



Phillips Lytle LLP

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

June 26, 2007

VIA FEDERAL EXPRESS

Re: Uniquet Delaware LLC
Brownfield Cleanup Program Application
200 Delaware Avenue Project
Buffalo, New York
BCP# 915214

Dear Sir/Madam:

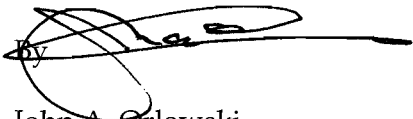
Enclosed please find the following to supplement our Brownfield Cleanup Application for the above-referenced site:

1. Substitute application pages 2, 4, and 6 (with original signature and initials);
2. Tax map;
3. Site plan/aerial map; and
4. USGS Map.

We trust that with these changes and supplements that the application will be deemed complete. Please advise us as soon as the application is deemed complete so that we may commence the public participation process. Thank you.

Very truly yours,

Phillips Lytle LLP



John A. Orlowski

cc: David P. Flynn, Esq. (w/enclosures)
Mr. Martin L. Doster, Region 9 contact (w/enclosures)
Ms. Debra Moloughney (w/enclosures via electronic mail)

Doc # 01-1670684.1

ATTORNEYS AT LAW

**Substitute Brownfield Cleanup Application Pages
for 200 Delaware Avenue Project**

MTM

PROPERTY NAME: 200 Delaware Avenue Project

ADDRESS/LOCATION 200 Delaware Ave. CITY/TOWN Buffalo ZIP CODE 14202

MUNICIPALITY(IF MORE THAN ONE, LIST ALL):
Buffalo

COUNTY Erie SITE SIZE (ACRES) 1.74

LATITUDE (degrees/minutes/seconds) 42 · 53 · 24.14" LONGITUDE (degrees/minutes/seconds) 78 · 52 · 40.80"

HORIZONTAL COLLECTION METHOD: SURVEY GPS MAP HORIZONTAL REFERENCE DATUM: NAD 27

FOR EACH PARCEL, FILL OUT THE FOLLOWING TAX MAP INFORMATION (if more than three parcels, attach additional information)

Parcel Address	Parcel No.	Section No.	Block No.	Lot No.	Acreage
200 Delaware Ave.	111	37	5	6	1.74

1. Do the property boundaries correspond to tax map metes and bounds? Yes No
If no, please attach a metes and bounds description of the property.

2. Is the required property map attached to the application? (application will not be processed without map) Yes No

3. Is the property part of a designated En-zone pursuant to Tax Law § 21(b)(6)? Yes No

For more information go to: http://www.nylovesbiz.com/BrownField_Redevelopment/default.asp.

If yes, identify area (name) census tract 72.01

50% 100% of the site is in the En-zone (check one)

PROPERTY DESCRIPTION NARRATIVE:
See Attachment B

List of Existing Easements (type here or attach information)

Easement Holder	Description
None, except typical utility easements.	

List of Permits issued by the NYSDEC or USEPA Relating to the Proposed Site (type here or attach information)

Type	Issuing Agency	Description
None.		

Initials of each Requestor: _____

Section VII. Property's Environmental History

To the extent that existing information/studies/reports are available to the requestor, please attach the following:

1. Environmental Reports See Attachment B

A phase I environmental site assessment report prepared in accordance with ASTM E 1527 (American Society for Testing and Materials: Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process), and all environmental reports related to contaminants on or emanating from the site.

If a final investigation report is included, indicate whether it meets the requirements of ECL Article 27-1415(2): Yes No

2. Sampling Data: Indicate known contaminants and the media which are known to have been affected:

Contaminant Category	Soil	Groundwater	Surface Water	Sediment	Soil Gas
Petroleum	X	X			
Chlorinated Solvents					
Other VOCs					
SVOCs					
Metals	X	X			
Pesticides					
PCBs Caulk					
Other* Asbestos					

*Please describe: _____

3. Suspected Contaminants: Indicate suspected contaminants and the media which may have been affected:

Contaminant Category	Soil	Groundwater	Surface Water	Sediment	Soil Gas
Petroleum					X
Chlorinated Solvents					
Other VOCs					
SVOCs	X				
Metals					
Pesticides					
PCBs	X				
Other*	X				

*Please describe: Asbestos

4. INDICATE KNOWN OR SUSPECTED SOURCES OF CONTAMINANTS:

- | | | | |
|--|--|--|--|
| <input type="checkbox"/> Above Ground Pipeline or Tank | <input type="checkbox"/> Lagoons or Ponds | <input checked="" type="checkbox"/> Underground Pipeline or Tank | <input checked="" type="checkbox"/> Surface Spill or Discharge |
| <input type="checkbox"/> Routine Industrial Operations | <input type="checkbox"/> Dumping or Burial of Wastes | <input type="checkbox"/> Septic tank/lateral field | <input type="checkbox"/> Drums or Storage Containers |
| <input type="checkbox"/> Adjacent Property | <input type="checkbox"/> Seepage Pit or Dry Well | <input type="checkbox"/> Foundry Sand | <input type="checkbox"/> Electroplating |
| <input type="checkbox"/> Coal Gas Manufacture | <input type="checkbox"/> Industrial Accident | <input checked="" type="checkbox"/> Unknown | |
- Other: Building Construction

5. INDICATE PAST LAND USES:

- | | | | | | |
|---|---|---|---|---|---|
| <input type="checkbox"/> Coal Gas Manufacturing | <input checked="" type="checkbox"/> Manufacturing | <input type="checkbox"/> Agricultural Co-op | <input checked="" type="checkbox"/> Dry Cleaner | <input type="checkbox"/> Salvage Yard | <input type="checkbox"/> Bulk Plant |
| <input type="checkbox"/> Pipeline | <input checked="" type="checkbox"/> Service Station | <input type="checkbox"/> Landfill | <input type="checkbox"/> Tannery | <input type="checkbox"/> Electroplating | <input checked="" type="checkbox"/> Unknown |
- Other: _____

6. Owners See Attachment C

A list of previous owners with names, last known addresses and telephone numbers (describe requestor's relationship, if any, to each previous owner listed. If no relationship, put "none").

7. Operators See Attachment D

A list of previous operators with names, last known addresses and telephone number (describe requestor's relationship, if any, to each previous operator listed. If no relationship, put "none").

(By requestor who is an individual)

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 an requestor other than an individual)

I hereby affirm that I am Vice-President (title) of Univest I Corporation* (entity); that I am authorized by that entity to make this application; that this application was prepared by me or under my supervision and direction; and 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: 6/26/07 Signature: Michael J. Montante Print Name: MICHAEL MONTANTE

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 or diskette, 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)** hard copy must be sent to the DEC regional contact in the regional office covering the county in which the site is located. Please check our website for the address of our regional offices: <http://www.dec.state.ny.us/website/der/index.html>

FOR DEPARTMENT USE ONLY

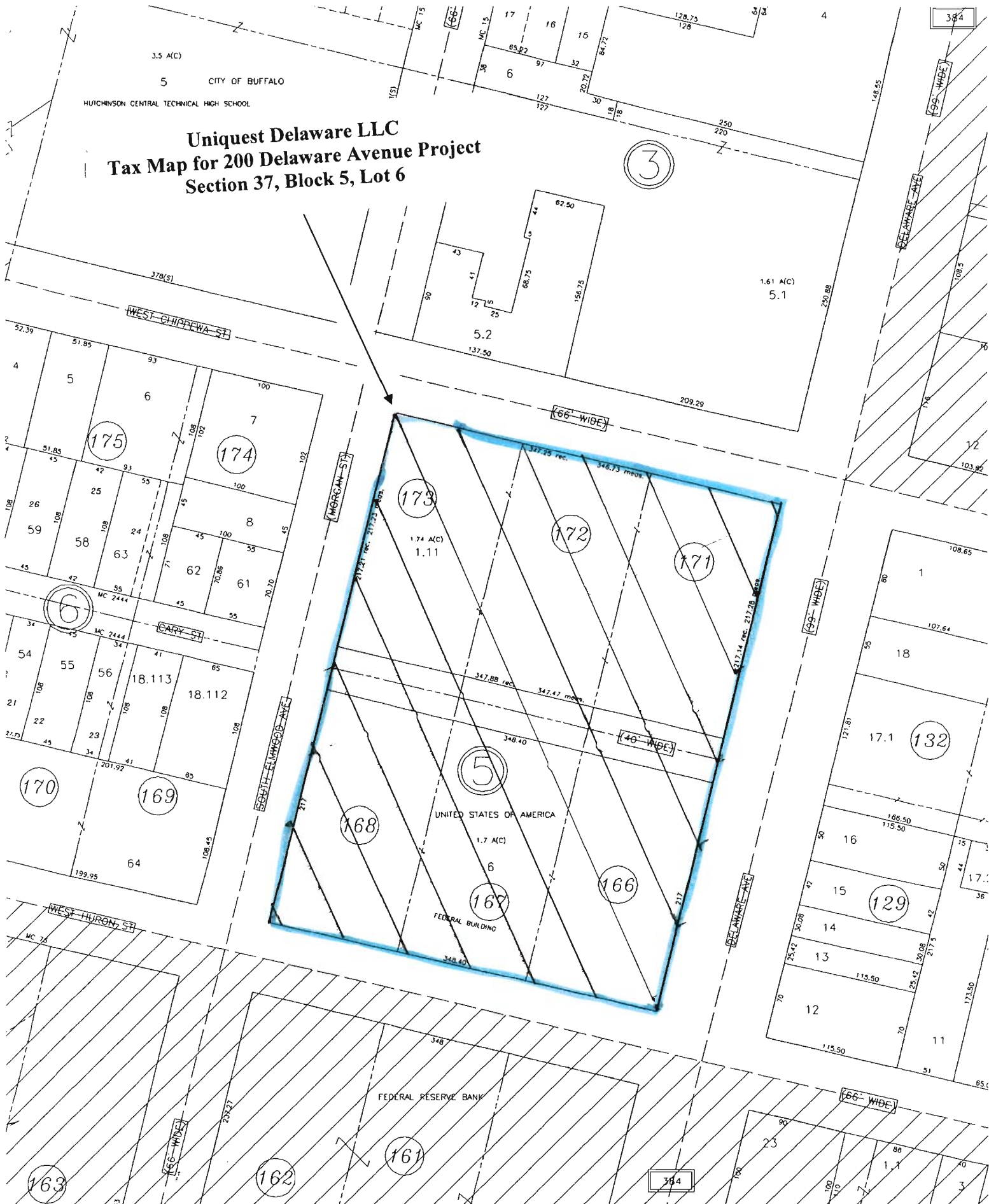
BCP SITE T&A CODE: _____ LEAD OFFICE: _____

*Univest I Corporation is the Manager of Uniland Holdings, LLC. Uniland Holdings, LLC is the Managing Member of Uniquest Delaware, LLC, the Requestor.

Tax Map for 200 Delaware Avenue Project

3.5 A(C)
 5 CITY OF BUFFALO
 HUTCHINSON CENTRAL TECHNICAL HIGH SCHOOL

Uniquet Delaware LLC Tax Map for 200 Delaware Avenue Project Section 37, Block 5, Lot 6



SPECIAL DISTRICTS

SCHOOL	BUFFALO PUBLIC SCHOOL DISTRICT	DRAINAGE
FIRE	CITY OF BUFFALO FIRE DISTRICT	SEWER
WATER		

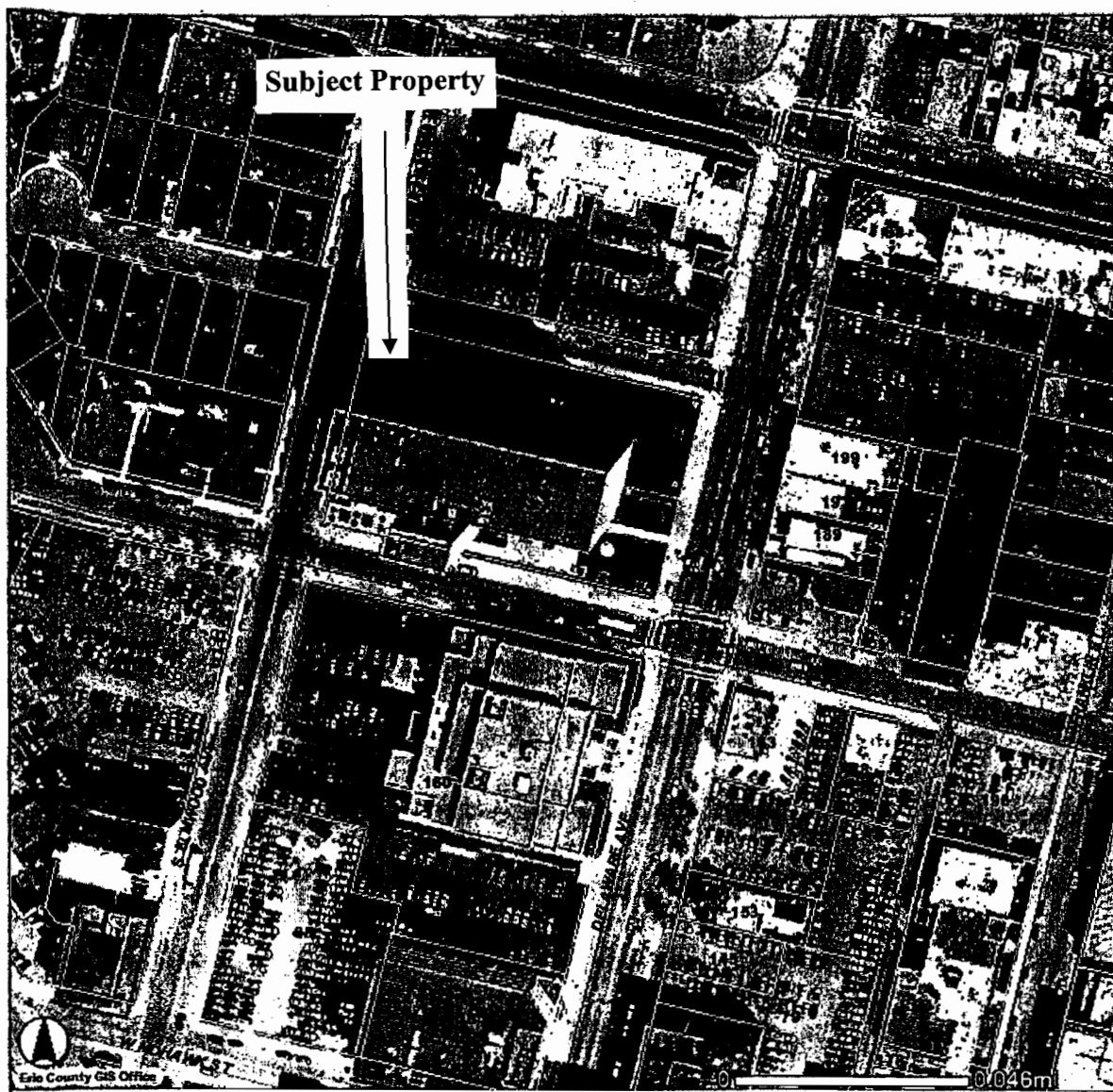
PROPERTY LINE	—
ORIGINAL SUBLOT LINE	- - - - -
RAILROAD	—+—+—+—
STREAM OR DITCH	~~~~~
ROAD OR RAILROAD BNDY	—+—+—+—
COUNTY LINE	—+—+—+—

TOWN LINE	—+—+—+—
VILLAGE LINE	—+—+—+—
BLOCK LIMIT	—+—+—+—
FARM LOT LINE	—+—+—+—
SCHOOL DISTRICT LINE	—+—+—+—
WATER DISTRICT LINE	—+—+—+—
SEWER DISTRICT LINE	—+—+—+—

LEGEND

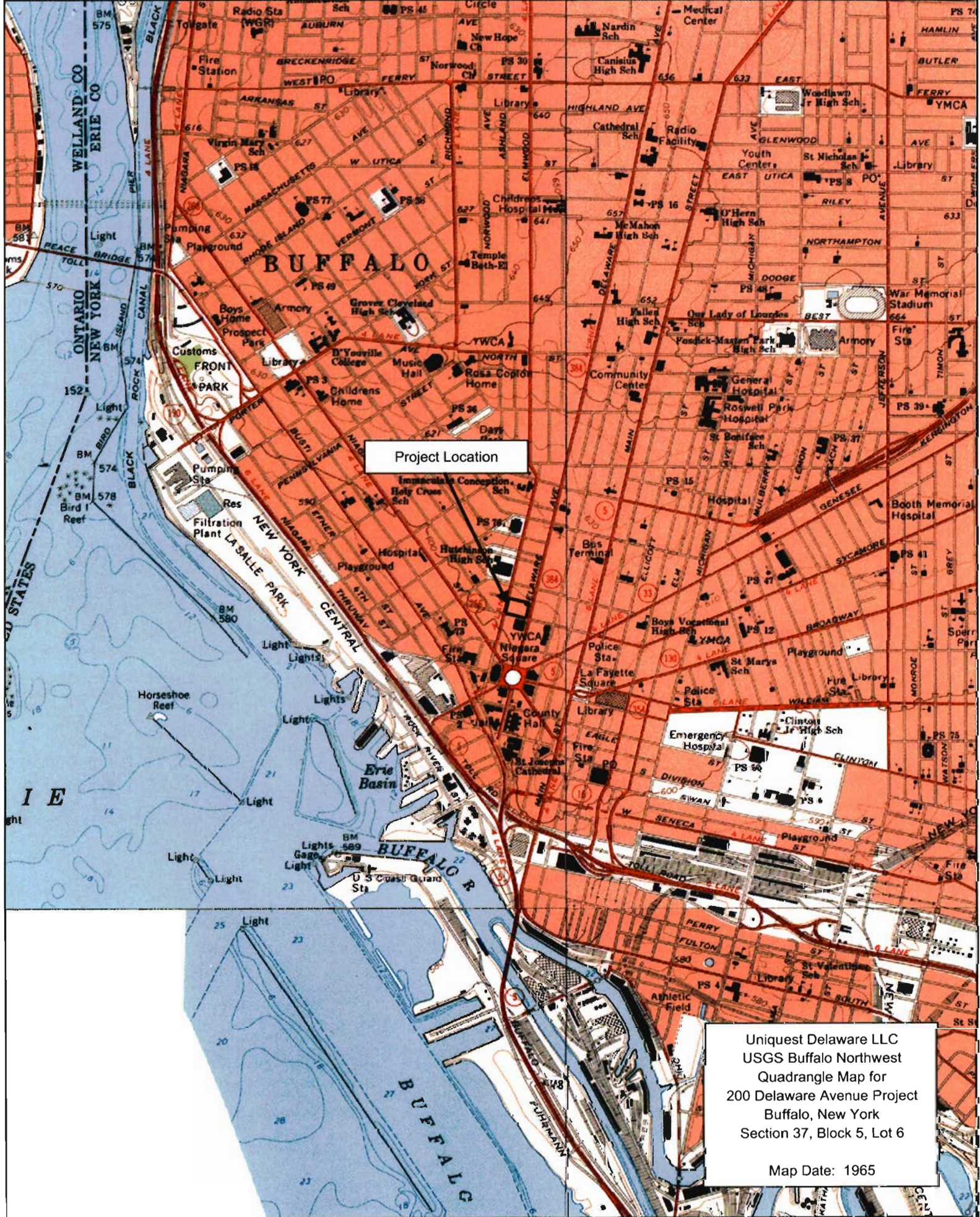
FIRE DISTRICT LINE	—+—+—+—
DENOTES COMMON OWNER	—+—+—+—
TAX MAP BLOCK NO.	③
TAX MAP PARCEL NO.	116.00-1-11
FILED PLAN LOT NO.	14
FARM LOT NO.	⑥
CALCULATED ACPAGE	7.5 A(C)
DEED ACREAGE	17.5
SCALED DIMENSION	225 (S)
SCALED DIMENSION (CHECKED)	743.25(S)
DEED DIMENSION	173.3
DEED DIMENSION (CENTER LINE)	173.33 4
COORDINATE LOCATOR	4

Site Plan/Aerial Map for 200 Delaware Avenue Project



**Uniquet Delaware LLC
Site/Aerial Map for 200 Delaware Avenue Project**

USGS Map for 200 Delaware Avenue Project



Project Location

Uniquist Delaware LLC
USGS Buffalo Northwest
Quadrangle Map for
200 Delaware Avenue Project
Buffalo, New York
Section 37, Block 5, Lot 6

Map Date: 1965