### NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Remediation, Office of the Director 625 Broadway, 12th Floor, Albany, New York 12233-7011 P: (518) 402-9706 | F: (518) 402-9020 www.dec.ny.gov

December 23, 2020

Mr. Joseph Lobozzo II Ridgecrest Associates, L.P. 135 Orchard Park Blvd. Rochester, NY 14609

Re: Certificate of Completion

820 Linden Ave Site (#C828200) (Site) 820 Linden Avenue, Pittsford, NY 14625

Dear Mr. Lobozzo II:

Congratulations on having satisfactorily completed the remedial program at the Site. Enclosed please find an original, signed Certificate of Completion (COC). The New York State Department of Environmental Conservation (Department) is pleased to inform you that the Final Engineering Report is hereby approved, allowing the COC to be issued for the Site.

Please note that you are required to perform the following tasks:

- If you are the Site owner, you must record the Notice of Certificate of Completion in the recording office for the county (or counties) where any portion of the Site is located within 30 days of issuance of the COC; or if you are a prospective purchaser of the Site, you must record the Notice within 30 days of the date that you acquire the Site. If you are a non-owner, you must work with the owner to assure the Notice is recorded within the time frame specified. A standard Notice of Certificate of Completion form is attached to this letter.
- Provide electronic copies of the recorded Notice and proof of recording to the Department's project manager. Please return the hard copy of the proof of recording to:

Tasha Mumbrue, Region 8
New York State Department of Environmental Conservation
Division of Environmental Remediation
6274 E Avon Lima Rd,
Avon, NY 14414



- Provide the Notice to the Document Repositories within 10 days of issuance of the COC. The Department will develop a fact sheet announcing the issuance of the COC and describing the institutional and engineering controls (IC/ECs), if any, that are required at the Site and distribute it to the County Listserv within 10 days;
- Implement the Department-approved Site Management Plan (SMP) which details the activities necessary to assure the performance, effectiveness, and protectiveness of the remedial program; and you must report the results of these activities to the Department in a Periodic Review Report (PRR) which also includes any required IC/EC Certifications. The Site IC/ECs are identified on the attached Site Management Form. The first PRR including the certification of the IC/ECs is due to the Department on 4/21/2022.

If you have any questions regarding any of these items, please contact Tasha Mumbrue at 585-226-5459.

Sincerely,

Me Organia Michael J. Ryan, P.E.

Director

Division of Environmental Remediation

### Enclosure

### ec w/ enclosure:

Mike Storonsky – Stantec, mike.storonsky@stantec.com

Dwight Harrienger – Stantec, dwight.harrienger@stantec.com

Stephanie Reynolds Smith - Stantec, <a href="mailto:stephanie.reynoldssmith@stantec.com">stephanie.reynoldssmith@stantec.com</a>

Linda Shaw – Knauf Shaw LLP, Ishaw@nyenvlaw.com

Christine Vooris – NYSDOH, Christine. Vooris@health.ny.gov

Justin Deming – NYSDOH, justin.deming@health.ny.gov

Kristen Kulow – NYSDOH, kristin.kulow@health.ny.gov

Matt Gokey, matthew.gokey@tax.ny.gov

Paul Takac, paul.takac@tax.ny.gov

### ec w/o enc.:

Tasha Mumbrue – NYSDEC, tasha.mumbrue@dec.ny.gov

David Pratt – NYSDEC, david.pratt@dec.ny.gov

Michael Cruden - NYSDEC, michael.cruden@dec.ny.gov

Frank Sowers – NYSDEC, frank.sowers@dec.ny.gov

Dusty Tinsley - NYSDEC, dusty.tinsley@dec.ny.gov

Kelly Lewandowski – NYSDEC, kelly.lewandowski@dec.ny.gov

# NYSDEC BROWNFIELD CLEANUP PROGRAM (BCP) CERTIFICATE OF COMPLETION

# **CERTIFICATE HOLDER(S):**

Name Address

Ridgecrest Associates, L.P. 135 Orchard Park Boulevard, Rochester, NY 14609

**BROWNFIELD CLEANUP AGREEMENT:** 

**Application Approval:** 4/4/18 **Agreement Execution:** 4/24/18

Agreement Index No.:C828200-02-18

Application Approval Amendment: none

Agreement Execution Amendment: none

SITE INFORMATION:

Site No.: C828200 Site Name: 820 Linden Ave Site

**Site Owner:** Ridgecrest Associates, L.P.

Street Address: 820 Linden Avenue

Municipality: Pittsford County: Monroe DEC Region: 8

**Site Size:** 7.970 Acres

Tax Map Identification Number(s): 138.15-1-9.11 Percentage of site located in an EnZone: 0 - 49 %

A description of the property subject to this Certificate is attached as Exhibit A and a site survey is attached as Exhibit B.

## CERTIFICATE ISSUANCE

This Certificate of Completion, hereinafter referred to as the "Certificate," is issued pursuant to Article 27, Title 14 of the New York State Environmental Conservation Law ("ECL").

This Certificate has been issued upon satisfaction of the Commissioner, following review by the Department of the final engineering report and data submitted pursuant to the Brownfield Site Cleanup Agreement, as well as any other relevant information regarding the Site, that the applicable remediation requirements set forth in the ECL have been or will be achieved in accordance with the time frames, if any, established in the remedial work plan.

The remedial program for the Site has achieved a cleanup level that would be consistent with the following categories of uses (actual site use is subject to local zoning requirements):

Allowable Uses under the BCP: Commercial and Industrial

Cleanup Track: Track 4: Restricted use with site-specific soil cleanup objectives

**Tax Credit Provisions:** 

Site Preparation and On-Site Groundwater Remediation Credit Component Rate is 25 %.

Tangible Property Credit is 10%. Comprised of 10% Base.

Dependent upon the project being developed in a manner consistent with the approved Brownfield Cleanup Program agreement, additional rate increases may be available if the site is developed as affordable housing (5%), if the Certificate Holder receives a separate Determination of Conformance with the BOA from the Secretary of State (5%), or if the site is used primarily for manufacturing activities (5%) not to exceed a maximum 24 %.

The Remedial Program includes use restrictions or reliance on the long term employment of institutional or engineering controls which are contained in the approved Site Management Plan and an Environmental Easement granted pursuant to ECL Article 71, Title 36 which has been duly recorded in the Recording Office for Monroe County as Book 12394 Page 0533.

### LIABILITY LIMITATION

Upon issuance of this Certificate of Completion, and subject to the terms and conditions set forth herein, the Certificate holder(s) shall be entitled to the liability limitation provided in ECL Section 27-1421. The liability limitation shall run with the land, extending to the Certificate holder's successors or assigns through acquisition of title to the Site and to a person who develops or otherwise occupies the Site, subject to certain limitations as set forth in ECL Section 27-1421. The liability limitation shall be subject to all rights reserved to the State by ECL Section 27-1421.2 and any other applicable provision of law.

#### CERTIFICATE TRANSFERABILITY

This Certificate may be transferred to the Certificate holder's successors or assigns upon transfer or sale of the Site as provided by ECL Section 27-1419.5 and 6NYCRR Part 375-1.9.

### CERTIFICATE MODIFICATION/REVOCATION

This Certificate of Completion may be modified or revoked by the Commissioner following notice and an opportunity for a hearing in accordance with ECL Section 27-1419 and 6NYCRR Part 375-1.9(e) upon a finding that:

- (1) either the Applicant or the Applicant's successors or assigns have failed to comply with the terms and conditions of the Brownfield Site Cleanup Agreement;
- (2) the Applicant made a misrepresentation of a material fact tending to demonstrate that it was qualified as a Volunteer;
- (3) either the Applicant or the Applicant's successors or assigns made a misrepresentation of a material fact tending to demonstrate that the cleanup levels identified in the Brownfield Site Cleanup Agreement were reached;
  - (4) there is good cause for such modification or revocation;
- (5) either the Applicant or the Applicant's successors or assigns failed to manage the controls or monitoring in full compliance with the terms of the remedial program;
- (6) the terms and conditions of the environmental easement have been intentionally violated or found to be not protective or enforceable.

The Certificate holder(s) (including its successors or assigns) shall have thirty (30) days within which to cure any deficiency or to seek a hearing. If the deficiency is not cured or a request for a hearing is not received within such 30-day period, the Certificate shall be deemed modified or vacated on the 31st day after the Department's notice.

Date: 12/23/2020

Basil Seggos Commissioner

New York State Department of Environmental Conservation

Michael J. Ryan, P.E., Director

Division of Environmental Remediation

# NOTICE OF CERTIFICATE OF COMPLETION Brownfield Cleanup Program 6 NYCRR Part 375-1.9(d)

820 Linden Ave, Site ID No. C828200 820 Linden Avenue, Pittsford, New York 14625 Pittsford, Monroe, Tax Map Identification Number 138.15-1-9.11

**PLEASE TAKE NOTICE**, the New York State Department of Environmental Conservation (Department) has issued a Certificate of Completion (Certificate) pursuant to Article 27, Title 14 of the New York State Environmental Conservation Law (ECL) to Ridgecrest Associates, L.P. for a parcel approximately 7.97 acres located at 820 Linden Avenue in Pittsford, Monroe County.

**PLEASE TAKE NOTICE**, the Certificate was issued upon satisfaction of the Commissioner, following review by the Department of the final engineering report and data submitted pursuant to the Brownfield Site Cleanup Agreement, as well as any other relevant information regarding the Site, that the remediation requirements set forth in ECL Article 27, Title 14 have been or will be achieved in accordance with the time frames, if any, established in the remedial work plan.

**PLEASE TAKE NOTICE**, the remedial program for the Site has achieved a cleanup level that would be consistent with the following categories of uses (actual site use is subject to local zoning requirements):

	Unrestricted Use, as set forth in 6 NYCRR 375-1.8(g)(1)i
	Residential Use, as set forth in 6 NYCRR 375-1.8(g)(2)i.
	Restricted Residential Use, as set forth in 6 NYCRR 375-1.8(g)(2)ii.
X	Commercial Use, as set forth in 6 NYCRR 375-1.8(g)(2)iii.
X	Industrial Use, as set forth in 6 NYCRR 375-1.8(g)(2)iv.

Further, the use of groundwater from the Site is restricted and may not be used, unless treated in accordance with the requirements provided by the New York State Department of Health, or a local County Health Department with jurisdiction in such matters and such is approved by the Department as not inconsistent with the remedy.

**PLEASE TAKE NOTICE**, since the remedial program relies upon use restrictions or the long term employment of institutional or engineering controls; such institutional or engineering controls are contained in an Environmental Easement granted pursuant to ECL Article 71, Title 36 which has been duly recorded in the Recording Office for Monroe County as Book 12394, Page 0533.

**PLEASE TAKE NOTICE**, the Environmental Easement requires that the approved site management plan (SMP) for this site be adhered to. The SMP, which may be amended from time to time, may include sampling, monitoring, and/or operating a treatment system on the Site, providing certified reports to the NYSDEC, and generally provides for the management of any and all plans and limitations on the Site. A copy of the SMP is available upon request by writing to the Department's Division of Environmental Remediation, Site Control Section, 625 Broadway, Albany, New York 12233.

**PLEASE TAKE NOTICE**, provided that the Environmental Easement, SMP and Certificate are complied with, the Certificate holder(s) shall be entitled to the liability limitation provided in ECL Section 27-1421. The liability limitation shall run with the land, extending to the Certificate holder's successors or assigns through acquisition of title to the Site and to a person who develops or otherwise occupies the Site, subject to certain limitations as set forth in ECL Section 27-1421. The liability

# 820 Linden Avenue, Site No. C828200, 820 Linden Avenue, Pittsford, NY 14625

limitation shall be subject to all rights reserved to the State by ECL Section 27-1421.2 and any other applicable provision of law.

**PLEASE TAKE NOTICE**, any change of use of the site, as defined in 6 NYCRR 375, must be preceded by notice to the Department in accordance with 6 NYCRR 375-1.11(d). A transfer of any or all of the Site constitutes a change of use.

**PLEASE TAKE NOTICE**, the Certificate may be revoked if the Environmental Easement as implemented, if applicable, is not protective or enforceable.

**PLEASE TAKE NOTICE**, the Certificate may entitle the Certificate holder(s) to tax credits in accordance with Tax Law Sections 21, 22 and 23.

**PLEASE TAKE NOTICE**, the Certificate may only be transferred to the Certificate holder's successors or assigns upon transfer or sale of the Site as provided by ECL Section 27-1419.5 and 6 NYCRR Part 375-1.9. Failure to comply with the regulatory requirements for transfer will **BAR** the successors and assigns from the benefits of the Certificate.

**PLEASE TAKE NOTICE**, the Certificate may be modified or revoked by the Commissioner as set forth in the applicable regulations.

**PLEASE TAKE NOTICE**, a copy of the Certificate can be reviewed at the NYSDEC's Region <u>8</u> located at 6274 E Avon Lima Rd, Avon, NY 14414, by contacting the Regional Environmental Remediation Engineer, or at <a href="https://www.dec.ny.gov/data/DecDocs/C828200/">https://www.dec.ny.gov/data/DecDocs/C828200/</a>.

WHEREFORE, the undersigned has signed this Notice of Certificate

Rochester, NY 14609

	Ridgecrest Associates, L.P.
	By:
	Title:
	Date:
STATE OF NEW YORK ) SS: COUNTY OF )	
evidence to be the individual(s) whose acknowledged to me that he/she/they e	, in the year 20, before me, the undersigned, personally ally known to me or proved to me on the basis of satisfactory e name is (are) subscribed to the within instrument and executed the same in his/her/their capacity(ies), and that by ment, the individual(s), or the person upon behalf of which the ument.
	Please record and return to:
Signature and Office of individual	Joseph Lobozzo II
taking acknowledgment	Ridgecrest Associates, L.P.
	135 Orchard Park Blvd.

# Exhibit A Site Description

County: Monroe Site No: C828200 Brownfield Cleanup Agreement Index: C828200-02-18

# **SCHEDULE "A" PROPERTY DESCRIPTION**

ALL THAT TRACT OR PARCEL OF LAND BEING PART OF LOT NO 5, TOWNSHIP 12, RANGE 5, TOWN OF PITTSFORD, COUNTY OF MONROE AND STATE OF NEW YORK, AND MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE CENTERLINE OF LINDEN AVENUE (49.5' WIDE), AT THE INTERSECTION OF LANDS REPUTEDLY OWNED BY 830 LINDEN AVENUE LLC ON THE EAST AND LANDS REPUTEDLY OWNED BY 820 LINDEN AVENUE ON THE WEST. THENCE NORTHERLY FORMING AN INTERIOR ANGLE OF 75°05'25" WITH THE SAID CENTERLINE OF LINDEN AVENUE, A DISTANCE OF 450.00 FEET TO A POINT; THENCE SOUTHEASTERLY FORMING AN INTERIOR ANGLE OF 284°54'35" A DISTANCE OF 332.01 FEET TO A REBAR FOUND 0.3 FEET SOUTH; THENCE NORTHERLY FORMING AN INTERIOR ANGLE OF 74°54'40" A DISTANCE OF 371.86 FEET TO A POINT; THENCE WESTERLY FORMING AN INTERIOR ANGLE OF 90°00'00" A DISTANCE OF 671.39 FEET TO A POINT; THENCE SOUTHERLY FORMING AN INTERIOR ANGLE OF 90°10'45" A DISTANCE OF 640.68 FEET TO A POINT IN THE CENTERLINE OF LINDEN AVENUE; THENCE ALONG SAID CENTERLINE FORMING AN INTERIOR ANGLE OF 104°54'35" A DISTANCE OF 363.97 FEET TO THE POINT OF BEGINNING.

HAVING AN AREA OF 347,225.911 SQUARE FEET OR 7.97 ACRES MORE OR LESS.

# Exhibit B

Site Survey

# DEED DESCRIPTION:

ALL THAT TRACT OR PARCEL OF LAND BEING PART OF LOT NO 5, TOWNSHIP 12, RANGE 5, TOWN OF PITTSFORD, COUNTY OF MONROE AND STATE OF NEW YORK, AND MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS;

BEGINNING AT A POINT IN THE CENTERLINE OF LINDEN AVENUE (49.50 FEET WIDE) SAID POINT BEING DISTANT 333.47 FEET NORTHWESTERLY MEASURED ALONG SAID CENTERLINE, FROM THE LEASE LINE OF PROPERTY CONVEYED TO CARL F. GRABOSKE AND ALICE GRABOSKE, THENCE (I) NORTHERLY, FORMING AN INTERIOR ANGLE OF 75 DEGREES 05' 25" WITH THE CENTERLINE OF LINDEN AVENUE, A DISTANCE OF 450.00 FEET. THENCE (2) SOUTHEASTERLY, FORMING AN INTERIOR ANGLE OF 284 DEGREES 54' 35", A DISTANCE OF 332.01 FEET, THENCE (3) NORTHERLY, FORMING AN INTERIOR ANGLE OF 74 DEGREES 54' 40", A DISTANCE OF 1011.60 FEET TO THE DIVISION LINE BETWEEN THE TOWN OF PENFIELD ON THE NORTH AND THE TOWN OF PITTSFORD ON THE SOUTH; THENCE (4) WESTERLY, FORMING AN INTERIOR ANGLE OF 89 DEGREES 46' 04", ALONG THE AFOREMENTIONED DIVISION LINE BETWEEN THE TOWN OF PENFIELD AND PITTSFORD, A DISTANCE OF 293,50 FEET TO A POINT IN THE EASTERLY LINE OF PANORAMA TRAIL SOUTH (A PRIVATE DRIVE 60 FEET WIDE), THENCE (5) SOUTHWESTERLY, FORMING AN INTERIOR ANGLE OF 112 DEGREES 34' 41", ALONG THE EASTERLY LINE OF PANORAMA TRAIL SOUTH, A DISTANCE OF 80.69 FEET TO AN ANGLE POINT, THENCE (6) SOUTHWESTERLY, FORMING AN INTERIOR ANGLE OF 187 DEGREES 30' OO" CONTINUING ALONG THE EASTERLY LINE OF PANORAMA TRAIL SOUTH, A DISTANCE OF 28.21 FEET, THENCE (7) SOUTHERLY FORMING AN INTERIOR ANGLE OF 150 DEGREES 27' 00", A DISTANCE OF 539.45 FEET; THENCE (8) WESTERLY, FORMING AN INTERIOR ANGLE OF 269 DEGREES 42' 15", A DISTANCE OF 330.39 FEET, THENCE (9) SOUTHERLY, FORMING AN INTERIOR ANGLE OF 90 DEGREES 10' 45", A DISTANCE OF 640.68 FEET TO A POINT IN THE CENTERLINE OF LINDEN AVENUE, THENCE (10) SOUTHEASTERLY FORMING AN INTERIOR ANGLE OF 104 DEGREES 54' 35" ALONG THE CENTERLINE OF LINDEN AVENUE, A DISTANCE OF 363,975 FEET TO THE POINT OR PLACE OF BEGINNING.

SAID ABOVE DESCRIBED PARCEL IS SUBJECT TO RIGHT OF WAY EASEMENT OVER PANORAMA TRAIL SOUTH (PRIVATE ROAD) PER LIBER 3952 OF DEEDS, AT PAGE 194 AND LIBER 3459 OF DEEDS, PAGE 265

SUBJECT TO ALL COVENANTS AND EASEMENTS OF RECORD AFFECTING SAID PREMISES, IF ANY EXCEPTING THE FOLLOWING PROPERTY

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE TOWN OF PITTSFORD, COUNTY OF MONROE, STATE OF NEW YORK, BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT FORMED BY THE INTERSECTION OF THE SOUTHEASTERLY RIGHT OF WAY LINE OF A PRIVATE DRIVE KNOWN AS PANORAMA TRAIL SOUTH (60 FEET WIDE) WITH THE DIVISION LINE BETWEEN THE TOWN OF PENFIELD ON THE NORTH AND THE TOWN OF PERINTON ON THE SOUTH; THENCE

I. SOUTHWESTERLY, ALONG THE SOUTHEASTERLY RIGHT OF WAY LINE OF PANORAMA TRAIL SOUTH, A DISTANCE OF 81.19 FEET, THENCE

2. SOUTHWESTERLY, FORMING AN INTERIOR ANGLE OF 187 DEGREES 30 MINUTES OO SECONDS. CONTINUING ALONG THE SOUTHEASTERLY RIGHT OF WAY LINE OF PANORAMA TRAIL SOUTH, A DISTANCE OF 34.23 FEET, THENCE

3. SOUTHERLY, FORMING AN INTERIOR ANGLE OF 150 DEGREES 17 MINUTES 43 SECONDS, A DISTANCE OF 533.91 FEET, THENCE

4. EASTERLY. FORMING AN INTERIOR ANGLE OF 89 DEGREES 42 MINUTES 15 SECONDS, A DISTANCE OF 341.00 FEET; THENCE

5.NORTHERLY, FORMING AN INTERIOR ANGLE OF 90 DEGREES OO MINUTES OO SECONDS, ALONG THE EAST LINE OF THE FORMER A. GRABOSKE FARM, A DISTANCE OF 639.74 FEET TO THE DIVISION LINE BETWEEN THE TOWN OF PENFIELD ON THE NORTH AND THE TOWN OF PERINTON ON THE SOUTH, THENCE

6.WESTERLY, FORMING AN INTERIOR ANGLE OF 89 DEGREES 46 MINUTES 04 SECONDS, ALONG THE DIVISION LINE BETWEEN THE TOWN OF PENFIELD ON THE NORTH AND

THE TOWN OF PERINTON ON THE SOUTH, A DISTANCE OF 290.04 FEET TO THE POINT OR PLACE OF BEGINNING.

ALL AS SHOWN ON A MAP PREPARED BY DAVID E. VAN LARE, L.S. DATED APRIL 16, 1993.

CONTAINING 347,225,99 SQ. FT. (7.97) ACRES) TO CENTERLINE MORE OR LESS.

# REFERENCES

I. DEEDS REFERENCED HEREON FILED AT THE MONROE COUNTY CLERK'S OFFICE.

2. MAP TITLED "MAP SHOWING PARCELS TO BE CONVEYED" DATED APRIL 16, 1993. PREPARED BY DAVID E. VANLARE.

# EASEMENTS

I. TO AMERICAN TELEPHONE & TELEGRAPH COMPANY FOR POLES AND WIRES PER LIBER 1430, PAGE 339.

2. TO ROCHESTER GAS & ELECTRIC CORP. AND ROCHESTER TELEPHONE CORPORATION FOR POLES AND WIRES PER LIBER 2914, PAGE 2.

3. TO ROCHESTER GAS & ELECTRIC CORP. FOR GAS MAINS PER LIBER 3108, PAGE 272.

4. TO ROCHESTER GAS & ELECTRIC CORP. AND ROCHESTER TELEPHONE CORPORATION FOR POLES AND WIRES PER LIBER 3106, PAGE 274.

5. TO ROCHESTER GAS & ELECTRIC CORP. FOR GAS MAINS PER LIBER 3760, PAGE 70.

6. TO PANORAMA DEVELOPMENT CO., INC.; EMIL MULLER AND EMIL MULLER CONSTRUCTION CO., INC. FOR PRIVATE ROAD (SOUTH PANORAMA TRAIL) PER LIBER 3612, PAGE 23.

7. TO PENFIELD SEWER DISTRICT NO. I FOR STORM AND/OR SANITARY SEWERS PER LIBER 4121, PAGE 45.

8. TO ROCHESTER GAS & ELECTRIC CORP. AND ROCHESTER TELEPHONE CORPORATION FOR POLES AND WIRES PER LIBER 5134, PAGE 173.

9. TO ROCHESTER GAS & ELECTRIC CORP. AND ROCHESTER TELEPHONE CORPORATION FOR POLES AND WIRES PER LIBER 5134, PAGE 252.

IO.TO ROCHESTER GAS & ELECTRIC CORP. AND ROCHESTER TELEPHONE CORPORATION FOR POLES AND WIRES PER LIBER 5134, PAGE 263.

THIS PROPERTY IS SUBJECT TO AN ENVIRONMENTAL EASEMENT HELD BY THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION PURSUANT TO TITLE 36 OF ARTICLE 71 OF THE NEW YORK ENVIRONMENTAL CONSERVATION LAW. THE ENGINEERING AND INSTITUTIONAL CONTROLS FOR THIS EASEMENT ARE SET FORTH IN THE SITE MANAGEMENT PLAN (SMP). A COPY OF THE SMP MUST BE OBTAINED BY ANY PARTY WITH AN INTEREST IN THE PROPERTY. THE SMP CAN BE OBTAINED FROM NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION, DIVISION OF ENVIRONMENTAL REMEDIATION, SITE CONTROL SECTION, 625 BROADWAY, ALBANY, NY 12233 OR AT DERWEB@DEC.NY.GOV.

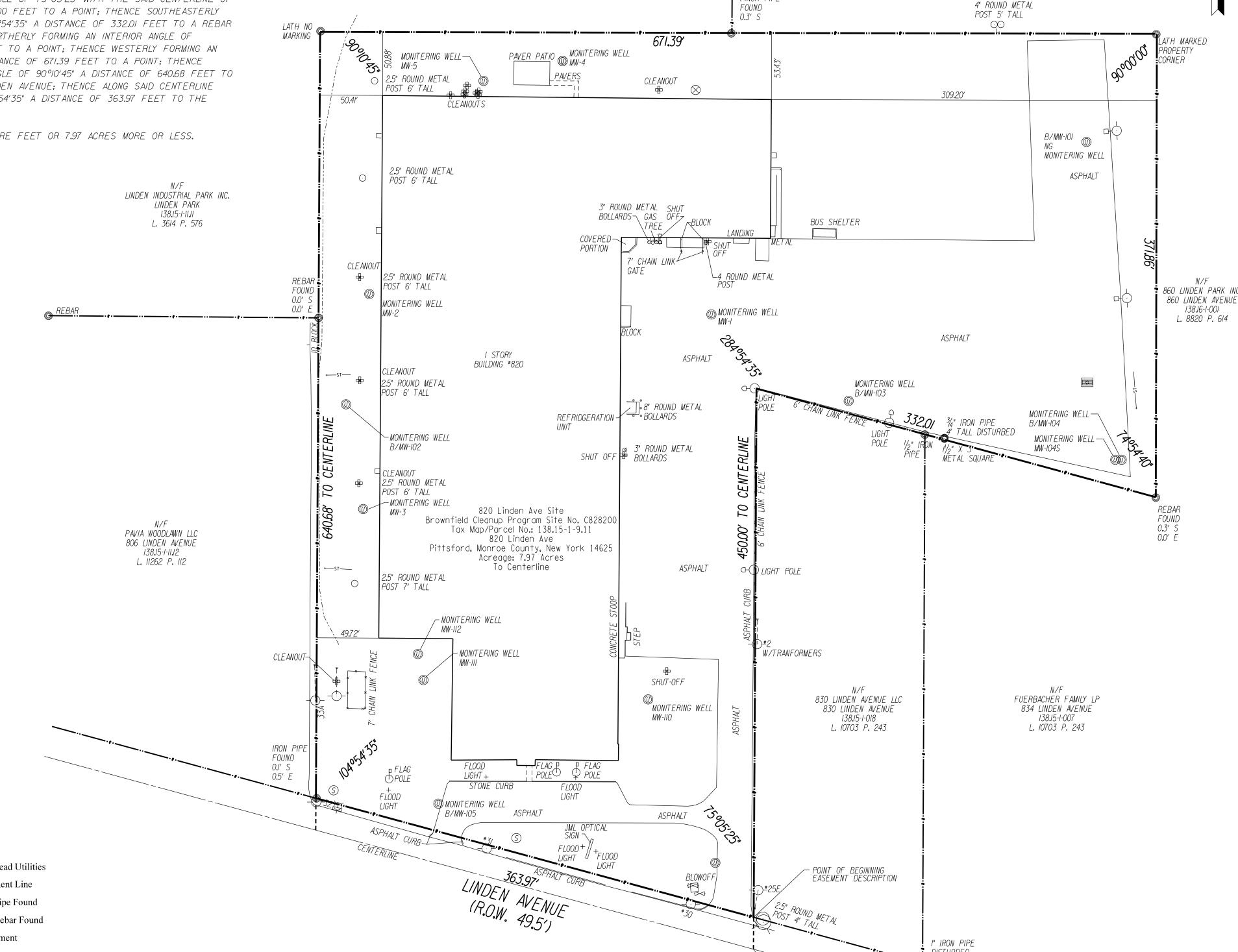
# BROWNFIELD CLEANUP PROGRAM EASEMENT AREA:

ALL THAT TRACT OR PARCEL OF LAND BEING PART OF LOT NO 5, TOWNSHIP 12, RANGE 5, TOWN OF PITTSFORD, COUNTY OF MONROE

AND STATE OF NEW YORK, AND MORE PARTICULARLY BOUNDED AND DESCRIBED AS

BEGINNING AT A POINT IN THE CENTERLINE OF LINDEN AVENUE (49.5' WIDE), AT THE INTERSECTION OF LANDS REPUTEDLY OWNED BY 830 LINDEN AVENUE LLC ON THE EAST AND LANDS REPUTEDLY OWNED BY 820 LINDEN AVENUE ON THE WEST. THENCE NORTHERLY FORMING AN INTERIOR ANGLE OF 75°05'25" WITH THE SAID CENTERLINE OF LINDEN AVENUE, A DISTANCE OF 450.00 FEET TO A POINT; THENCE SOUTHEASTERLY FORMING AN INTERIOR ANGLE OF 284°54'35" A DISTANCE OF 332.01 FEET TO A REBAR FOUND 0.3 FEET SOUTH; THENCE NORTHERLY FORMING AN INTERIOR ANGLE OF 74°54'40" A DISTANCE OF 371.86 FEET TO A POINT; THENCE WESTERLY FORMING AN INTERIOR ANGLE OF 90°00'00" A DISTANCE OF 671.39 FEET TO A POINT; THENCE SOUTHERLY FORMING AN INTERIOR ANGLE OF 90°10'45" A DISTANCE OF 640.68 FEET TO A POINT IN THE CENTERLINE OF LINDEN AVENUE; THENCE ALONG SAID CENTERLINE FORMING AN INTERIOR ANGLE OF 104°54'35" A DISTANCE OF 363.97 FEET TO THE POINT OF BEGINNING.

HAVING AN AREA OF 347,225,991 SQUARE FEET OR 7.97 ACRES MORE OR LESS.



EJ DEL MONTE CORPORATION

820 LINDEN AVENUE

PINCH PIPE

SCALE 1" = 15.240m

138,15-1-9,12 L. 8474 P. 441

# LEGEND

Flag Pole

Matthew R. Palmer, PLS August 26, 2020

LEC	<u>ILND</u>	CENTERLINE  FLOOD  FLOOD  FLOOD  LIGHT  FLOOD  LIGHT  FLOOD  LIGHT  FLOOD  LIGHT
	Overhead Utilities	LIGHT POINT OF BEGINNING
——— PE ———	Easement Line	LINDEN AVENUE  (R.O.W. 40 5 ()  ASPHALT CURB  BLOWOFF  EASEMENT DESCRIPTION  2.5" ROUND METAL
	Iron Pipe Found	
$\odot$	Iron Rebar Found	(R.O.W. AVENUE *30 POST 4 TALL
	Monument	
	Catch Basin	WE, RAVI ENGINEERING AND LAND SURVEYING, HEREBY CERTIFY TO:
	Storm Manhole	WE, NAVI ENGINEETING AND EARD SOTVETING, HEREBI CERTIFY TO:
(3)	Sanitary Manhole	THE PEOPLE OF THE STATE OF NEW YORK ACTING THROUGH  ITS COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  POINT OF BEGINNING
<b>©</b>	Clean Out	DEED DESCRIPTION
<b>E</b>	Electric Manhole	KNAUF SHAW LLP  REBAR  GRABOSKE AND ALICE GROBOSKE
E	Electric Meter	
-[]-	Water Valve	THAT THIS SURVEY MAP WAS PREPARED FROM NOTES OF A LAND
₩	Gas Valve	SURVEY COMPLETED BY RAVI ENGINEERING & LAND SURVEYING, P.C. ON MAY I, 2020 AND FROM THE REFERENCES NOTED HEREON, AND
	Utility Junction Box	THAT THE MAP OR PLAT AND THE SURVEY UPON WHICH IT WAS BASED
Q	Fire Hydrant	MEETS THE GVLSA 2017 MINIMUM STANDARDS FOR A SURVEY MAP.
$\Diamond$	Utility Pole	
<b>a</b> ⊕⊙	Light Pole	50 0 50 100 10 0 10 20 30
<del>-</del>	Sign	SIGNED:
4	Flag Pole	SIGNED:

PROJECT # 20-20-068

08/26/2020

SHEET 1 OF

ISSUE DATE



# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Site Management Form



12/23/2020

# SITE DESCRIPTION

SITE NO. C828200

SITE NAME 820 Linden Ave Site

SITE ADDRESS: 820 Linden Ave ZIP CODE: 14625

CITY/TOWN: Pittsford

COUNTY: Monroe

ALLOWABLE USE: Commercial and Industrial

# SITE MANAGEMENT DESCRIPTION

SITE MANAGEMENT PLAN INCLUDES:	YES	NO
IC/EC Certification Plan	•	
Monitoring Plan	•	
Operation and Maintenance (O&M) Plan	•	

Periodic Review Frequency: once a year

Periodic Review Report Submitted Date: 04/30/2022

# **Description of Institutional Control**

# Ridgecrest Associates, L.P. 135 Orchard Park Boulevard 820 Linden Ave Environmental Easement Block: 1 Lot: 9 Sublot: 11 Section: 138

Subsection: 15 S\_B\_L Image: 138.15-1-9.11 Building Use Restriction

**Ground Water Use Restriction** 

IC/EC Plan

Landuse Restriction Monitoring Plan O&M Plan

Site Management Plan Soil Management Plan

# **Description of Engineering Control**