

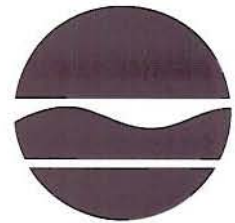
# New York State Department of Environmental Conservation

## Division of Environmental Remediation

625 Broadway, 12th Floor, Albany, New York 12233-7011

Phone: (518) 402-9706 • FAX: (518) 402-9020

Website: [www.dec.state.ny.us](http://www.dec.state.ny.us)



Joe Martens  
Commissioner

December 23, 2011

Destiny USA Land Company, LLC  
Attn: David Aitkin ([DAitken@destinyusa.com](mailto:DAitken@destinyusa.com))  
4 Clinton Square  
Syracuse, NY 13202

Re: Oil City/Carousel Center – Site 6 (Site)  
Site No.: C734134  
Property County: Onondaga  
Amendment #1



Dear Applicant:

This letter is forwarded to your attention in response to the request submitted to amend the Brownfield Cleanup Agreement (“BCA” or “Agreement”) signed on December 20, 2011. The request asked that the above referenced BCA be amended to add the former Hess Gas Station, located at 410 Hiawatha Boulevard West, to the BCA. This property is depicted on Exhibit “A” attached to the letter request.

The above request is hereby granted and incorporated into and is enforceable pursuant to the subject Agreement, effective immediately upon receipt of this letter. This Amendment is made in accordance with and subject to all of the BCA and all applicable guidance, regulations and state laws applicable thereto. All other substantive and procedural terms of the Agreement will remain unchanged and in full force and effect regarding the parties to the Agreement.

Please have authorized representatives counter sign this letter to acknowledge acceptance of this amendment, and send a copy back to the Department at:

New York State Department of Environmental Conservation  
Division of Environmental Remediation  
625 Broadway, 12th Floor  
Albany, New York 12233-7011

Please keep a copy of the countersigned letter as proof of the BCA Amendment.

Nothing contained herein constitutes a waiver by the Department or the State of New York of any rights held in accordance with the Agreement or any applicable state and/or federal law or a release for any party from any obligations held under the Agreement or those same laws.

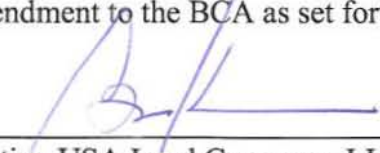
Please contact me if you have any questions in this regard. Thank you for your assistance in this matter.

Sincerely,

Dale A. Desnoyers, Director  
Division of Environmental Remediation

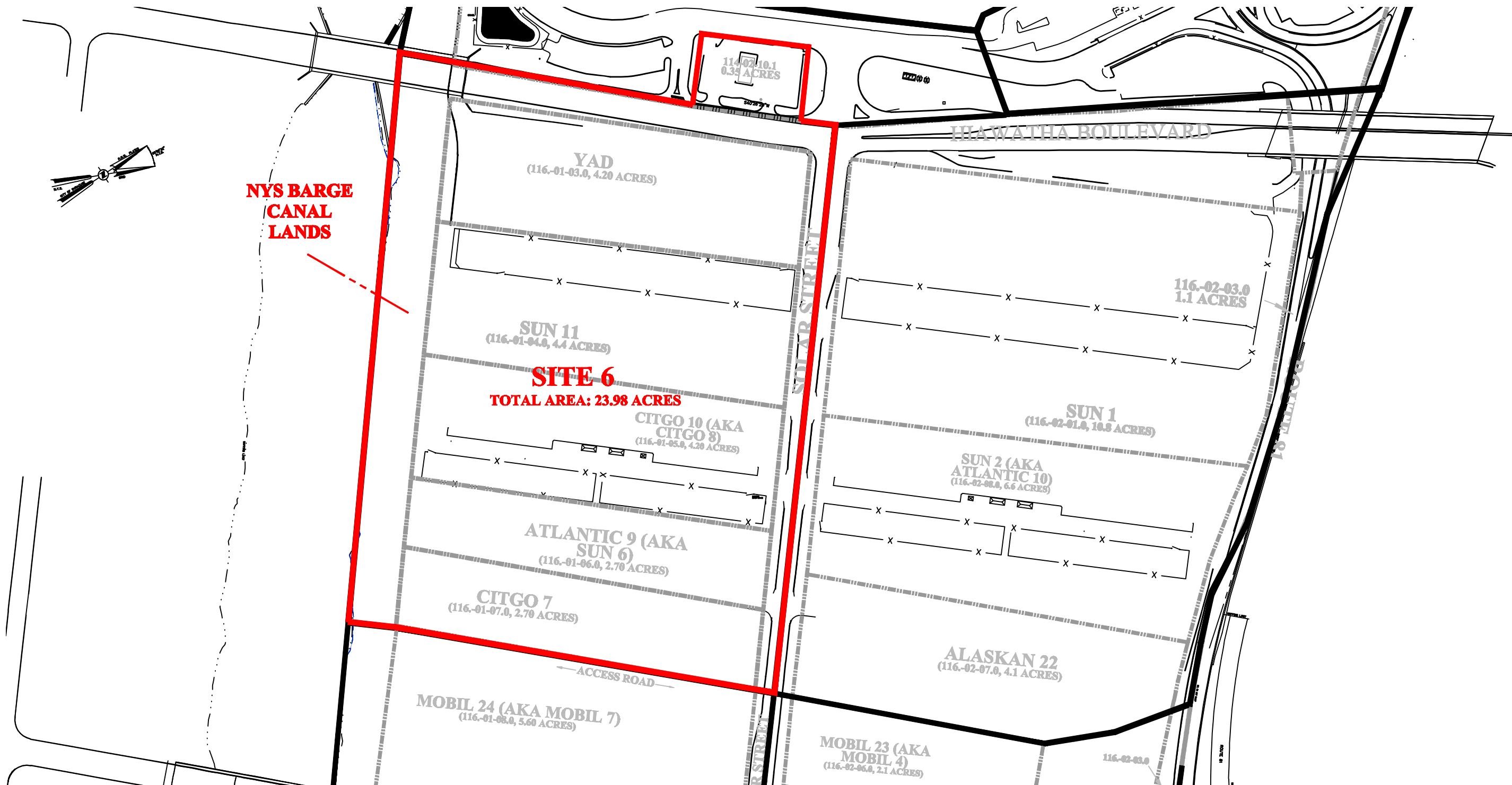


The following Applicant, in signing this letter, does hereby acknowledge and accept the amendment to the BCA as set forth above.

	23 DEC 2011	BRUCE A. KENAN
Destiny USA Land Company, LLC	Date	Name – please print

ec: Michael Caruso  
Robert Schick  
William Daigle  
Karen Cahill  
Laura Zeppetelli  
Elissa Armater  
Kelly Lewandowski

## **EXHIBIT A**



SITE 6 AREA MAP DETAILS

PROPERTY ADDRESS	TAX PARCEL ID	AREA
531 SOLAR STREET	116.-01-07.0	2.70 ACRES
541 SOLAR STREET	116.-01-06.0	2.70 ACRES
401 HIAWATHA BOULEVARD W	116.-01-03.0	4.20 ACRES
551 SOLAR STREET	116.-01-05.0	4.20 ACRES
561 SOLAR STREET	116.-01-04.0	4.4 ACRES
410 HIAWATHA BOULEVARD W	114.-02-10.1	0.35 ACRES
PUBLIC LANDS (CANAL R.O.W., HIAWATHA BLVD AND PORTION OF SOLAR STREET.)		5.43 ACRES

Total: 23.98 acres

LEGEND

- PARCEL BOUNDARIES
- SITE BOUNDARY
- ADJACENT BCP SITE BOUNDARIES



SPECTRA ENVIRONMENTAL GROUP, INC.  
19 British American Blvd.  
Latham, NY 12110

**SITE 6 AREA MAP**  
**401 HIAWATHA BOULEVARD WEST**  
**DESTINY USA**  
**BROWNFIELD CLEANUP PROGRAM**

CITY OF SYRACUSE ONONDAGA COUNTY, NY

PROJ. No.: 08162 | DATE: 12/19/11 | SCALE: 1"=200' | DWG. NO. BCP SITE | FIGURE 7 OF 10