmental Remediation 100 Gold Street, 2 <sup>nd</sup> Floor New York, New York 10007 Hon. Governor Andrew M. Cuomo NYS State Capitol Building Albany New York 12224 Hon. Concourse, Room 118		
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### 2. Residents, Owners, and Occupants of the Site and Adjacent Properties

The Site, Block 2924, Lot 7 (former Lots 7, 10, 25, 30, and 34), is currently owned by Wilfred Realty Corp., located at 4181 Third Avenue, Bronx, NY 10457. A list of adjacent properties and owners is provided below:

Adjacent to the north:	Adjacent to the south:
Block 2924, Lot 15	Block 2924, Lot 6
Current Occupant	Current Occupant
500-506 East Tremont Avenue	1874 Bathgate Avenue
Bronx, New York	Bronx, New York 10457
Simone Development Co. (Owner) 1480 Sheridan Expressway Bronx, New York 10459	1874 Bathgate Avenue, LLC (Owner) 237 West 35 <sup>th</sup> Street, Suite 303 New York, New York 10001

Block 2924, Lot 20	Block 2924, Lot 36
Current Occupant	Current Occupant
516 East Tremont Avenue	4175 Third Avenue
Bronx, New York 10457	Bronx, New York 10457
	,
ARP, LLC (Owner)	JMA Bronx Realty, LLC(Owner)
4223 Third Avenue	43 Summit Street
Bronx, New York 10457	Hicksville, New York 11801
Adjacent to the east:	Adjacent to the west:
Block 2943, Lot 1	Block 2918, Lot 22
NYC Parks and Recreation (Owner)	490 East Tremont Realty, LLC
The Arsenal, Central Park	(Owner)
830 Fifth Avenue	2024 Creston Avenue
New York, New York 10065	Bronx, New York 10453
The work from Took 10002	Broini, 110W Tolk 10 188
	Block 2918, Lot 24
	Current Occupant
	1887 Bathgate Avenue
	Bronx, New York 10457
	1887 Bathgate Properties, LLC
	(Owner)
	340 West 85 <sup>th</sup> Street
	New York, New York 10024
	Tiew Tork, Tiew Tork Too2
	Block 2918, Lot 29
	1873 Bath, LLC (Owner)
	P.O. Box 7117
	Amangansett, New York 11930
	1 1111111191111111111111111111111111111
	Block 2918, Lot 31
	Current Occupant
	1883 Bathgate Avenue
	Bronx, New York 10457
	, 1.5 2.511 10.107
	1873 Bath, LLC (Owner)
	P.O. Box 7117
	Amangansett, New York 11930
	Block 2918, Lot 32
	Current Occupant
	1873 Bathgate Avenue
	Bronx, New York 10457
	,
	1873 Bath, LLC (Owner)
	P.O. Box 7117
	Amangansett, New York 11930

#### 3. Local News Media

New York Post	New York Daily News
1211 Avenue of the Americas	4 New York Plaza
New York, New York 10036	New York, New York 10004
New York 1 News 75 Ninth Avenue New York, NY 10011 Email: ny1news@ny1.com	Times-Ledger Newspapers 40-02 Bell Boulevard, 2 <sup>nd</sup> Floor Bayside, New York 11361
The Bronx Times	The Bronx Chronicle
3604 East Tremont Avenue	25 Westchester Square, Suite 1
Bronx, New York 10465	Bronx, New York 10462
The Bronx Free Press	News 12 The Bronx
5030 Broadway, Suite 801	930 Soundview Avenue
New York, New York 10034	Bronx, New York 10473

#### 4. Public Water Supply

Public water is provided by The City of New York, Department of Environmental Protection (Customer Service Center, 59-17 Junction Boulevard, 13<sup>th</sup> Floor, Flushing, New York 11373).

#### 5. Additional Contacts

None

6. Nearby School and Day Care Centers

#### Daycares:

Volunteers of America – Greater New York Bronx Early Learning Center 1887 Bathgate Avenue Bronx, New York 10457 (718) 466-3580

Distance: 70 feet west of the Site

Uniquely Making a Difference Day Care Center, Inc. 4215 Third Avenue, 3<sup>rd</sup> Floor Bronx, New York 10457 (347) 590-7924

Distance: 180 feet north of the Site

Loyalty Daycare LLC 4226 Third Avenue Bronx, New York (718) 294-0134

Distance: 380 feet north-northeast of the Site

First Steps-Urban Outreach, Inc. 465 East Tremont Avenue Bronx, New York 10457 Milka Morales (347) 270-9623

Distance: 390 feet northwest of the Site

Bronx Day Care Center Inc. 559 East Tremont Avenue Bronx, New York 10457 (718) 299-2275

Distance: 460 feet northeast of the Site

#### Schools:

Eagle Academy for Young Men 4143 Third Avenue Bronx, New York 10457 Hector Velazquez, Principal (718) 466-8000

Distance: 150 feet south of the Site

Sharon Baptist – Center IV (Pre-kindergarten) 1925 Bathgate Avenue Bronx, New York 10457 Priya Mendez, Director of Education (718) 466-1605 Distance: 270 feet north-northwest of the Site

St. Joseph's School 1946 Bathgate Avenue Bronx, New York 10457 Carmen Lopez, Principal (718) 583-9432

Distance: 340 feet north of the Site

Public School 58 459 East 176<sup>th</sup> Street Bronx, New York 10457 Velma Gunn, Principal (718) 583-6866

Distance: 370 feet west of the Site

#### 7. Document Repositories

Tremont Library 1866 Washington Avenue Bronx, New York 10457 Wilson Francis (718) 299-5177

Bronx Community Board District 6 1932 Arthur Avenue, Room 709 Bronx, New York 10457 John Sanchez, District Manager (718) 579-6990

Letters signed by representatives of the designated document repositories are included in *Attachment B*.

8. Local Community Board

Bronx Community Board District 6 1932 Arthur Avenue, Room 709 Bronx, New York 10457 (718) 579-6990

#### **Supplement to Section X. – Land Use Factors**

#### 1. Zoning

The Site is currently vacant and is zoned as M1-4/R7X and M1-4/R7A: Special Mixed Use District. The proposed use of the Site is mixed-use commercial and residential.

#### 2. Current Site Use

The Site is developed with five vacant, interconnected warehouses. The Site was most recently occupied by ABCO Steel Door since the 1980s. Prior to 1980, the Site was occupied by various manufacturing and commercial structures, including a rebar factory, a steel door manufacturing facility, a factory with spray booths, a plastics company, a bed spring company, a roofer storefront, a glass company, textile manufacturing company, clothing and accessory manufacturing companies, an embroidery company, a lumber yard, woodworking facilities, various contractors, various warehouses including furniture, building materials and noncombustibles, interior decorators, painter, furniture and upholstering stores, a trucking company, a sign company, a cigar company, a paint store, an antique store, restaurants, social clubs, barbers, and a dog academy. An Existing Land Use map is included as *Figure 4* in *Attachment B*.

#### 3. Proposed Site Use

The proposed project includes the demolition of the existing buildings, and the construction of two 8-story mixed-use building with approximately 190 affordable apartment units and 21,900 square feet of retail, 2,400 square feet of community facility space, and approximately 18,500 square feet of cellar parking.

# ATTACHMENT A NYS DEPARTMENT OF STATE'S CORPORATION AND ENTITY DATABASE

## **NYS Department of State**

### **Division of Corporations**

#### **Entity Information**

The information contained in this database is current through November 21, 2016.

Selected Entity NameWILFRID EAST PROPERTIES LLC

Selected Entity Status Information

Current Entity Name: WILFRID EAST PROPERTIES LLC

**DOS ID #:** 4977012

Initial DOS Filing Date: JULY 13, 2016

County: QUEENS

**Jurisdiction:** NEW YORK

Entity Type: DOMESTIC LIMITED LIABILITY COMPANY

**Current Entity Status: ACTIVE** 

Selected Entity Address Information

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

C/O MEGA CONTRACTING GROUP LLC 22-60 46TH STREET ASTORIA, NEW YORK, 11105

**Registered Agent** 

**NONE** 

This ofice does not require or maintain information regarding the names and addresses of members or managers of nonprofessional limited liability companies. Professional limited liability companies must include the name(s) and address(es) of the original members, however this information is not recorded and only available by viewing the certificate.

11/22/2016 Entity Information

#### \*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

JUL 13, 2016 Actual WILFRID EAST PROPERTIES LLC

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

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

Search Results New Search

<u>Services/Programs</u> | <u>Privacy Policy</u> | <u>Accessibility Policy</u> | <u>Disclaimer</u> | <u>Return to DOS Homepage</u> | <u>Contact Us</u>

## **NYS Department of State**

### **Division of Corporations**

### **Entity Information**

The information contained in this database is current through November 21, 2016.

Selected Entity NameWILFRID EAST LIHTC LLC

Selected Entity Status Information

Current Entity Name: WILFRID EAST LIHTC LLC

**DOS ID #:** 4977009

Initial DOS Filing Date: JULY 13, 2016

County: QUEENS

**Jurisdiction:** NEW YORK

Entity Type: DOMESTIC LIMITED LIABILITY COMPANY

**Current Entity Status: ACTIVE** 

Selected Entity Address Information

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

C/O MEGA CONTRACTING GROUP LLC 22-60 46TH STREET ASTORIA, NEW YORK, 11105

**Registered Agent** 

**NONE** 

This ofice does not require or maintain information regarding the names and addresses of members or managers of nonprofessional limited liability companies. Professional limited liability companies must include the name(s) and address(es) of the original members, however this information is not recorded and only available by viewing the certificate.

11/22/2016 Entity Information

#### \*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

JUL 13, 2016 Actual WILFRID EAST LIHTC LLC

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

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

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## **NYS Department of State**

## **Division of Corporations**

### **Entity Information**

The information contained in this database is current through November 21, 2016.

Selected Entity NameWILFRID WEST PROPERTIES LLC

Selected Entity Status Information

Current Entity Name: WILFRID WEST PROPERTIES LLC

**DOS ID** #: 4977021

Initial DOS Filing Date: JULY 13, 2016

County: QUEENS

**Jurisdiction:** NEW YORK

Entity Type: DOMESTIC LIMITED LIABILITY COMPANY

**Current Entity Status: ACTIVE** 

Selected Entity Address Information

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

C/O MEGA CONTRACTING GROUP LLC 22-60 46TH STREET ASTORIA, NEW YORK, 11105

**Registered Agent** 

**NONE** 

This ofice does not require or maintain information regarding the names and addresses of members or managers of nonprofessional limited liability companies. Professional limited liability companies must include the name(s) and address(es) of the original members, however this information is not recorded and only available by viewing the certificate.

11/22/2016 Entity Information

#### \*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

JUL 13, 2016 Actual WILFRID WEST PROPERTIES LLC

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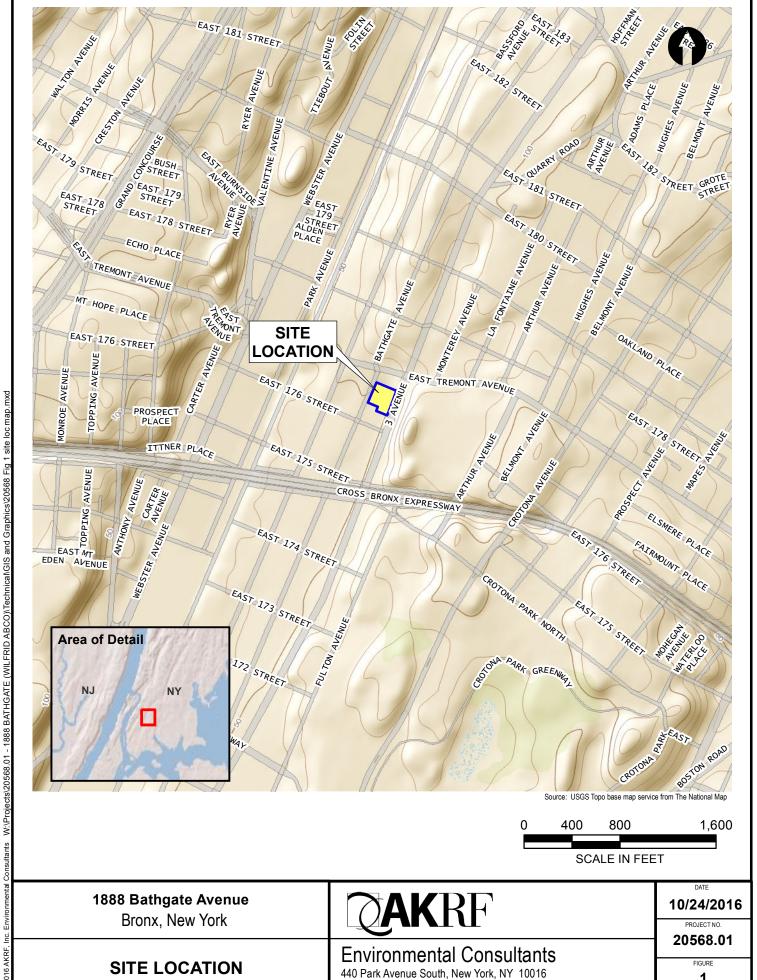
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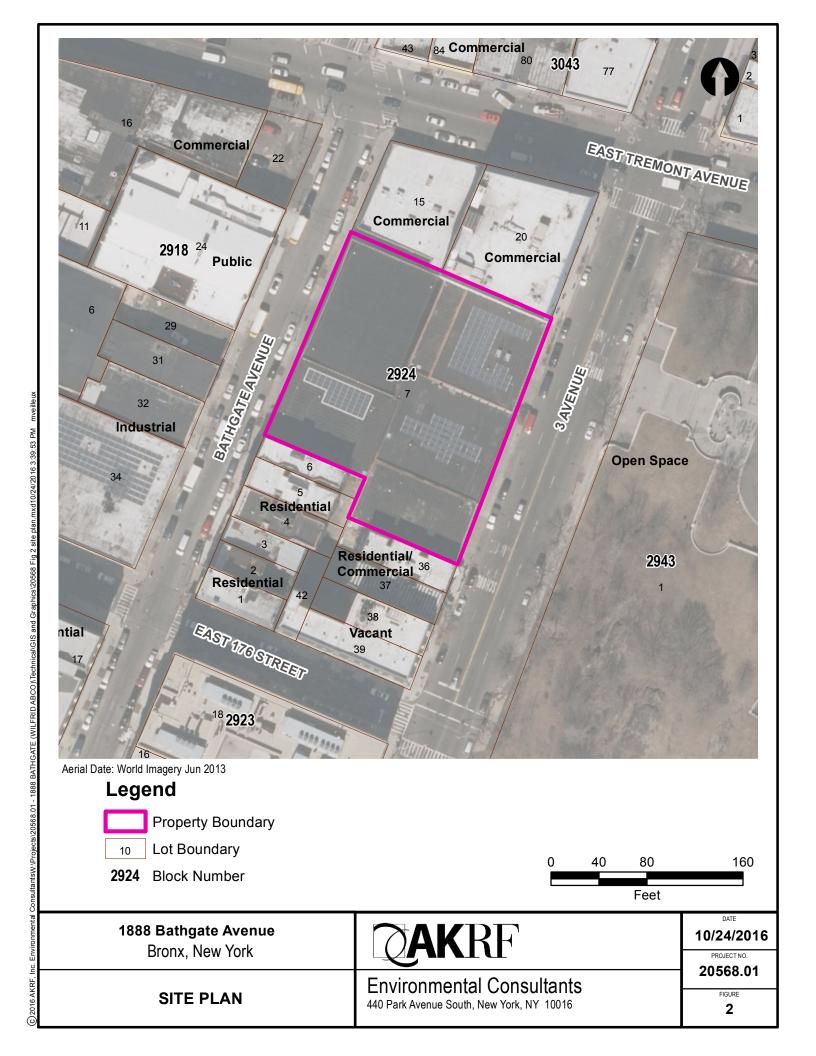
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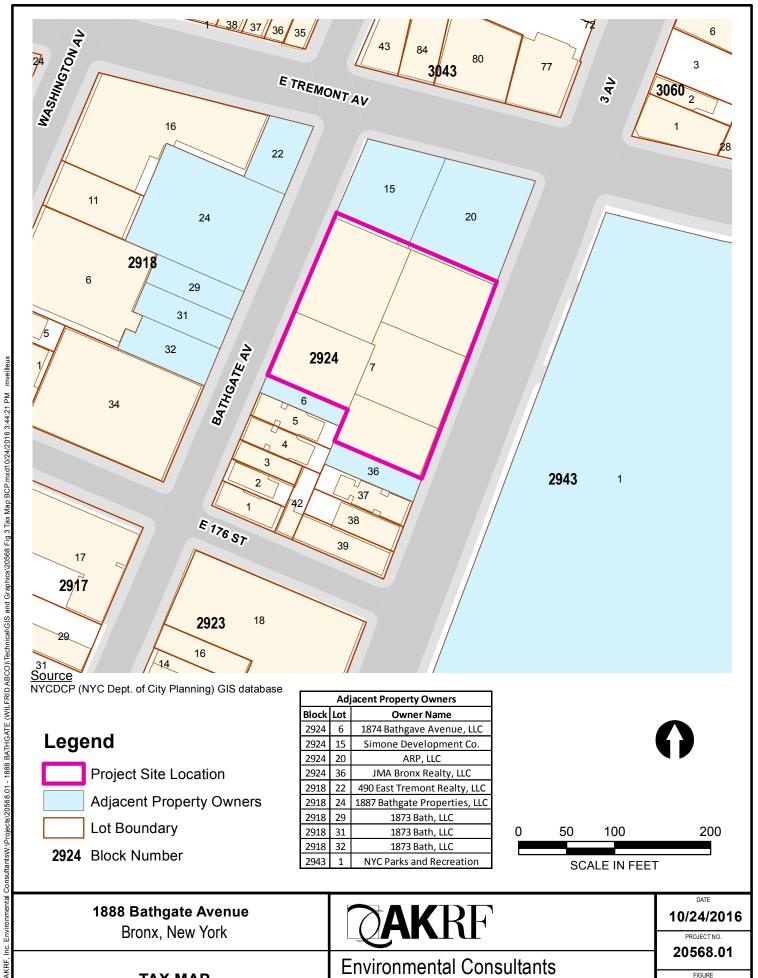
<u>Services/Programs</u> | <u>Privacy Policy</u> | <u>Accessibility Policy</u> | <u>Disclaimer</u> | <u>Return to DOS Homepage</u> | <u>Contact Us</u>

## ATTACHMENT B

## **FIGURES**



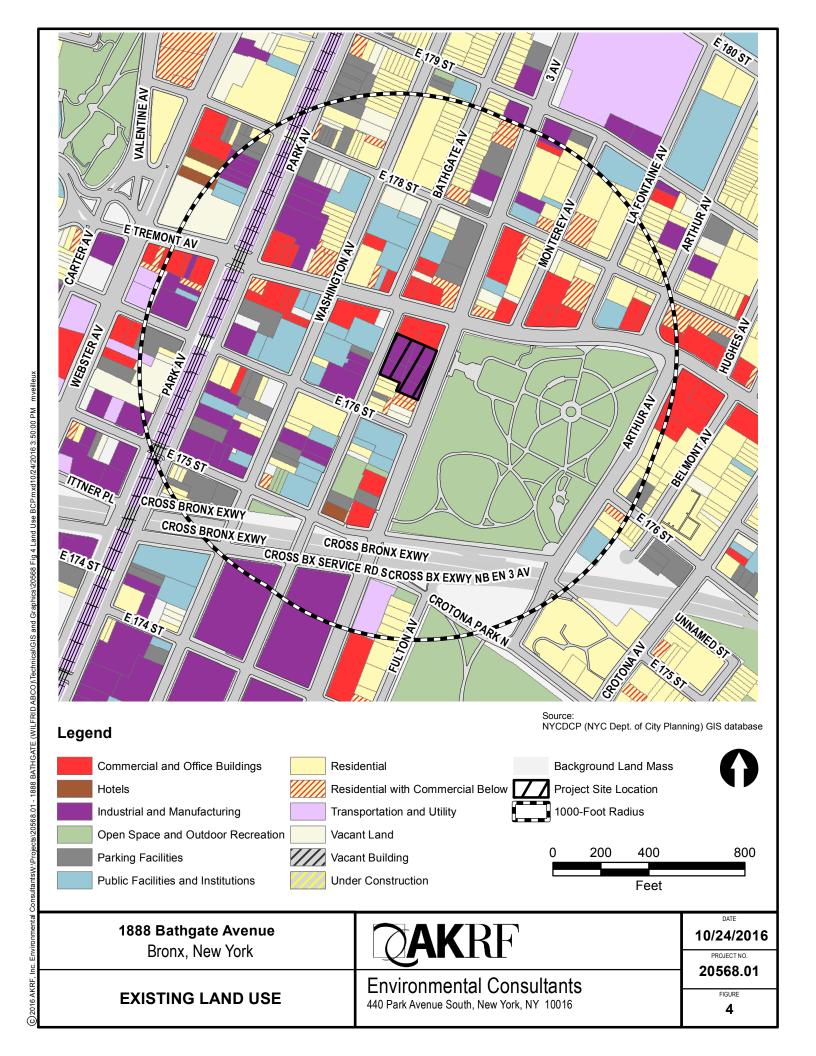


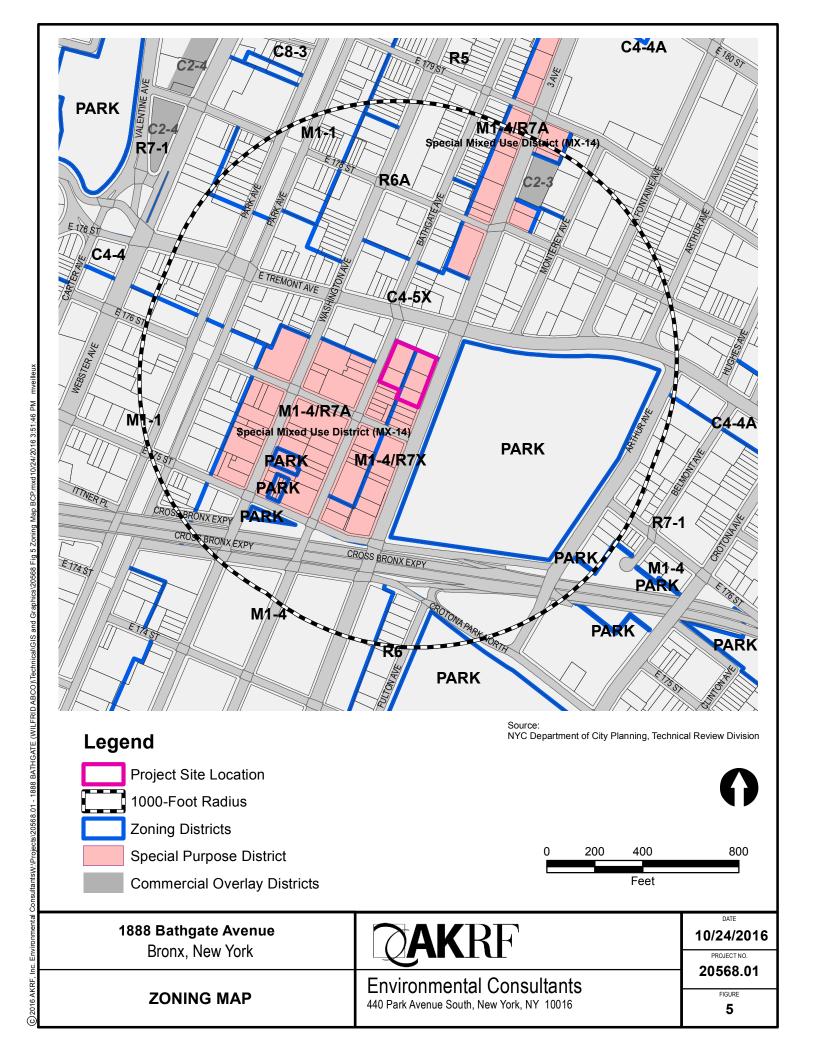


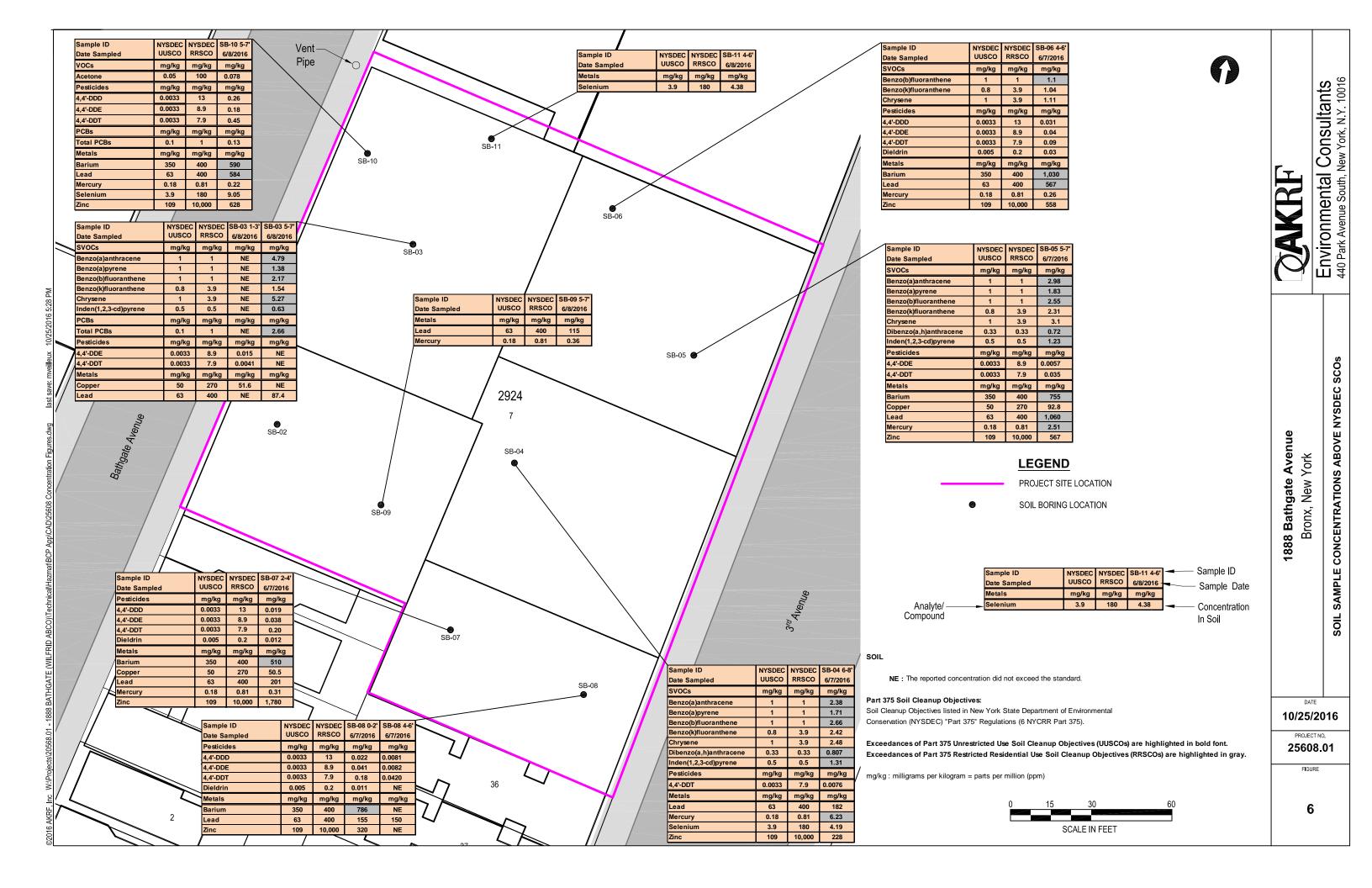
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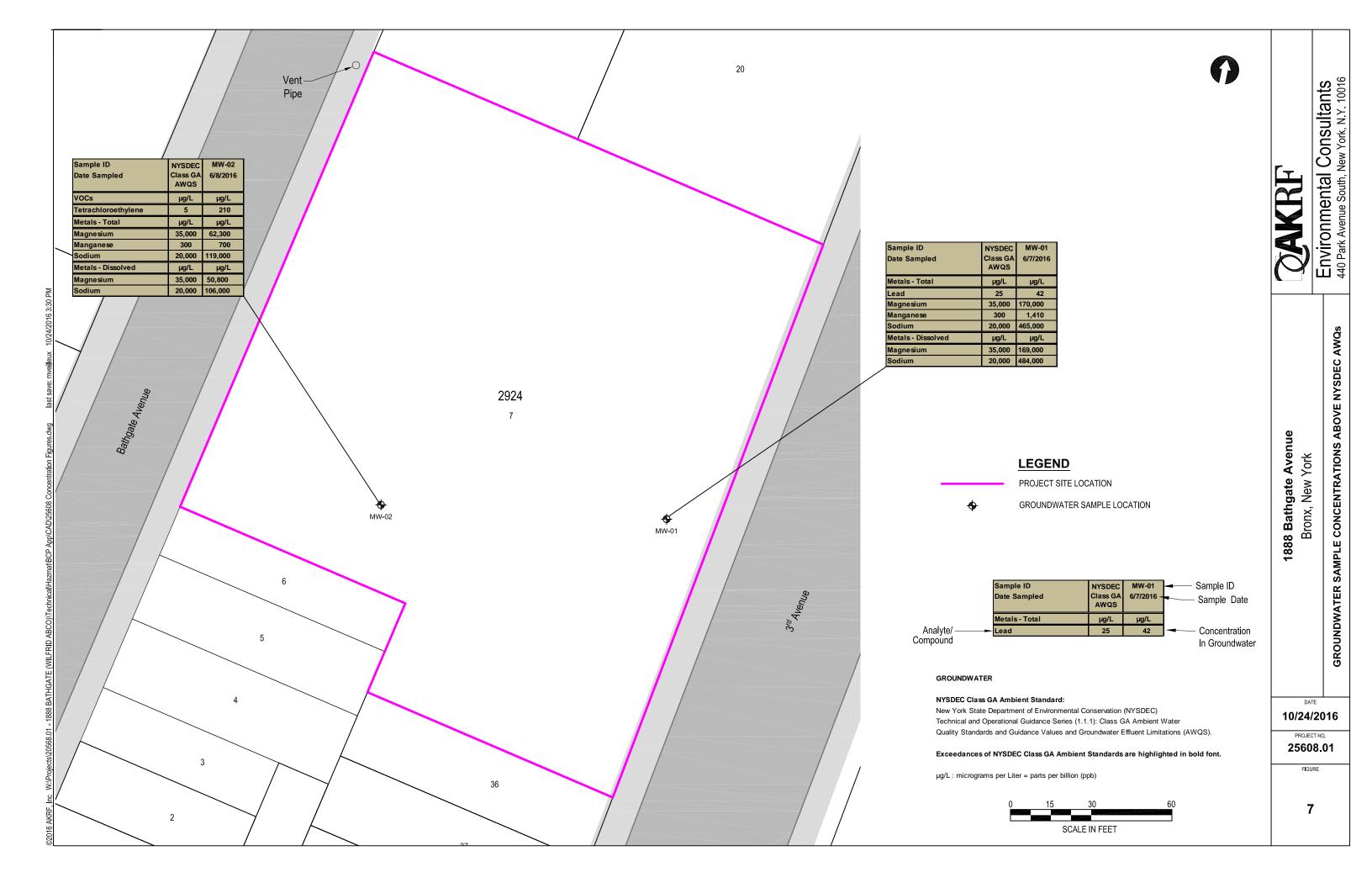
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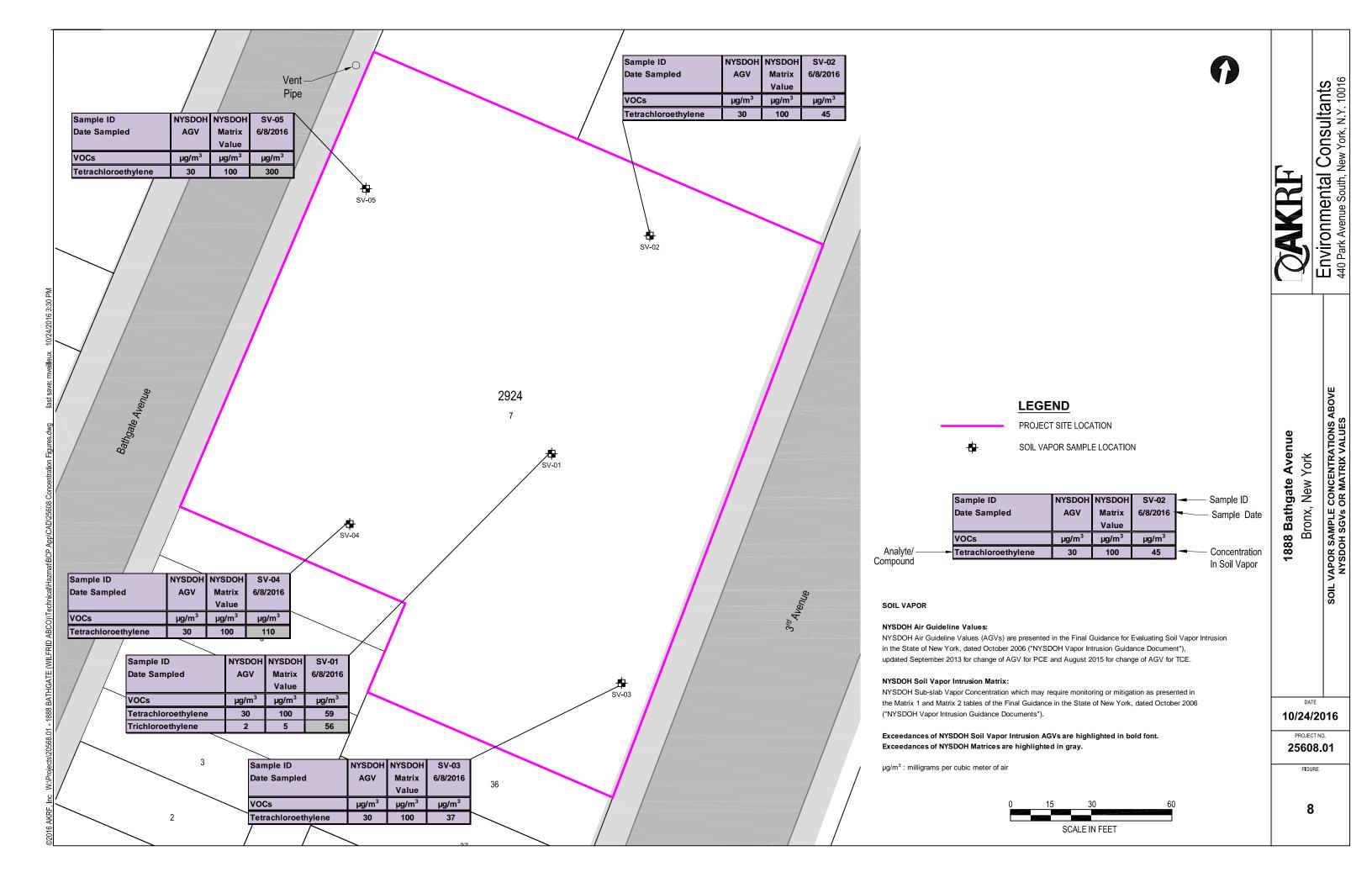
**TAX MAP** 











## PROPOSED REDEVELOPMENT PLANS

# BATHGATE AVENUE 176'-1 1/4" 185'-4 1/4" 187'-11" 191'-4" CONC. SEISMIC GAP 9'-3" 2'-63" 3'-5" UNEXCAVATED 2122-107 UNEXCAVATED ELECTRIC METER RM. CRAWL SPAÇE 3'-4" FROM UNDERSIDE OF\SLAB 3" RATSLAB T.O.S.EL. ACCESSORY SUPER'S OFFICE BUILDING STORAGE & MAINTENANCE 1"CONTINUOUS RIGID — INSULATION EL. 58.33' SLOPE 1:12 R7A : DISTRICT 2'-6" EL. 58.33' RAMPUP SELF-PARKING 34 SPACES PROVIDED EL. 53/00" EL. 53'-0" 13,615 S.F. ( ZR 25-25: 15% OF 190 D.U.s REQ'D PARKING SPACES = 29 PARKING SPACES REQ'D ) 13,559 sf /34 SPACES = 399 sf PER PARKING SPACE COMPLIES <u>15</u> 16 PROVIDE 3" THICK CLOSED CELL SPRAY FOAM (R30). EL. 53'00" 1.STC RATINGS OF 50 ARE REQUIRED FOR: [1]ALL COMPACTOR ROOM WALLS; AND [2]ALT TRASH CHUTE WALLS AND TRASH DISPOSAL ROOM WALLS 2.STC AND IMPACT INSULATION CLASS RATINGS; FOR FLOOR CONSTRUCTION ABOVE THE COMPACTOR ROOM DIST. TO ENTRANCE = 147'-10 1/8" ada van spot ada van spot 1½ HR BUILDING STORAGE & MAINTENANCE 501 SQ. FT. ACCESSORY SEE NOTE #1 \_\_DETENTION TANK SUPER'S OFFICE UNEXCAVATED UNEXCAVATED ELECTRIC METER RM. SANITARY HOUSE TRAP STORM HOUSE TRAP 202'-11 3/4" 207'-10 1/4" 207'-10 1/4" CONC. 6" COMBINED FSP/ SPKR SERVICE — W/ NYC APPROVED DDCV 72-93/4" CONC. OVERFLOW PIPING UP— 56'-1 1/2" -CONC. -ASSEMBLY AND BY-PASS METER 4" UP TO F.A.I. — 6" DOM. WATER SERVICES W/ NYC APPROVED METER & DCV ASSEMBLY NEW 8" COMBINED SEWER ORIGIN "0,0" COORD.

PROJECT:

The Wilfrid

1880 Bathgate Avenue BRONX, NY 10457

BLOCK: 2924, LOT: 7 MAP: 3D ZONE: M1-4 / R7A & M1-4 / R7X (SPECIAL PURPOSE DISTRICT MX-14)

Wilfred Realty Corp. 4181 3rd AVENUE, BRONX, NEW YORK 10457

DEVELOPER: Wilfrid Developers LLC 22-60 46th STREET, ASTORIA, NEW YORK 11105

ARCHITECT:

SLCE*Architects*, LLP 1359 broadway New York, new York 10018

TEL: (212) 979-8400 FAX: (212) 979-8387

STRUCTURAL ENGINEER:

DE NARDIS ENGINEERING, LLC 239 CENTRAL AVE, SUITE 200 WHITE PLAINS, NEW YORK 10606

TEL: (914) 948-8844 FAX: (914) 948-8868 MECHANICAL ENGINEER: RODKIN CARDINALE CONSULTING ENGINEERS

224 WEST 29TH STREET, 4TH FLOOR NEW YORK, NEW YORK 10001

TEL: (212) 564-5800

FAX: (212) 633-1205

BUILDING SYSTEM CONSULTANT:

TEL: (212) 239-1892 FAX: (212) 239-6412

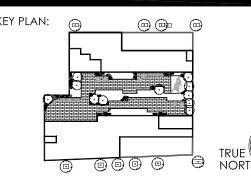
STEVEN WINTER ASSOCIATES, INC. 307 SEVENTH AVENUE, SUITE 1701 NEW YORK, NY 10001

FAX: (212) 741-8673 LANDSCAPE ARCHITECT: THE RBA GROUP 32 OLD SLIP, 4TH FLOOR NEW YORK, NY 10005 TEL: (212) 741-8090

Date: Distribution:

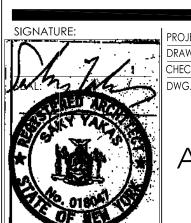
11/11/16 90% SUBMISSION 10/14/16 75% SUBMISSION 09/15/16 ISSUED TO DOB

1/8'' = 1'-0''

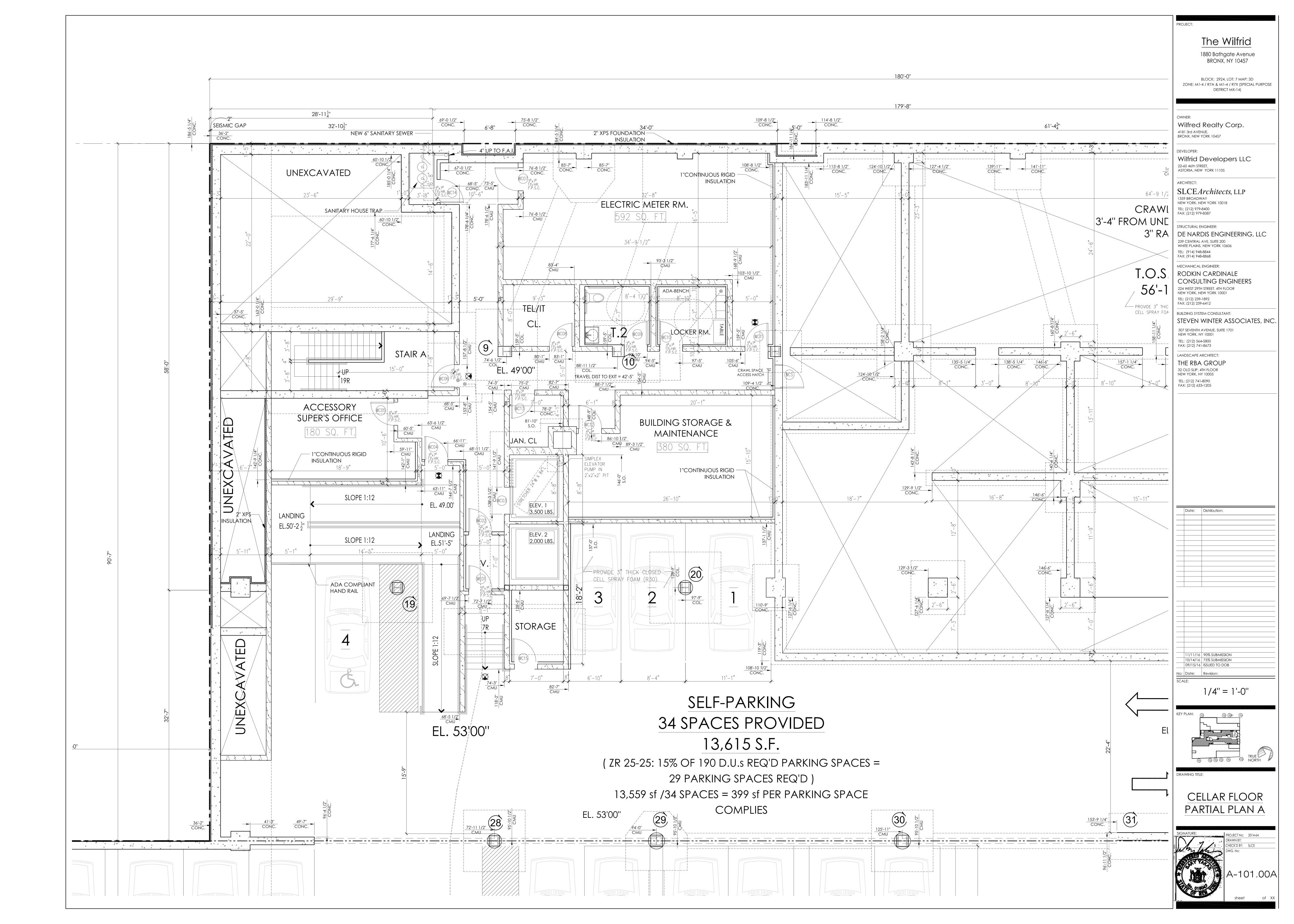


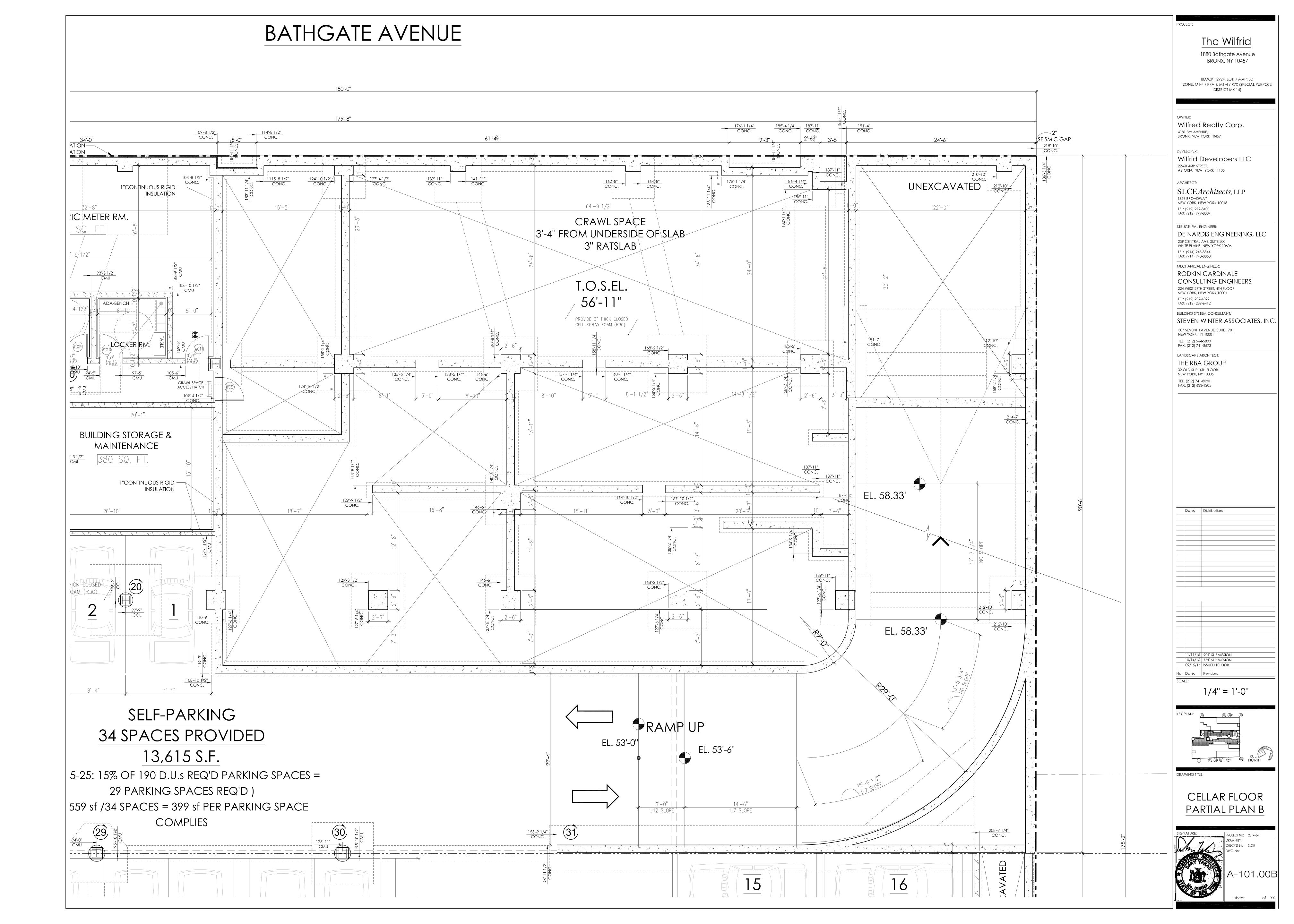
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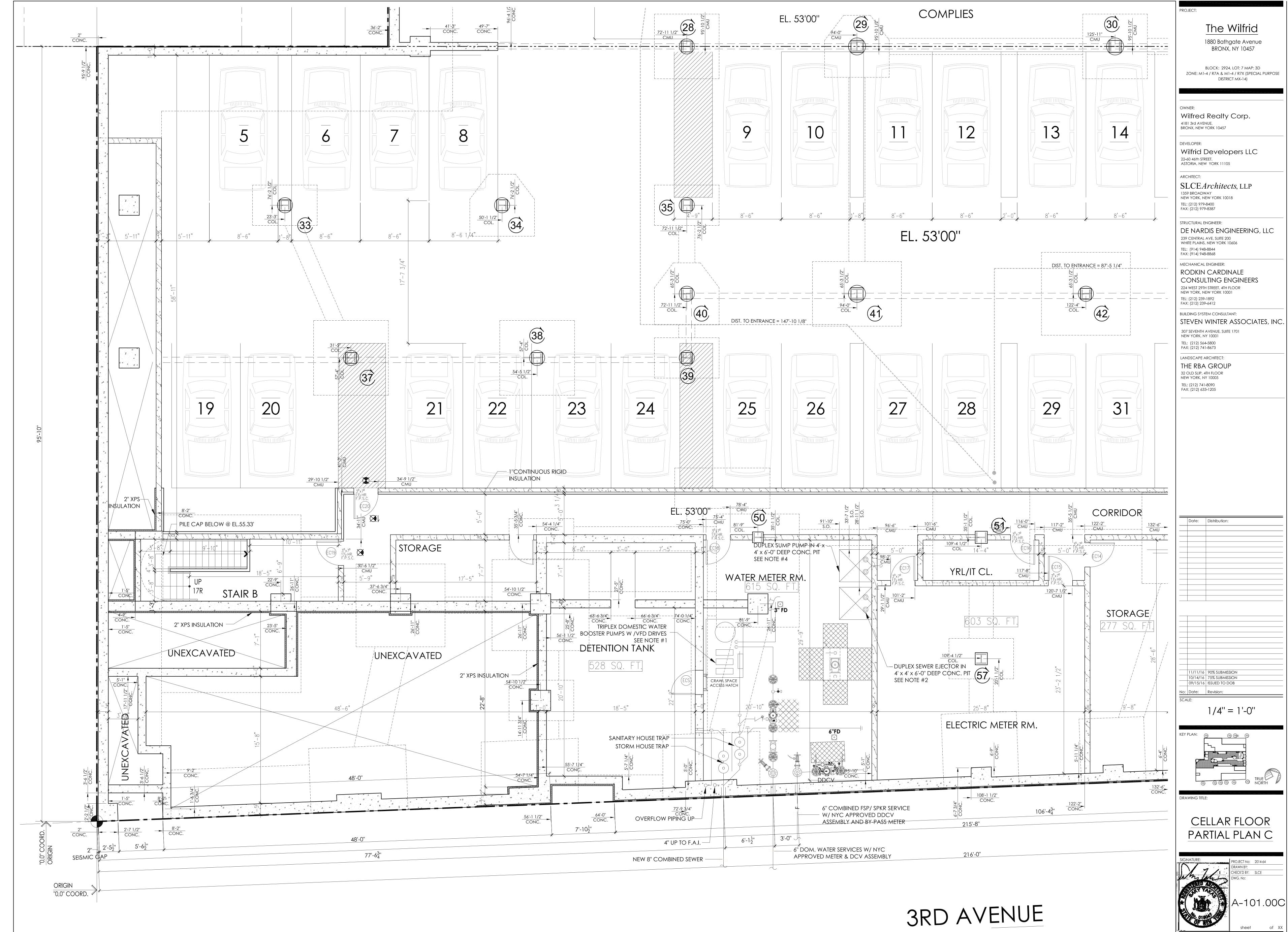
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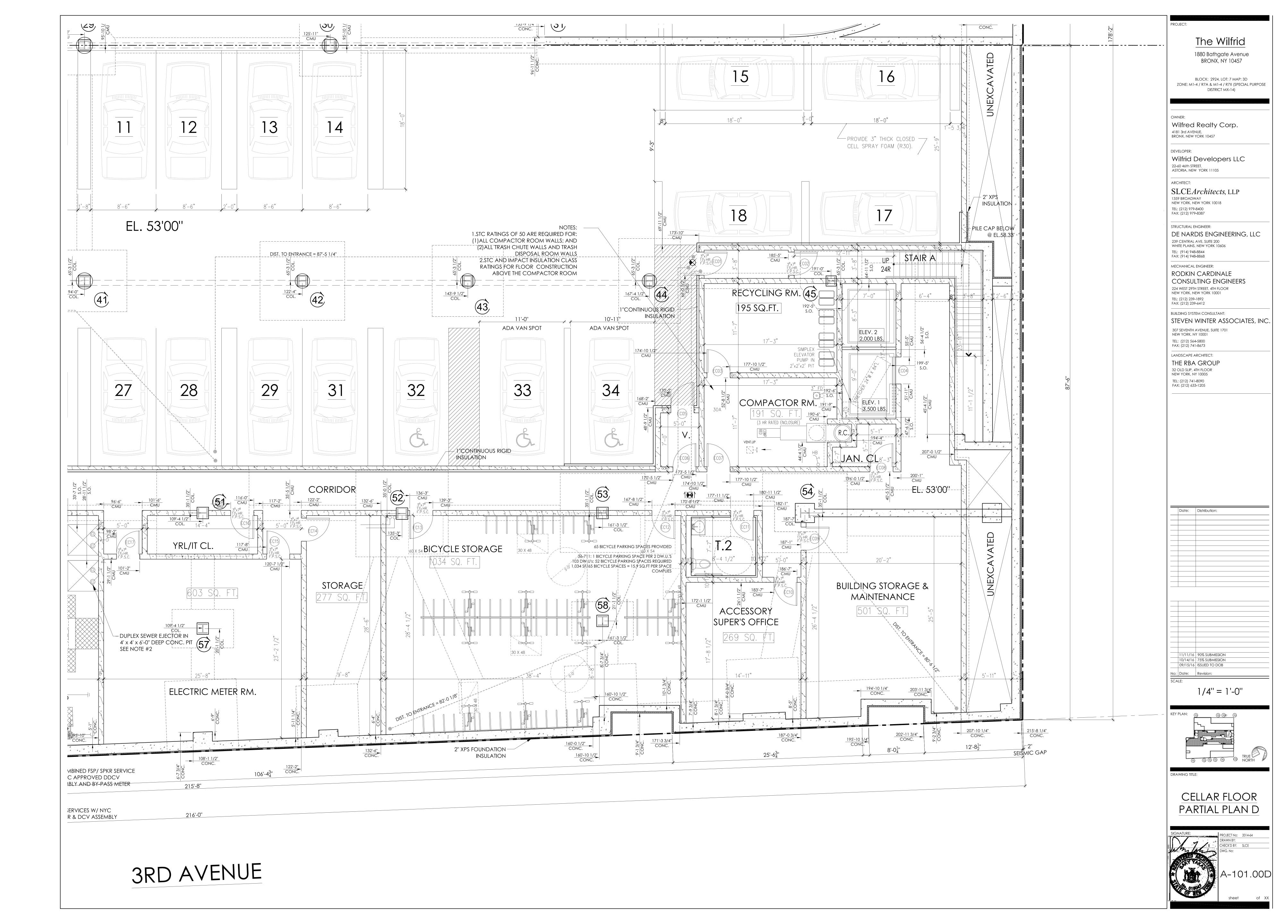


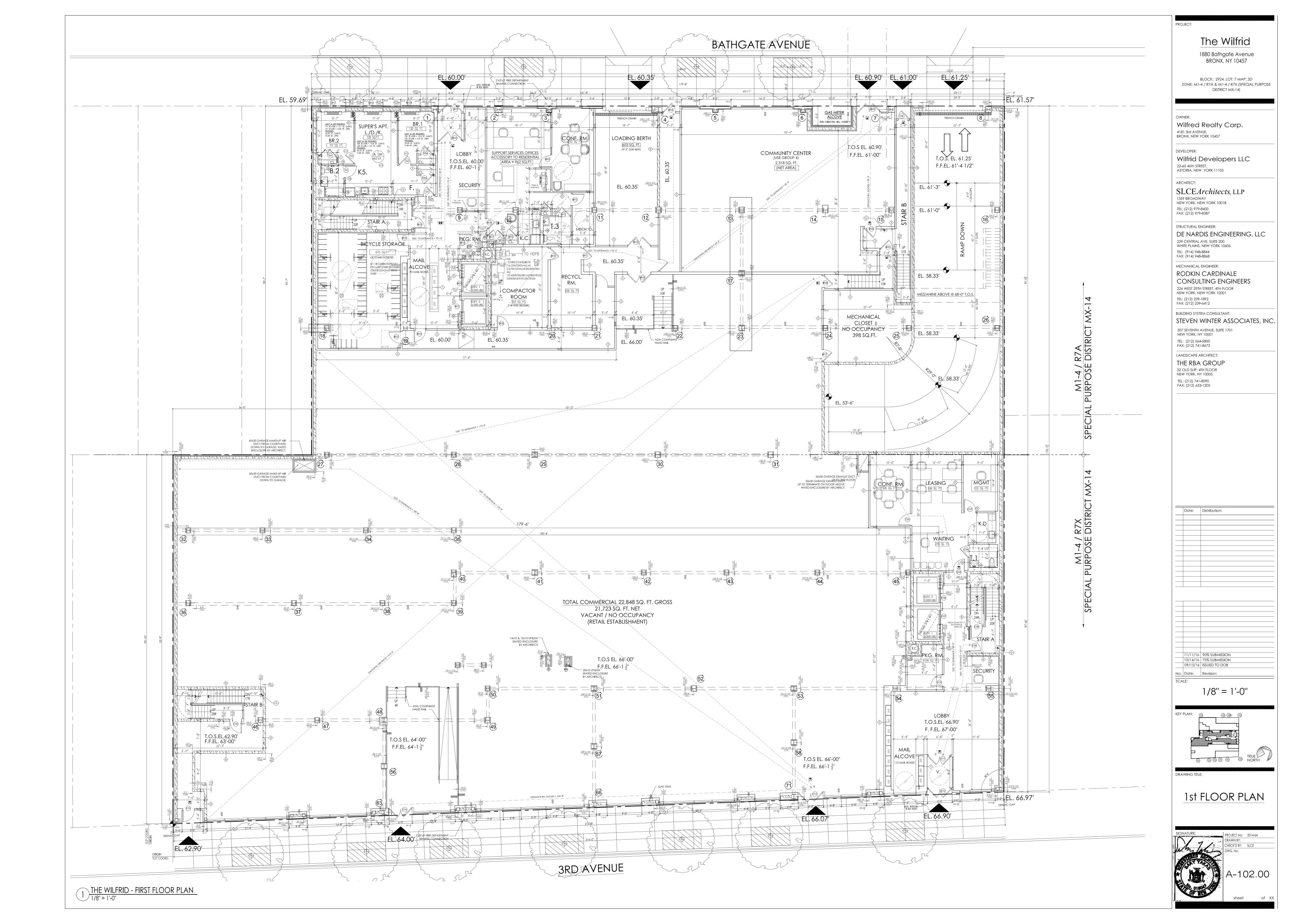
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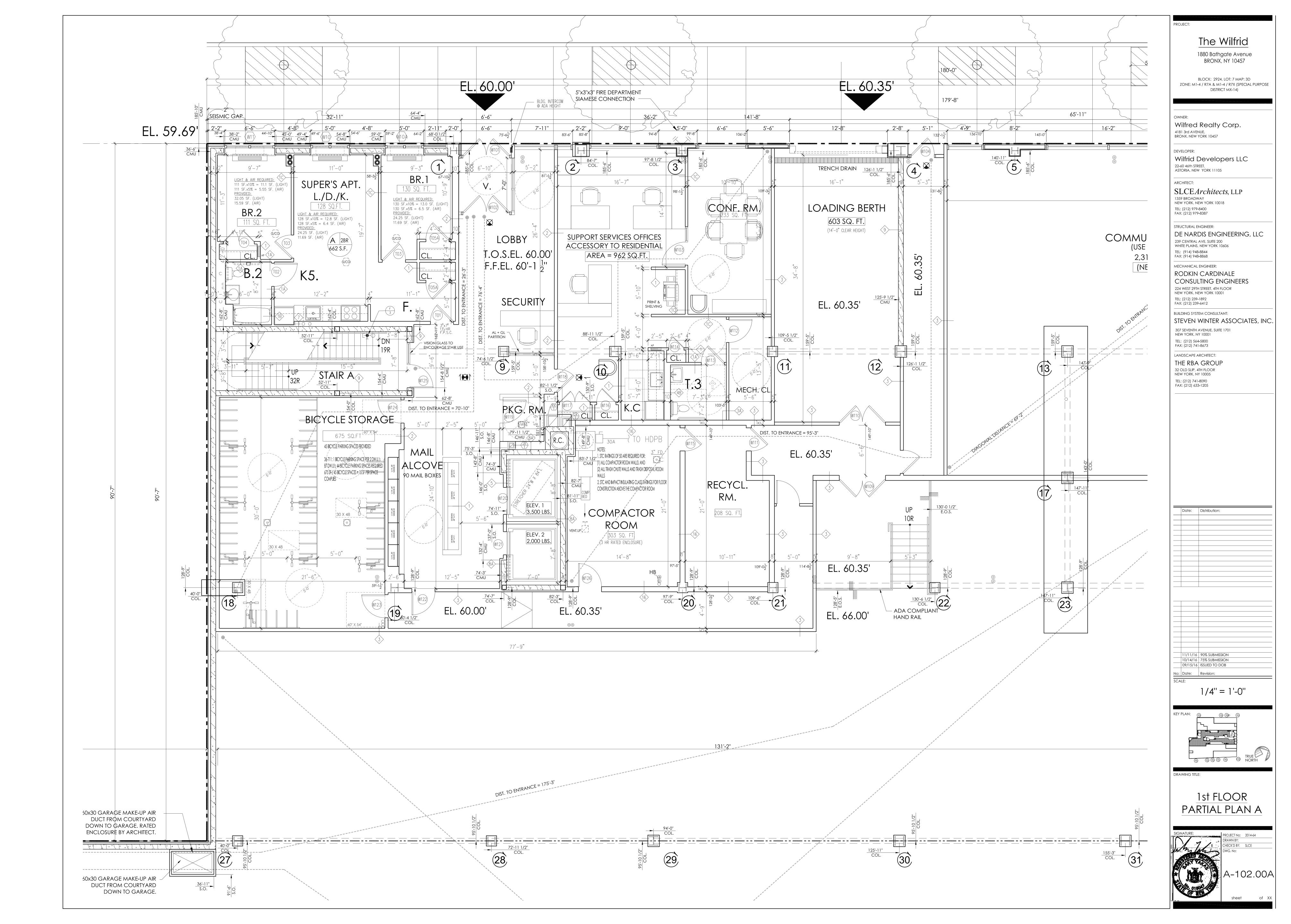


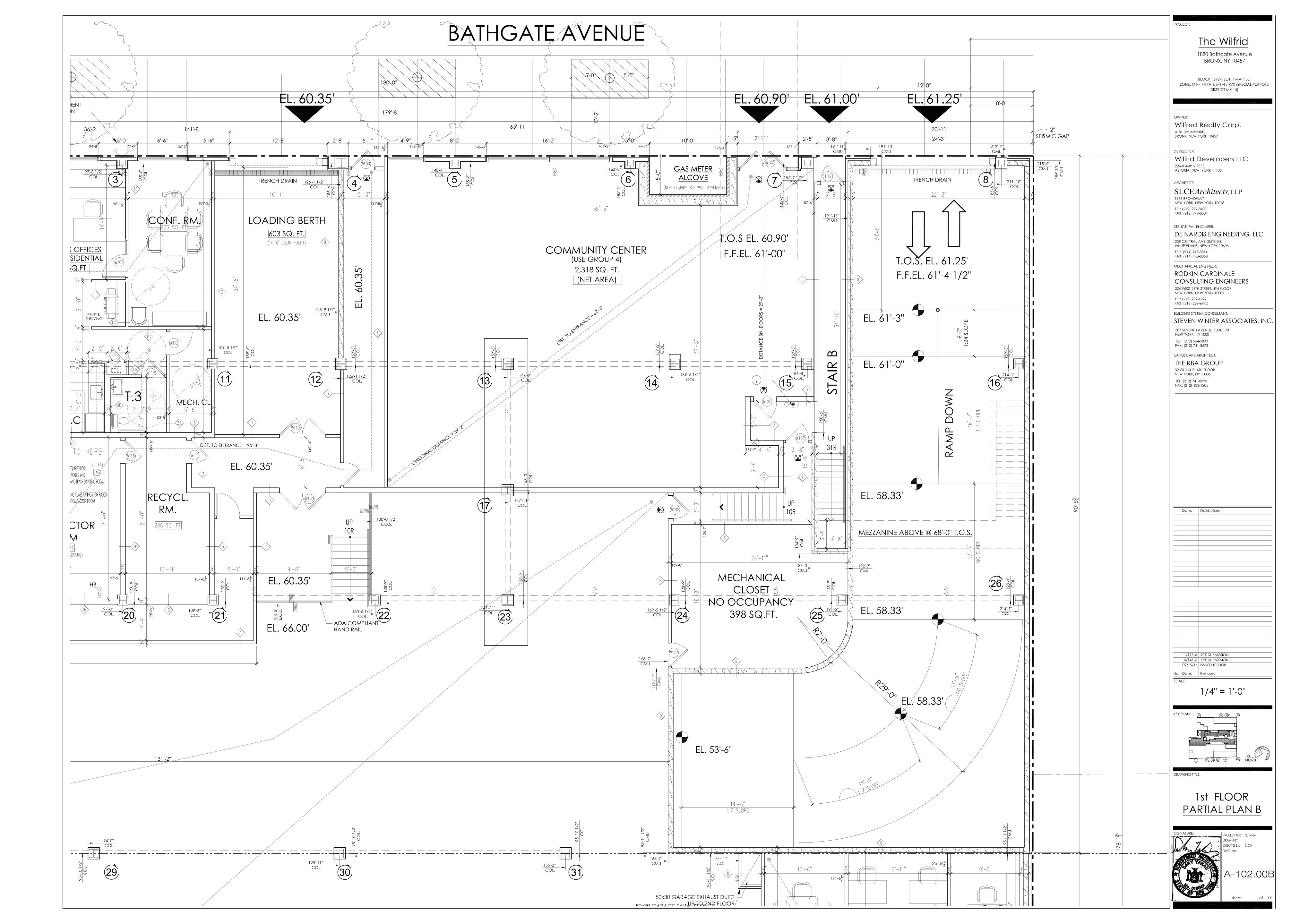


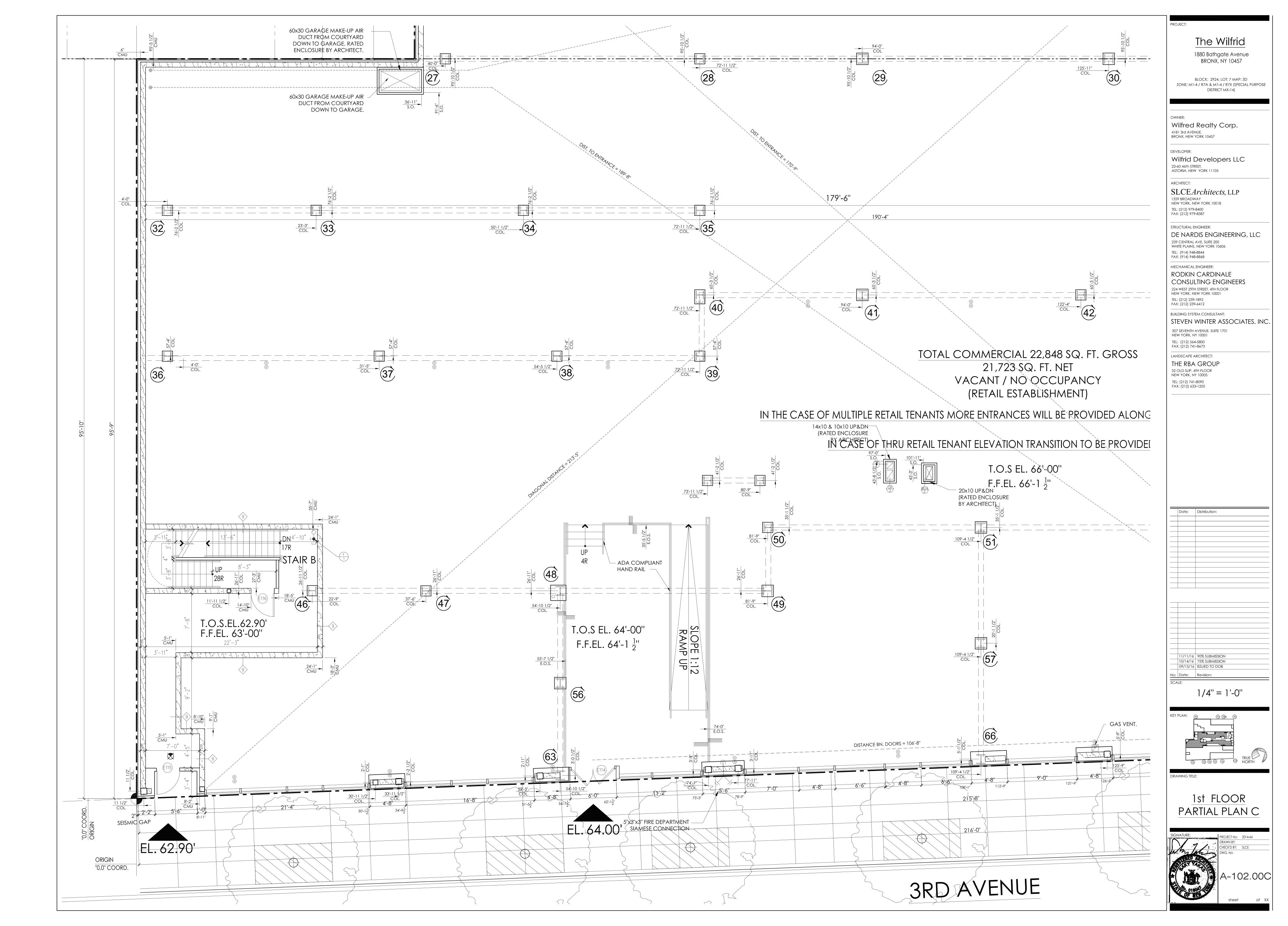


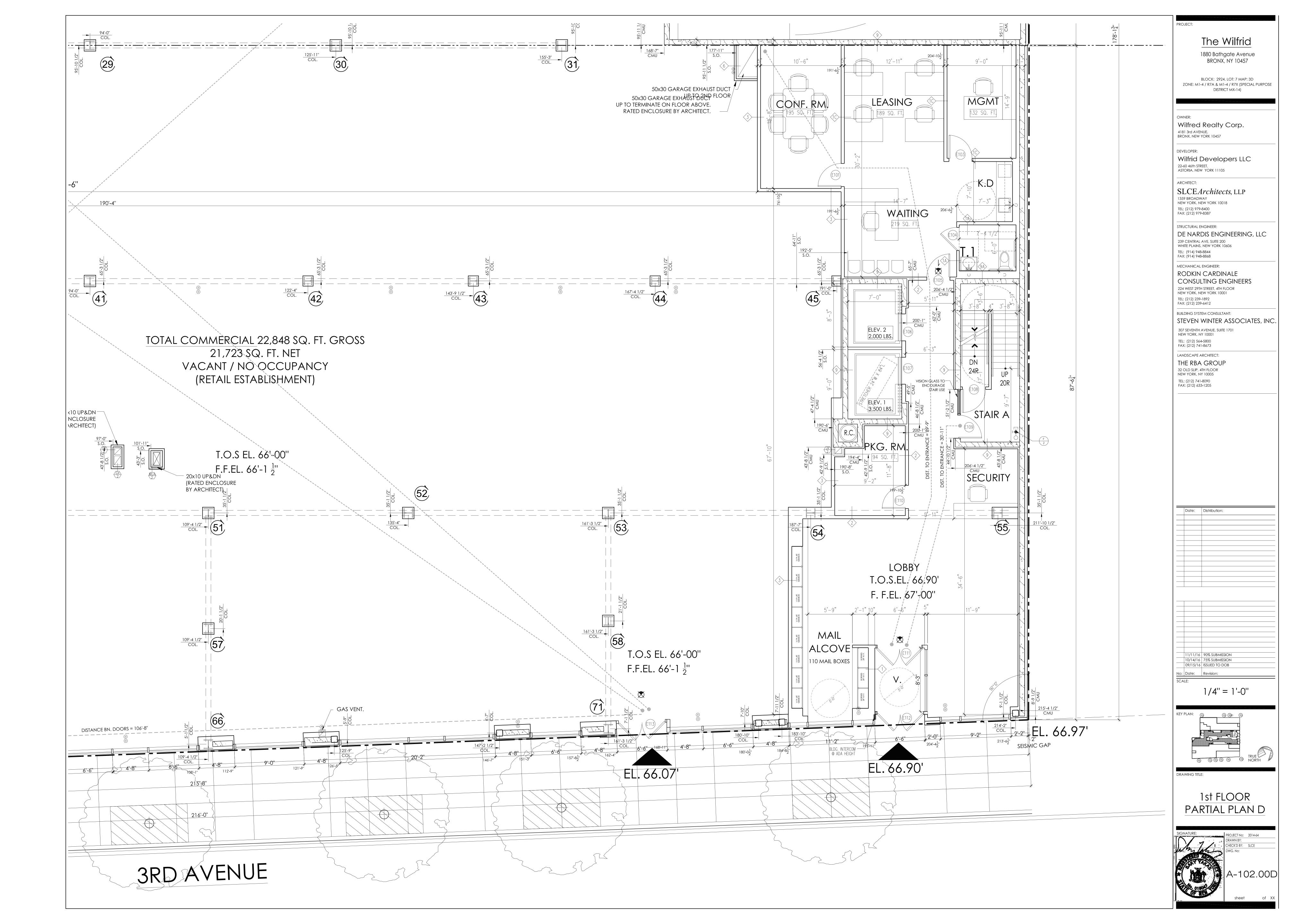






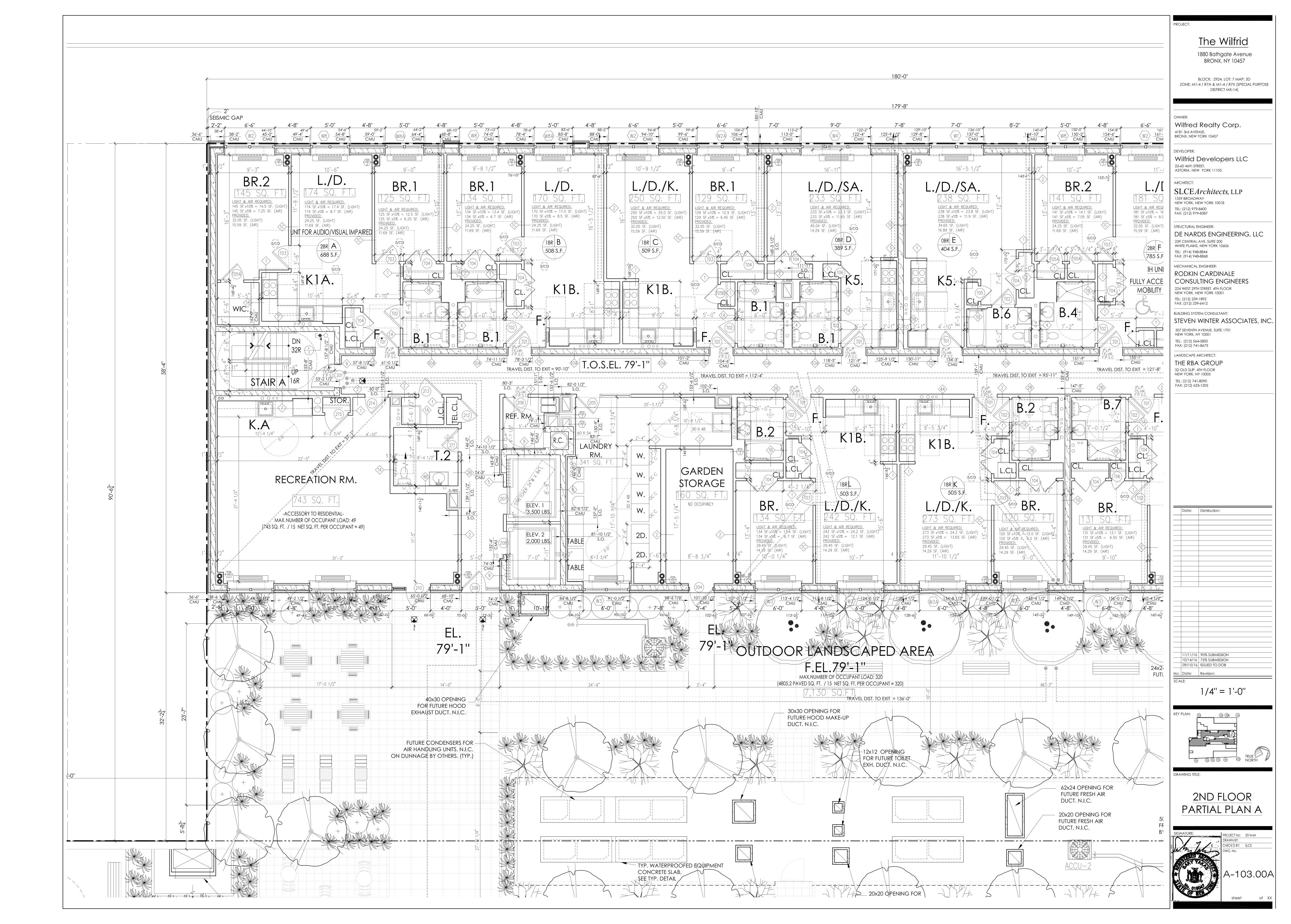


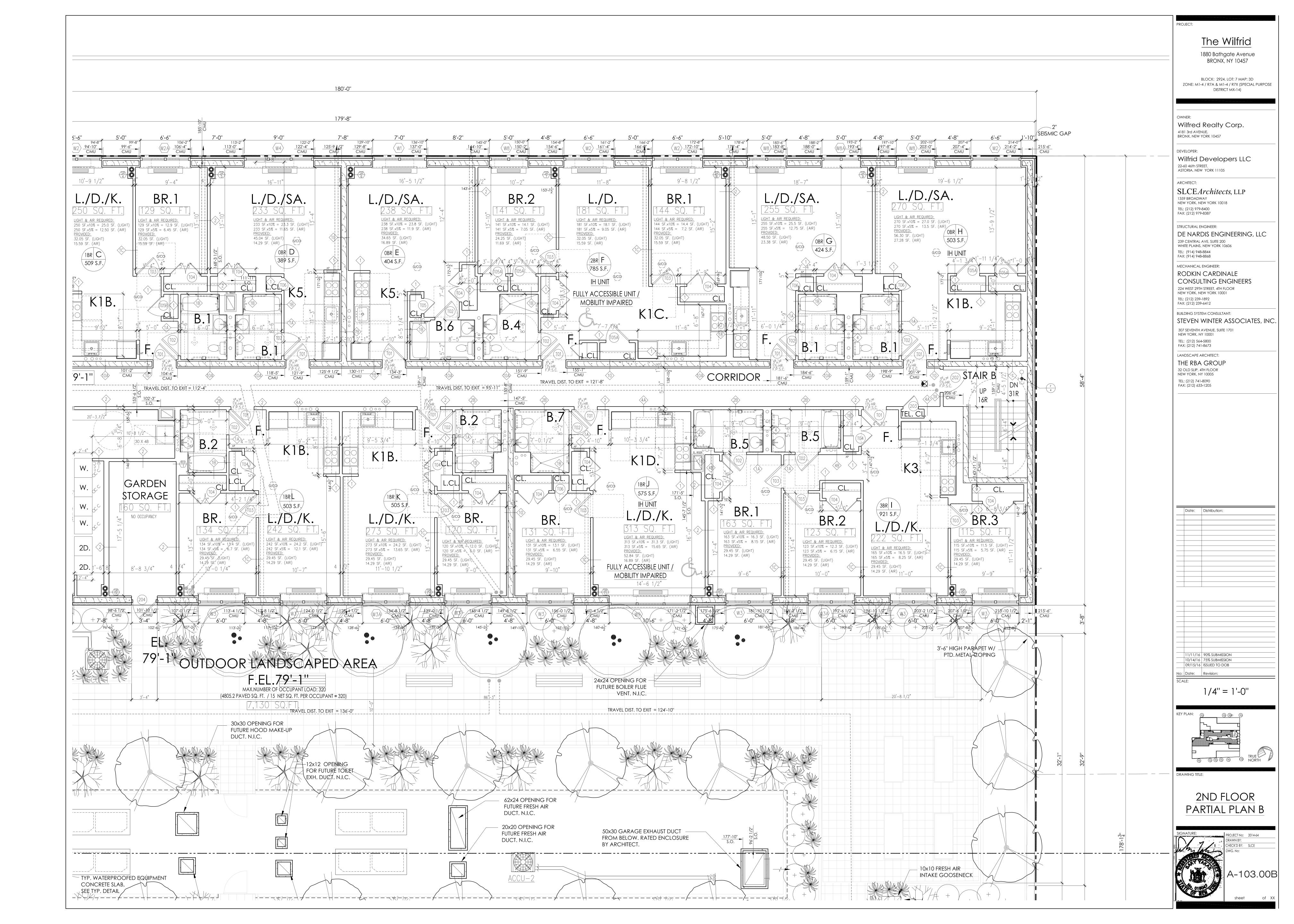


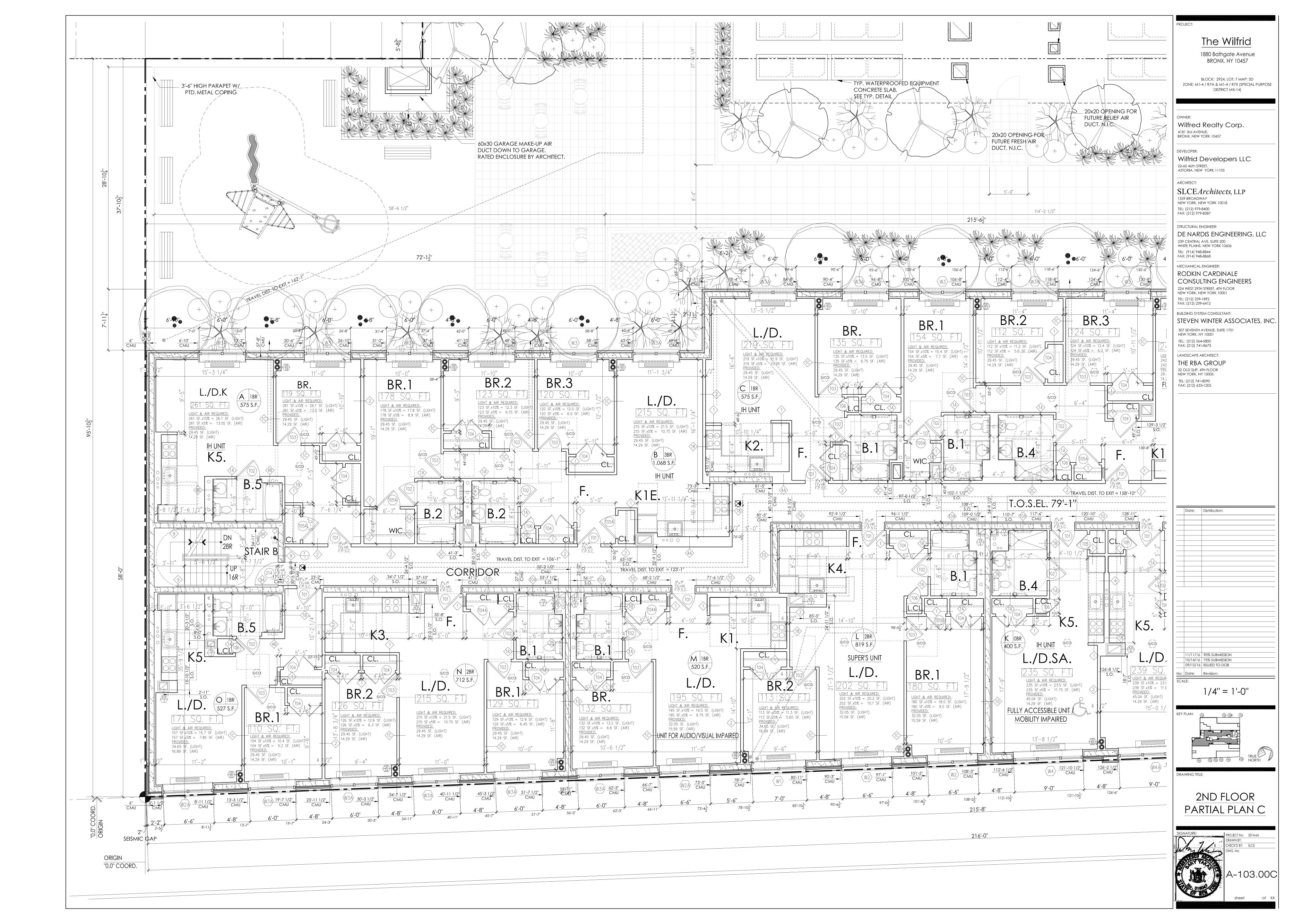


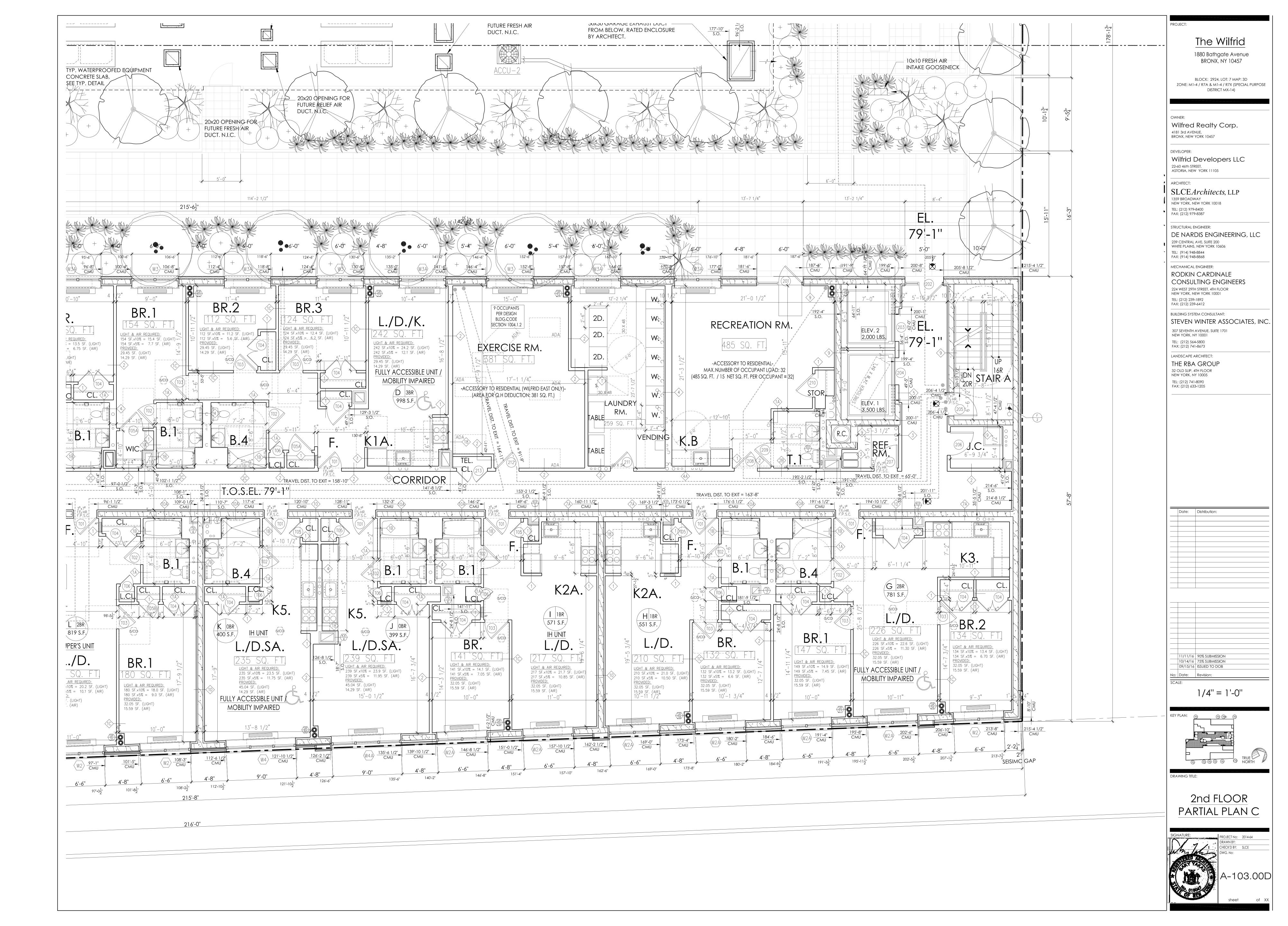
ZONE: M1-4 / R7A & M1-4 / R7X (SPECIAL PURPOSE

THE WILFRID - 2ND FLOOR PLAN
1/8" = 1'-0"

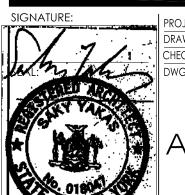


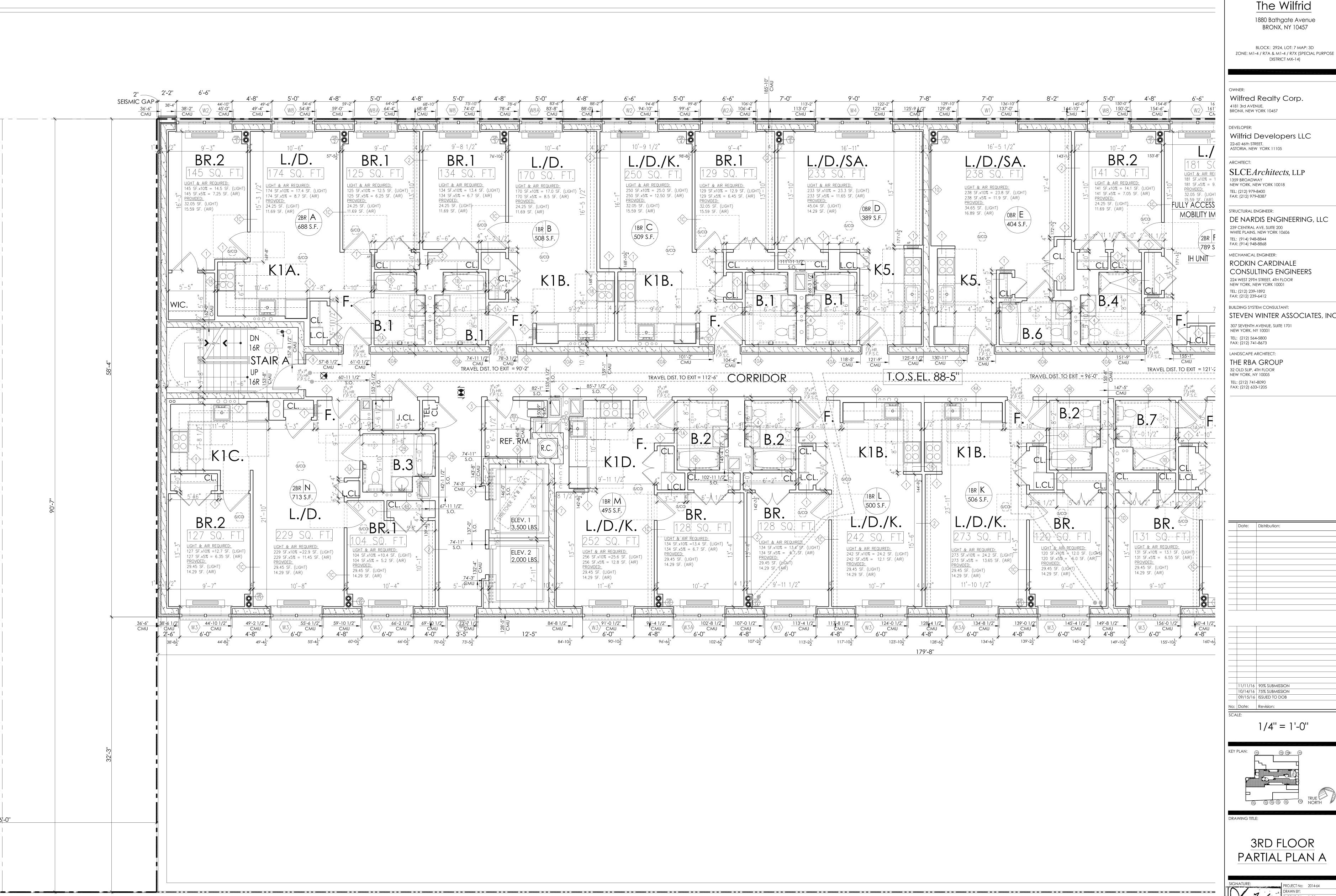






ZONE: M1-4 / R7A & M1-4 / R7X (SPECIAL PURPOSE





PROJECT:

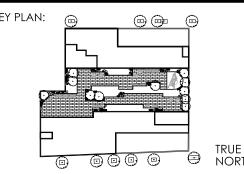
1880 Bathgate Avenue

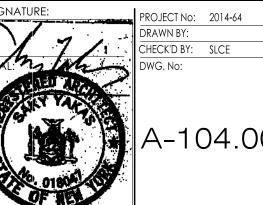
BLOCK: 2924, LOT: 7 MAP: 3D

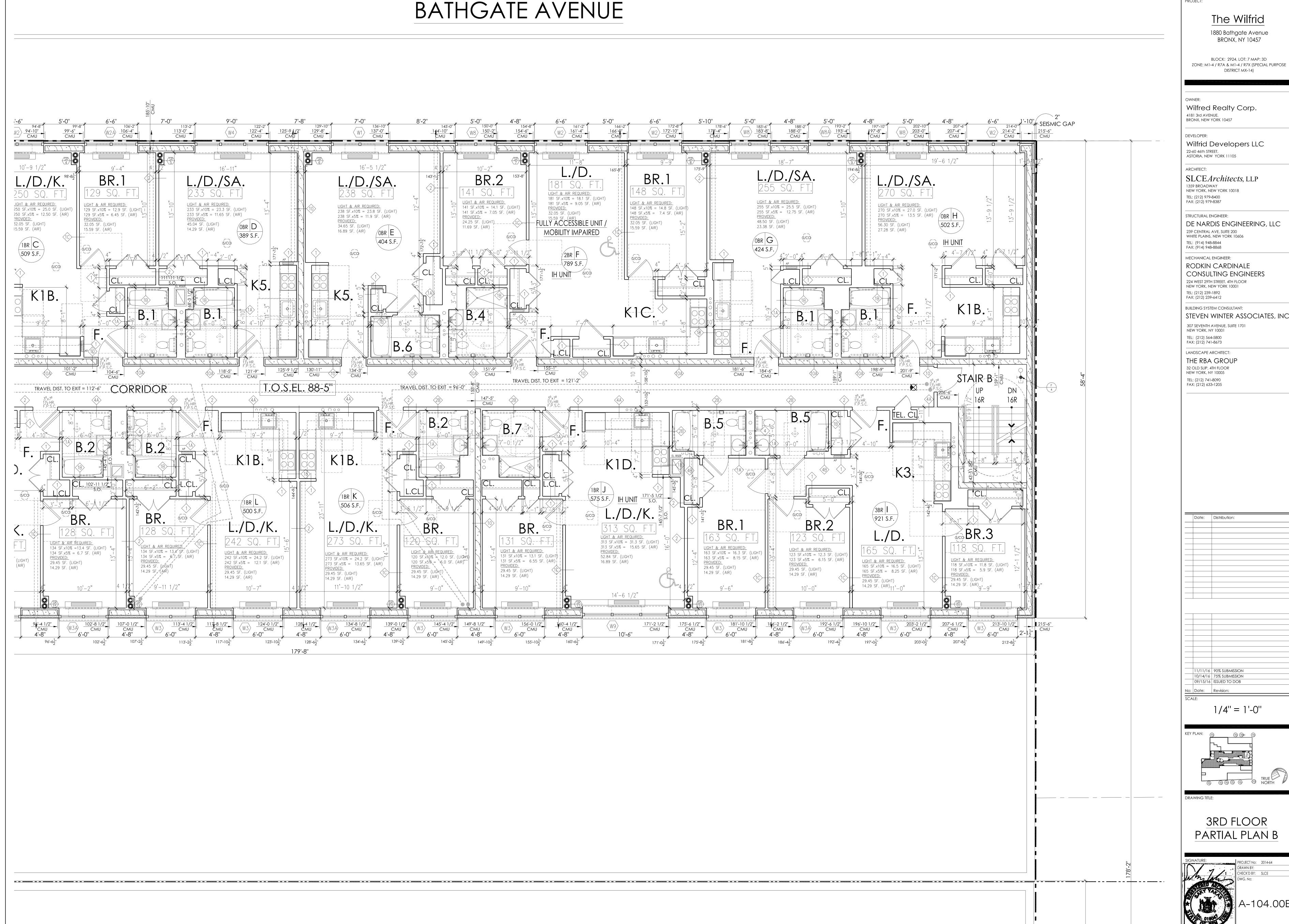
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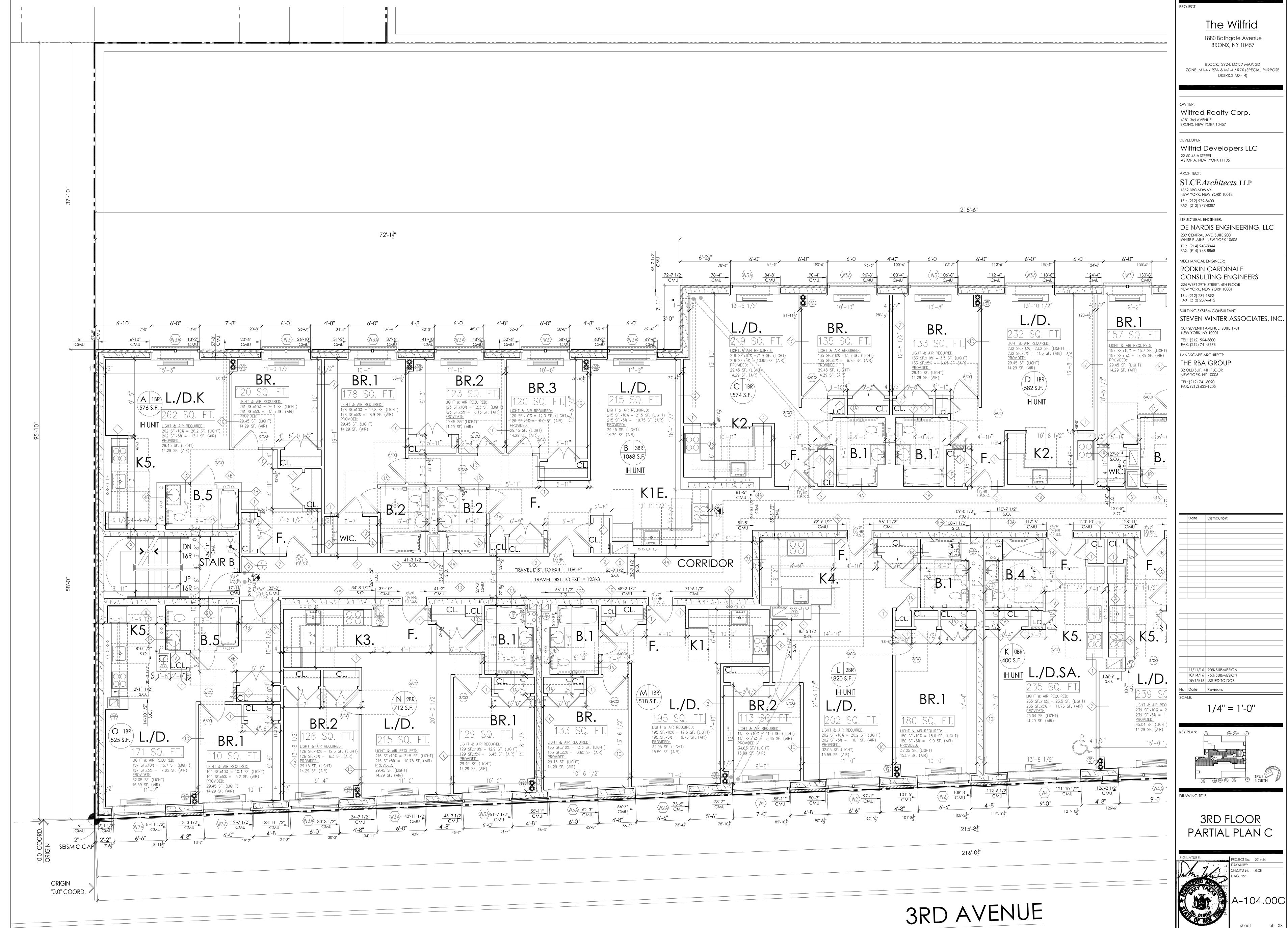
CONSULTING ENGINEERS

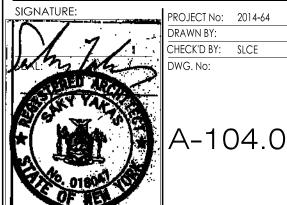
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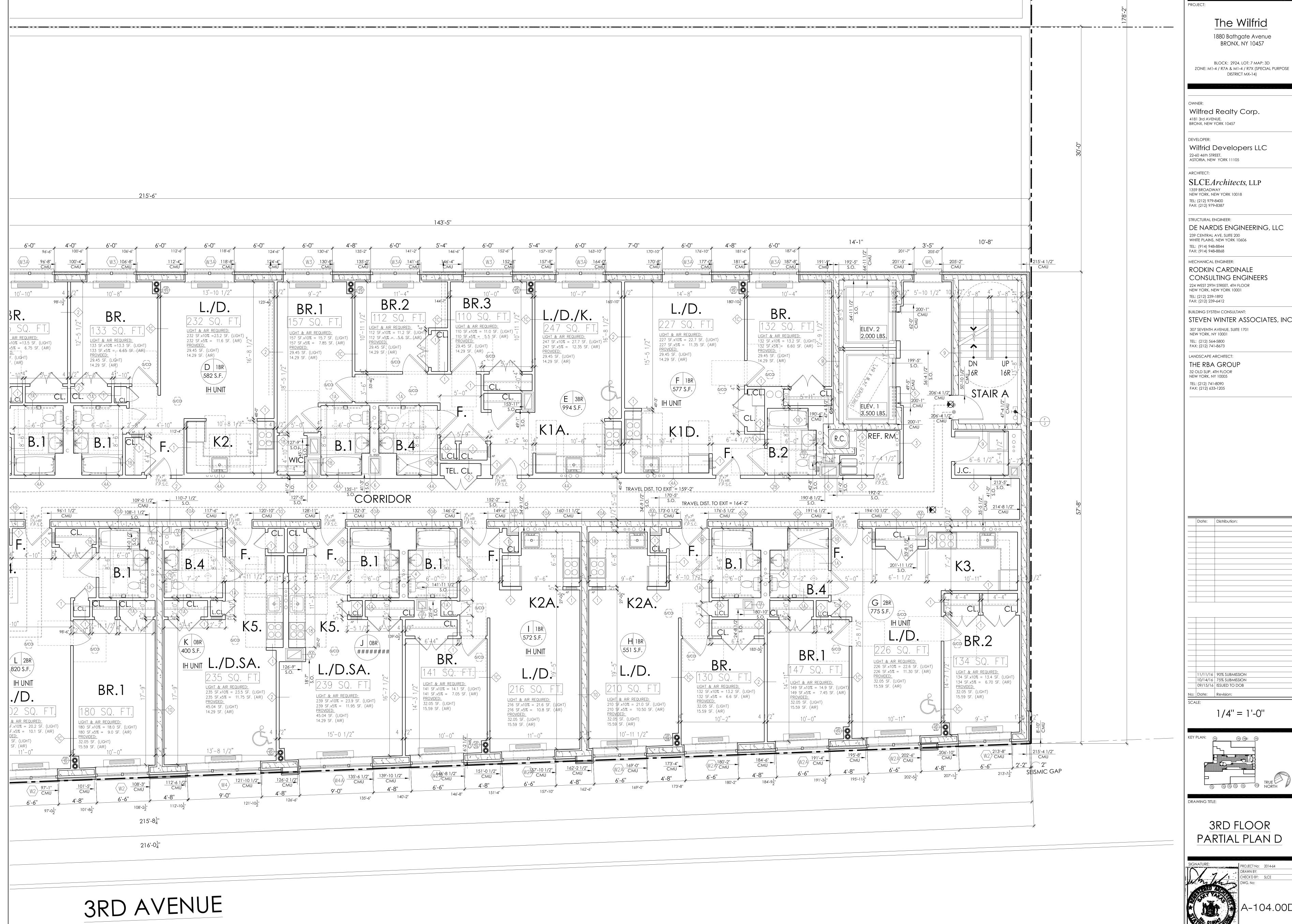




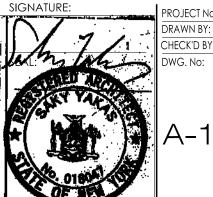


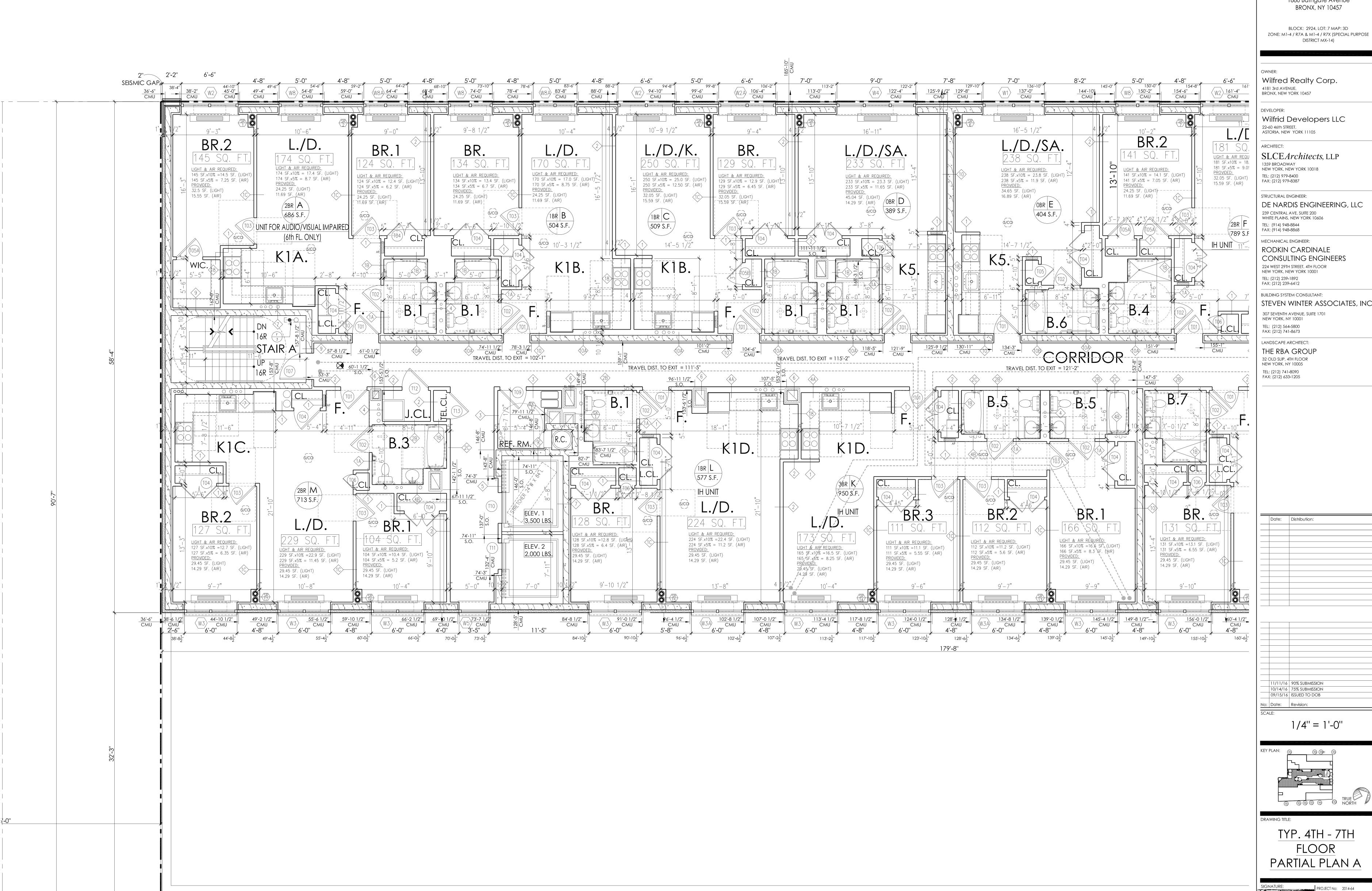






ZONE: M1-4 / R7A & M1-4 / R7X (SPECIAL PURPOSE

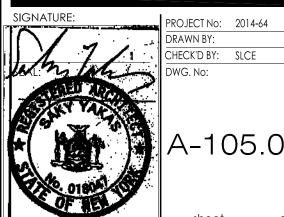


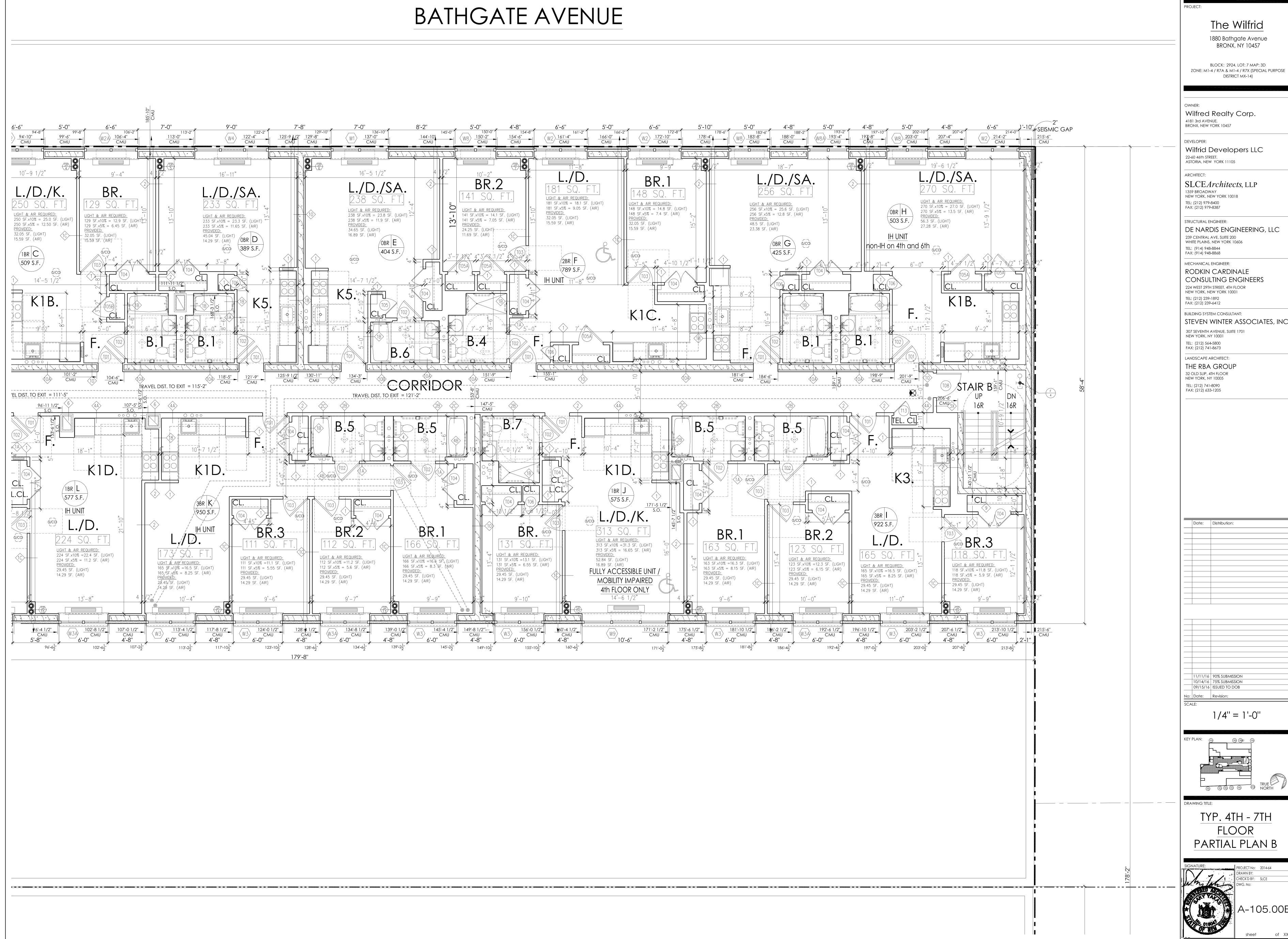


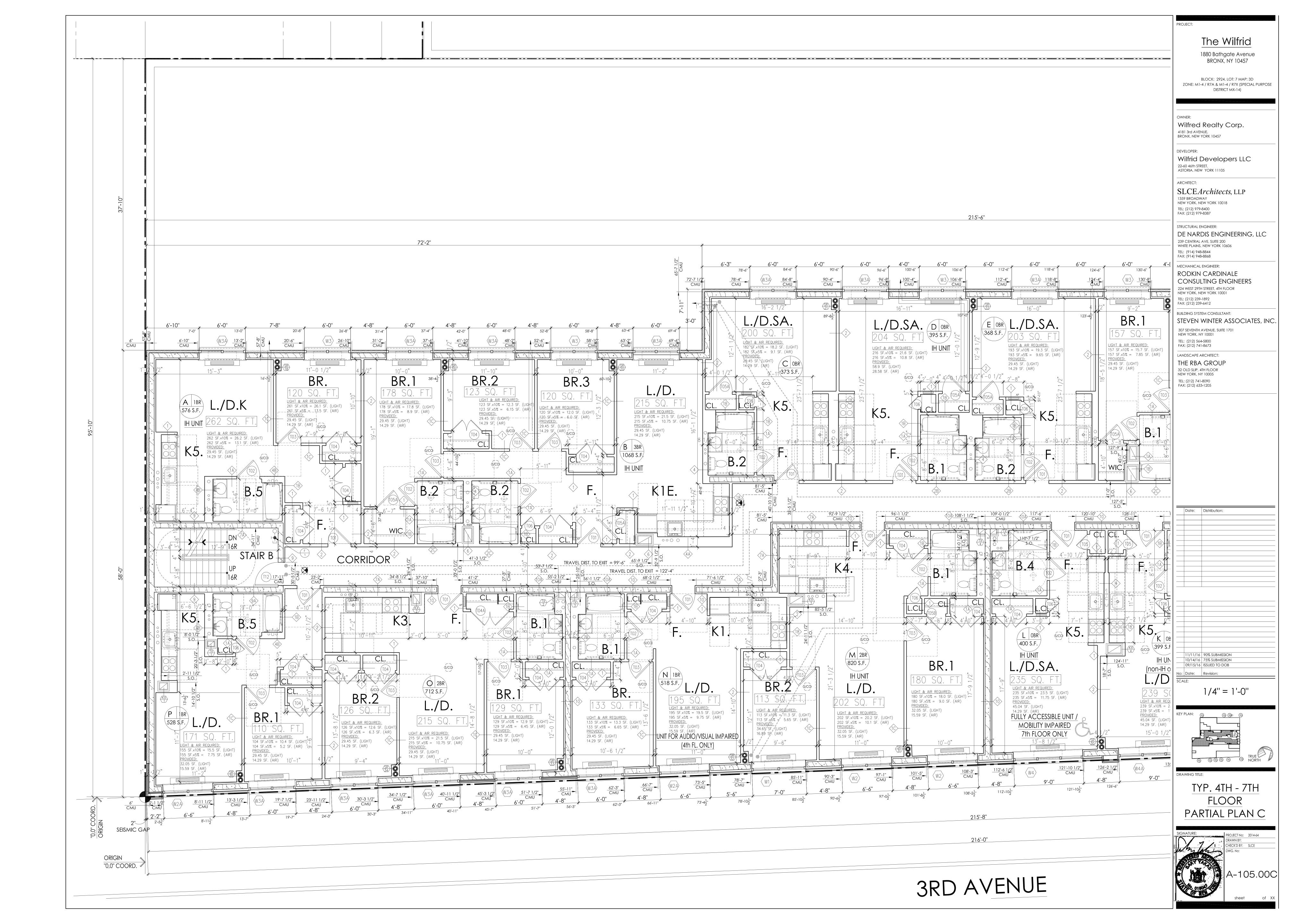
PROJECT:

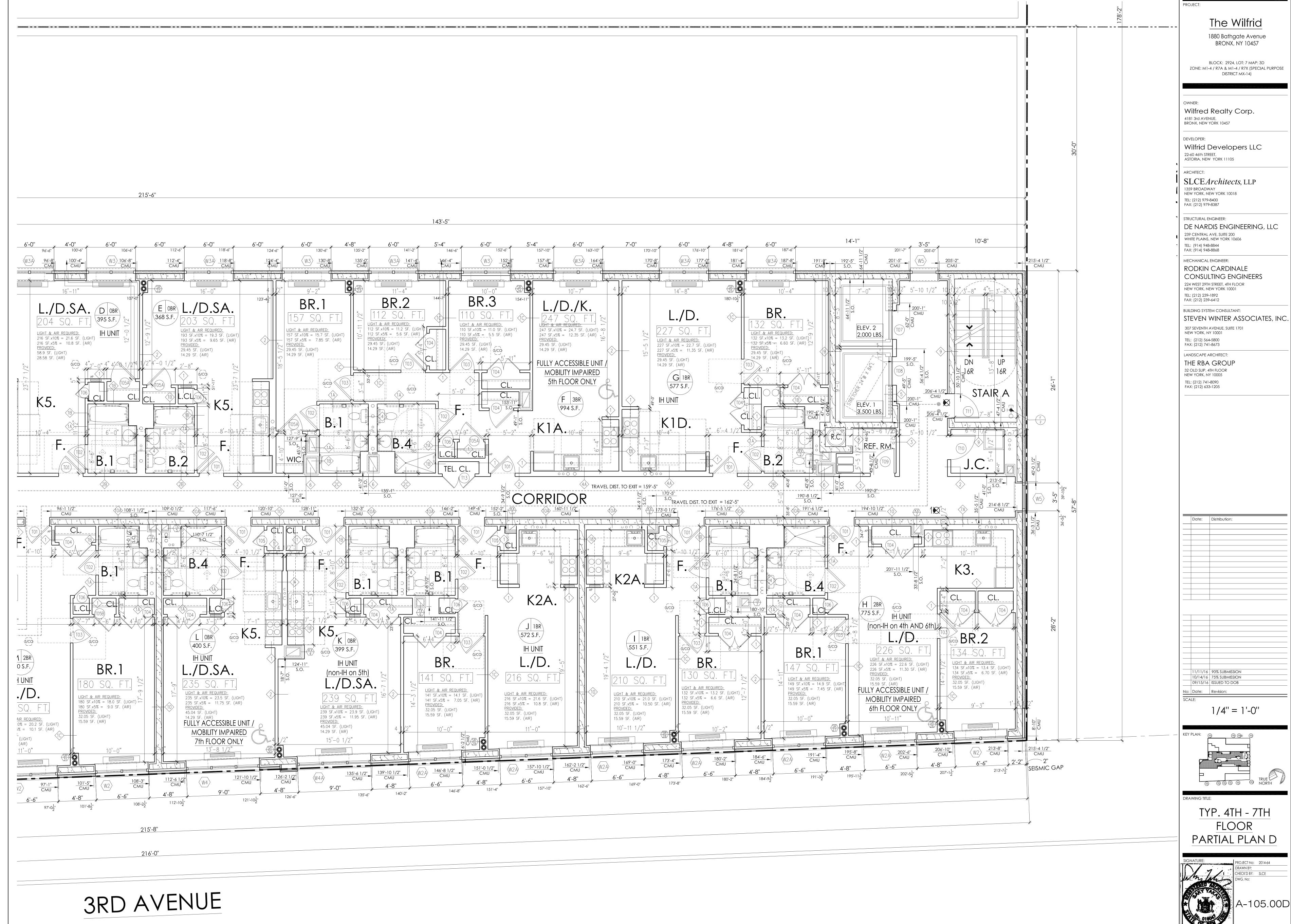
The Wilfrid 1880 Bathgate Avenue

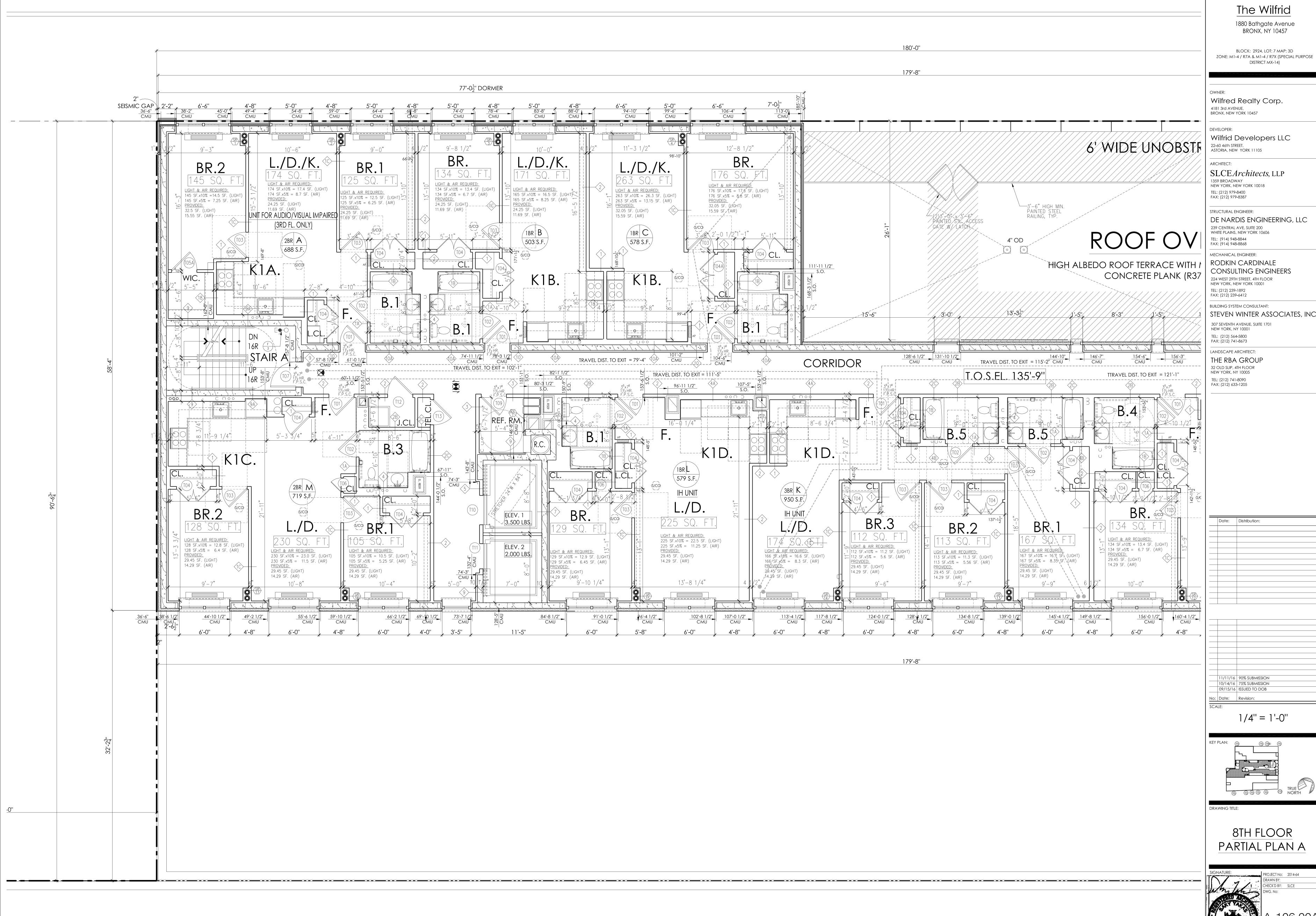
ZONE: M1-4 / R7A & M1-4 / R7X (SPECIAL PURPOSE



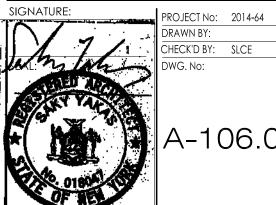


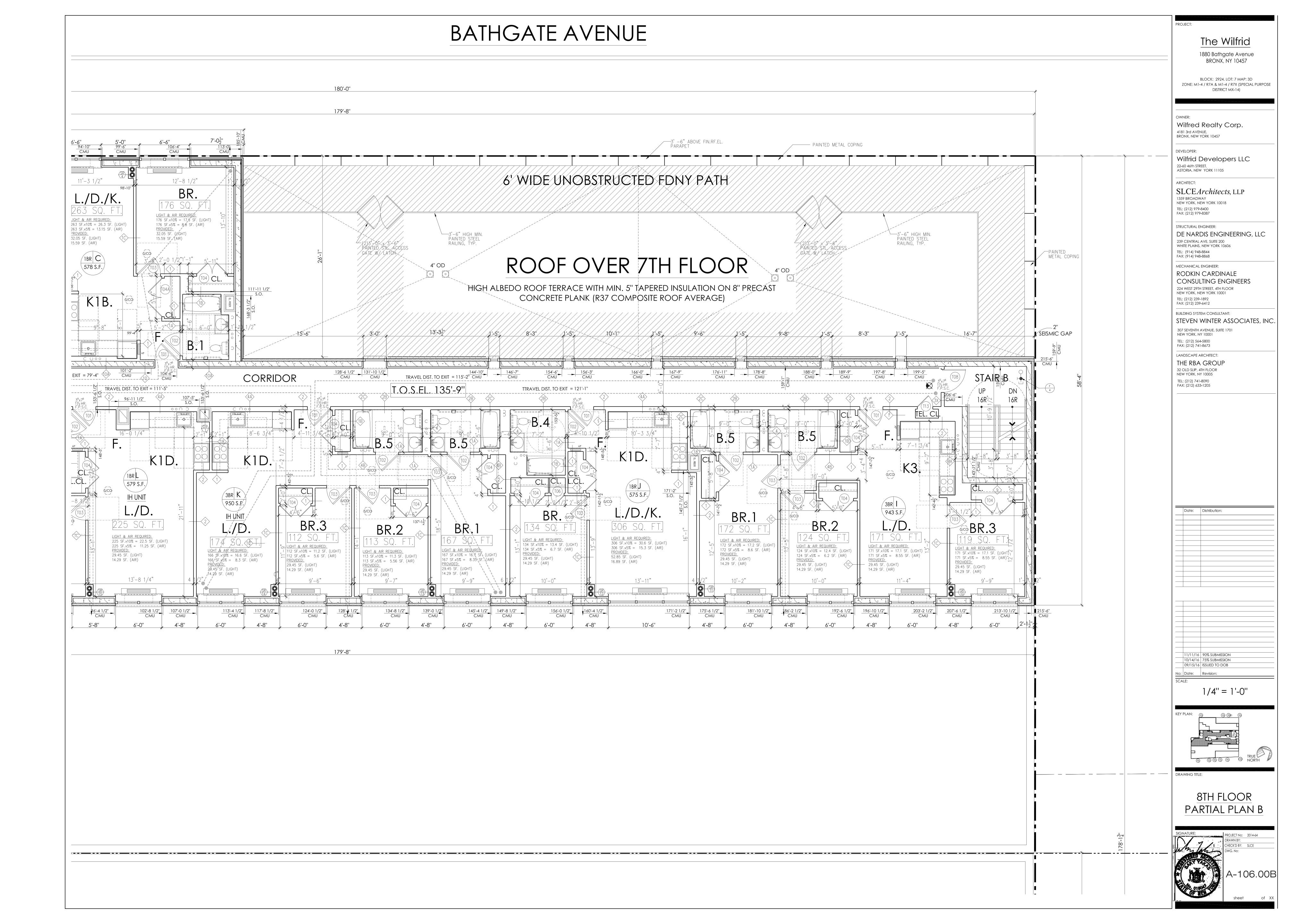


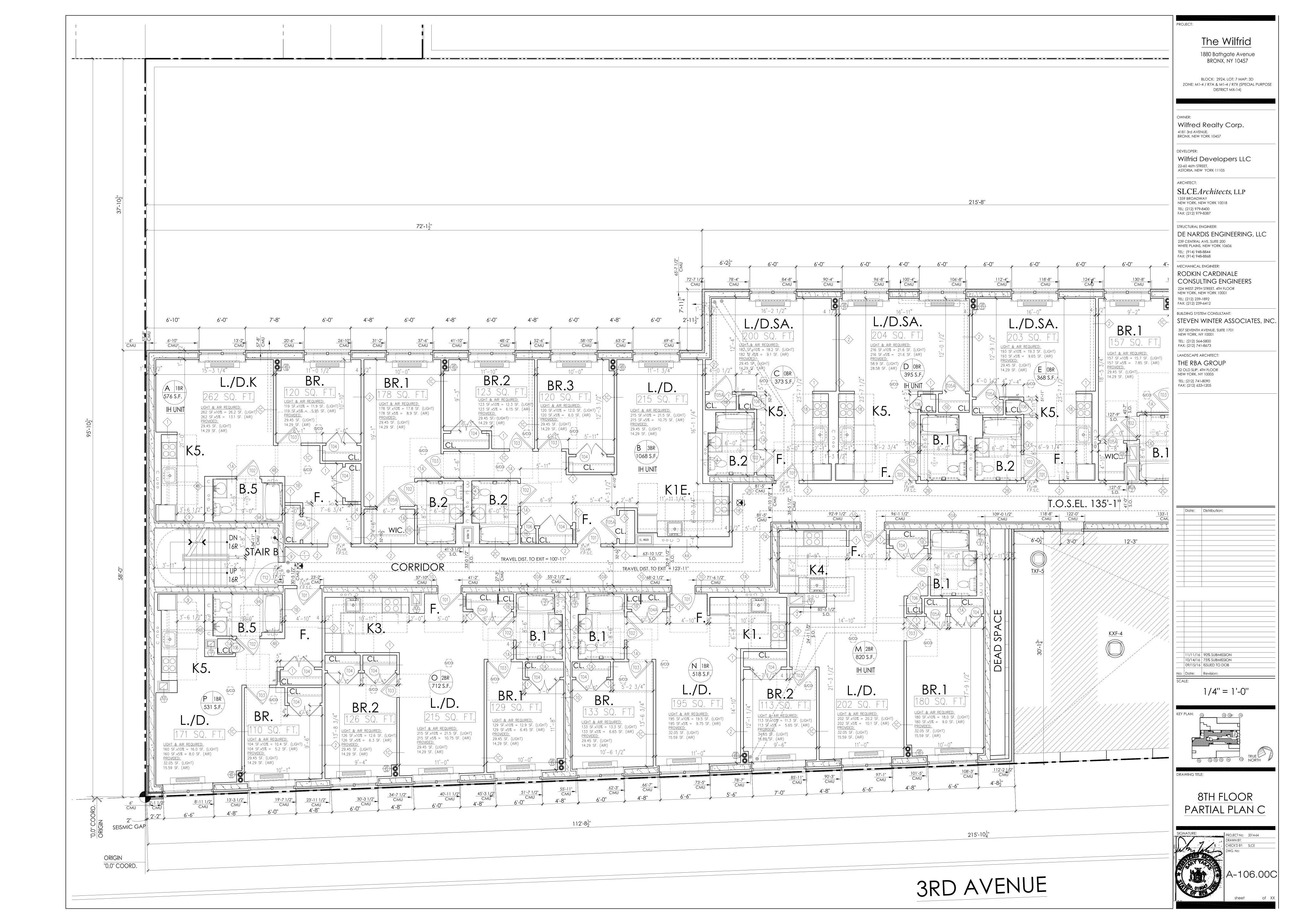


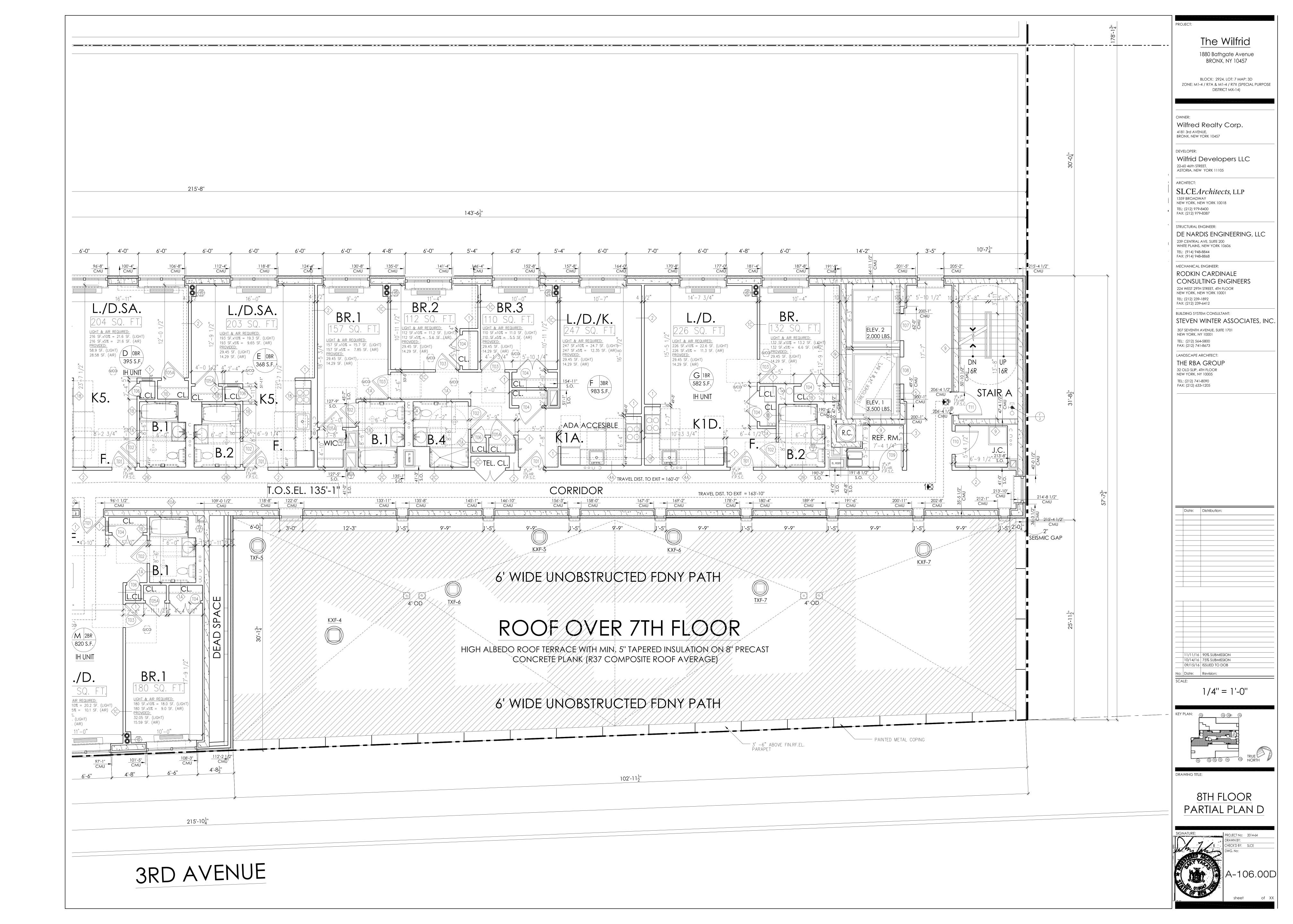


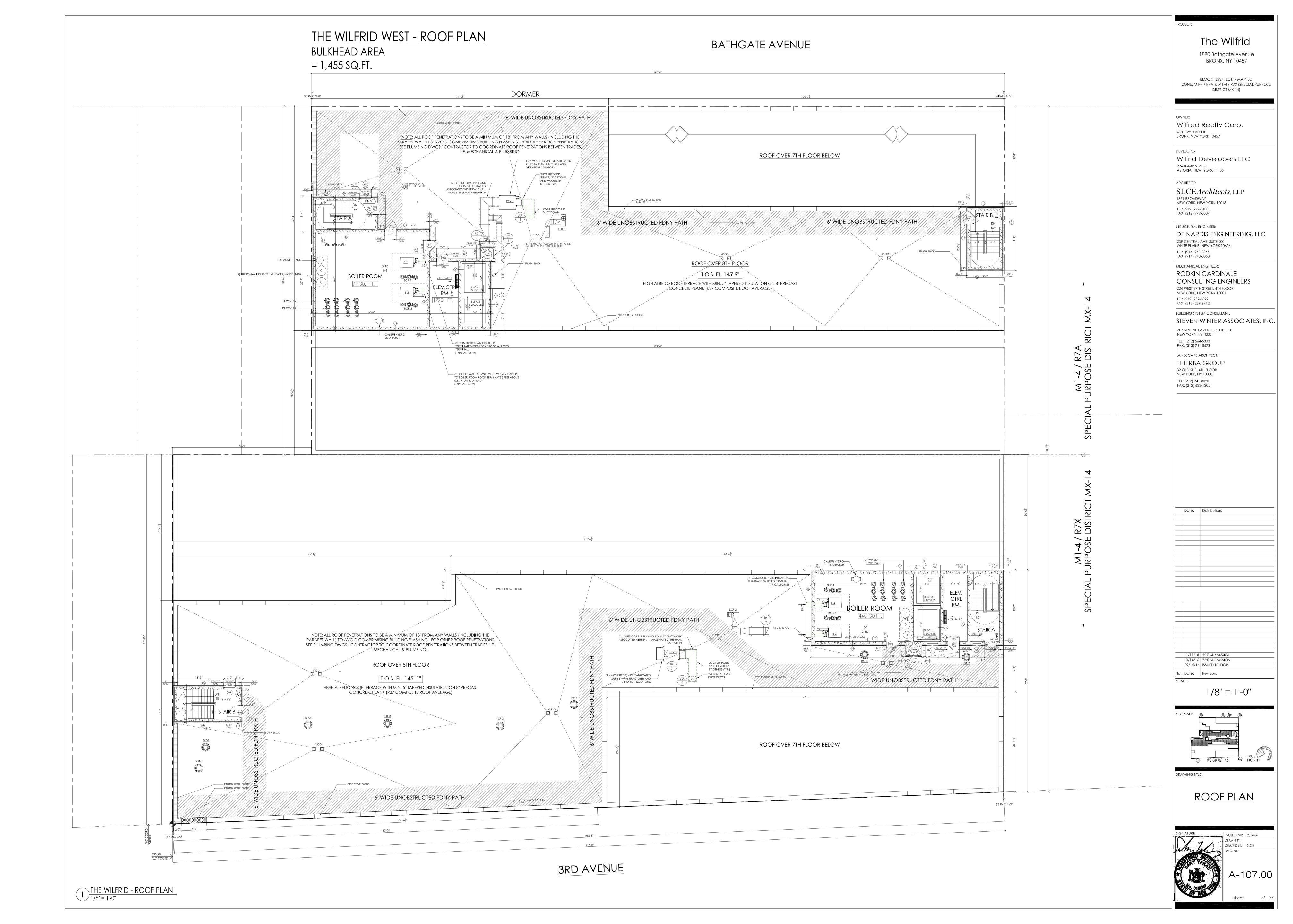
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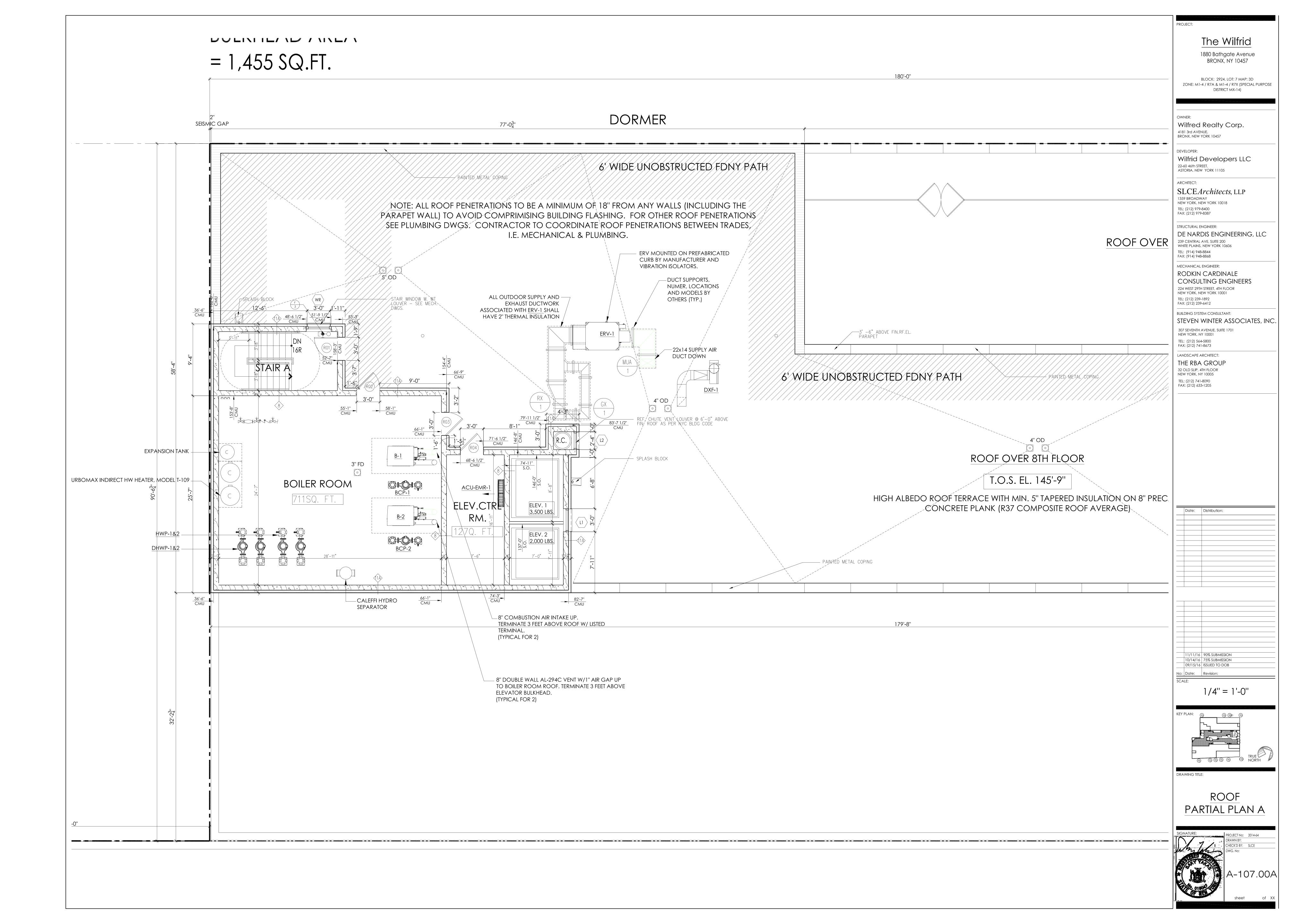


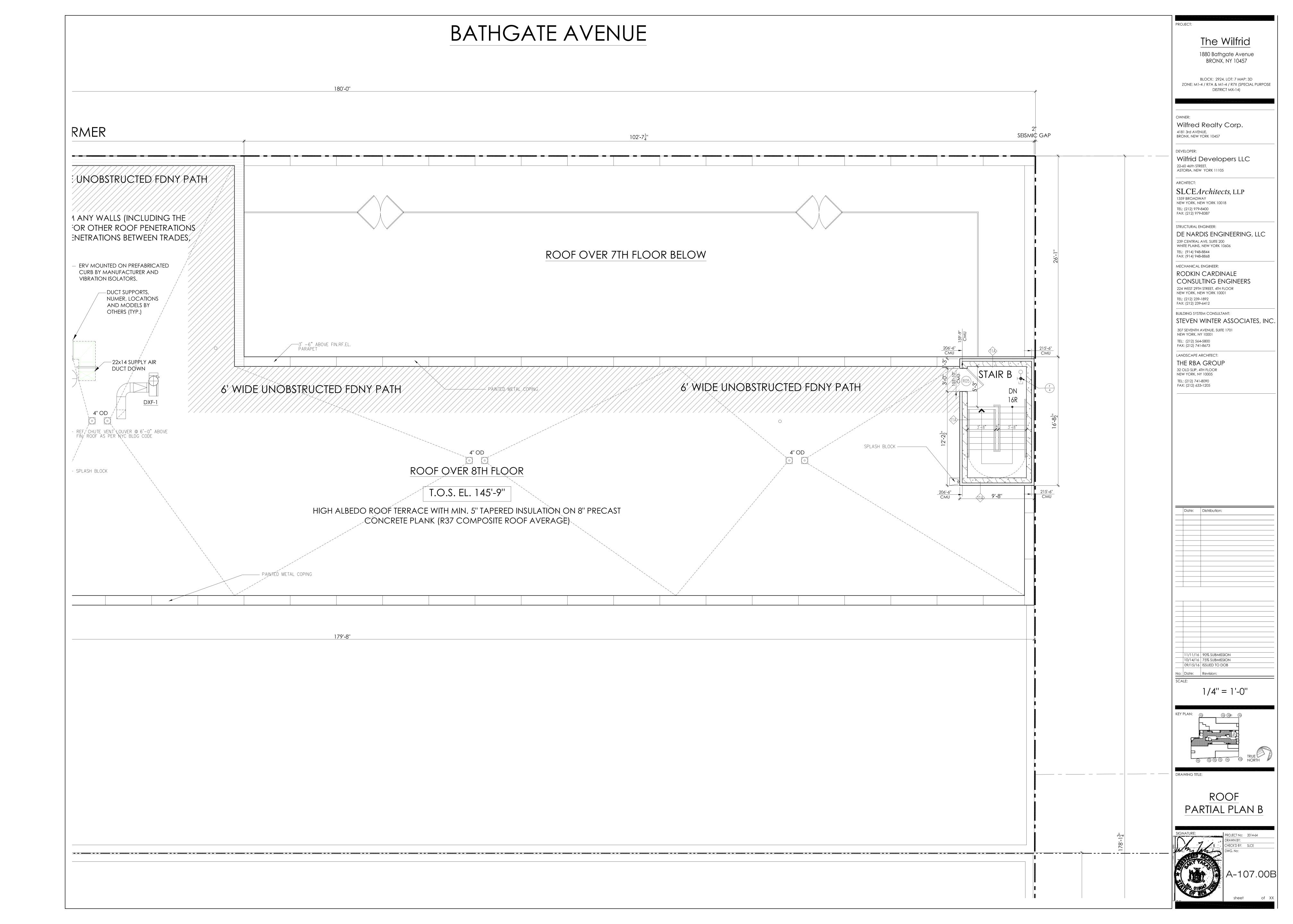


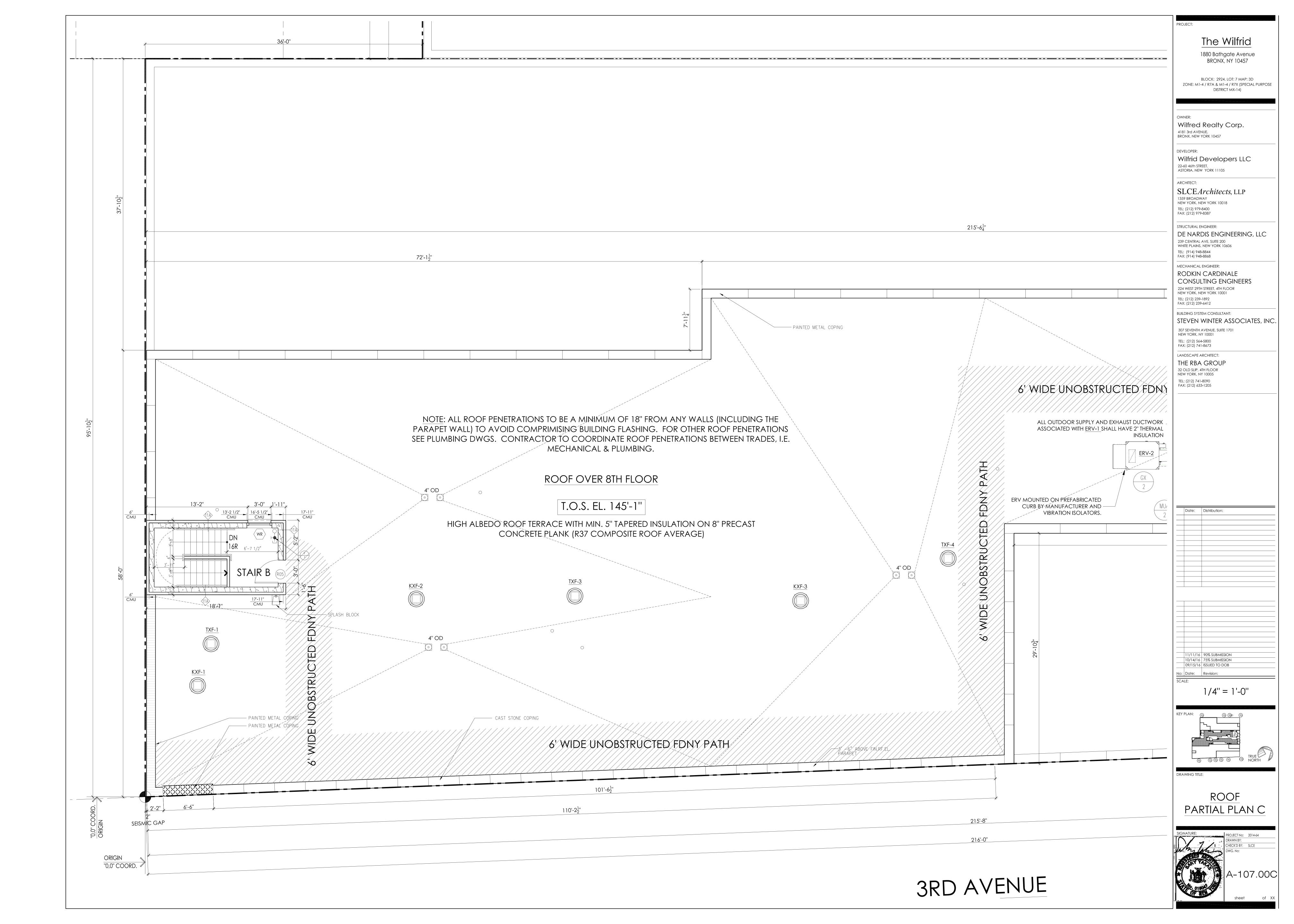


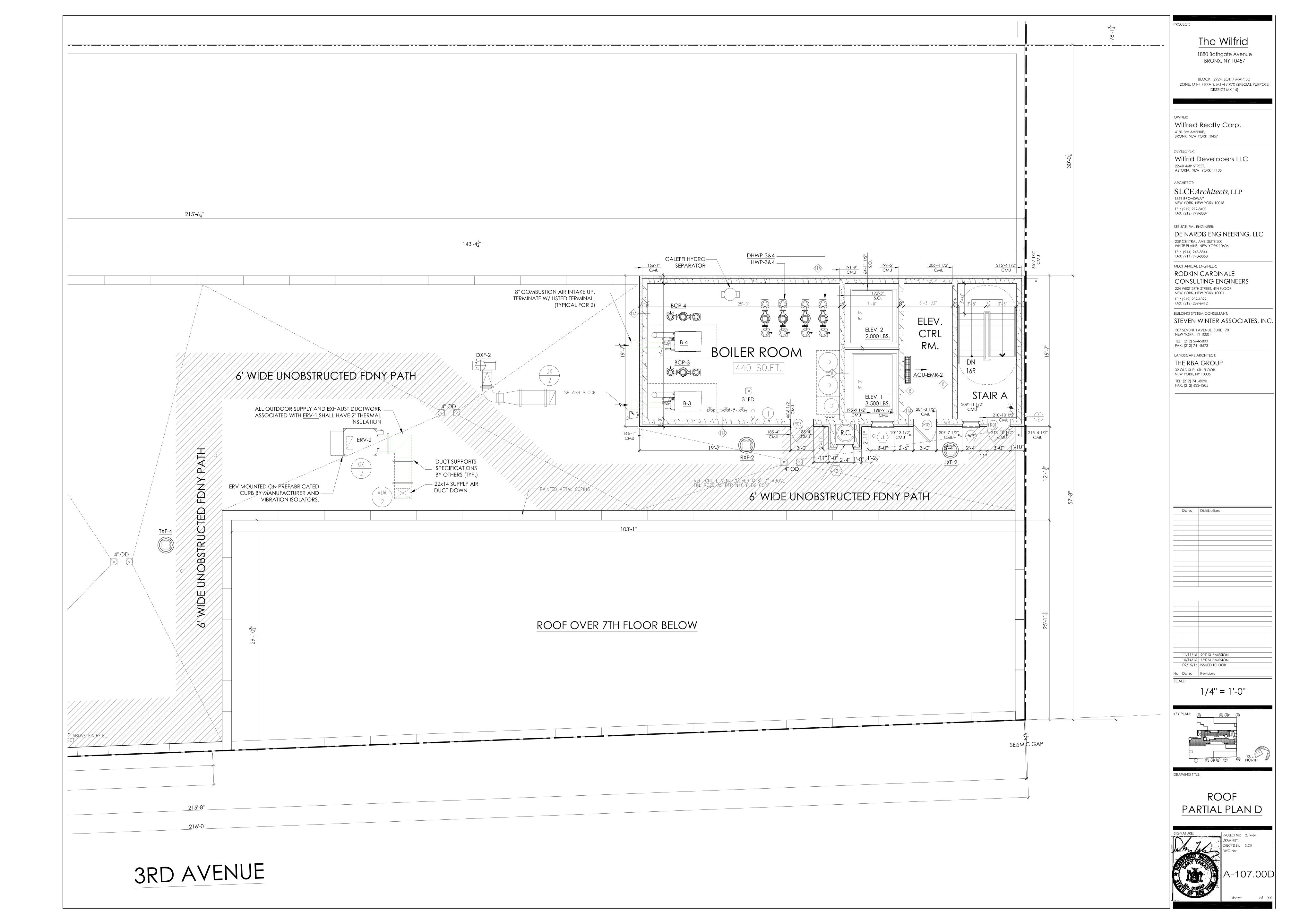












# NYC DEPARTMENT OF FINANCE APPLICATION FOR MERGERS OR APPORTIONMENTS

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	1	7	
Change			-
(Change)	<b>0000</b>		
			-

New York City Department of Finance & Property Division & Tax Map Office APPLICATION FOR MERGERS OR APPORTIONMENTS Instructions: Please complete this application and submit in person to: Department of Finance, Property Division - Tax Map Office, 66 John Street, 13th floor, New York, AV 10038. Please read the instructions for further details before completing this form. Print clearly. SECTION A: PROPERTY INFORMATION Block: 2924 Present Lot(s): 7, 10, 25, 30, 34 Borough: Bronx DO NOT WRITE IN THIS SPACE - FOR OFFICE USE ONLY Number of □ Apportionment Lots Requested 1 New Lot Number: **Merger** O Air □ Subterranean Mir (Residential & Commercial) ☐ Commercial ☐ Residential New Lot(s): **Buikting Gross Building Gross Building Gross** Usage So/Ft: 248,419 Sq/Ft: Sq/Ft:\_ (check one) Property I.M.D. Realty Corp. Wilfred Realty Corp. 1. Owner's Name: **Property** NY 10457 4181 3rd Ave Bronx Address: CHY APPLICANT INFORMATIO SECTION B:

1.	Architect/Engineer/Applicant's Name:	Yakas LAST NAME		Saky First Mare		sydvandalmin
2.	Address: 1359 Broadway	Net 70	w York	NY GIATE	10018 2P 000E	
<b>*</b> 31	Telephone Number 212 970 8400	4. Emeil Address	: syakas	<i>@</i> sicearch	.com	

#### SECTION C: CERTIFICATION

The applicant hereby certifies that, in making this application for mergenlapportionment, who is the owner, or axing under the direction of the owner.

Signature of Architect/ Engineer/Applicant: OF REQUIRED DOCUMENTS (see reverse for the required docu TAX MAP CHANGE WILL NOT BE MADE UNTIL PRESENTATIO

> BATHGATE AVENUE (NARROW) SPD AVENUEWIDE TRUE NORTH (Architect or Engineer's conf) SITE PLAN

1,10,,34 Loi(a) Affected: 25,30 Lot(e) issued: w made until presentation of all required documents to reviewed and approved by the Cantographer. Plume note: Map changes will not b

Map Undeled:

This Map Cantographer:

07 107 12016

## SITE ACCESS LETTER FROM CURRENT OWNER

#### WILFRED REALTY CORP. 4181 3RD AVE BRONX, NEW YORK, 10457

October 14, 2016

Brownfield Requestor and Applicant c/o Mega Contracting Group LLC 22-60 46<sup>th</sup> Street Astoria, New York 11105

Re: Property access

Property access to perform all obligations under the New York State Brownfield Cleanup

Program

Dear Sir:

Wilfred Realty Corp. ("Wilfred") currently owns the property located at 1880 Bathgate Avenue (Lot 7), 1888 Bathgate Avenue (Lot 10), 4197 Third Avenue (Lot 25), 4181 Third Avenue (Lot 30), and 4179 Third Avenue (Lot 34), in Bronx, New York, (collectively referred to herein as the "Property"). Wilfred hereby authorizes the entities listed on Exhibit A, attached hereto (collectively referred to as the "Authorized Applicants"), to access the Property to perform any and all obligations under the New York State Brownfield Cleanup Program ("BCP"). Wilfred understands that the Authorized Applicants will also need to provide access to the New York State Department of Environmental Conservation and Qualified Environmental Professionals that the Authorized Applicants has/have hired to perform a Remedial Investigation as required under the BCP as well as possible next steps under the BCP, including, but not limited to, all necessary sampling, investigation and remedial work required under the BCP.

Sincerely,

Wilfred Realty Corp.

By:

ISRAEL SCHWARTE PRES.

### DOCUMENT REPOSITORY LETTERS

October 14, 2016

Tremont Library 1866 Washington Avenue Bronx, NY, 10457

Re:

Document Repository for 1888 Bathgate Ave, Bronx, NY 10457

To whom it may concern:

Wilfrid Developers LLC is submitting a New York State Department of Environmental Conservation (NYSDEC) Brownfield Cleanup Program (BCP) Application on behalf of Wilfrid East Properties LLC, Wilfrid East LIHTC LLC, and Wilfrid West Properties LLC for the project site located at 1888 Bathgate Avenue, Bronx, NY 10457. As required by NYSDEC, the Tremont Library of the New York Public Library will be the repository to which all pertinent documents generated for this project will be sent. Please understand that these documents will have to be made available to the public when requested and will be made available on the Tremont Library website until the NYSDEC determines that these documents are no longer needed.

Please signify your understanding and agreement by signing below and returning a copy of the signed letter via email to ekokinakis@megagroup.nyc.

Please call me at (917) 376-1738 with any questions.

Thank you.

Sincerely,

Emanuel Kokinakis Wilfrid Developers LLC Development Manager

ACKNOWLEDGED AND ACCEPTED:

Wilson Francis Name

Library Manager W. Flennish

October 14, 2016

Bronx Community Board District 6 1932 Arthur Avenue, Rm. 709 Bronx, NY 10457

Re:

Document Repository for 1888 Bathgate Ave, Bronx, NY 10457

To whom it may concern:

Wilfrid Developers LLC is submitting a New York State Department of Environmental Conservation (NYSDEC) Brownfield Cleanup Program (BCP) Application on behalf of Wilfrid East Properties LLC, Wilfrid East LIHTC LLC, and Wilfrid West Properties LLC for the project site located at 1888 Bathgate Avenue, Bronx, NY 10457. As required by NYSDEC, the Bronx Community Board District 6 will be the repository to which all pertinent documents generated for this project will be sent. Please understand that these documents will have to be made available to the public when requested until the NYSDEC determines that these documents are no longer needed.

Please signify your understanding and agreement by signing below and returning a copy of the signed letter via email to ekokinakis@megagroup.nyc.

Please call me at (917) 376-1738 with any questions.

Thank you.

Sincerely,

Emanuel Kokinakis

Wilfrid Developers LLC

Development Manager

ACKNOWLEDGED AND ACCEPTED:

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Title

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