

Batavia Creek Park Development

Brownfield Cleanup Program

Site No. C819016

Batavia, Genesee County



Department of
Environmental
Conservation

March 2026

Draft Investigation Work Plan for Brownfield Site Available for Public Comment

The public is invited to comment on a draft work plan being reviewed by the New York State Department of Environmental Conservation (DEC) to investigate the Batavia Creek Park Development site ("site") located at 26 and 60 Evans Street, Batavia, Genesee County. Please see the map for the site location.

Draft Investigation Work Plan

The draft investigation work plan, called a "Remedial Investigation Work Plan," (RIWP) was submitted to DEC under New York's Brownfield Cleanup Program (BCP). The investigation will be performed by Creek Park Batavia LLC ("applicant(s)") with oversight by DEC and the New York State Department of Health (DOH).

How to Comment

DEC is accepting written comments about the Draft RIWP for 30 days, from **March 18 through April 17, 2026**.

- Access the RIWP and other project documents online through the DECinfo Locator: <https://extapps.dec.ny.gov/data/DecDocs/C819016/>.
- Documents also are available at the locations identified under "Where to Find Information."
- Please submit comments to the DEC project manager listed under Project-Related Questions in the "Contact Information" area.

Highlights of the Proposed Site Investigation

The investigation will define the nature and extent of contamination in soil, surface water, groundwater and any other parts of the environment that may be affected.

Previous investigations have detected elevated metals, and semi-volatile organic compounds (SVOCs), specifically polycyclic aromatic hydrocarbons (PAHs) in the onsite soil/fill, and the presence of grossly contaminated material (GCM) in the onsite soil/fill and groundwater.

Key components of the investigation work include:

- Test pits, hand augers, and drilling to collect soil samples to identify possible on-site sources of contamination;
- Collecting soil vapor samples; and
- Installing and sampling ground water wells to monitor impacts from areas of concern on-site.

Next Steps

DEC will consider public comments, revise the plan as necessary, and approve the work plan. NYSDOH must concur with the plan. After the work plan is approved, the activities detailed in the work plan will be implemented.

When the investigation is completed, a report will be prepared and submitted to DEC that summarizes the results. DEC will review the report, make any necessary revisions and, if appropriate, approve the report.

After the investigation, a proposed cleanup plan, called a "Draft Remedial Action Work Plan" will be developed. The cleanup plan will include an evaluation of the proposed site actions, or recommend a no action or no further action alternative. The goal of the cleanup plan is to ensure the protection of public health and the environment. NYSDEC will present the proposed cleanup plan to the public for its review and comment during a 45-day comment period.

DEC will keep the public informed throughout the investigation and cleanup of the site.

Site Description

The site is 4.646-acres and is bordered on the west by Tonawanda Creek and residential properties, on the south by commercial properties and railroad, on the east by commercial properties, and on the north by community services and commercial properties. It is currently vacant land with asphalt parking areas located on the north and east of the site. The site was used for various manufacturing and industrial operations from at least 1906 until approximately 1980. Rail lines were identified running east-west along the southern boundary between 1884 and 1948 and running north-south through the middle of the site between 1906 and 1948. A transformer house was identified in the western portion of the site between 1919 and 1931.

The proposed redevelopment for the site includes construction of multi-family residential buildings, a private drive, stormwater management areas, and associated greenspace and landscaping.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the site ID, C819016) at:

<https://appfactory.dec.ny.gov/DERExternalSearch/ERDSearch>

Brownfield Cleanup Program

New York's BCP encourages the voluntary cleanup of contaminated properties known as "brownfields" so that they can be reused and redeveloped. These uses may include recreation, housing, business or other uses. A brownfield site is any real property where a contaminant is present at levels exceeding the soil cleanup objectives or other health-based or environmental standards, criteria or guidance adopted by DEC that are applicable based on the reasonably anticipated use of the property, in accordance with applicable regulations.

For more information about the BCP, visit:

<https://dec.ny.gov/environmental-protection/site-cleanup/brownfield-and-state-superfund-programs/brownfield>

Stay Informed with DEC Delivers

We encourage you to share this fact sheet with neighbors and tenants, and/or post this fact sheet in a prominent area of your building for others to see.

Sign up to receive site updates by email:

<https://dec.ny.gov/environmental-protection/site-cleanup/regional-remediation-project-information/environmental-cleanup-email-newsletters>

Note: Please disregard if you already have signed up and received this fact sheet electronically.

DECinfo Locator

Interactive map to access DEC documents and public data about the environmental quality of specific sites: <https://dec.ny.gov/maps/interactive-maps/decinfo-locator>

CONTACT INFORMATION

Project-Related Questions

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Project-Related Health Questions

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WHERE TO FIND INFORMATION

Access project documents through the DECinfo Locator and at these location(s):
<https://extapps.dec.ny.gov/data/DecDocs/C819016/>

Richmond Memorial Library

19 Ross Street
Batavia, New York
(585)343-9550

Site Location





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