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# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION



# BROWNFIELD CLEANUP PROGRAM (BCP) APPLICATION TO AMEND AND AMENDMENT

## PART I. BROWNFIELD CLEANUP AMENDMENT APPLICATION

Check the appropriate box below based on the nature of the amendment modification reque	sted:
Amendment to [check one or more boxes below]	
Add Add	
Substitute	
Remove	
Change in Name	
an applicant(s) to the existing Brownfield Cleanup Agreement [Complete Section I	-IV below and Part II]
Does this proposed amendment involve a transfer of title to all or part of the brown	nfield site? Yes No
If yes, pursuant to 6 NYCRR Part 375-1.11(d), please also submit a Change of Use	
See http://www.dec.ny.gov/chemical/76250.html	form. Already submitt
Amendment to modify description of the property(ies) listed in the existing Brown Agreement [Complete Sections I and V below and Part II]	field Cleanup
Amendment to Expand or Reduce property boundaries of the property(ies) listed in Brownfield Cleanup Agreement [Complete Section I and V below and Part II]  Other (explain in detail below)	the existing
Please provide a brief narrative on the nature of the amendment:  (1) Amendment to add new property owner	
( ) I do a la l	the BCA
( Molland CCC) as a volunteer order of Amendment to correct listed acreage of property from \$1.65 to \$1.7221 of Note: No change in property boundary or information, merely corrects misstatement	acres.
of property house in property boundary or	TBL
in formation, merely corrects misstatemen	<b>无</b>
of acreage.	

## \*Please refer to the attached instructions for guidance on filling out this application\*

## 04/2014

Section I. Existing Application Information
BCP SITE NAME: 1-5 Holland Avenue BCP SITE NUMBER: C 360115
NAME OF CURRENT APPLICANT(S): One Holland Avenue Development LLC
INDEX NUMBER OF EXISTING AGREEMENT: C36015-11-10 DATE OF EXISTING AGREEMENT: December 1, 2010
Section II. New Requestor Information (if no change to Current Applicant, skip to Section V)
NAME I Holland LLC
ADDRESS   Holland Avenue
CITYTOWN White Plains ZIP CODE 10603
PHONE 914-879-6962 FAX NIA E-MAIL tattonito@yahoo.com
Is the requestor authorized to conduct business in New York State (NYS)?
-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 (DOS) Corporation & Business Entity Database. A print-out of entity information from the DOS database must be submitted to DEC with the application, to document that the applicant is authorized to do business in NYS.
NAME OF NEW REQUESTOR'S REPRESENTATIVE Thomas Attonito
ADDRESS   Holland Avenue
CITY/TOWN White Plains ZIPCODE 18603
PHONE 914-879-6962 FAX N/A E-MAIL tattonito@ychou.com
NAME OF NEW REQUESTOR'S CONSULTANT (if applicable)
ADDRESS
CITY/TOWN ZIP CODE
PHONE FAX E-MAIL
NAME OF NEW REQUESTOR'S ATTORNEY (if applicable) Derise Forte, Trivella 3 Forte LLP
ADDRESS 1311 Mamaroneck Ave, Suite 170
CITY/TOWN White Plains ZIPCODE 10605
PHONE 914-949-9075 FAX914-949-4750 E-MAIL denise Offslip, com
THE NEW REQUESTOR MUST CERTIFY THAT IT IS EITHER A PARTICIPANT OR VOLUNTEER IN ACCORDANCE WITH ECL §27-1405 (1) BY CHECKING ONE OF THE BOXES BELOW:
PARTICIPANT A requestor who either 1) was the owner of the site at the time of the disposal of contamination or 2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of, or involvement with the site subsequent to the disposal of contamination.  NOTE: By checking this box, the requestor certifies that he/she has exercised appropriate care with respect to the contamination found at the facility by taking reasonable steps to: i) stop any continuing discharge; ii) prevent any threatened future release; and iii) prevent or limit human, environmental, or natural resource exposure to any previously released contamination.

Section II. New Requestor Information continued (if no change to C	urrent Applicant, skip to Section V)
Requestor's Relationship to Property (check one):  Prior Owner Current Owner Potential /Future Purchaser Other  If requestor is not the site owner, requestor will have access to the property throughout the BCP project.  (Note: proof of site access must be submitted for non-owners)	Yes No
Requester must submit proof that the party signing this Application and Amendment has would be documentation from corporate organizational papers, which are updated, show a Corporate Resolution showing the same, or an Operating Agreement or Resolution for	wing the authority to bind the corporation, or
Describe Requestor's Relationship to Existing Applicant:  Requester (I Holland LLC) purchased  at 1-5 Holland Avenue, White Plains, A  (One Holland Avenue Development LLC) of	the property located 14 from Participant on September 38,2013
Section III. Current Property Owner/Operator Information (only in new existing owner/operator information is provided, and highlight OWNER'S NAME (if different from requestor)	
ADDRESS   Holland Avenue	
CITYTOWN White Plains ZIP CODE	10603
PHONE 914-949-9875 FAX N/A	E-MAIL Lattonito@yahiu.w.
	f Storage
ADDRESS   Holland Avenue	
CITYTOWN White Plains ZIP CODE	10603
PHONE 914-949-9075 FAX 1/A	EMAIL tattonito & ychoac
Section IV. Eligibility Information for New Requestor (Please refer t	to ECL § 27-1407 for more detail).
If answering "yes" to any of the following questions, please provide an explanation as a 1. Are any enforcement actions pending against the requestor regarding this site?  2. Is the requestor subject to an existing order relating to contamination at the site?  3. Is the requestor subject to an outstanding claim by the Spill Fund for this site?  4. Has the requestor been determined to have violated any provision of ECL Article 27.  5. Has the requestor previously been denied entry to the BCP?  6. Has the requestor been found in a civil proceeding to have committed a negligent or act involving contaminants?  7. Has the requestor been convicted of a criminal offense that involves a violent felony theft, or offense against public administration?  8. Has the requestor knowingly falsified or concealed material facts or knowingly subn false statement in a matter before the Department?  9. Is the requestor an individual or entity of the type set forth in ECL 27-1407.9(f) that or failed to act, and such act or failure to act could be the basis for denial of a BCP a	Yes   No   Yes   Yes   No   Yes   Yes

Section V. Property description and description of c					PERMIT
CITY/TOWN White Plains					
TAX BLOCK AND LOT (TBL) (in existing agreement )		100	, - 5		
Parcel Address	Parcel No.	Section No.	Block No.	Lot No.	Acreage
1-S Holland Avenue, white Plains	7/17	123.0 +			Ø.65
Check appropriate boxes below:					
	depending on t				Acreage
Addition of property (may require a standard application of instructions)  Approximate acreage added: ○○721 → ०० a ट	Correct Parcel No.	erty add ted acre Section No.	ed, jus	t Sted	
Addition of property (may require a standard application of instructions)  Approximate acreage added: 0.0721 -> 100 act address  ADDITIONAL PARCELS:  Parcel Address  I-S Holland Avenue, White Plains  Reduction of property  Approximate acreage removed:  PARCELS REMOVED:	correction on the correction of the correction o	section No.	ed jus eage 1; Block No.	sted Lot No.	Acreage Ø.722

Nite: There is no change in the property
subject to the BCA. The acreage
was identified as \$1.65 acres from
an older report, but actual surveyed
acreage for property remains as
\$1,7221 acres for same metes/bands

and some TBL descriptions.

Statement of Certification and Signatu applicant must sign)	res: Existing Applicant(s) (an authorized representative of each
(Individual)	
am aware of this Application for an Amendment to	I Cleanup Agreement and/or Application referenced in Section I above and that I to that Agreement and/or Application. My signature below constitutes the requisite ion, which will be effective upon signature by the Department.
Date:Signature:	Print Name:
(Entity)	One Holland Avenue Development LLC
Agreement and/or Application referenced in Section Agreement and/or Application. Kastan Pulk the BCA Application, which will be effective upon	of(entity) which is a party to the Brownfield Cleanup on I above and that I am aware of this Application for an Amendment to that e++'> signature below constitutes the requisite approval for the amendment to n signature by the Department.
Date: 7/28/14 Signature: False	Suche Print Name: Haven S. Puckett
DEMAINDER OF THIS AMENDMENT WILL	BE COMPLETED SOLELY BY THE DEPARTMENT
PARTICIPANT A requestor who either 1) was the owner of the site at the time of the disposal of contamination or 2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of, o involvement with the site subsequent to the disposal or contamination.	ownership, operation of or involvement with the site subsequent to the contamination.
Effective Date of the Original Agreemen	ıt:
Effective Date of the Amendment:	
Signature by the Department:	
DATED:	
AUG 1 5 2014	NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
	By: DUSS
	Robert W. Schick, P.E., Director Division of Environmental Remediation

### PART II. BROWNFIELD CLEANUP PROGRAM AMENDMENT

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Existing Agreem	ent Informat	ion	CESTER!		<b>大战工作,即是</b>	September 1
BCP SITE NAME:	1-5	Holland	Avenue	BCP SITE NUMBER:	C 360115	ì
NAME OF CURRENT AF	PLICANT(S)	One t	Commence of the second	benue Deve	Looment L	
INDEX NUMBER OF EX	ISTING AGREEME		360115	- ACC	1	
EFFECTIVE DATE OF E	GSTING AGREEM		December		)	
Declaration of Ame	a dua a ust :			ı		
rectatation of Ame	idilient.					
above application to Amendment is made and state laws applicanchanged and in fu	amend the B in accordance able thereto.	rownfield C e with and All other su	leanup Agree subject to all bstantive and	ment described al of the BCA and a procedural terms	I applicable guida of the Agreement	roved. This nce, regulations
Nothing contain leld in accordance value obligations held	vith the Agree	ement or any	applicable s	tate and/or federal	State of New York law or a release for	
Statement of Cert	ification and	Signatures	: New Reque	stor(s) (if applica	ible)	
(Individual)						
I acknowledge and agra- Agreements. I also agra- and the terms contained form and its attachmen herein is punishable as requisite approval for t	ee that in the event in a site-specific ts is true and cor a Class A misde	nt of a conflic ic BCA, the te nplete to the b meanor pursu	t between the ge rms in the BCA est of my knowl ant to section 21	neral terms and cond shall control. I hereby edge and belief. I am 0.45 of the Penal Lav	itions of participation y affirm that informati aware that any false s v. My signature below	set forth in DER-32 on provided on this tatement made constitutes the
Date: 7/10/2014	Signature:	Est.	Con-	Print Name:	<del>20.00</del>	O KARA
(Entity)		£.2				15
I hereby affirm that I a prepared by me or und complete to the best of Brownfield Cleanup Prand conditions of particontrol. I am aware that Penal Law. Edward Application, which will	er my supervisio my knowledge a cogram Applicat cipation set forth t any false stater	y); that I am a n and directio and belief. I ac ions and Agre in DER-32 ament made her signature bel	n; and that information in the control of the control of the terms contend in the terms contend in the terms contend in the terms contend of the terms contend of the terms contend in the terms contend in the terms of the terms	mation provided on the agree to the general to the general to the event of tained in a site-specific as a Class A misden to requisite approval	ais form and its attachrerms and conditions se of a conflict between the ic BCA, the terms in the anor pursuant to Sec	nents is true and et forth in DER-32 the general terms the BCA shall etion 210.45 of the
Date: 7/10/20 1	/ Signature:	As	8.h	Print Name:	Course	SuzuWk

#### SUBMITTAL INFORMATION:

Three (3) complete copies are required.

 Two (2) copies, one hard copy with original signatures and one electronic copy in Portable Document Format (PDF) on a CD, must be sent to:

Chief, Site Control Section New York State Department of Environmental Conservation Division of Environmental Remediation 625 Broadway Albany, NY 12233-7020

One (1) paper copy must be sent to the DEC regional contact in the regional office covering the county in which the site
is located. Please check <u>DEC's website</u> for information on our regional offices.

FOR DEPARTMENT USE ONLY		
BCP SITE T&A CODE:	LEAD OFFICE:	
PROJECT MANAGER:		

## **NYS Department of State**

## **Division of Corporations**

#### **Entity Information**

The information contained in this database is current through July 22, 2014.

Selected Entity Name: 1 HOLLAND LLC

Selected Entity Status Information

Current Entity Name: 1 HOLLAND LLC

**DOS ID #:** 4

4369595

Initial DOS Filing Date: MARCH 06, 2013

County:

WESTCHESTER

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)

1 HOLLAND LLC 1 HOLLAND AVENUE WHITE PLAINS, NEW YORK, 10604

Registered Agent

NONE

This office 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.

\*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

MAR 06, 2013 Actual 1 HOLLAND LLC

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

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

Search Results New Search

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LOCATION MAP (N.T.S)

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IESPARIS of the corner formed by the Intersection of the positively side of hulland Avenue and the estately side of lands of the New York Control Religions;

RJBBRG TIENCE along the explanty side of Indoné Arenue, north 65 degrees 12 minutes 40 seconds and 140 had to a pure on the wastery side of Lot No. 5;

RUNNIG THEME along the some, worth 1 degrees 47 minutes 20 seconds sent 150.85 fast to a point;

MUNICIDE THENCE could BY degrees 58 minutes and 75.26 feet and exist 56 degrees 14 minutes 50 seconds week 135.27 feet to the contemp size of kind of how York Control Rainway.

BURNING THENCE close the same, north 23 degrees 34 minutes 54 seconds aget 167 feet to the point of SECONDIC Comprising 0.6089 scree.

PARCEL B

ALL that certain part, place or parcel of land, wheels, bits and being in the City of White Plains, County of Westchester and State of New York, bounded and assorbed as follows:

RANKED DELECT washer slowy the posterior test of set Provid for, I describe in their dates and recorded in whomeast and Mill degrees I of motion 50 control and 3,250 cold test for the millestance power formal and common being delated anotherwise of 50 feet measured of right segles them the enquire center file of the later Vision Enrich Ranked, and center for large related by states monoments and in the ground,

TROCC north 29 degrees 09 minutes 05 accords and \$1.36 feet to a paint detent auchisoletely \$1.15 feet reconcil of right deglee from sent involvabled sorber five at storing states 1.25 pins 148.12 feet thereto accord north 2 degrees 04 minutes 12 accords sent 22.25 feet to a point to be auchitosately and of Principles 2.5 to degree 05 minutes 12 accords sent 22.25 feet to a point to be auchitosately and of Principles 2.5 to degree 05 minutes 12 accords north sent to be interested by the sorborary from 6 fortification from the control of the sorborary from 6 fortification from the control of the first of the sorborary from 6 fortification from 6 fortifi

THENCE continuously using and authoritary line of and Porcel No. 1 in used dated and recorded statement such 23 degrees 34 minutes 54 seconds west 167 feet to the point or place of EESPHING.

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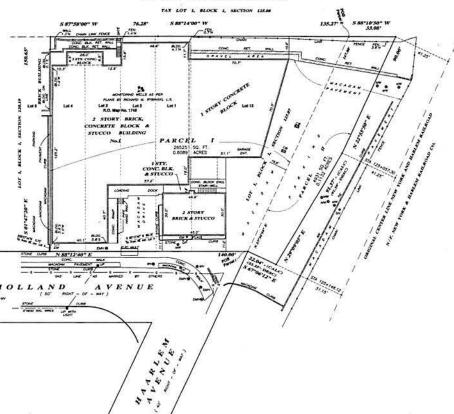
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FOR CATCHES

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#### N/F. WHITE PLAINS RURAL CEMETARY ASSOC.



#### ARISTOTLE BOURNAZOS, P.C.

LAND SURVEYORS - PLANNERS

20 CEDAR STREET
NEW ROCHELLE
NEW YORK, 10801
(914)633-0100

LICENSED IN
NEW YORK
NEW JERSEY
CONNECTICUT
CONNECTICUT NEW ROCHELLE (914)633-0100



SCALE : 1 M. - 20 FT

#### SURVEY

TAX LOT 1, BLOCK 1, SECTION 125.07 AS SHOWN ON THE TAX ASSESSMENT MAPS OF THE CITY OF WHITE PLAINS, WESTCHESTER COUNTY, NEW YORK.

(Property olde known as Lots 1, 2, 3, 4 & 13, Block 3 or shown on "Map of North White Pisine, the Terminal City...", and filed in the Westhester County Cent's Office, Ovision of Lond Records on Sept. 23, 1907 or Map No. 1748; together with a porcial of lond objected to the west.)

SURVEY COMPLETED : June 30, 2009 MAP DRAWN : July 6, 2009 REVISED : JULY 23, 2009 SURVEY UPDATED : MAY 27, 2014

I hereby centify this survey to

6/4/14



#### NOTES:

1. Property shown horses fee in Zone | Sone intermined to be outside the 0.25
1. Property shown horses | Sone on \$61 (SOCOM), Institute of the 0.25
In City of White Point, NY, Community No. 350935.

1. Area of money shown horses — 31,445 Square Feet.

Area of Pointe I = 82,535 Square Feet.

Area of Pointe I = 82,535 Square Feet.

Area of Parriel 8 = 48.11 Square Tune U (Light Industria).

5. Property internal haven like in Tune U (Light Industria).

6. Mar bidg, coverage = 80.85.

6. Mar FAR. = 2.00

6. Min bid area = 50.00 SF,

6. Min bid real = 50.00 SF,

6. Min pot debuggle = None

7. Mar State (May Parlie = None

7. Mar State), Parlie = States

4. Total area of footprint of buildings at ground level = 16,417 sq. ft. 5. Address of subject premises: 1–5 Holland Avenue White Plains, NY 10603

Environmental Essement and Engineering Controls:

1. Environmental Essement: the entire 31,456 sp. 11. (0.7221 cores) of the surveyed property is subject to an Environmental Essement.

2. Sed Cover System: the entire 31,456 sp. 11. (0.7221 cores) of the surveyed property is subject to an engineering control that prevents asposine to remaining contomisation in solar/78 of the Serve.

of the SIAs.

Sub-Siab Depresentation System: the Building Structures area covering
the fredgrint of buildings at ground level and comprising 16,417 ap. ft.
(3.789 area) is subject to an explavating control bits mitigate
potential for vapor intrusion into building structures at the SIAs.
A metas and building abunda description of the Building Structures are is provided below.

SECRETED at a paint bing within Lot 4 as aboun on said this being dietart 5.73 feet on a bearing of 5 DF2744" W from the hardwesterly corner of said Lot 4;

The T is two the forthwesting control and Lot A.

1 INCIDENT month in A. J. J. T. and J. D. So Marining sources and delations.

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#### SWLL 2 STORY MICK & STUCCO BALLING

MICHARIS at a paint tying within Lat 1 as shown on sold blop being distant 80.18 feet on a bearing of 5 8015 40° M from the northeasterly corner of Lat 4 as shown on sold blog.

S DCTSC\*\* If from the confinements conver of Lot A as shown an asst terms
5 DCMSC\*\* LOSS have been present as the distances
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5 DCMSC\*\* LOSS have been present,
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