NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

BROWNFIELD CLEANUP PROGRAM (BCP)

ECL ARTICLE 27 / TITLE 14

DEPARTMENT USE ONLY
BCP SITE #:_____

7/06

NAME Uniland Federal Center, Inc.		
ADDRESS 100 Corporate Parkway, Suite 500		
CITY/TOWN Amherst NY	ZIP CODE 14226	
PHONE 716-834-5000	FAX 716-834-5034	E-MAIL cmontante@uniland.com
NAME OF REQUESTOR'S REPRESENTATIVE Mr. Carl J. Montante		
ADDRESS 100 Corporate Parkway		
CITY/TOWN Amherst NY	ZIP CODE 14226	
PHONE 716-834-5000	FAX 716-834-5034	E-MAIL cmontante@uniland.com
NAME OF REQUESTOR'S CONSULTANT Mark LiPuma, LCS, Inc.		
ADDRESS 250 Delaware Ave		
CITY/TOWN Buffalo, NY	ZIP CODE 14202	
PHONE 716-845-6145	FAX 716-845-6164	E-MAIL mlipuma@lenderconsulting.com
NAME OF REQUESTOR'S ATTORNEY David P. Flynn, Esq.		
ADDRESS 3400 HSBC Center		
CITY/TOWN Buffalo, NY	ZIP CODE 14203	
PHONE 716-847-8400	FAX 716-852-6100	E-MAIL dflynn@phillipslytle.com

THE REQUESTOR MUST CERTIFY THAT HE/SHE 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 hazardous waste or discharge of petroleum 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 hazardous waste or discharge of petroleum.

☑ VOLUNTEER

A requestor other than a participant, including a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the disposal of hazardous waste or discharge of petroleum.

NOTE: By checking this box, the requestor certifies that he/she has exercised appropriate care with respect to the hazardous waste 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 hazardous waste.

Requestor Relationship to Property (check one):

Previous 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. ☐ Yes ☐ No

(Note: proof of site access must be submitted for non-owners)

PROPERTY NAME: 6126 Main Street

ADDRESS/LOCATION 6126 Main Street CITY/TOWN Amherst, New York ZIP CODE 14226

MUNICIPALITY(IF MORE THAN ONE, LIST ALL): Amherst, New York

COUNTY Erie SITE SIZE (ACRES) 1.04 Acres

LATITUDE (degrees/minutes/seconds) 42 · 57 · 57.61 LONGITUDE (degrees/minutes/seconds) 78 · 43 · 31.49"

HORIZONTAL COLLECTION METHOD: ☐ SURVEY ☐ GPS ☑ MAP HORIZONTAL REFERENCE DATUM: NAD 1927

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
6126 Main Street		69.18	7	39	1.04

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) _____

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

PROPERTY DESCRIPTION NARRATIVE:

The Property has hosted a number of gasoline service stations/automobile repair and resale businesses and has been impacted by petroleum use, and is on the corner of Main Street and Youngs Road in the Town of Amherst.

List of Existing Easements (type here or attach information)

Easement Holder	Description
See Attachment A	

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: _____ _____ _____ _____ _____ _____

OWNER'S NAME (if different from requestor) Same as requestor.		
ADDRESS		
CITY/TOWN	ZIP CODE	
PHONE	FAX	E-MAIL
OPERATOR'S NAME (if different from requestor or owner) Fast Track Quick Lube		
ADDRESS 5123 Transit Road		
CITY/TOWN Depew, New York	ZIP CODE 14043	
PHONE 716-681-7161	FAX	E-MAIL

If answering "yes" to any of the following questions, please provide an explanation as an attachment.

1. Are any enforcement actions pending against the requestor regarding this site? ☐ Yes ☑ No
2. Is the requestor subject to an existing order relating to contamination at the site? ☐ Yes ☑ No
3. Is the requestor subject to an outstanding claim by the Spill Fund for this site? ☐ Yes ☑ No
4. Has the requestor been determined to have violated any provision of ECL Article 27? ☐ Yes ☑ No
5. Has the requestor previously been denied entry to the BCP? ☐ Yes ☑ No
6. Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving contaminants? ☐ Yes ☑ No
7. Has the requestor been convicted of a criminal offense that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration? ☐ Yes ☑ No
8. Has the requestor knowingly falsified or concealed material facts or knowingly submitted or made use of a false statement in a matter before the Department? ☐ Yes ☑ No
9. Is the requestor an individual or entity of the type set forth in ECL 27-1407.8(f) that committed an act or failed to act, and such act or failure to act could be the basis for denial of a BCP application? ☐ Yes ☑ No

1. Is the property listed on the National Priorities List? ☐ Yes ☑ No
2. Is the property listed on the NYS Registry of Inactive Hazardous Waste Disposal Sites? ☐ Yes ☑ No
   If yes, please provide: Site #_____ Class # _____
3. Is the property subject to a permit under ECL Article 27, Title 9, other than an Interim Status facility? ☐ Yes ☑ No
   If yes, please provide: Permit type:_____ EPA ID Number:_____
   Date permit issued:_____ Permit expiration date:_____
4. Is the property subject to a cleanup order under navigation law Article 12 or ECL Article 17 Title 10? ☐ Yes ☑ No
   If yes, please provide: Order #_____
5. Is the property subject to a state or federal enforcement action related to hazardous waste or petroleum? ☐ Yes ☑ No
   If yes, please provide explanation as an attachment.

Please attach a description of the project which includes the following components:

- Purpose and scope of the project
- Estimated project schedule

Please see Attachment B for Project details, estimated schedule and property metes and bounds description.

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

1. **Environmental Reports** See Attachment C
   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				
Chlorinated Solvents					
Other VOCs					
SVOCs	X				
Metals	X				
Pesticides					
PCBs					
Other*					

*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			X
Chlorinated Solvents		X			
Other VOCs	X				
SVOCs		X			
Metals		X			
Pesticides					
PCBs					
Other*					

*Please describe: _____

4. INDICATE KNOWN OR SUSPECTED SOURCES OF CONTAMINANTS:

☑ Above Ground Pipeline or Tank ☐ Lagoons or Ponds ☑ Underground Pipeline or Tank ☑ Surface Spill or Discharge
☐ Routine Industrial Operations ☐ Dumping or Burial of Wastes ☐ Septic tank/lateral field ☑ Drums or Storage Containers
☐ Adjacent Property ☐ Seepage Pit or Dry Well ☐ Foundry Sand ☐ Electroplating
☐ Coal Gas Manufacture ☐ Industrial Accident ☑ Unknown
Other: Building Construction

5. INDICATE PAST LAND USES:

☐ Coal Gas Manufacturing ☐ Manufacturing ☐ Agricultural Co-op ☐ Dry Cleaner ☐ Salvage Yard ☐ Bulk Plant
☐ Pipeline ☑ Service Station ☐ Landfill ☐ Tannery ☐ Electroplating ☐ Unknown
Other: _____

6. **Owners** See Attachment D
   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 E
   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").

Please attach, at a minimum, the names and addresses of the following: See Attachment F

1. The chief executive officer and zoning board chairperson of each county, city, town and village in which the property is located.
2. Residents, owners, and occupants of the property and properties adjacent to the property.
3. Local news media from which the community typically obtains information.
4. The public water supplier which services the area in which the property is located.
5. Any person who has requested to be placed on the contact list.
6. The administrator of any school or day care facility located on or near the property.
7. The location of a document repository for the project (e.g., local library). In addition, attach a copy of a letter sent to the repository acknowledging that it agrees to act as the document repository for the property.

Current Use: ☐ Residential ☑ Commercial ☐ Industrial ☐ Vacant ☐ Recreational (check all that apply)

Intended Use: ☐ Unrestricted ☐ Residential ☑ Commercial ☐ Industrial

Please check the appropriate box and provide an explanation as an attachment if appropriate. Provide a copy of the local zoning classifications, comprehensive zoning plan designations, and/or current land use approvals.

	Yes	No
1. Do current historical and/or recent development patterns support the proposed use? (See #12 below re: discussion of area land uses)	☑	☐
2. Is the proposed use consistent with applicable zoning laws/maps?	☑	☐
3. Is the proposed use consistent with applicable comprehensive community master plans, local waterfront revitalization plans, designated Brownfield Opportunity Area plans, other adopted land use plans?	☑	☐
4. Are there any Environmental Justice Concerns? (See §27-1415(3)(p)).	☐	☑
5. Are there any federal or state land use designations relating to this site?	☐	☑
6. Do the population growth patterns and projections support the proposed use?	☑	☐
7. Is the property accessible to existing infrastructure?	☑	☐
8. Are there important cultural resources, including federal or state historic or heritage sites or Native American religious sites within ½ mile?	☐	☑
9. Are there important federal, state or local natural resources, including waterways, wildlife refuges, wetlands, or critical habitats of endangered or threatened species within ½ mile?	☐	☑
10. Are there floodplains within ½ mile?	☐	☑
11. Are there any institutional controls currently applicable to the property?	None	

12. Describe on attachment the proximity to real property currently used for residential use, and to urban, commercial, industrial, agricultural, and recreational areas. See Attachment G

13. Describe on attachment the potential vulnerability of groundwater to contamination that might migrate from the property, including proximity to wellhead protection and groundwater recharge areas. See Attachment G

14. Describe on attachment the geography and geology of the site. See Attachment G

(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 President (title) of Uniland Federal Center. Inc (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: 7/5/07 Signature: _____ Print Name: Carl J. 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:_____

APPLICATION INSTRUCTIONS

Providing complete information will allow for the quick review and consideration of the application. Incomplete applications will be placed on hold while the missing information is requested. In this regard, ensure that all requested information and attachments are provided with the application. **The New York State Department of Environmental Conservation (Department) strongly encourages all applicants to schedule a preapplication meeting with Department staff to review the benefits, requirements, and procedures for completing a project in the BCP. Contact your Regional Department office to schedule a meeting. Regional contacts can be found at:** http://www.dec.state.ny.us/website/der/info/phnum.html#hwr

Note: To add a party to an existing BCP Agreement and/or Application, use the BCP Application Amendment for a Change in Party, found on the Department's website at : http://www.dec.state.ny.us/website/der/bcp/#how .

SECTION I	REQUESTOR INFORMATION
Requestor Name	Provide the name of the person(s)/entity requesting participation in the BCP. (If more than one, attach additional sheets with requested information. If an LLC, the members/owners names need to be provided on a separate attachment). The requestor is the person or entity seeking Department review and approval of the remedial program.
Address/City-Town/Zip and Phone	Provide the requestor's mailing address and telephone number; include a fax number and e-mail address if available.
Representative Name	Provide the name of the requestor's authorized representative. This is the person to whom all correspondence, notices, etc will be sent. This is the person who will be listed as the contact person in the BCA.
Representative Address, etc	Provide the mailing address, telephone number, fax number and e-mail address.
Consultant Name	Provide the name of the requestor's consultant.
Consultant address, etc	Provide the mailing address, telephone number, fax number and e-mail address.
Attorney Name	Provide the name of the requestor's attorney.
Attorney address, etc	Provide the mailing address, telephone number, fax number and e-mail address.
Participant/Volunteer Certification	The requestor is required to certify whether it is applying as a "Participant" or a "Volunteer" as defined in Environmental Conservation Law (ECL) 27-1405.1.
Relationship to Property	The requestor is required to identify its relationship to the property (previous owner, current owner, etc). If the requestor is not the owner, proof of access to the property throughout the BCP project must be provided (e.g. an access agreement).

SECTION II	PROPERTY INFORMATION SUMMARY SHEET

As a separate attachment, provide complete and detailed information if necessary. Each requestor must initial this section.

Property Name	Provide a name for the property. The name could be an owner's name, current or historical operations (i.e., ABC Furniture) or the general location of the property. Consider whether the property is known by the Department by a particular name, and if so, use that name.
Property address	Provide a street address, city/town, county, zip code and each municipality in which the property is located. For properties with multiple addresses, please provide same information.
Property size	Provide the approximate acreage of the property.
GIS information	Provide the latitude and longitude from the approximate center of the property. Show the latitude and longitude in degrees, minutes and seconds. Indicate method used to acquire the location (horizontal collection method); the Horizontal Reference Datum (NAD27 or NAD82) used in determining latitude and longitude coordinates; and the Reference Point. If more than one property is listed in the NIR, list separate latitude and longitudes.
Tax map information	Provide the tax parcel/section/block/lot information and map. Tax map information may be obtained from the tax assessor's office. Failure to include the map could result in the application being deemed incomplete. Attach a county tax map with identifier numbers, along with any figures needed to show the location and boundaries of the property. Include a USGS 7.5 minute quad map on which the property appears.
Tax map relationship	State whether the boundaries of the property correspond to the tax map boundaries.
Map	Provide a property base map(s) of sufficient detail, clarity and accuracy to show the following: i) a distance of at least 1,000 feet around the proposed brownfield property at a scale no smaller than one inch equal to 200 feet; ii) map scale, north arrow orientation, date, and location of the property with respect to adjacent streets and roadways; iii) proposed brownfield property boundary lines, with adjacent property owners clearly identified; iv) surrounding land uses; and v) existing easements or rights-of-way currently in effect for the property(ies)

SECTION II	PROPERTY INFORMATION SUMMARY SHEET (CONT)
En-zone	Is any part of the property in an En-zone? If so, what percentage? For information on En-zones, go to http://www.nylovesbiz.com/BrownField_Redevelopment/default.asp.
Property Description Narrative	Provide any additional relevant information.
Easements	Identify and describe all current easements, including names of easement holders.
Present or Past Permits	Identify any permits issued by the NYSDEC or USEPA.

SECTION III	CURRENT PROPERTY OWNER/OPERATOR INFORMATION
Owner Name	Provide the name of the current owner of the property (if different from the requestor). List all parties holding an interest in the property.
Owner address, etc	Provide the owner's mailing address, telephone number, fax number and e-mail address.
Operator Name	Provide the name of the current operator (if different from the requestor or owner).
Operator address, etc	Provide the operator's mailing address, telephone number, fax number and e-mail address.

SECTION IV **REQUESTOR ELIGIBILITY INFORMATION**

As a separate attachment, provide complete and detailed information in response to any eligibility questions answered in the affirmative. It is permissible to reference specific sections of existing property reports; however, it is requested that such information be summarized. For properties with multiple addresses or tax parcels, please include this information for each address or tax parcel.

Enforcement Action Pending	Are any enforcement actions relating to the proposed brownfield property pending against the requestor?
Existing Order	Is the requestor presently subject to an order for the investigation, removal or remediation of the contamination at the property?
Outstanding Spill Fund Claim	Is the requestor subject to an outstanding claim by the Spill Fund? Any questions regarding whether a party is subject to a spill claim should be discussed with the Spill Fund Administrator.
Violation of ECL Article 27	Has the requestor been determined in an administrative, civil or criminal proceeding to be in violation of i) any provision of the subject law, ii) any related order or determination, iii) any regulation implementing Title 14, or iv) any similar statute, regulation of the state or federal government. If so, provide an explanation on a separate attachment.
Previous BCP denial	Has the requestor previously applied for and been denied entry into the BCP? If so, include information relative to the application, such as name, address, Department assigned site number, the reason for denial, and other relevant information.
Negligent/Intentionally tortious act	Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving the handling, storing, treating, disposing or transporting of contaminants?
Criminal convictions	Has the requestor been convicted of a criminal offense i) involving the handling, storing, treating, disposing or transporting of contaminants, or ii) that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration (as that term is used in Article 195 of the Penal Law) under federal law or the laws of any state?
False statements	Has the requestor knowingly falsified statements or concealed material facts in any matter within the jurisdiction of the Department, or submitted a false statement or made use of or made a false statement in connection with any document or application submitted to the Department.

SECTION V PROPERTY ELIGIBILITY INFORMATION

As a separate attachment, provide complete and detailed information in response to the following eligibility questions answered in the affirmative. It is permissible to reference specific sections of existing property reports; however, it is requested that that information be summarized. The outline below is provided to ascertain appropriate information so that the Department can expeditiously provide a BCP Eligibility Determination.

CERCLA / NPL Listing	Is any portion of the property listed on the National Priorities List (NPL) established under CERCLA? If so, provide relevant information.
Registry Listing	Has any portion of the property ever been listed on the New York State Registry of Inactive Hazardous Waste Disposal Sites established under ECL 27-1305? If so, please provide the site number and classification. See http://www.dec.state.ny.us/cfmx/extapps/derfoil/index.cfm?pageid=3 for a database of sites with classifications. (select "Superfund program" at program drop-down field.)
RCRA	Does the property have a Resource Conservation and Recovery Act (RCRA) TSDF Permit in accordance with the ECL 27-0900 *et seq*? If so, please provide the EPA Identification Number, the date the permit was issued, and its expiration date. See http://www.dec.state.ny.us/website/der/bcp/rcra.html for a list of RCRA permitted sites. Note: for purposes of this application, interim status facilities are not deemed to be subject to a RCRA permit.
Existing Order	Is the property subject to an order for cleanup under Article 12 of the Navigation Law or Article 17 Title 10 of the ECL? If so, please provide information on an attachment. Note: if the property is subject to a stipulation agreement, relevant information should be provided; however, property will not be deemed ineligible solely on the basis of the stipulation agreement.
Enforcement Action Pending	Is the property subject to an enforcement action under Article 27, Titles 7 or 9 of the ECL or subject to any other ongoing state or federal enforcement action related to the contamination which is at or emanating from the property?

SECTION VI PROJECT DESCRIPTION

As a separate attachment, provide complete and detailed information about the project, including the purpose of the project, proposed use after remediation and the estimated project schedule.

SECTION VII PROPERTY ENVIRONMENTAL HISTORY

Environmental Reports	Summarize the results of all previous environmental studies, including any Phase I or Phase II Investigations as well as maps and data. The summary should include information concerning past uses, known or suspected contamination, and the names of any known primary contaminants to be addressed. Copies of all environmental reports and assessments must be included. The application must identify the standard used to prepare such reports (e.g. ASTM E 1527 (American Society for Testing and Materials: Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process)
Sampling Data	Provide a table of known contaminants (from sampling and analysis) at the property with the maximum concentration detected and the media in which each contaminant was detected. Reference and include laboratory reports.
Suspected Contaminants	Provide a table of suspected contaminants and the media which may have been affected.
Known or Suspected Sources of Contamination	Indicate any known or suspected sources of contamination.
Past Land Uses	Indicate past land uses.
Owners	Provide the names, address and phone numbers of all previous owners, including a statement as to any relationship of the requestor to any prior owner(s).
Operators	Provide the names, address and phone numbers of all previous operators, including a statement as to any relationship of the requestor to any prior operator(s).

SECTION VIII CONTACT INFORMATION

Provide the names and addresses of the parties on the Site Contact List (SCL). The SCL consists of (i) the chief executive officer and zoning board chairperson of each county, city, town, and village in which the site is located; ii) residents, owners, and occupants of the site and properties immediately adjacent to the site; iii) local news media from which the community typically obtains information; iv) the public water supplier which services the area in which the site is located; v) any person who has requested to be placed on the SCL; and, vi) the administrator of any school or day care facility located on or near the site. Also, provide the name and address of a document repository, along with a copy of a letter sent to the repository acknowledging that it agrees to act as the document repository for the site.

SECTION IX LAND USE FACTORS

As a separate attachment, provide complete and detailed information in response to the questions where noted.

Current Use	Identify the current use category. Attach a summary of current business operations or uses, with an emphasis on identifying possible contaminant source areas. If operations or uses have ceased, provide the date.
Intended Use	Identify the use category post remediation. Attach a statement detailing the specific proposed use.
Historical/current development	Is the proposed use consistent with historical and/or current development patterns for the neighborhood? (See "Adjacent Uses" description below).
Applicable zoning laws/maps	Is the proposed post-remediation use consistent with local zoning, planning and maps? Provide relevant documentation supporting the consistency.
Comprehensive Plans	Is the proposed post-remediation use consistent with applicable comprehensive community master plans, local waterfront revitalization plans, designated Brownfield Opportunity Area plans, and other adopted land use plans. Provide relevant documentation supporting the consistency.
EJ concerns	Are there any environmental justice concerns? If yes, explain.
Federal/State designations	Are there any federal or state land use designations relating to the property? If yes, explain.
Population growth patterns	Identify whether the growth patterns and projections support the proposed plan. Information on demographics can be found at http://www.nylovesbiz.com/Workforce_and_Demographics/workforce_by_region_flash.asp.
Existing infrastructure	Is the property accessible to existing infrastructure (highways, utilities, sewer and water lines, etc)?
Cultural resources	Are there important cultural resources, including federal or state historic or heritage sites or Native American religious sites within ½ mile of the site? If yes, explain.
Natural Resources	Are there important federal, state or local natural resources, including waterways, wildlife refuges, wetlands, or critical habitats of endangered or threatened species within ½ mile? If yes, explain.
Flood Plains	Are there floodplains within ½ mile of the site? If yes, explain.
Institutional Controls	Does the property have any institutional controls imposed as part of a remedial program? If yes, describe the controls and the remedial program under which the controls were imposed.
Adjacent uses	Attach a description of the general land uses (unrestricted, residential, commercial, industrial, agricultural, recreational, mixed, urban, etc.) in the area. Providing an area map depicting uses is the best approach.
Groundwater vulnerability	Describe the potential vulnerability of groundwater to contamination that might migrate from the site, including proximity to wellhead protection and groundwater recharge areas, and other areas identified by the Department and the State's Comprehensive Groundwater Remediation and Protection Program.
Geography/Geology	Describe (in general terms) the geography and geology of the property on an attachment.

SIGNATURE PAGE

The Requestor must sign the application, **not** the requestor's representative, contact, consultant or attorney. If there are multiple parties applying, then each must sign a signature page.

SUBMITTING ATTACHMENTS AND REMINDERS

Attachments	Ensure that the attachments are included with the hard copy and on the CD with the electronic copy. Include a copy of a clearly identified public survey map for the property (e.g. the property shown on a portion of the relevant USGS topographic map; plat maps may be used for rural properties); a detailed map that clearly indicates the boundaries of the property for which you are seeking entry into the BCP (e.g. a certified survey map, subdivision plat map, or other type of map); and a copy of the deed that includes a legal property description.
Explanations	Ensure that supporting documentation has been provided for appropriate questions.
Submissions	One legible paper copy with original signatures and all accompanying attachments should 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 paper copy of the application with all accompanying attachments should be submitted to the appropriate Department Regional Contact (RC). See: http://www.dec.state.ny.us/website/der/info/phnum.html#hwr .
Electronic copy	A completed (signed) application with all attachments and maps must be submitted electronically with the application package on a CD to the Site Control Section. The application will be deemed incomplete without a complete electronic copy.

SECTION II. PROPERTY INFORMATION SUMMARY SHEET

SECTION II ADDENDUM: List of Known Existing Easements

EASEMENT HOLDERS	DESCRIPTION
1. Town of Amherst June 21, 1983	10 feet of land across the southernmost boundary of the property for sanitary sewer.
2. Town of Amherst November 25, 1983	10 foot wide easement for sanitary sewer connection service line.
3. Town of Amherst February 2, 1984	10 foot wide easement for sanitary sewer connection service line.
4. Various Utilities	Possible water and electric easements.

SECTION VI. PROJECT DESCRIPTION

Background

The Property at 6126 Main Street is located on a busy corner of Main Street and Youngs Road in the heart of Amherst, New York. The Property has hosted a number of automobile service stations, resale operations, and "quick lube" facilities. These prior uses have left the Property contaminated with petroleum-based products.

Purpose and Scope of the Project

The project developer intends to remediate all environmental issues and redevelop the property into a four (4) story multi-tenant office building. The Property is a brownfield (with documented soil and groundwater contamination) that meets all of the eligibility requirements for the Brownfield Cleanup Program. Recognizing that commercial use for the Property is anticipated, confirmed and/or suspected impacts are as follows:

- Petroleum contamination of soil;
- VOC/SVOC contamination of soil;
- Potential groundwater contamination as a result of soil contamination;
- Because of the known petroleum and VOC contamination, there is a potential for soil vapor intrusion.; and
- Anomalies detected on-site may be underground storage tanks.

A copy of the Site Plan and metes and bounds description follows this page.

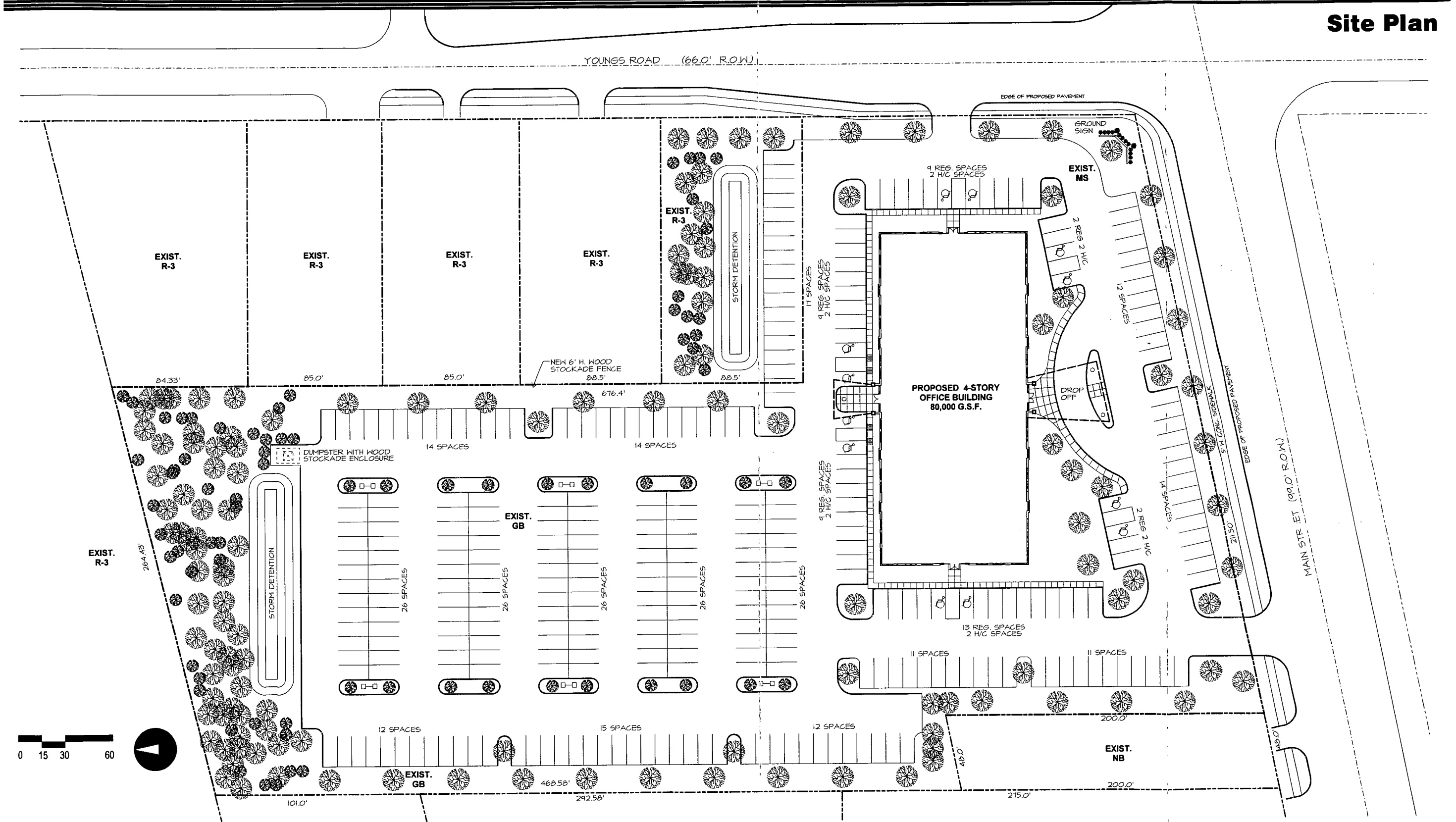
Estimated Project Schedule

Immediately following the Department's approval of this Application and execution of a Brownfield Cleanup Agreement, site remedial work will begin. it is anticipated that site remedial work will take approximately two months, and that the Project will open approximately nine months following completion of remedial work.

6120-6126 Main Street

Main Street Professional Center **Williamsville, New York**

Site Plan



g:\mspc\2539\2539mk12.sht

06/12/07

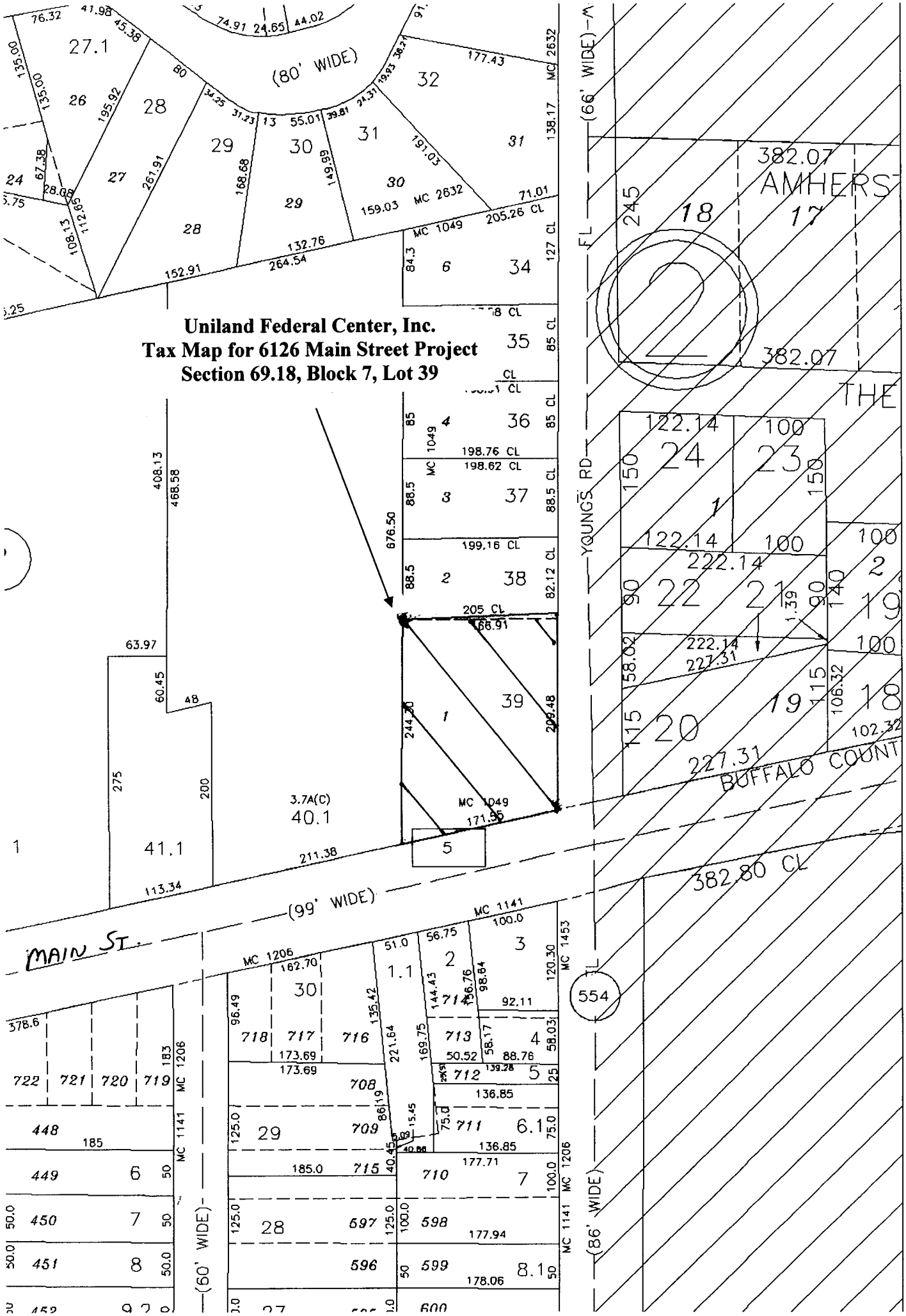
UNILAND
DEVELOPMENT COMPANY
Amherst, New York 716.834.5000 uniland.com

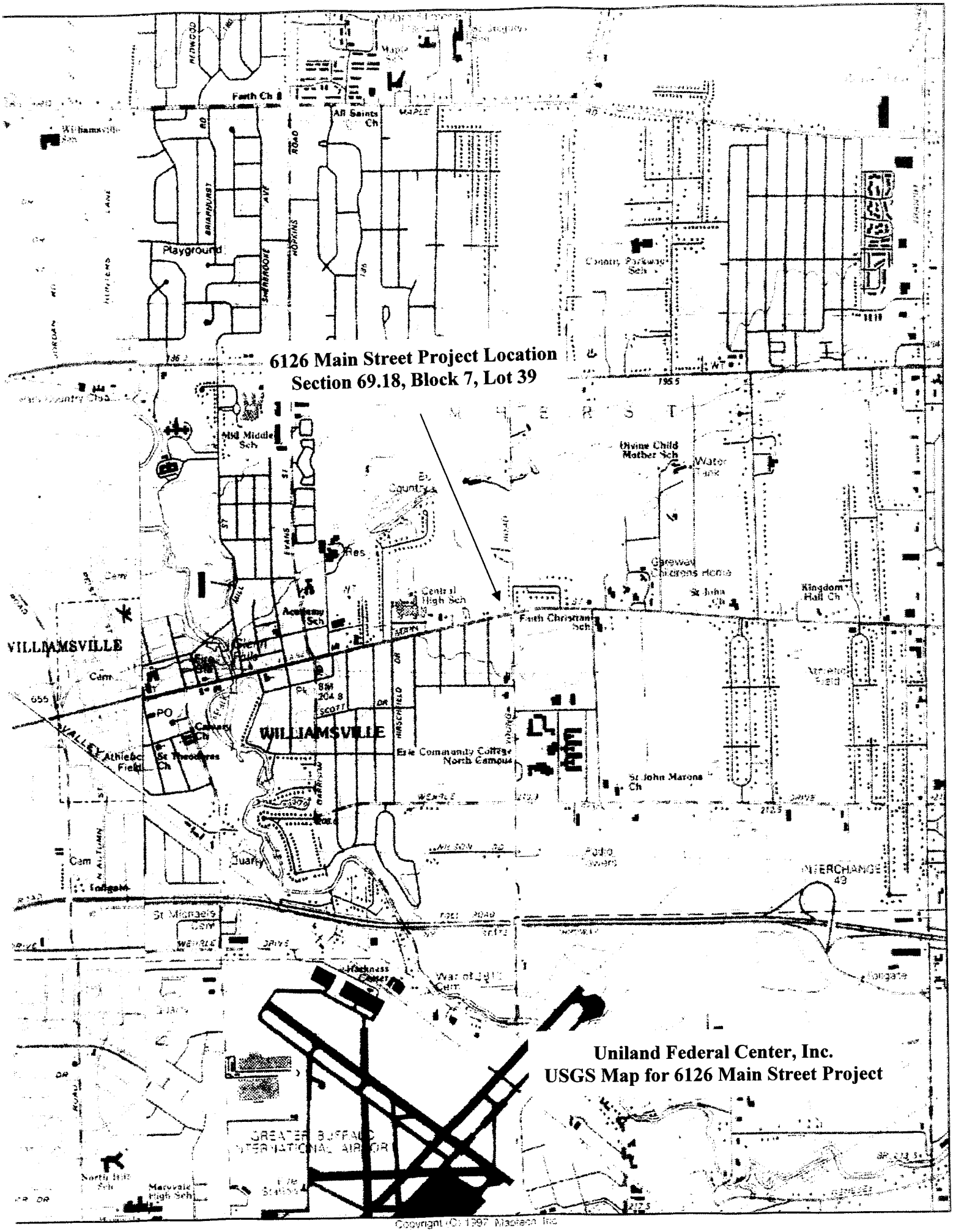
Schedule A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Amherst, County of Erie and State of New York, being part of Lot Number two (2), Township twelve (12), Range seven (7) of the Holland Land Company's Survey, bounded and described as follows:

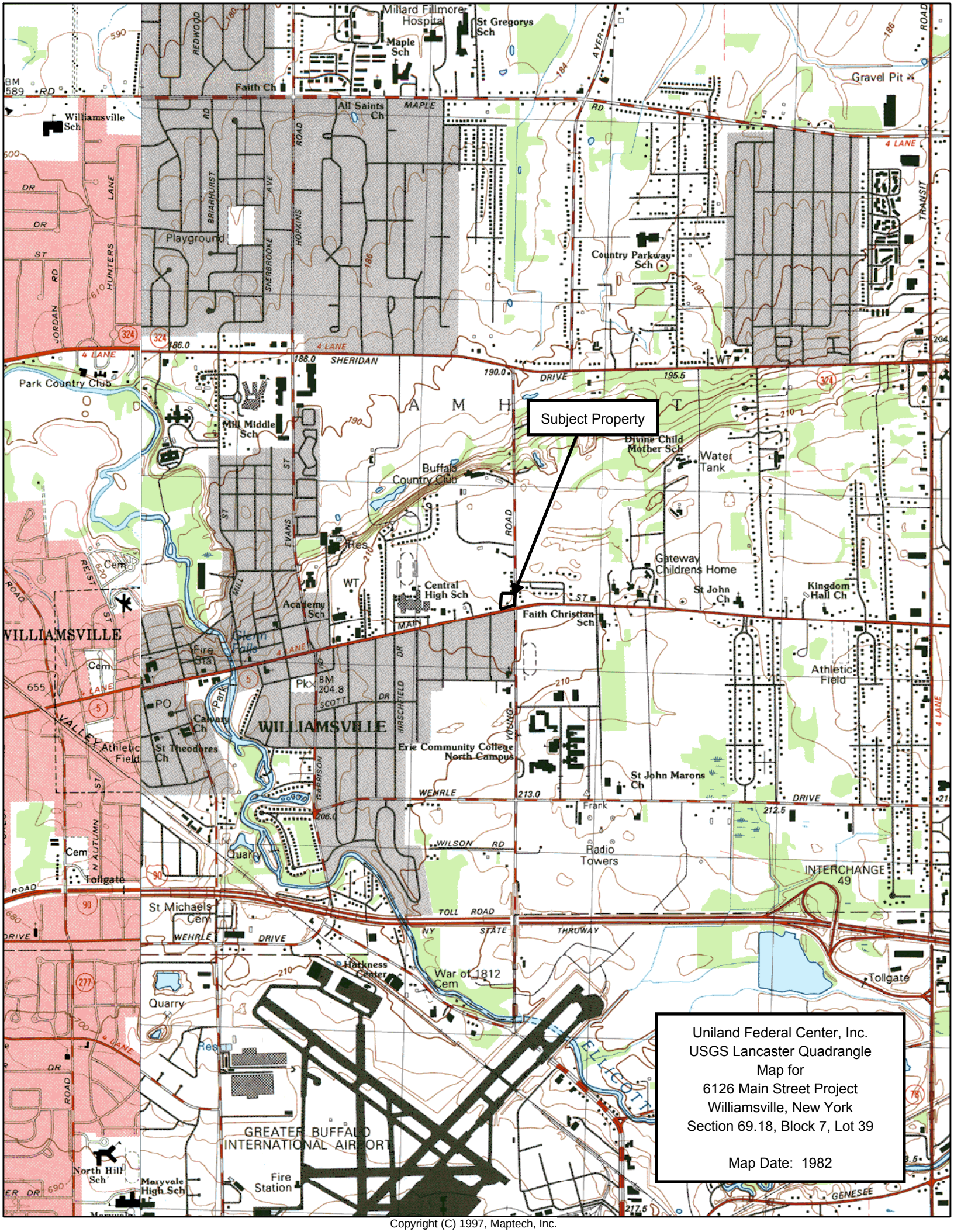
BEGINNING at the southeast corner of said lot and running thence northerly along the east line of said lot, two hundred nine (209) feet; thence westerly about two hundred five (205) feet to the westerly line of the premises conveyed to Michael Albert by Maria Wehrle and Joseph Wehrle, her husband, by deed dated October 8, 1887 and recorded in the Erie County Clerk's Office in Liber 535 of Deeds at page 233, November 4, 1887; thence southerly along the said westerly line of said premises, two hundred forty-four (244) feet to the northerly line of Main Street and thence easterly along the northerly line of Main Street about two hundred five (205) feet to the place of beginning.

EXCEPTING THEREFROM that portion of the above described premises acquired by the People of the State of New York by Notice of Appropriation recorded in Liber 10900 of Deeds at page 6998.


Uniland Federal Center, Inc.
Tax Map for 6126 Main Street Project
Section 69.18, Block 7, Lot 39
(80' WIDE)
(66' WIDE)
(99' WIDE)
(60' WIDE)
(86' WIDE)
MAIN ST.
YOUNGS RD
BUFFALO COUNT
AMHERST
THE
MC 2632
MC 1049
MC 1141
MC 1206
MC 1453
382.07
382.80 CL
205.26 CL
198.76 CL
198.62 CL
199.16 CL
211.38
113.34
554



Uniland Federal Center, Inc.
USGS Map for 6126 Main Street Project



Copyright (C) 1997, Maptech, Inc.


Erie County GIS Office
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SECTION VII. PROPERTY'S ENVIRONMENTAL HISTORY

ITEM 1. ENVIRONMENTAL REPORTS

1) Phase I Environmental Survey Report dated February 12, 1991

2) Phase II Environmental Survey Report dated February 27, 1991

3) Pollution Assessment Technology Services Inc. Letter Report dated April 16, 1991

4) LCS ASTM E1527-00 Phase I Environmental Site Assessment Report dated January 3, 2007

5) LCS Limited and Focused Magnetometer and Subsurface Soil Investigation Report dated February 19, 2007

Phase I
Environmental Survey

for

6126 Main Street
Amherst, New York

Prepared For:

Joe Deck, Sr.
6126 Main Street, Inc.
506 Delaware Avenue
Buffalo, New York 14202

Prepared By:

Lawrence Darmstedter
Pollution Assessment Technology Services, Inc.
1168 Orchard Park Road
West Seneca, New York 14224

140-26

POLLUTION ASSESSMENT TECHNOLOGY SERVICES INC.
1168 ORCHARD PARK RD. WEST SENECA, N.Y. 14224 PHONE 675-7780

February 12, 1991

Joe Deck
Stovroff, Herman and Deck
361 Delaware Avenue
Buffalo, New York 14202

Dear Mr. Deck:

Enclosed is the Phase I Environmental Assessment requested for 6126 Main Street, in the Town of Amherst, New York. If you have any further questions, please feel free to contact me at (716) 675-7780.

Sincerely,

Lawrence Darmstedter

Lawrence Darmstedter, M.S.
Environmental Audits Assessor

INTRODUCTION

The Comprehensive Environmental Responsibility Compensation and Liability Act (CERCLA) of 1980 and the Superfund Amendments and Reauthorization (SARA) of 1986 (amendments to CERCLA) holds current and past owners and operators fully liable for the costs of investigating and cleaning up contaminated properties. The liabilities may be substantial for parties who have had or will have ownership of contaminated properties. The financial responsibility for the potential cost of the remediation processes becomes a major consideration when negotiating real estate transactions.

The major purpose of a Phase I Property Assessment is to supply relevant information to the parties involved with the property and potential transactions. A complete evaluation takes into account the properties history, sequence of occupancy and usage, and estimates the potential for contamination. The intent is to determine the possibility of chemical contamination that exists on a property based on its past uses.

A Phase I Assessment consists of a historical review, an agency file check, a physical inspection, and a written report of the findings. The historical review obtains and analyzes information that characterizes the past facilities and operation on the property. The agency file check investigates the properties record of regulatory compliance and environmental problems. The site visit is an inspection for characteristics which are usually associated with environmental problems. The written report is a formal document which gives an overview of the collected information and conclusions derived from it. The report may also contain recommendations as to whether or not further studies and testing are needed.

This report represents the preliminary findings of a Phase I Property Assessment on commercial property located at 6126 Main Street , in the Town of Amherst, New York, conducted in January and February, 1991.

This survey was conducted by a team of environmental specialists, under the direction of Pollution Assessment Technology Services, Inc. (Pollution Assessment). The objective was to determine whether there are any actions, or alleged environmental problems associated directly or indirectly with said property at 6126 Main Street.

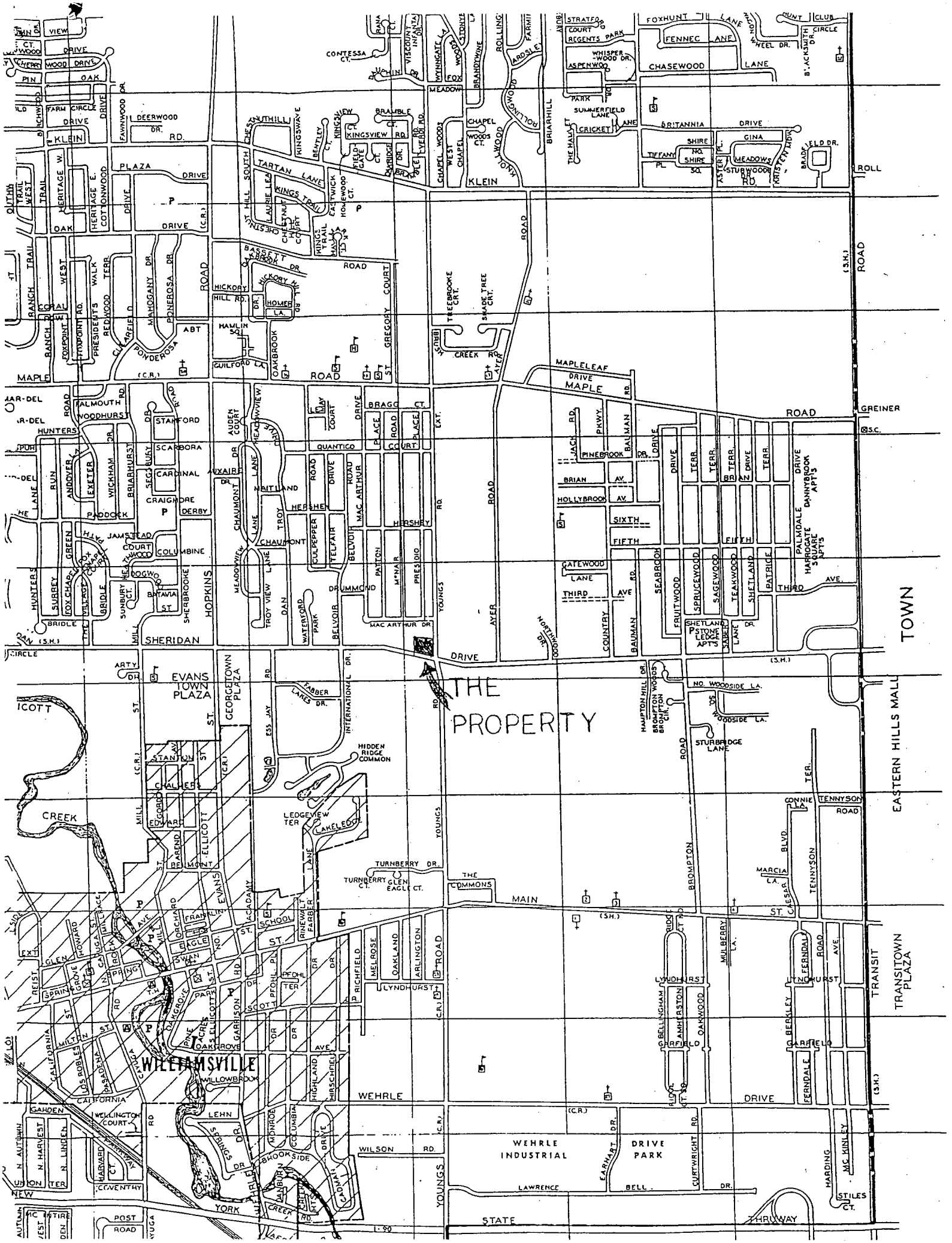
SITE DESCRIPTION

The purpose of this study is located at 6126 Main Street, in the Town of Amherst, New York. The property houses a vacant gasoline station. The building was last used as an Avis used car sales place. It is bordered on the north by vacant and residential property, the east by Youngs Road, the south by Main Street, and the west by a vacant field.

LEGAL DESCRIPTION OF THE PROPERTY

All that tract or parcel of land, situate in the Town of Amherst, County of Erie and State of New York, being part of Lot Number two (2), Township twelve (12), Range seven (7) of the Holland Land Company's Survey, bounded and described as follows:

Beginning at the point in the north line of Main Street at its intersection with the west line of Youngs Road and proceeding westerly along the north line of Main Street, a distance of one hundred seventy-one and fifty-five hundredths (171.55) feet; thence northerly along the west line of Subdivision Lot Number one (1), Map Cover 1049, two hundred forty-four and three tenths (144.3) feet more or less to the northline of Subdivision Lot Number one (1) as shown on Map Cover Number 1049; thence easterly to the west line of Youngs Road at its intersection with the north line of Subdivision Lot Number one (1) as shown on said map, a distance of one hundred sixty-six and ninety-one hundredths (166.91) feet more or less; thence southerly along the west line of Youngs Road, two hundred nine and forty-eight hundredths (209.48) feet, more or less to the point or place of beginning


THE PROPERTY
EASTERN HILLS MALL
TOWN
TRANSITOWN PLAZA
TRANSIT
EVANS TOWN PLAZA
GEORGETOWN PLAZA
WILLIAMSVILLE
KLEIN
MAPLE ROAD
MAIN ST.
WEHRLE DRIVE
WEHRLE INDUSTRIAL DRIVE PARK
TRANSIT ROAD
YOUNGS ROAD
BRUCE CREEK
ELLICOTT CREEK
CREEK
HOPKINS
SHERIDAN
DRUMMOND
MAC ARTHUR DR.
HERSHEY
CHAUMONT
QUANTICO
BRAGG CT.
PLACE
COURT
EXT.
MAPLELEAF DRIVE
MAPLE RD.
GREINER ROAD
S.C.
(S.H.)
(C.R.)
MAIN
THE COMMONS
TURNBERRY DR.
TURNBERRY GLEN
EAGLE CT.
LEDGEVIEW TER
LAKELEDGE
HIDDEN RIDGE COMMON
TABBER LANES DR.
INTERNATIONAL DR.
ARTY DR.
ICOTT ST.
STANLOW AV.
CHALMERS
EDGEMARE
BELMONT
ELLICOTT ST.
EVANS
ACADEMY
SCHOOL ST.
RINEWALT FARBER LANE
PFOHL PL.
PFOHL DR.
PFOHL TER
RICHFIELD
MELROSE
OAKLAND
ARLINGTON
LYNDHURST
ROAD
(C.R.)
ORCHARD
TRAINER
GLEN
HOWARD
CAYUGA
MILL
MILTON ST.
CALIFORNIA
LOS ROBLES
PASADENA
CUDA
WILLOWBROOK
PINE ACRES
OAK GROVE
GARRISON
GARDEN
WELLINGTON COURT
LEHN
S. SPRINGS DR.
MONROE
COLUMBIA
BROOK SIDE
DRIVE
WILSON RD.
HIRSCHFIELD
HIGHLAND
CHARLES
CANADA
N. AUTUMN
N. HARVEST
N. LINDEN
HARVARD
CT.
PARKWAY
UNION TER
COVENTRY
NEW YORK
POST ROAD
I-90
STATE
THRUWAY
LAWRENCE BELL DR.
EARHART DR.
CURTWRIGHT RD.
HARDING
MC KINLEY
STILES CT.
BERKLEY
GARFIELD
FERNDALE
LYNDHURST
AMHERSTON
BELLINGHAM
OAKWOOD
RIDGE CT. RD.
MULBERRY LA.
MARCIA LA.
CAESAR
TENNYSON
CONNIE
BLVD.
BROMPTON
HAMPTON HILL DR.
BROMPTON WOODS CIR.
NO. WOODSIDE LA.
WOODSIDE LA.
STURBRIDGE LANE
NORTHWOOD DR.
COUNTRY
BAUMAN
SEABROOK
FRUITWOOD
SPRUCEWOOD
SAGEWOOD
TEAKWOOD
SHETLAND
PATRICE
SABER
LANE
DR.
PARK
APTS
PALMDALE
HARROGATE
SQUARE
DANNYBROOK
APTS
PINEBROOK
HOLLYBROOK
BRIAN
AV.
SIXTH
FIFTH
THIRD
GATEWOOD
LANE
JACK RD.
PKWY.
TERR.
DRIVE
BRUCE
CREEK RD.
AYER
TREEBROOKE CRT.
SHADE TREE CRT.
GREGORY COURT
OAKBROOK
GUILFORD LA.
HAWLIN SQ.
HICKORY HILL RD.
HOMER LA.
BASSETT BROOK DR.
KINGS TRAIL
TARTAN LANE
WINGS TRAIL
EASTWICK
HOLLYWOOD CT.
LAURIELEA
CHESTNUT HILL COURT
ST. HILL SOUTH
CHESTNUT HILL
KINGSWAY
BENTLEY CT.
KINGSVIEW
KINGSVIEW RD.
BRAMBLE CT.
BRAMBLE RD.
LYCROFT RD.
CHAPEL WOODS CT.
CHAPEL WEST
CHAPEL WOODS
ROLLINGWOOD DR.
BRIARHILL
THE HALLCT
CRICKET LANE
SUMMERFIELD LANE
PARK
WHISPER WOOD DR.
ASPENWOOD
CHASEWOOD LANE
FENNEC LANE
FOXHUNT LANE
REGENTS PARK
STRATFORD COURT
BRANDYWINE
WOODSTONE
WYNGATE
FOX
WYNN
VISCOUNT
RANA CT.
CONTESSA CT.
BRITANNIA DRIVE
SHIRE
NO. SHIRE
TIFFANY PL.
SQ.
ASTER PL.
MEADOWS
STURWOOD RD.
GINA
KRISTEN
BRADFIELD DR.
B. ACKSMITH
CIRCLE
WHEEL DR.
CLINT
CLUB
ROLL
DEERWOOD DR.
RD.
FARM CIRCLE DRIVE
FAWNWOOD DR.
KLEIN
PLAZA DRIVE
HERITAGE W.
HERITAGE E.
COTTONWOOD DRIVE
OAK
P
(C.R.)
RANCH TRAIL WEST
CORAL
FOXPOINT RD.
PRESIDENTS WALK
REDWOOD TERR.
GARFIELD
MAHOGANY DR.
PONDEROSA DR.
ABT
MAPLE
(C.R.)
WOODHURST
STANFORD
SCARBORA
CARDINAL
SEGSBURY
CRAIGMORE
DERBY
PADDOCK
AUXAIR DR.
MAITLAND
CHAUMONT LANE
TROY
HERSHEY
CULPEPPER
TELFAIR
BELVOIR
PATTON
M'NAIR
PRESIDIO
MEADOWVIEW LANE
TROY VIEW LANE
DAN
WATERFORD PARK
AUDEN COURT
MEADOWVIEW DR.
HUNTERS
SURREY
FOX CHASE
FOX CHASE VILLAGE
BRIDLE
SUNBURY CT.
HEATHWOOD
DOGWOOD
BATAVIA ST.
SHERBROOKE
JAMESTEAD COURT
COLUMBINE
HUNTERS RUN
ANDOVER
EXETER
WICKHAM
BRIARHURST
LANE
DR.
CIRCLE
ARTY DR.
(S.H.)

EXECUTORS DEED 803½ David F. Williamson Co., Inc., Publishers Ellicott Sq. Bldg., Buffalo, N.Y. 14203

This Indenture,

Made the 11th day of April

Nineteen Hundred and Eighty Three

Between JUDITH A. WINTRINGER, residing at 71 Columbia Blvd., Kenmore, New York.

as Executor of PAUL WINTRINGER Village of Kenmore deceased, the last Will and Testament of , late of

part y of the first part, and

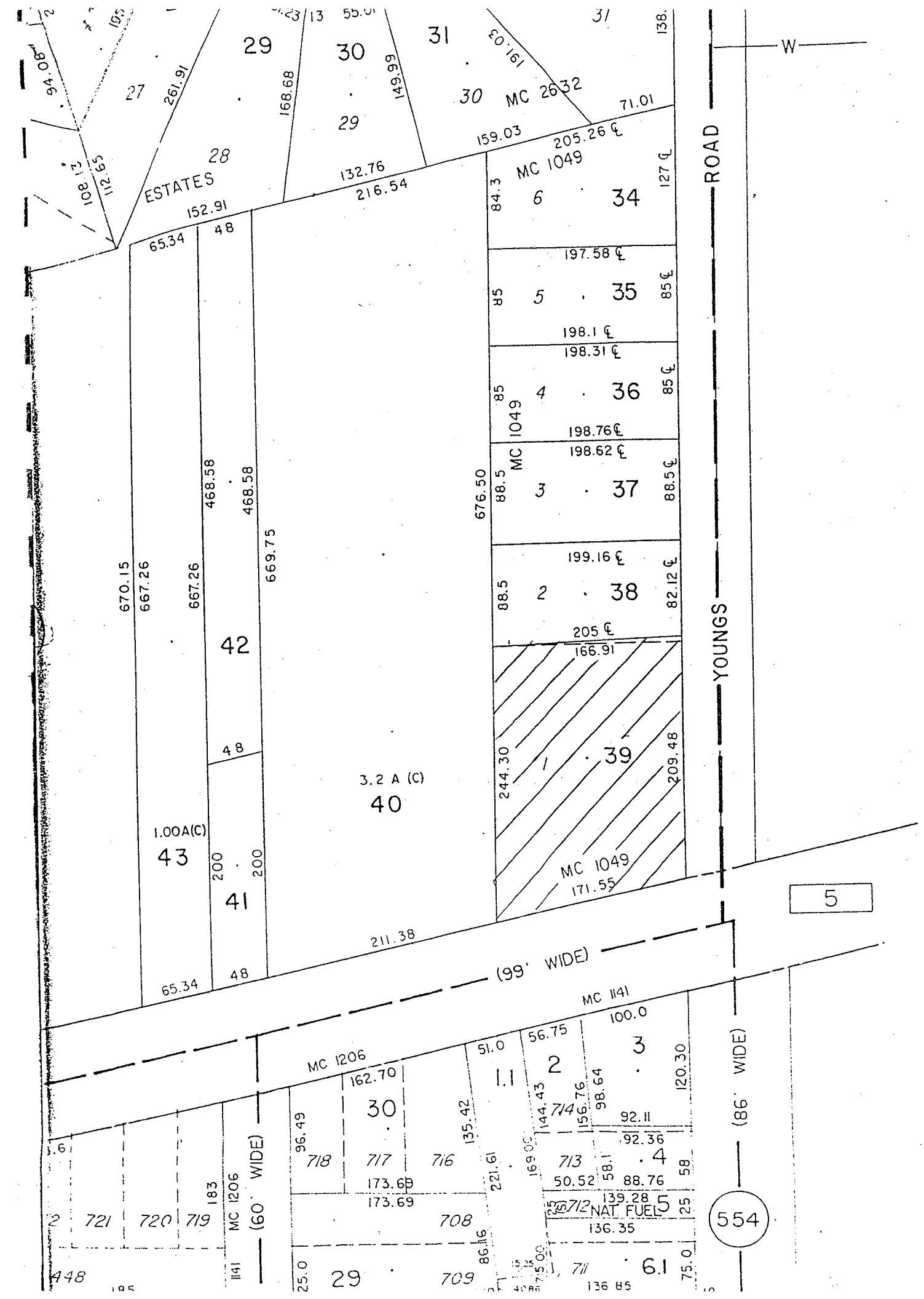
JOSEPH A. DECK and RONALD S. COHEN, c/o 984 Ellicott Square Building, Buffalo, New York as Tenants in Common

Witnesseth, That the part y of the first part, by virtue of the power and authority given in and by the said last Will and Testament, and in consideration of TWENTY ONE THOUSAND SIX HUNDRED & 00/100..... Dollars, ($ 21,600.00) lawful money of the United States, paid by the part ies of the second part, to her part ies of the second part: do eshereby grant and release unto the part ies of the second part, their distributees and assigns forever, all his 1/3 interest in

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Amherst, County of Erie and State of New York, being part of Lot Number two (2), Township twelve (12), Range seven (7) of the Holland Land Company's Survey, bounded and described as follows:-

BEGINNING at a point in the north line of Main Street at its intersection with the west line of YOungs Road and proceeding westerly along the north line of Main Street, a distance of one hundred seventy-one and fifty-five hundredths (171.55) feet; thence northerly along the west line of Subdivision Lot Number one (1), Map Cover 1049, two hundred forty-four and three tenths (244.3) feet more or less to the north line of Subdivision Lot Number one (1) as shown on Map Cover Number 1049; thence easterly to the west line of Youngs Road at its intersection with the north line of Subdivision Lot Number one (1) as shown on said map, a distance of one hundred sixty-six and ninety-one hundredths (166.91) feet more or less; thence southerly along the west line of Youngs Road, two hundred nine and forty-eight hundredths (209.48) feet, more or less to the point or place of beginning.

RECEIVED
$ 24.20
REAL ESTATE
APR 12 1983
TRANSFER TAX


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YOUNGS
ESTATES
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MC 2632
MC 1206
MC 1141
(99' WIDE)
(60' WIDE)
(86' WIDE)
NAT FUEL
5
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1.00A(C)
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198.1 ℄
198.31 ℄
198.76 ℄
198.62 ℄
199.16 ℄
205 ℄
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171.55
211.38
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669.75
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667.26
670.15
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209.48
152.91
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120.30
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98.64
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135.42
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85 ℄
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SUMMARY OF THE FINDINGS

Pollution Assessment, under the Freedom of Information Act, contacted a variety of agencies, including the U.S. Environmental Protection Agency, New York State Department of Environmental Conservation, and various Erie County offices.

CHAIN OF OWNERSHIP

One third ownership of the property was transferred from Judith A. Wintringer to Joseph A. Deck and Ronald S. Cohen on April 12, 1983, as recorded in Liber 9216, page 384 of Deeds in the Erie County Clerk's Office.

Half ownership of the ownership of the property was transferred from 6126 Main Street, Inc. to Ronald S. Cohen, Joseph A. Deck and Paul Wintringer on January 17, 1980, as recorded in Liber 8873, page 618 of Deeds in the Erie County Clerk's Office.

The ownership of the property was transferred from the Exxon Corporation (successor by merger to the Humble Oil and Refining Company, Inc.) to 6126 Main Street, Inc. on January 16, 1980, as recorded in Liber 8873, page 510 of Deeds in the Erie County Clerk's Office.

The ownership of the property was transferred from Casmir M. Culligan to the Humble Oil and Refining Company, Inc. on November 17, 1967, as recorded in Liber 7416, page 589 of Deeds in the Erie County Clerk's Office.

The ownership of the property was transferred from M & M of Williamsville, Inc. to Casmir M. Culligan, on May 5, 1966, as recorded in Liber 7228, page 137 in the Erie County Clerk's Office.

HISTORY OF THE PROPERTY

The Buffalo and Suburban City Directories list the following occupancies for 6126 Main Street and the adjacent properties:

6126 Main Street
Avis Used Car Sales (1883 - 1991)

6126 Main Street (cont'd)
vacant (1980)
Amherst Exxon (1974 - 1979)
Amherst Esso (1970 - 1973)
George Schmitt's Esso Gas (1965 - 1969)
M & M Antiques (1964)
vacant (1960 - 1961)

6125 Main Street
Noco Service (1989 - 1988)
Ray's Mobil Station (1960 - 1980)

6130 Main Street
John Sheridan Chevron Station (1988)
Petro USA Gas Station (1984 - 1987)
Williamsville Amoco (1980)
Thompson American (1977 - 1979)
J P Amoco (1974 - 1976)
Steve and Bryan's American (1972 - 1973)

6150 Main Street
Village Amoco (1964 - 1969)

AGENCY FILES REPORT

A Freedom of Information Act (FOIL) Request was filed with the Erie County Department of Environment and Planning. As per their report, there is no record of environmental complaints investigated by the department. There are no solid waste disposal sites within a one mile radius of the property.

A FOIL request was filed with the Region 9 Office of the New York State Department of Environmental Conservation. As of February 11, 1991, there has been no information from the DEC indicating the presence of any environmental problems.

FOIL information requested from the United States Environmental Protection Agency revealed that the site is not listed on the CERCLIS or the National Priority List. There are no other sites on the CERCLIS or the National Priorities List within a one mile radius of the site.

Investigation of the Town of Amherst Building Department files yields the following information on the property located at 6126 Main Street:

Verbal communication with Bill Grady, the town of Amherst fire inspector, revealed that two underground storage tanks were

removed from the site in 1979. There are no records on file to indicate when the tanks were installed, how long they were in place, or any discharges of tank contents into the environment.

Study of the United States Department of the Interior, Fish and Wildlife Service, and New York State Department of Environmental Conservation Wetland Inventory maps show that the property is not located on or adjacent to any Federally or State protected wetlands.

In response to a FOIL request, the Erie County Health Department issued a report stating that it had no information on file which may indicate an environmental problem is associated with the property.

According to the Town of Amherst Fire Inspector there were several permits file with his office for action involving underground storage tanks on properties adjacent to 6126 Main Street. For 6125 Main Street, the following records were present:

A permit was granted on June 25, 1987 for the removal of a 4,000 gallon steel underground storage tank.

A permit was granted on September 4, 1981 for the installation of a 10,000 gallon steel underground storage tank for the purpose of storing gasoline.

On October 14, 1980, permits were granted for the removal of an abandoned 4,000 gallon underground storage tank and the installation of a new 4,000 gallon steel underground storage tank for the purpose of storing gasoline.

A permit was granted on November 28, 1979 for the repair of a 4,000 gallon steel underground storage tank.

A permit was granted in April of 1976 for the installation of a 550 gallon fiberglass underground storage tank.

In addition to this a permit was granted on June 4, 1963 for the installation of a 6,000 gallon steel underground storage tank at 2150 Main Street.

There was no information presented in any of the files to indicate any incidents of any discharge of tank contents into the environment.

POLLUTION ASSESSMENT TECHNOLOGY SERVICES INC.
1168 ORCHARD PARK RD. WEST SENECA, N.Y. 14224 PHONE 675-7780

January 30, 1991

Wanda Vasquez
Freedom of Information Act Officer
U.S.E.P.A. Region 2 Office
c/o Jacob K. Javitz Federal Building
New York, New York 10278

Dear Ms. Vasquez:

I am requesting FOIL information on the property located at the corner of Main Street and Youngs Road, Williamsville, New York. It is my understanding that the property now houses an Avis Rent-a-Car office. It was formerly the location of an Exxon gas station. The Underground storage tanks were supposedly removed in 1979. I would like any and all information in your files on inspections, flags, file assessments, litigation filed, or any other environmental problems. I am especially interested in knowing whether or not there are any sites on the National Priority List or the USEPA Cerclis List with in a one mile radius of the property.

Since this is a rush job, I need this information, especially the listings, as soon as possible.

Please stamp this letter, with the date and time, and return the original copy to me upon receipt.

Thank You,

Lawrence Darmstedter

Lawrence Darmstedter,
Environmental Audits Division

POLLUTION ASSESSMENT TECHNOLOGY SERVICES INC.
1168 ORCHARD PARK RD. WEST SENECA, N.Y. 14224 PHONE 675-7780

January 30, 1991

Charles Kollatz
NYS Department of Environmental Conservation
600 Delaware Avenue
Buffalo, New York 14202

Dear Mr. Kollatz:

I am requesting FOIL information on the property located at the corner of Main Street and Youngs Road, Williamsville, New York. It is my understanding that the property now houses an Avis Rent-a-Car office. It was formerly the location of an Exxon gas station. The Underground storage tanks were supposedly removed in 1979. I would like any and all information in your files on inspections, flags, file assessments, litigation filed, or any other environmental problems. I am especially interested in knowing whether or not there are any sites on the List of Inactive Hazardous Waste Sites, or any other list, with in a one mile radius of the property.

Since this is a rush job, I need this information, especially the listings, as soon as possible.

Please stamp this letter, with the date and time, and return the original copy to me upon receipt.

Thank You,

Lawrence Darmstedter

Lawrence Darmstedter,
Environmental Audits Division

N.Y.S. DEPT. OF
ENVIRONMENTAL CONSERVATION
REGION 9
RECEIVED
JAN 30 1991

New York State Department of Environmental Conservation
600 Delaware Avenue, Buffalo, New York 14202

Thomas C. Jorling
Commissioner

January 31, 1991

Mr. Lawrence Darmstedter
Pollution Assessment Technology Services, Inc.
1168 Orchard Park Road
West Seneca, NY 14224

Dear Mr. Darmstedter:

This letter is to acknowledge receipt of your request for information relative to

- Main & Youngs Road
  Williamsville, NY

Because of the multi-divisional nature of your request, it has been forwarded to the individual divisions involved.

Individual program staff will contact you relative to your request.

Very truly yours,

Charles W. Kollatz
Regional Citizen
Participation Specialist

CWK/jmm

2/90

SHAWLER

APPLICATION FOR PUBLIC ACCESS TO RECORDS

(ALSO, FOR APPEAL USE)

TO: RECORDS ACCESS OFFICER

ERIE CO. ENVIRONMENTAL COMPLIANCE SERVICES
(Name of Agency)

ROOM 1077-95 FRANKLIN ST.
BUFFALO, NEW YORK 14202
(Address)

I hereby apply to:

1) Inspect ( )

2) Obtain a Copy of the following record: ( )

AVIS RENTAL SALES (MAIN AND YOUNGS)
WILLIAMSVILLE & SURROUNDING AREA

Laurence Dornstadter
(Signature)

1-31-91
(Date)

POLLUTION ASSESSMENT TECHNOLOGY SERVICES
(Representing)

1168 ORCHARD PARK RD
WEST SENECA NY 14224
(Mailing Address)

****

FOR AGENCY USE ONLY

APPROVED ( )

DENIED For the reason(s) checked below:

( ) Confidential Disclosure
( ) Part of investigatory files
( ) Unwarranted invasion of personal privacy
( ) Record of which is agency is legal custodian cannot be found
( ) Record is not maintained by this agency
( ) Exempted by statute other than the Freedom of Information Law

( ) Other (specify) _____

(Signature) (Date)

(Title)

County of Erie

DENNIS T. GORSKI
COUNTY EXECUTIVE

DEPARTMENT OF ENVIRONMENT AND PLANNING

RICHARD M. TOBE
COMMISSIONER

MICHAEL RAAB
DEPUTY COMMISSIONER

ENVIRONMENTAL COMPLIANCE SERVICES

February 4, 1991

Pollution Assessment Technology Services
1168 Orchard Park Road
West Seneca, New York 14224

Attn:; Larry Darmstedter

Re: Environmental Review of Property

Dear Mr. Darmstedter:

At your request, an environmental review of property located at Main and Youngs Road in the Town of Amherst has been performed. The review involved the following activities:

1. A review of our Solid/Hazardous Waste Site files and maps.

2. A review of our complaint files for the Town of Amherst for the years 1975 - 1985.

3. A review of our underground storage tank databases for Erie County.

According to our files there are no solid and hazardous waste sites located within one mile of this property. (See attached map)

Attached is a list of the environmental complaints investigated by the Erie County Department of Environment and Planning in the vicinity of this property. Additional information regarding these complaints is available for review in our office. The complaint files of our department cover only the years from 1975-1985. As of January 1, 1986, the New York State Department of Environmental Conservation (DEC) has handled all environmental complaints for Erie County. For further complaint information, I suggest you contact their office at 847-4585.

According to our Petroleum Bulk Storage Tank Database there are registered facilities at the following locations:

SITE NAME	LOCATION
Erie Community College	Main and Youngs Road
NOCO Motor Fuel S-14	6125 Main Street
Petro USA #1400	6130 Main Street

For additional information regarding these facilities , please contact the New York State Department of Environmental Conservation at 847-4590.

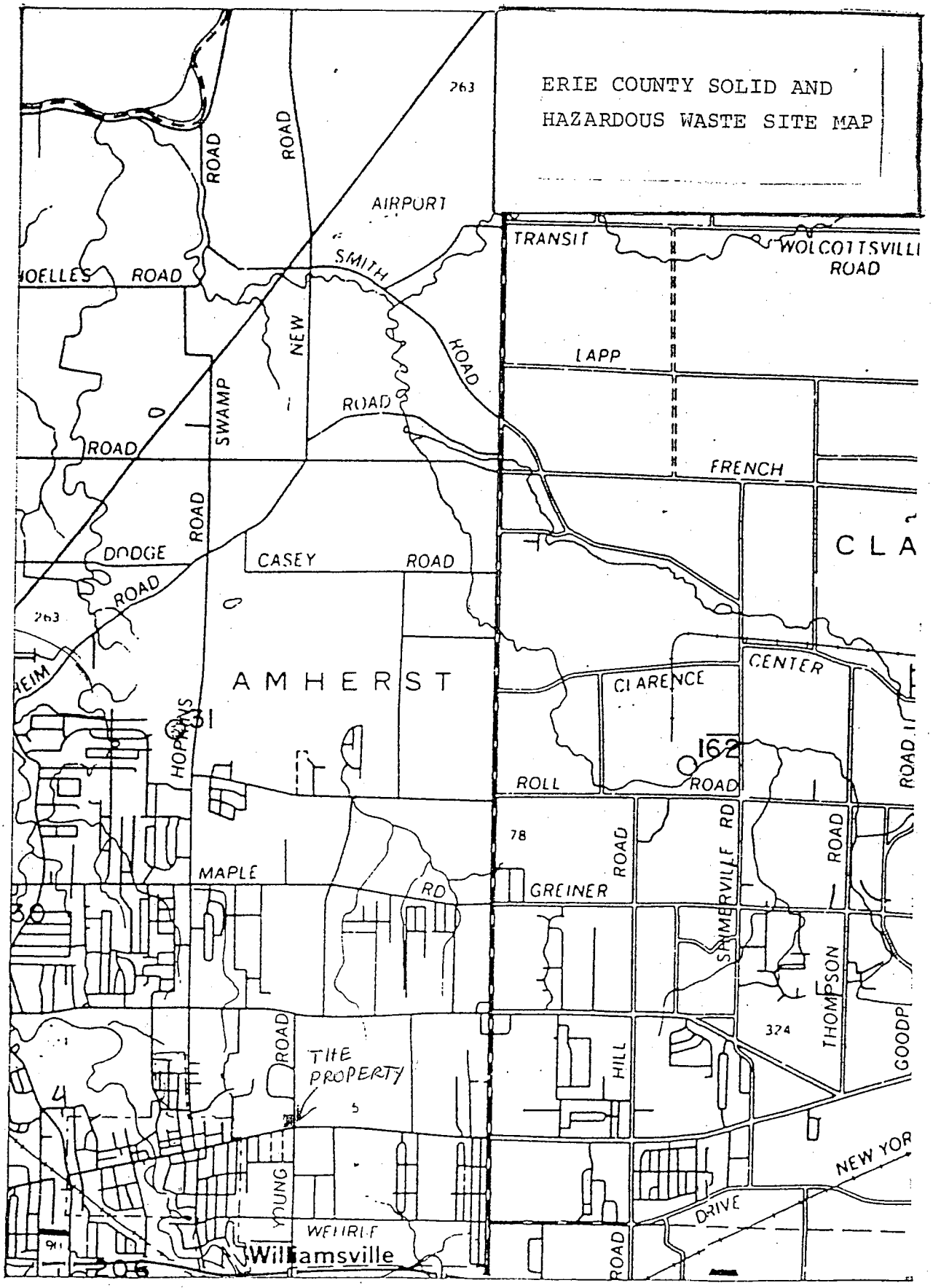
Please be advised that this letter is not to be considered as any type of environmental clearance for this property. It is only a summary of the information within our files. Additional information may be available from the Erie County Division of Planning, local municipal officials or the DEC. If I can be of any further assistance, please contact me at 858-7583.

Very truly yours,

Jerome L. Miller

JEROME L. MILLER
Environmentalist, Hazardous Waste

JLM:jk
Enclosures


ERIE COUNTY SOLID AND
HAZARDOUS WASTE SITE MAP
AIRPORT
TRANSIT
WOLCOTTSVILLE
ROAD
SMITH
NEW
ROAD
SWAMP
ROAD
LAPP
ROAD
FRENCH
DODGE
ROAD
CASEY
ROAD
AMHERST
CLARENCE
CENTER
ROAD
ROLL
ROAD
MAPLE
RD
GREINER
ROAD
SIMMERVILLE RD
ROAD
THOMPSON
HILL
THE PROPERTY
YOUNG
ROAD
WEHRLE
DRIVE
NEW YOR
Williamsville
263
78
324
162
ROAD

TO: RECORDS OFFICER

ATTN: JOHN T. KOCIELA

RECEIVED
JAN 31 1991
Environmental Services

FREEDOM OF INFORMATION REQUEST

NOTE: There will be a $.25 per page copying fee payable upon receipt of records.

Erie County Health Department
name of agency

95 Franklin Street, Room 931
Buffalo, New York 14202

I hereby apply to (1) inspect OR (2) obtain a copy of the following record:

DATE(s) OF RECORDS REQUESTED:

X ALL

TYPE OF RECORD REQUESTED:

X RECORDS OF ANY HEALTH PROBLEMS WHICH MAY INDICATE AN ENVIRONMENTAL PROBLEMS

LOCATION OF PROPERTY, INCLUDE ZIP) 6126 MAIN ST. WILLIAMSVILLE

X Lawrence Armstead
SIGNATURE

X 1-31-91
DATE SUBMITTED

POLLUTION ASSESSMENT TECH. SERVICES, INC
REPRESENTING

X 675-7780
TELEPHONE NUMBER

X 1168 ORCHARD PARK RD
MAILING ADDRESS (if different from property address)
WEST SENECA, NY 14224

FOR AGENCY USE ONLY

APPROVED ( )

DENIED (For the following reason(s) checked below:

( ) Confidential Disclosure
( ) Part of Investigatory Files
( ) Unwarranted Invasion of Personal Privacy
( ) Record of Which - This Agency is Legal Custodian Can not be found.
( ) Record is not maintained by this Agency
( ) Exempted by Statute Other Than the Freedom of Information Act.
( ) Other: (Specify):

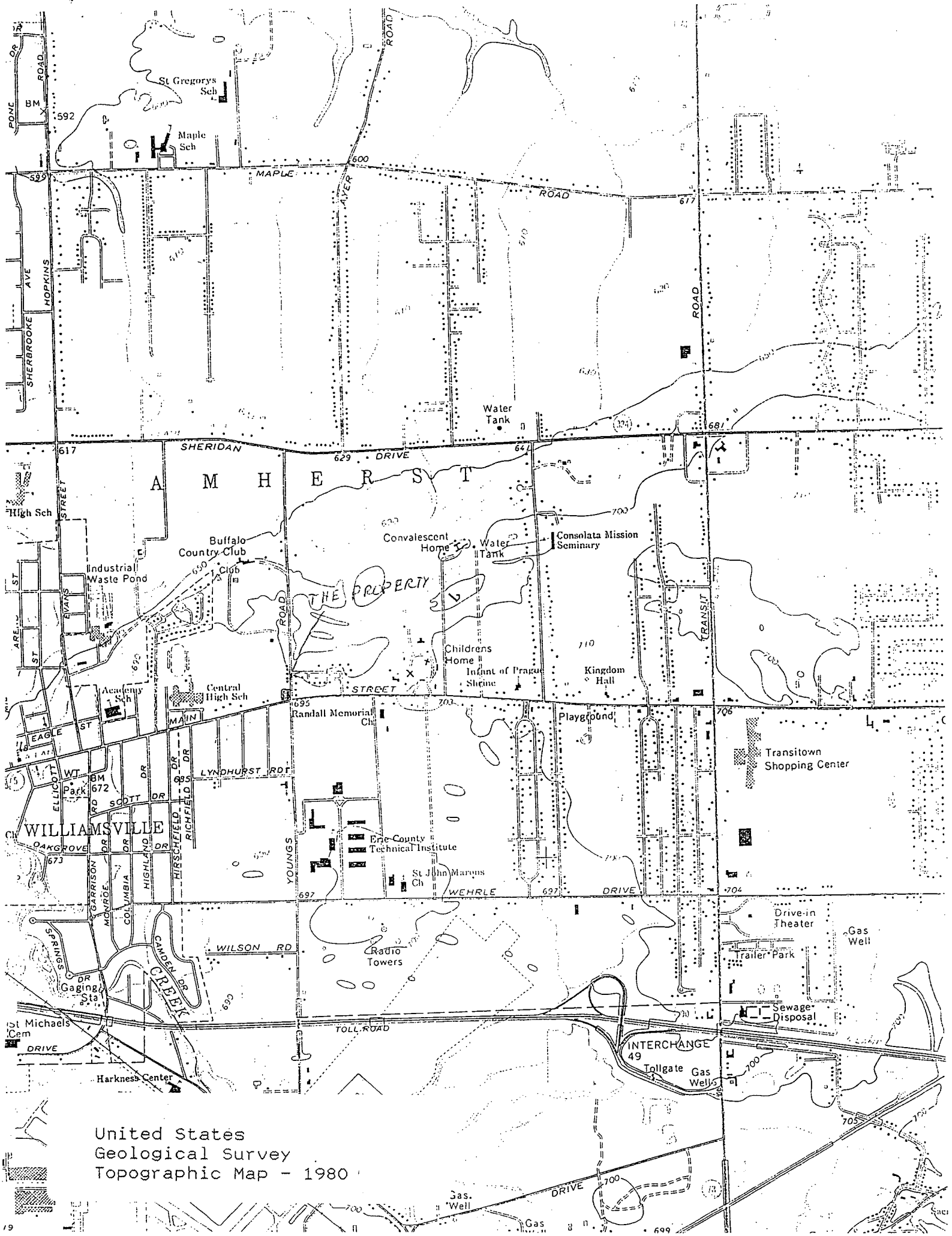
Date notified:
by phone ( ) form letter sent ( )
Total cost:
Receipt number:

SIGNATURE

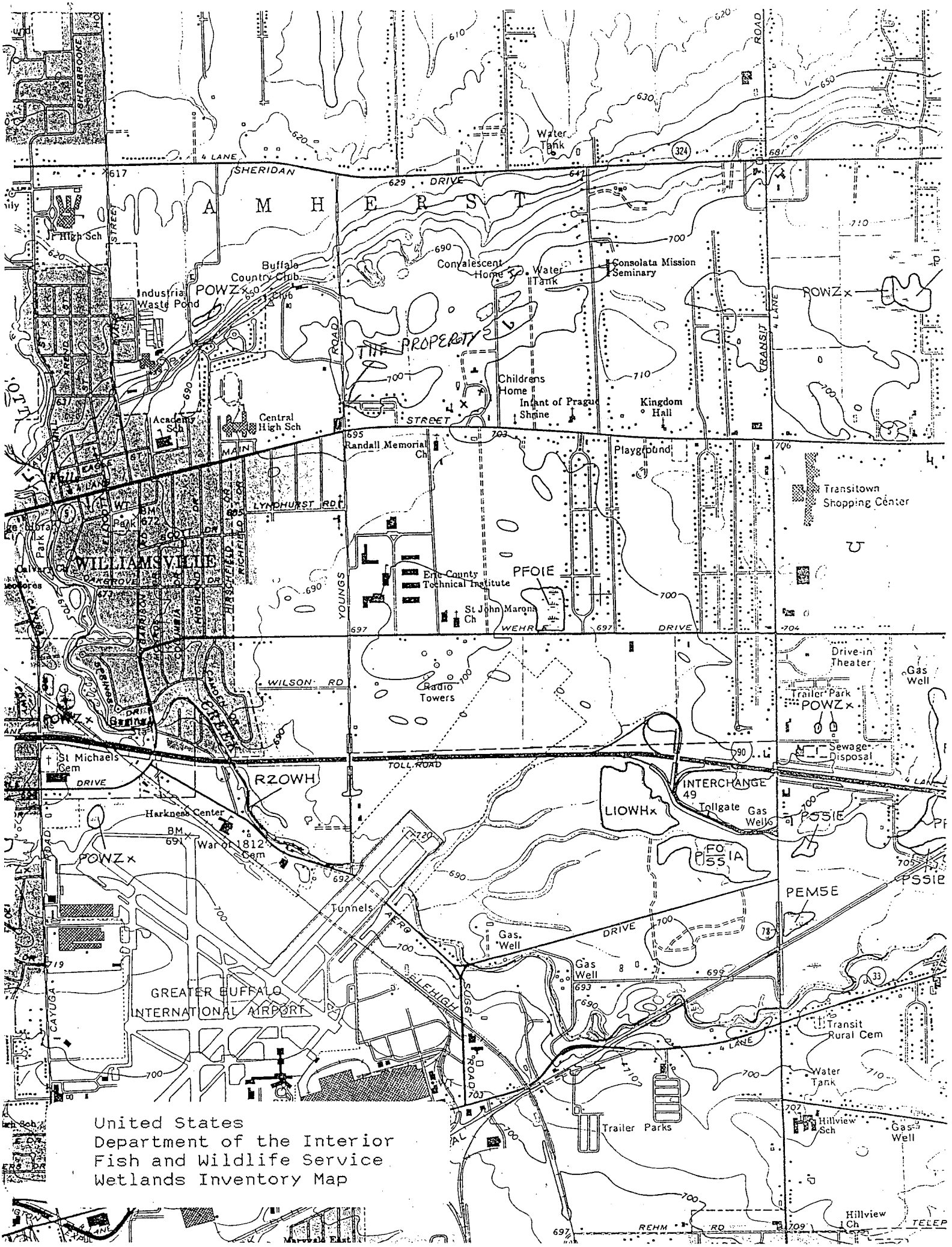
DATE

TITLE

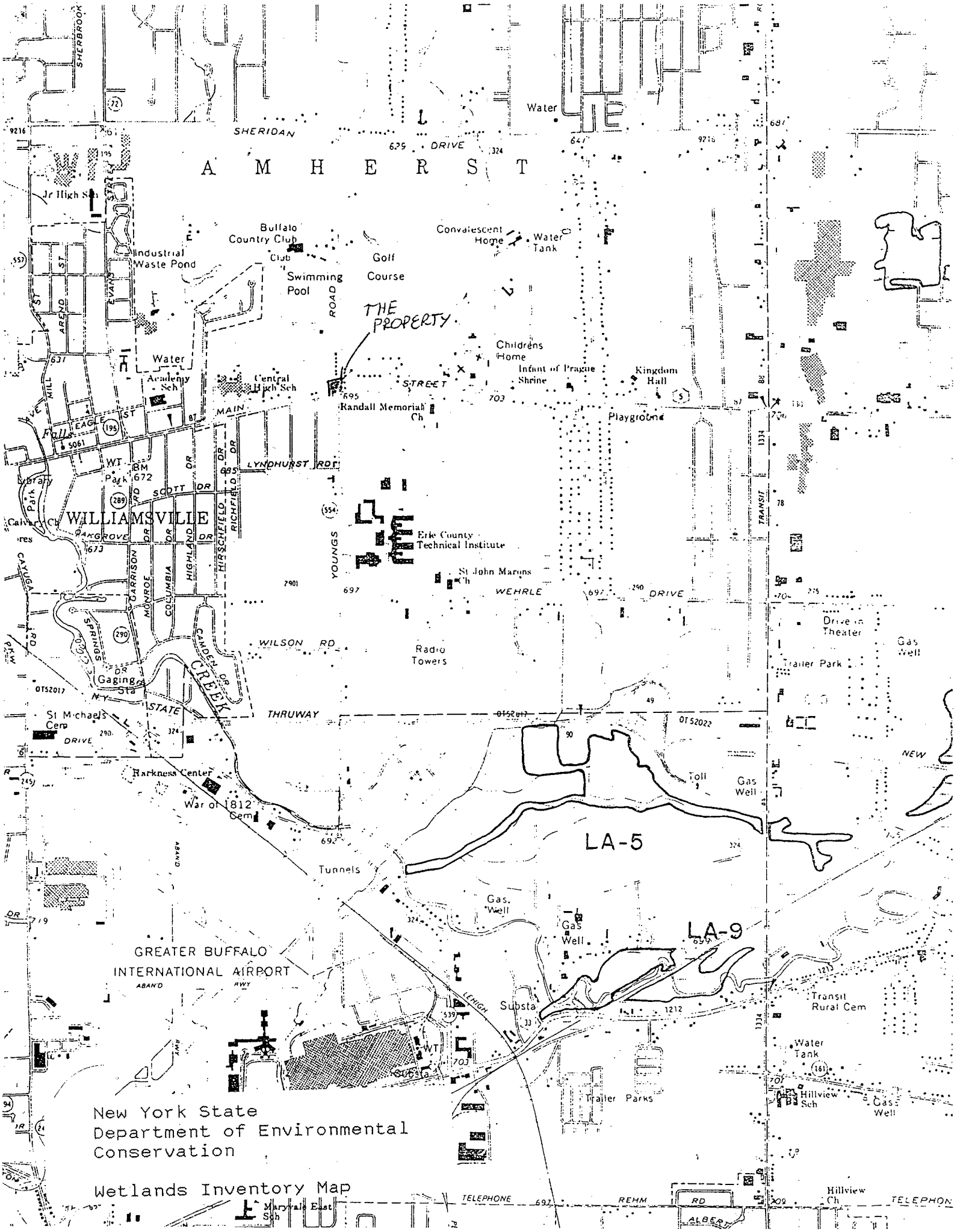
NOTICE: YOU HAVE A RIGHT TO APPEAL A DENIAL OF THIS APPLICATION TO:



United States
Geological Survey
Topographic Map - 1980



United States
Department of the Interior
Fish and Wildlife Service
Wetlands Inventory Map



New York State
Department of Environmental
Conservation

Wetlands Inventory Map

Application No. 11

APPLICATION FOR BUILDING PERMIT

Date 7-10-72

Town of Amherst, Erie County, N. Y.

Permit No. 878 Date _____ 19__

TO THE HONORABLE TOWN BOARD:

Applied For 6-27- 19 72

GENTLEMEN:

APPLICATION IS HEREBY MADE FOR PERMISSION TO

X	Erect		Frame		Concrete Blk.		
	Remodel		Brick		Reinforced		
	Alter		Veneer		Mill		STRUCTURE
	Extend		Stone	X	Steel		

TO BE INSTALLED ACCORDING TO MANUFACTURER'S SPEC

	Single Dwelling		Prvt. Garage		Tank		Sign
	Dbl. Dwelling		Store Bldg.		Pub. Garage		Street Sidewalk
	Apartment		Office Bldg.		Service Sta.		Parking Area
	Add. to S. D.		Shed		Swim. Pool	X	REMOVE EXISTING CANOPY

TO BE USED AS A

X SELF SERV. PUMPS

Size of completed building 3 feet wide 10 feet long 5 feet high _____ stories _____ habitable area _____ ground area 30 ±

Building will be located on the (REAR, FRONT) of Lot No. FL 5 TR 7 M.C. No. _____ House No. 6126

(N.E.S.W.) side of Main St. street beginning 25 feet from FRONT LOT LINE

208 Feet (N.S.E.W.) of Young St. street

The estimated cost of Structure exclusive of land is $ 1,500.00 What other buildings, if any, are located on same lot? SERVICE STA.

How many families will occupy entire building when completed? _____ Zoning B-3

Restrictions MUST COMPLY W/SEC. 319 OF THE FIRE PREVENTION CODE ORD. CHG. #740-72

Name of building contractor ELMWOOD ELECTRIC SUPPLY Address 810 ELMWOOD AVE

Name of plumbing contractor _____ Address _____

Name of Elec. Cont. _____ Address _____

Name of Heating Cont. _____ Address _____

I, the undersigned have been advised as to the requirements of the Workmen's Compensation law, and declare that (check the following):

A. ☒ I have filed the required proof, as affirmed by my insurance carrier.

B. ☐ I have no people working directly for me, therefore I require no Workmen's Compensation.

Should there be any change in my status during the exercise of this permit, I will so advise the Building Dept. and immediately comply with all requirements.

The undersigned has submitted plans, specifications and a plot plan in duplicate which are hereto attached, incorporated into and made a part of this application.

In consideration of the granting of the permit hereby petitioned for, the undersigned hereby agrees that if such permit is granted he will comply with the terms thereof, the Laws of the State of New York, the Ordinances of the Town of Amherst, and the Regulations of the various departments of the Town, County of Erie, and the State of New York; that he will preserve the established building line; request all necessary inspections & authorize & provide the means of entry to the premises & building to the Building Inspector, and that he will not use or permit to be used the structure or structures covered by the permit until sanitary facilities are completely furnished.

The undersigned hereby certifies that all of the information in this petition is correct and true.

HUMBLE OIL & REFINING CO
Record Owner

P.O. Box 95
Address

KENMORE N.Y.
MAIL

TO CONT.

[signature]
Owners or Agents Signature

Subscribed and sworn to before me this 7 day of July 19 72

[signature]
Notary Public, Erie County, New York

ITEM	FEE
Trees on Town Hwys. ____ @ ____	
San. Sewer Dist. # ____ Tributary to S.D. ____	
SWDD # ____	
Mint. Fee	15.00
Cubage	
TOTAL FEE	$15.00

APPROVED AND AUDITED BY TOWN BOARD

Edward F. Cook

[signature]

I do certify that I have examined the foregoing petition and building plans and plot plan and that they conform to Ordinances of Town of Amherst.

[signature]
Building Commissioner

Receipt is hereby acknowledged of the sum of $ 15.00, being the permit fee established by the Town Board of Town of Amherst, N.Y.

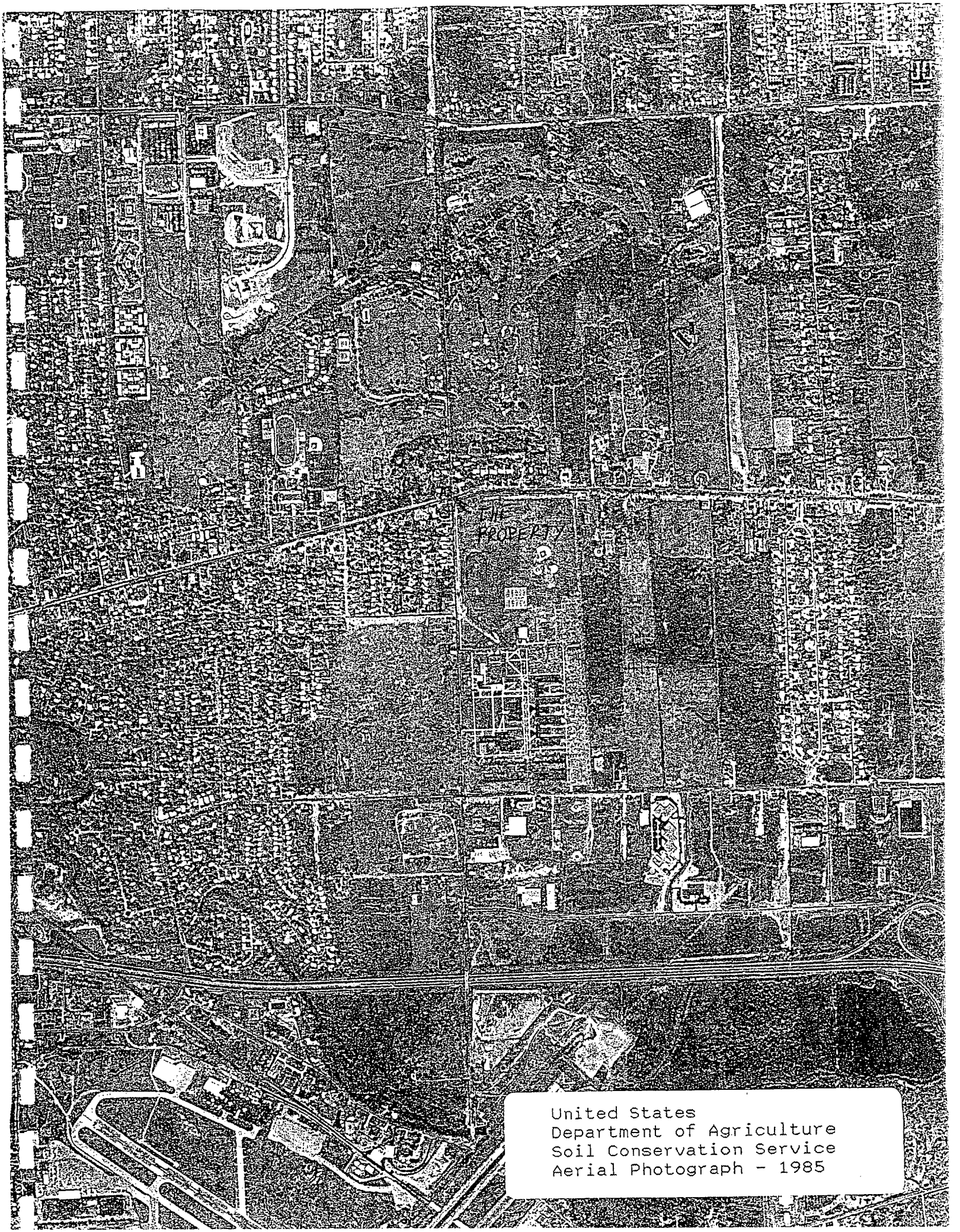
[signature]

NOTICE PERMIT FOR THIS STRUCTURE IS ISSUED SUBJECT TO, (1.) STREET SIDEWALKS BEING CONSTRUCTED, (2.) THE MIN. REQ'D. NO. & TYPE OF TREES PLANTED.

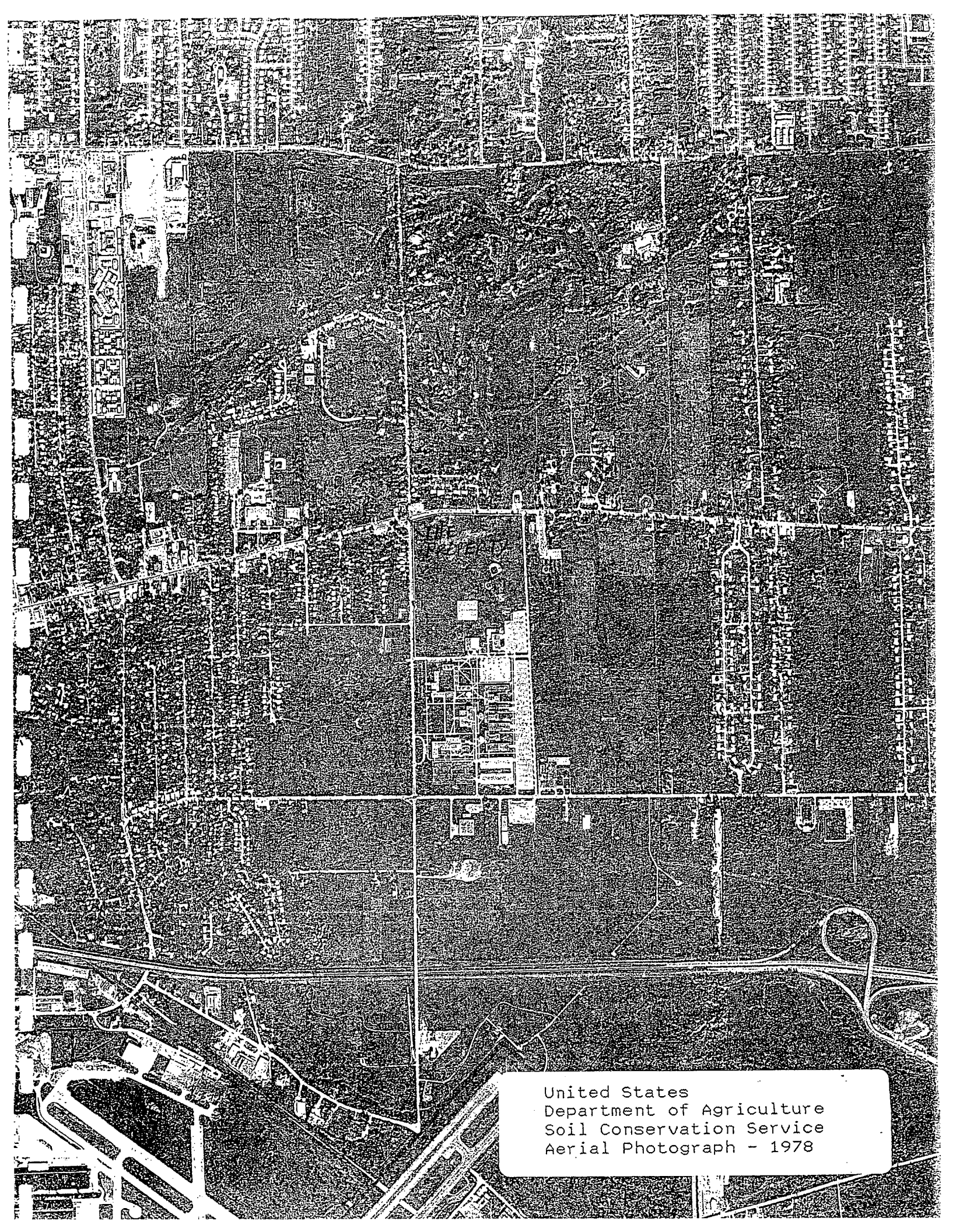
AERIAL PHOTO REVIEW

A review of the United States Department of Agriculture, Soil Conservation Service aerial photographs revealed the following information:

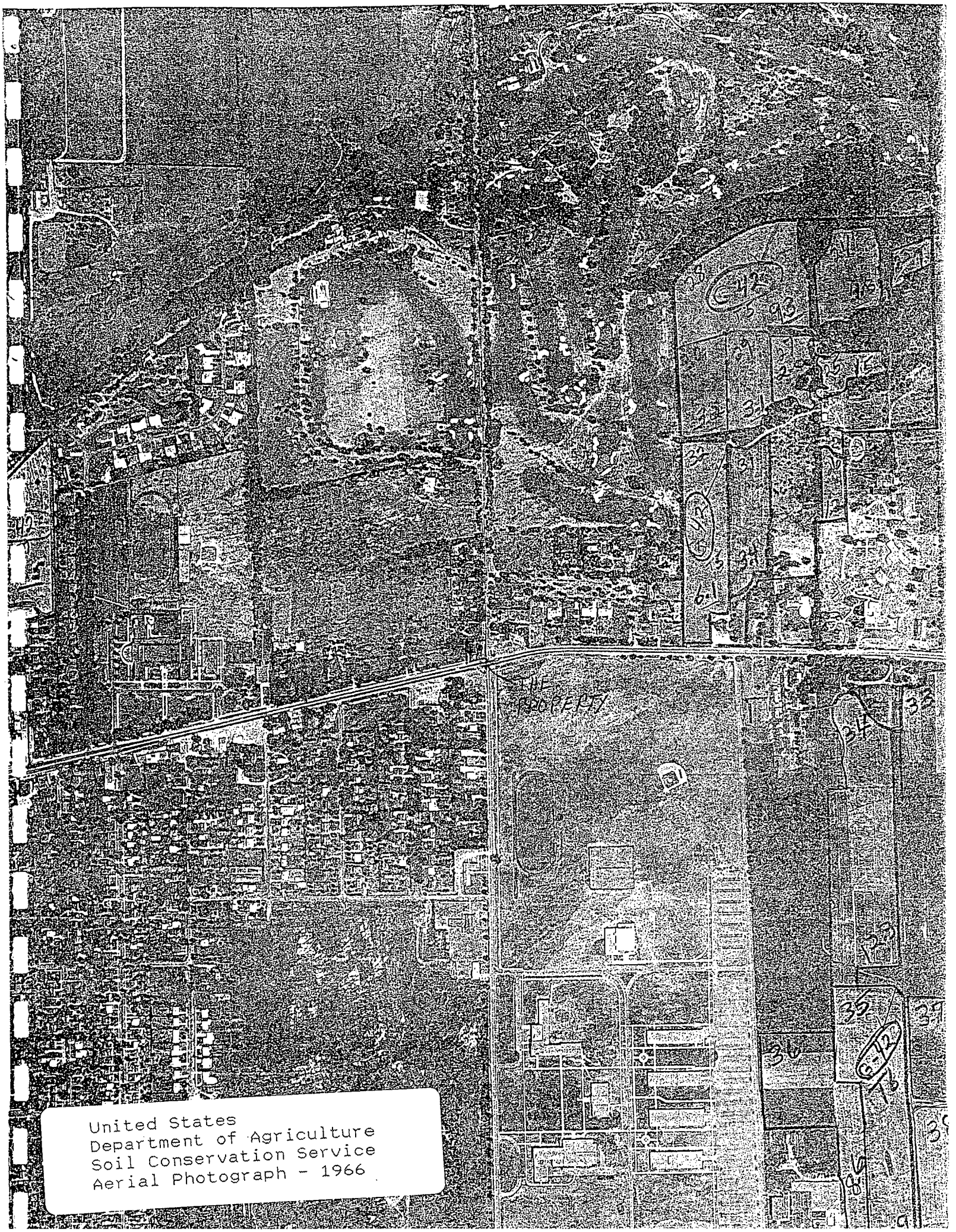
Aerial photographs were available through the United States Department of Agriculture, Soil Conservation Service, for 1985, 1978, 1966, 1958, 1942, and 1938. In each of these photographs, the property and surrounding areas looked much as it does today. The structure on the east side of Youngs Road, 2130 Main Street, is not, however, visible in the 1942 and 1938 photographs. There is no other features, other than the gasoline stations, on any of these photographs to initiate concern of any environmental problems.



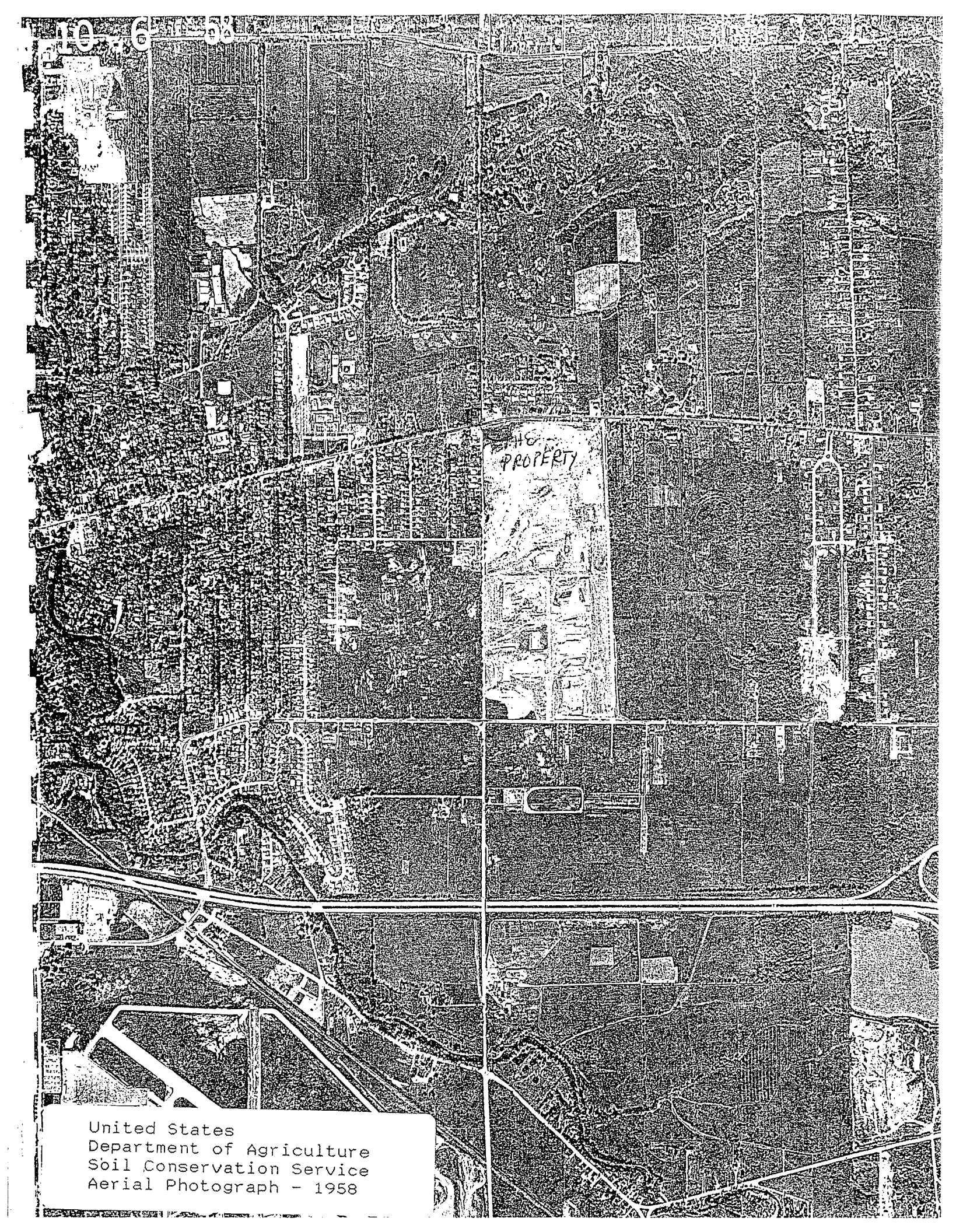
United States
Department of Agriculture
Soil Conservation Service
Aerial Photograph - 1985

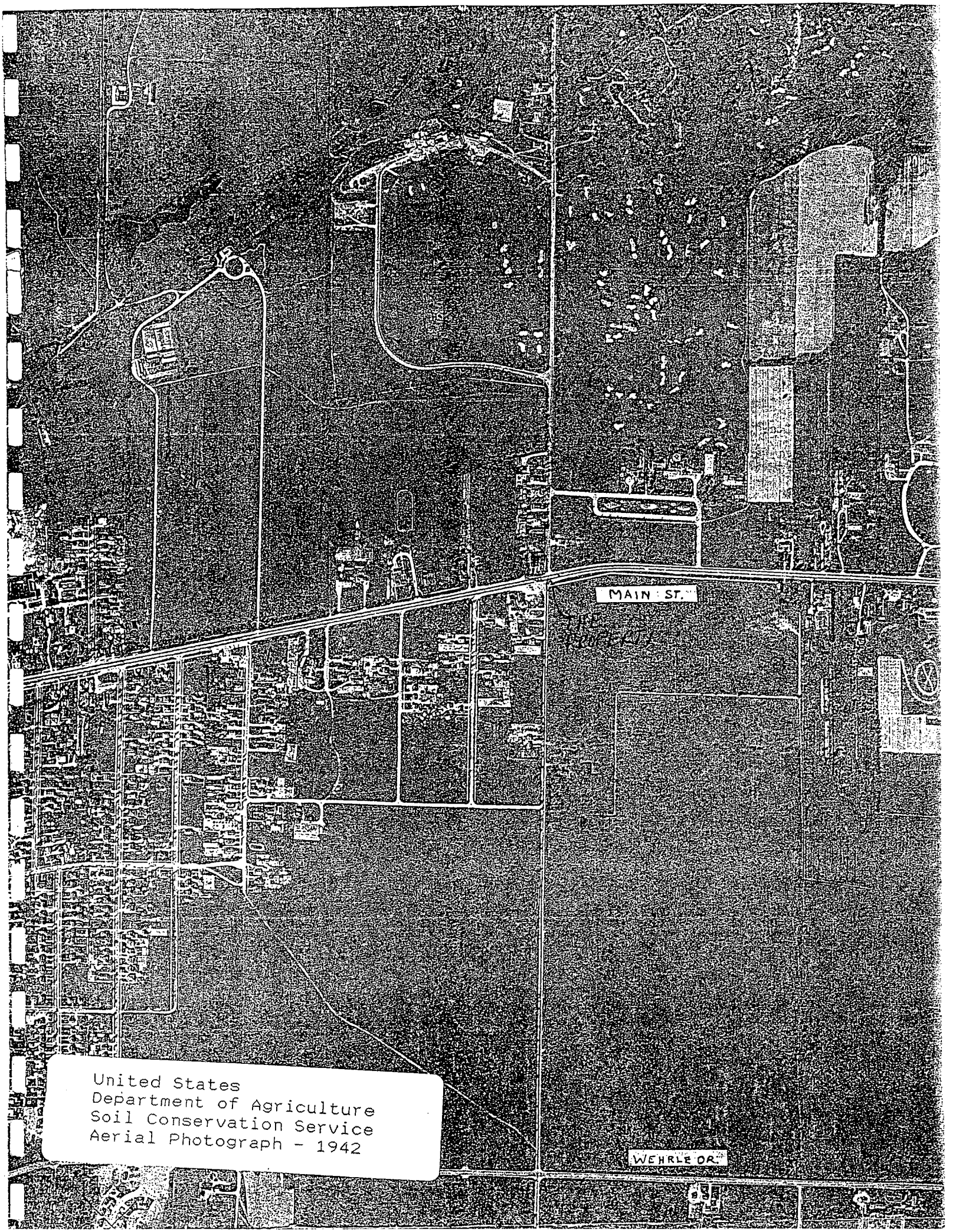


United States
Department of Agriculture
Soil Conservation Service
Aerial Photograph - 1978

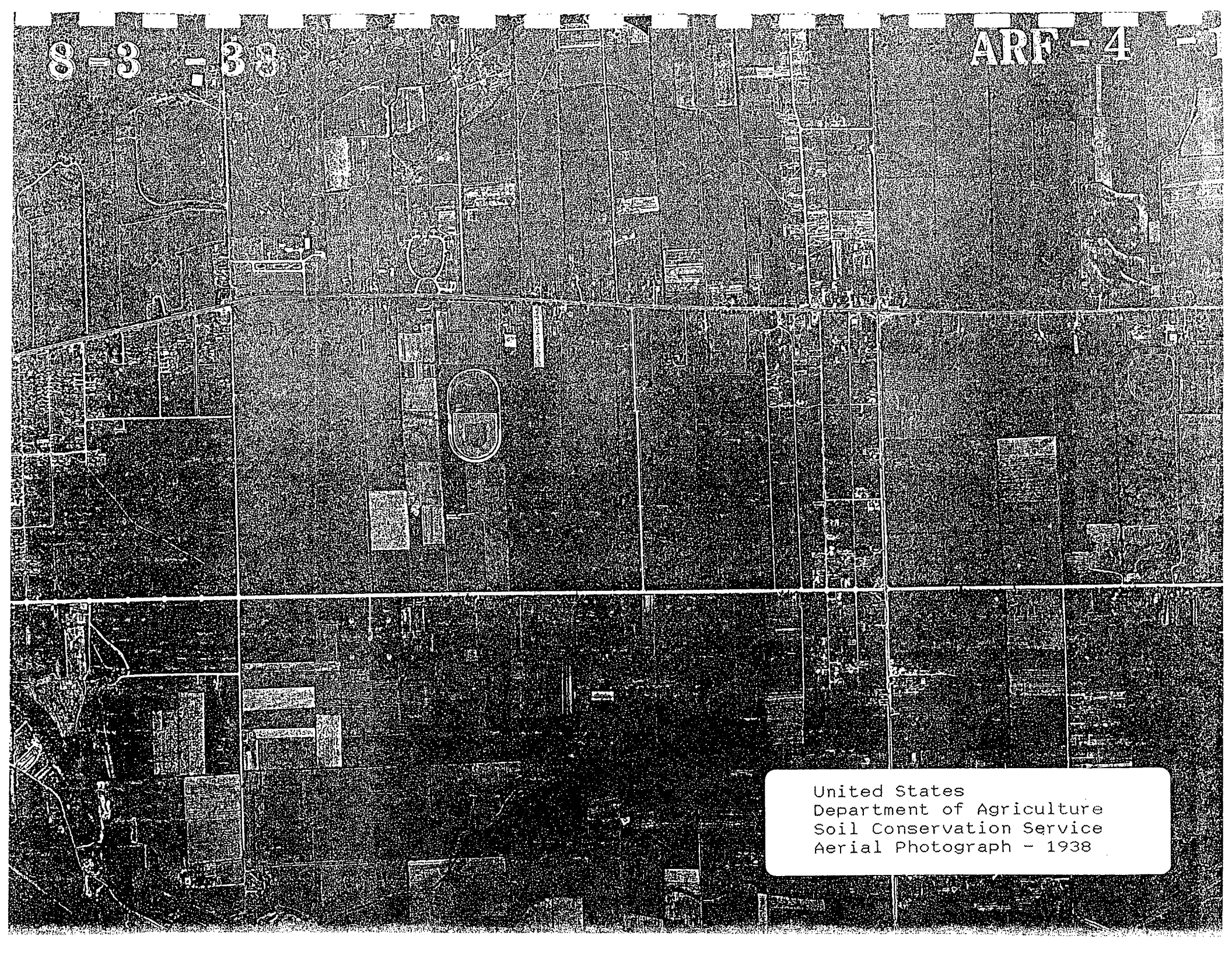


United States
Department of Agriculture
Soil Conservation Service
Aerial Photograph - 1966


Fig. 6-58
PROPERTY
United States
Department of Agriculture
Soil Conservation Service
Aerial Photograph - 1958



United States
Department of Agriculture
Soil Conservation Service
Aerial Photograph - 1942

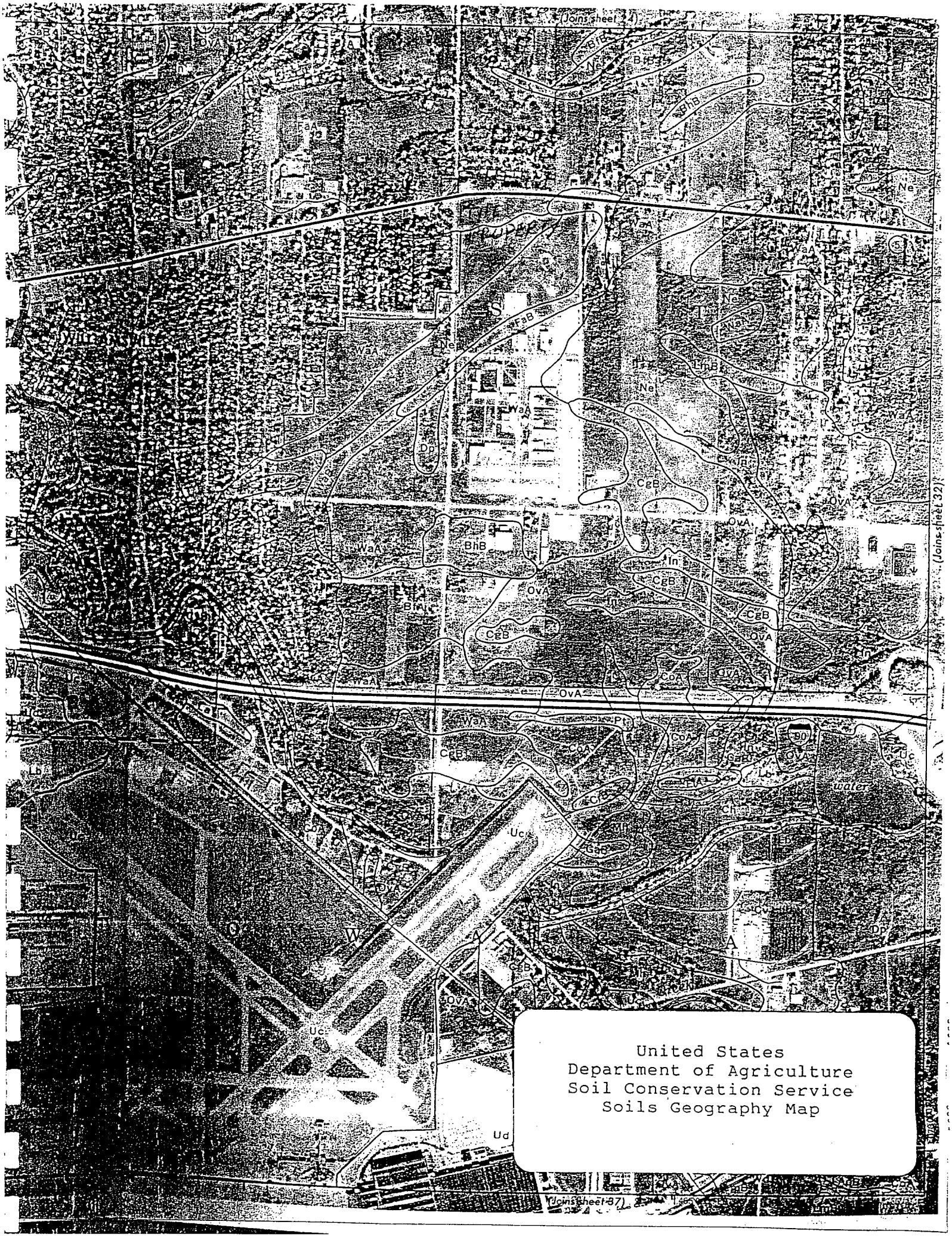

8-3-38
ARF-4
United States
Department of Agriculture
Soil Conservation Service
Aerial Photograph - 1938

SOILS GEOGRAPHY

Referring to the United States Department of Agriculture, Soil Conservation Service Soil Survey of Erie County reveals:

The property at 6126 Main Street is located on Farmington Cherty Loam soil, with an average slope of 0 to 3 percent. This nearly level soil is shallow and well drained and formed in glacial till deposits. Limestone bedrock is at a depth of 10 to 20 inches. Typically this soil has a surface layer of very friable, very dark greyish cherty loam about 9 inches thick. The subsoil is friable, brown cherty loam about 7 inches thick.

This soil is poorly suited to farming and most urban uses. This is due to the shallow depth to the bedrock and droughtiness. Excavation is difficult due to the hardness of the rock. Because of solution cavities in the bedrock, contamination of the ground water is a very serious hazard if the soil is used for septic tank absorption fields. Some areas are suitable for industrial development.


United States
Department of Agriculture
Soil Conservation Service
Soils Geography Map

SITE VISIT

The property known as 6126 Main Street, in the town of Amherst, New York currently a vacant commercial property. Most recently it was home to an Avis used car sales lot.

Most of the property, with the exception of the building, is covered by an asphalt parking lot. There are areas of concrete which delineate the past locations of the filling pumps from when the property was used as a gasoline station. There were no observed stained or discolored areas on this parking lot.

The location of the underground storage tanks appears to be indicated by the cracking pattern of the asphalt. A large rectangular shaped crack is evident on the east side of the building. This area is somewhat recessed from the remainder of the parking lot. This is the probable location of the underground storage tanks.

The building on the premises was locked and therefore unable to be entered. Looking through the windows revealed that the drop ceiling tiles were in place in the office portion of the building.

On the portion of the property behind the north wall of the building, there is what appears to be one fill pipe and two vent pipes for an underground storage tank. When opened an odor much like a petroleum based product was released. The size or the contents of the tank could not be determined at this time.

There were no other features associated with the property suggested any observable environmental problems are present.

Pollution Assessment Technology Services, Inc.
PHOTO MOUNTING WORKSHEET

I.H.	DATE
LPD	M T W T F

JOB NAME/LOCATION: 6126 Main Street, Amherst New York

JOB NUMBER: 140-26

PHOTO ID#

TIME

LOCATION

PHOTOGRAPHER: Lawrence Darmstedter



DESCRIPTION: Front view of 6126 Main Street. Notice the concrete pad in front of the building. These show the former locations of the pump islands.

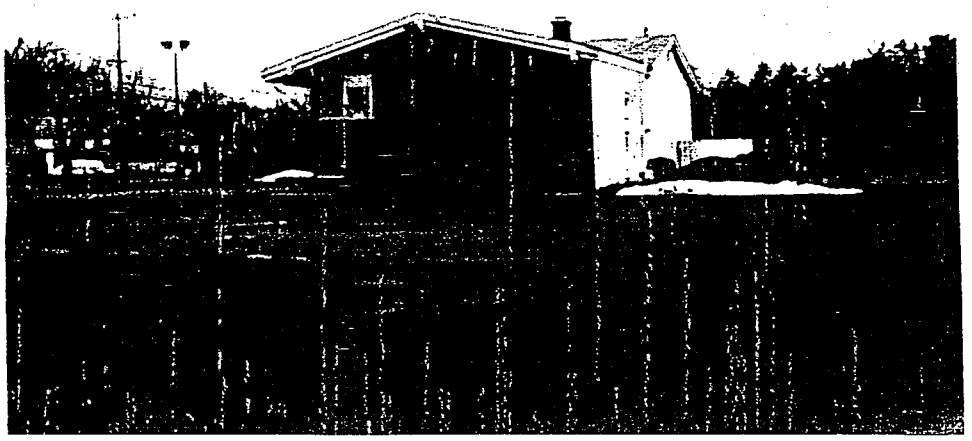
COMMENTS

PHOTO ID#

TIME

LOCATION

PHOTOGRAPHER: Lawrence Darmstedter



DESCRIPTION: Side view of 6126 Main Street. The pavement immediately to the side of this structure is somewhat recessed, indicating a possible location of the under-ground storage tanks.

COMMENTS

PA-24 Range Readout Switch
SUSPECTED LOCATION OF USTs
Existing Island
New pump Island to be Installed
Real-Estate Safety Switch
Service Station Bldg.
Conduit to Self-service Island
APPROVED
TOWN OF AMHERST
JUL 7 1972
6126 - Main St.
199.7
206.26
252.62
244.3
52'
25'

PROPERTY INSPECTION GUIDE

For new developments and all existing

non-industrial or non-manufacturing facilities.

PRIVILEGED AND CONFIDENTIAL

I. GENERAL BACKGROUND INFORMATION:

1. Address of Facility: 6176 MAIN ST

WILLIAMSVILLE, N.Y. 14

County: ERIE

Telephone: —

2. Person Responding: LAWRENCE DAMMSTEDTER

Position: ENVIRONMENTAL ASSESSOR

3. Others participating in this inspection:

For all questions respond by giving a yes or no answer, along with the location and significance (if applicable).

PROPERTY CONDITION

Are there any patches of stained or discolored ground?

NO

Are there patches with an absence or dead vegetation?

NO

Are there any unnaturally appearing hills, mounds or depressions?

NO

Are there any streams or ponds of discolored or odorous liquids on the property?

NO

Are there any noticeable petroleum or solvent odors?

NO

Are there any drums, pails, bags, boxes, barrels or any other containers on the property?

NO

Are there any fill or vent pipes emerging from the ground?

~~NO~~

YES ONE FILL AND TWO VENT PIPES BEHIND THE BUILDING. FILL PIPE IS APP. 3" DIAM W/ FLAP TYPE CAP

Are there any roads, paths, trails, railroad tracks or railroad track bedding?

NO

Are there any manholes, drainage ditches, culverts or gullies?

NO

Are there any ponds of discolored water, oil films, foam, etc.?

NO

Are there any stock-piled materials (road salt, coal, etc.)?

NO

Are there any buildings on the property?

YES; ONE ABANDONED GAS STATION BUILDING
BUILDING HAS TWO SERVICE BAYS, A
FRONT OFFICE AND BACK STORAGE ROOM

Are there any stained or discolored walls, floors, or ceilings?

NO

Are there any unpaved parking lots?

NO

Are there any pollution control devises on the property?

NO

Are there any raw material receiving and storage areas on the property?

NO

Are there any sanitary, process waste and storm sewers, or pump stations?

NO

Are there any electrical transformers on the property?

NO

Are there any fuel storage and transfer lines?

NO, ~~FF~~

Are there any process tanks, vats, pits, ponds, or lagoons?

NO

Are there any waste disposal areas?

NO

Are there any indications of asbestos and other similar materials?

THE DROP[redacted] CEILING TILES IN THE OFFICE SECTION MAY BE ACM

Is there any suspected lead based paint or lead plumbing? Other observations?

NO

ADJACENT PROPERTIES

Locations in relationship to the property.

Physical Characteristics (by property)

Apparent property conditions.

Significance of property conditions.

Additional observations.

Submitted by:

Firm: POLLUTION ASSESSMENT

By: LAWRENCE DARMSTEDTER

Signature: [signature]

Date: 2-5-91

CONCLUSION

Based on the information gathered, the following conclusions have been reached:

1.) There is no information in the agency report files which indicates the presence of any past environmental problems on or around the site known as 6126 Main Street.

2.) Prior to the 1980's there was little regulation of underground storage tanks. There were no laws requiring testing and inspection of tanks, or agency monitoring of tank removal operations. Therefore, while there is little no information in the DEC and Amherst Fire Inspectors files to substantiate a concern that the property is contaminated, a complete determination can not be made without additional testing. Therefore it is recommended that soil borings and samples be taken on 6126 Main Street. These samples should be analyzed for total petroleum hydrocarbons, BTEX, and lead.

3.) Because of the age of the building the drop ceiling tiles should be analyzed for the presence of asbestos.

4.) The size and the contents of the underground tank at the rear of the property should be determined. The tank should then be tested for tightness in accordance with 6 NYCRR 613. If the tank should prove to be leaking proper remediation measures should be undertaken.

Based on the history of occupancy of the property, the agency file reports, and the physical observations during the site visit, Pollution Assessment is unable to assign an environmental risk factor, for property located at 6126 Main Street, in the Town of Amherst, New York, until the results of soil testing is available.

Sincerely,

Lawrence Darmstedter, M.S.
Environmental Assessor.

Phase II
Environmental Survey

for

6126 Main Street
Amherst, New York

Prepared For:

Joe Deck, Sr.
6126 Main Street, Inc.
506 Delaware Avenue
Buffalo, New York 14202

Prepared By:

Lawrence Darmstedter
Pollution Assessment Technology Services, Inc.
1168 Orchard Park Road
West Seneca, New York 14224

140-26A

POLLUTION ASSESSMENT TECHNOLOGY SERVICES INC.
1168 ORCHARD PARK RD. WEST SENECA, N.Y. 14224 PHONE 675-7780

February 27, 1991

Joe Deck
Stovroff, Herman and Deck
361 Delaware Avenue
Buffalo, New York 14202

Dear Mr. Deck:

Enclosed 6s the Phase II Environmental Assessment requested for 6126 Main Street, in the Town of Amherst, New York. This report contains the results of soil sampling and analysis for underground storage tank contents in the soil. If you have any further questions, please feel free to contact me at (716) 675-7780.

Sincerely,

Lawrence Darmstedter

Lawrence Darmstedter, M.S.
Environmental Audits Assessor

INTRODUCTION

Pollution Assessment Technology Services, Inc. was retained to plan and complete soil sampling and analysis for possible contaminants from underground storage tanks formerly located at 6126 Main Street, Amherst, New York. This location was used as a gas station prior to 1979. All underground storage tanks were reported, by the Town of Amherst Building Department, to have been removed from the site in 1979. A protocol was devised to take three soil samples with subsequent analysis in and around suspected location of the former underground storage tanks.

SAMPLING PROCEDURE

Holes were drilled in five (5) locations at the site. Due to the fact that two of these holes could only be drilled to a depth of two (2) feet, they were discarded, and no samples were analyzed from these borings. The difficulty in drilling in this area is due to the relatively shallow depth to the Onondaga Formation. The bedrock at this formation is overlain by a thin soil cover approximately one to five feet thick. The middle member of this formation, is a cherty limestone approximately 40-45 feet thick.

Three samples total were taken for analysis. The first, 140-26-01, located approximately ten (10) feet from the southeast corner of the building, was bored to a depth of four feet. At this depth the Onondaga Escarpment was encountered. An Organic Vapor meter (OVM) was used to monitor the drill cuttings for the presence of hydrocarbons in the soil. At no times during the monitoring of the soil from this boring did the OVM register a reading above the ambient air (0.4 ppm). A sample was taken from the cuttings at this depth and sent to the laboratory for analysis.

The second sample, 140-29-02, was taken approximately ten (10) feet from the northeast corner of the building on the premises. This hole was bored to a depth of six feet before the escarpment was encountered. Readings of 22 ppm were observed on the OVM. A strong petroleum odor was observed after an approximate depth of 2 1/2 feet. Direct visual observation of the hole revealed an approximately 3/4 inch metal pipe emerging from the sides of the boring hole. An approximately ten (10) inch segment of this pipe was removed from the hole. A petroleum based liquid was observed dripping from the pipe. A sample was taken from this depth and sent to the laboratory for analysis.

The third sample, 140-29-03, was take approximately 30 feet from the northeast corner of the building. This hole was drilled to a depth of approximately 11 feet before the escarpment was encountered. Because the depth to the escarpment is deeper than for the other holes, this location is suspected to be the location of the former tanks. The OVM was used to continuously monitor the soil cuttings. At no times during the monitoring of the soil from this boring did the OVM register a reading above the ambient air (0.4 ppm). A sample was taken from the cuttings at this depth and sent to the laboratory for analysis.

LABORATORY ANALYSIS

All samples were sent to the Hayden Environmental Group, Inc., for analysis. The samples were analyzed for:

Total Petroleum Hydrocarbons
BTEX
Lead

The Total Petroleum Hydrocarbon analysis is a general test for hydrocarbon fuels such as gasoline, diesel oil, kerosene, no. 2 fuel oil, etc. This test does not test for individual compounds, but gives a reading of the total concentration of all of these compounds in the sample.

The BTEX analysis tests for the concentrations of Benzene, Toluene, Ethylbenzene, and Xylene in the sample. These are aromatic and volatile components of petroleum fuels.

Lead is tested because it was a common additive to gasoline in the past.

ANALYTICAL RESULTS

The results of the laboratory analysis are as follows:

Parameter	140-26-01	140-26-02	140-26-03
Tot. Pet. Hydrocarb.	144 mg/kg	446 mg/kg	283 mg/kg
Benzene	<2.0 ug/kg	<20 ug/kg	3.1 ug/kg
Toluene	2.1 ug/kg	<6.0 ug/kg	1.2 ug/kg
Ethylbenzene	<0.3 ug/kg	67 ug/kg	2.4 ug/kg
Xylene	0.8 ug/kg	2150 ug/kg	3.2 ug/kg
Lead	66.2 ug/kg	78.1 ug/kg	41.5 ug/kg

DISCUSSION

At this point in time, the State of New York does not have standards for the acceptable levels of contaminants from underground storage tanks. The levels of ethylbenzene and xylenes in sample number 140-29-02 are very high. This is suspected to be a result of contact with one of the former fuel lines that was connected to the underground storage tanks during the boring process. The results from samples 140-26-01 and 140-26-03 show low levels of hydrocarbons, BTEX and lead. This supports the communication from the Town of Amherst Building Department that the tanks have been removed.

Pollution Assessment Technology Services, Inc.
PHOTO MOUNTING WORKSHEET

LH.	DATE
LPD	M T W T F 2-12-91

JOB NAME/LOCATION: 6126 Main Street, Amherst, New York

JOB NUMBER: 140-26

PHOTO ID#: TIME:

LOCATION:

PHOTOGRAPHER: Lawrence Darmstedter

DESCRIPTION: Rear view opf drilling truck fully extended and in operating position.

COMMENTS:

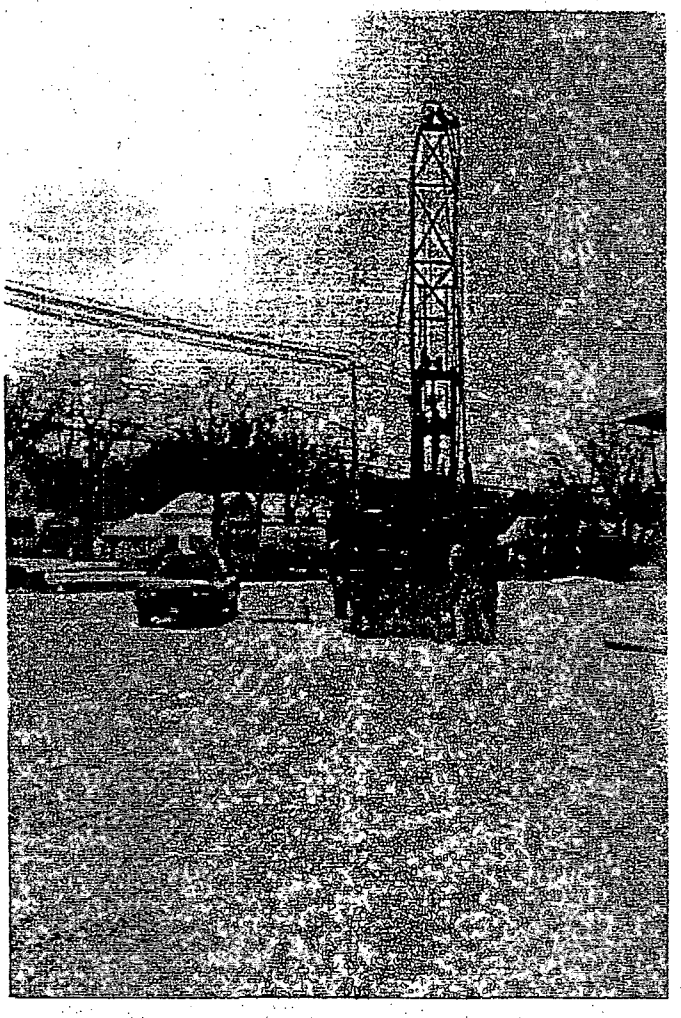
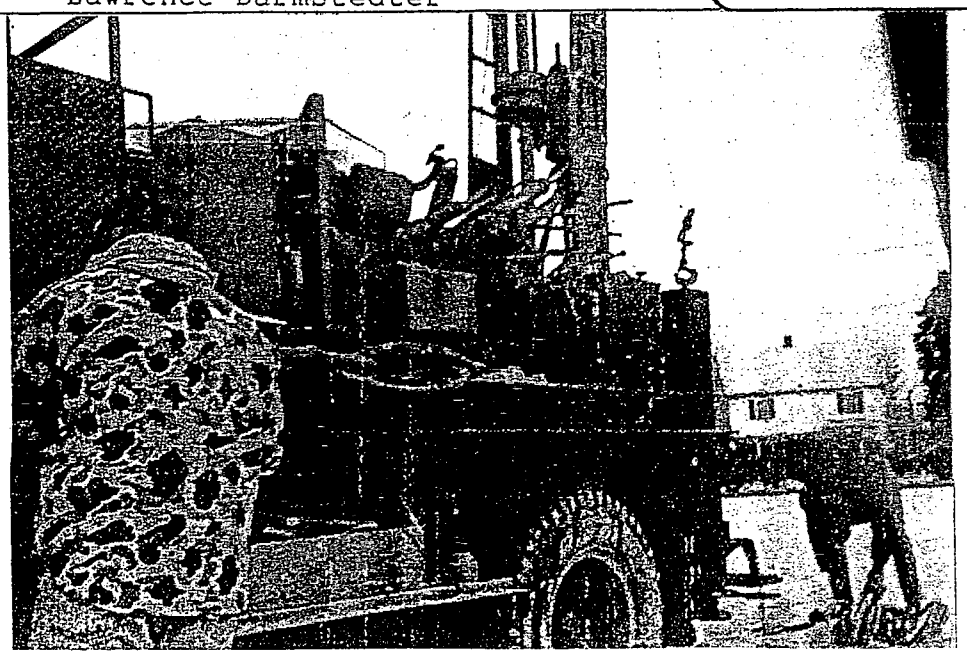


PHOTO ID#: TIME:

LOCATION:

PHOTOGRAPHER: Lawrence Darmstedter



DESCRIPTION: Side view of drilling truck showing drilling motor.

COMMENTS:

Pollution Assessment Technology Services, Inc.
PHOTO MOUNTING WORKSHEET

I.H. LPD

DATE M T W T F 2-12-91

JOB NAME/LOCATION 6126 Main Street, Amherst, New York

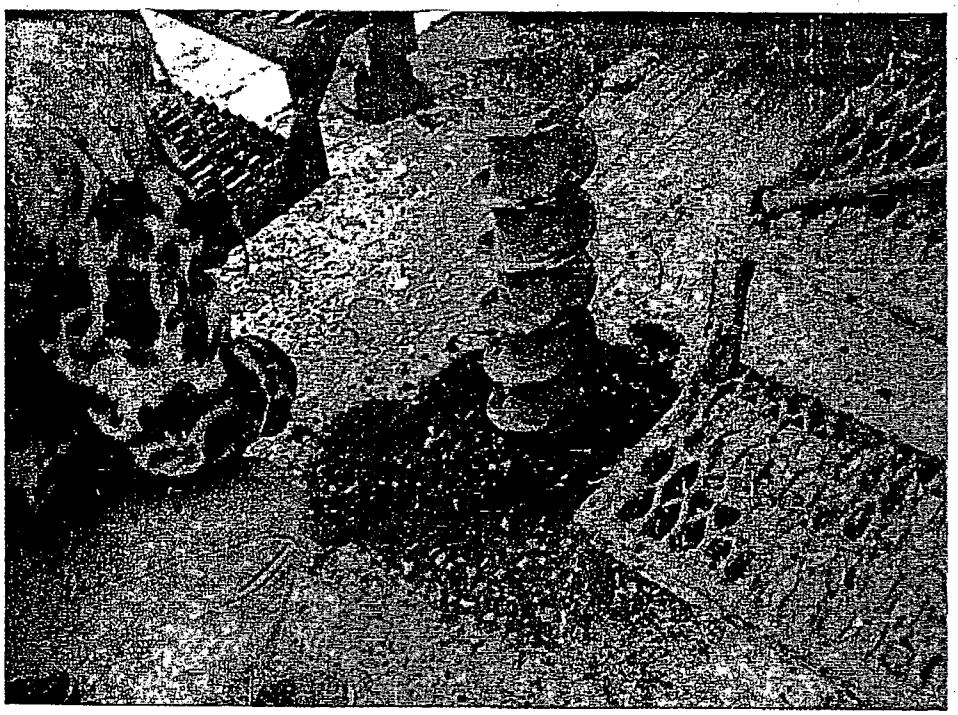
JOB NUMBER 140-26

PHOTO ID#

TIME

LOCATION

PHOTOGRAPHER Lawrence Darmstedter



DESCRIPTION Close up of the drilling operation.

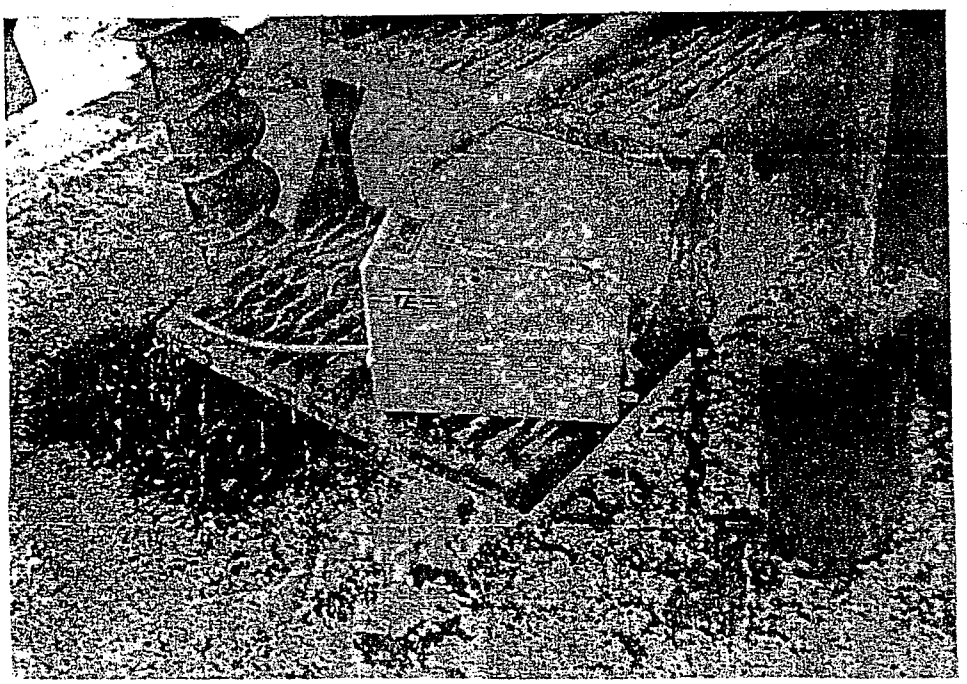
COMMENTS

PHOTO ID#

TIME

LOCATION

PHOTOGRAPHER



DESCRIPTION Organic vapor meter used for detection of hydrocarbons and other organic compounds.

COMMENTS

LABORATORY ANALYSIS REPORT

Mr. Larry Darmstedter
POLLUTION ASESSMENT TECHNOLOGY SERVICES, INC.
1168 Orchard Park Rd.
West Seneca, NY 14226

Page 1
Report Date : 02/19/91
HEG Task # : 91020108
HEG P/N, Acct:

P.O. Number:

Date Received: 02/13/91

HEG Sample # : 9102852 Sample Date: 02/12/91 Sample Priority: Normal
Sample ID : 140-26-01

Parameter	Units	Results	Comments
Aromatic Volatiles SW846-8020 BTEX			
Benzene	ug/kg	< 2.0	
Toluene	ug/kg	2.1	
Ethylbenzene	ug/kg	< 0.3	
Xylenes	ug/kg	0.8	
Lead	ug/g	66.2	
Petroleum Hydrocarbons	mg/kg	144	

HEG Sample # : 9102853 Sample Date: 02/12/91 Sample Priority: Normal
Sample ID : 140-26-02

Parameter	Units	Results	Comments
Aromatic Volatiles SW846-8020 BTEX			
Benzene	ug/kg	< 20	01
Toluene	ug/kg	< 6.0	01
Ethylbenzene	ug/kg	67	
Xylenes	ug/kg	2150	
Lead	ug/g	78.1	
Petroleum Hydrocarbons	mg/kg	446	

LABORATORY ANALYSIS REPORT

Mr. Larry Darmstedter
POLLUTION ASESSMENT TECHNOLOGY SERVICES, INC.
1168 Orchard Park Rd.
West Seneca, NY 14226

Page 2
Report Date : 02/19/91
HEG Task # : 91020108
HEG P/N, Acct:

HEG Sample # : 9102854 Sample Date: 02/12/91 Sample Priority: Normal
Sample ID : 140-26-03

Parameter	Units	Results	Comments
Aromatic Volatiles SW846-8020 BTEX			
Benzene	ug/kg	3.1	
Toluene	ug/kg	1.2	
Ethylbenzene	ug/kg	2.4	
Xylenes	ug/kg	3.2	
Petroleum Hydrocarbons	mg/kg	283	
Lead	ug/g	41.5	

01 Sample analyzed using a dilution, thus a higher MDL

Pollution Assessment Technology Services, Inc.

AIR SAMPLING RECORDED DATA

I.H. 40

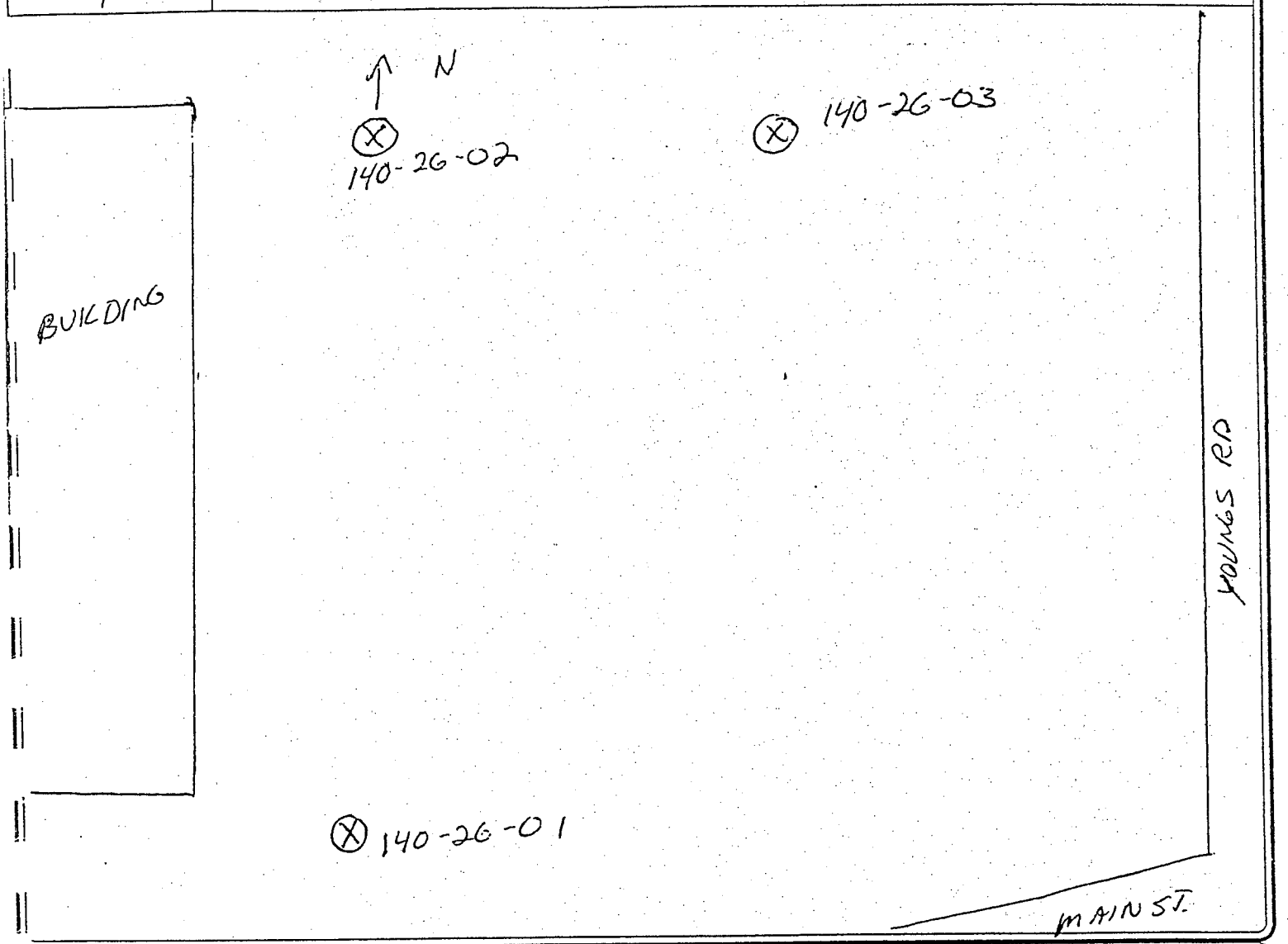
DATE M (T) W T F 2-12-91

JOB NAME/LOCATION 6126 MAIN ST

JOB NUMBER 140-26

SURVEY# 1

TYPE OF SAMPLING: Baseline | Environmental | Final | PCM | TEM | PLM | Bulk



SAMPLE	PUMP	START/STOP	MINUTES	LPM	VOLUME (L)	LOCATION
140-26-01	DRILLED	DOWN	4 FT	UNTIL	LIMESTONE	TOOK SAMPLE FROM BOTTOM OF AUGER
140-26-02	"	"	6 FT	"	"	" " "
140-26-03	"	"	"	"	"	" " "

Pollution Assessment Technology Services, Inc.
INDUSTRIAL HYGIENE REQUEST FORM

I.H. LD

DATE M T W T F 2-12-91

JOB NAME/LOCATION: 6126 MAIN ST. AMHERST

JOB NUMBER: 140-26

CLIENT INFORMATION:
JOE DECK
6126 MAIN ST.
AMHERST, NY

INVOICE TO: P.A.T.S.
1168 ORCHARD PARK ROAD
WEST SENECA, NJ

LABORATORY AND AIHA ACCREDITATION NUMBER: HAYDEN OHO36

NUMBER OF SAMPLES: 3

TYPE OF SAMPLES: TPH, BTEX, LEAD

JOB IDENTIFICATION NUMBER AND ANALYSIS REQUESTED

140-26-01
140-26-02
140-26-03

TOTAL PET. HYDROCARBON
BTEX
LEAD

SPECIAL INSTRUCTIONS

STD. TURNAROUND
FAX RESULTS TO
(716) 675-7786

AUTHORIZED SIGNATURE: [signature] DATE

CHAIN OF CUSTODY RECORD

		DATE	TIME
Samples Relinquished by Sampler (Signature) [signature]	Samples Recorded by Courier (Signature)	2-12-91	
Samples Relinquished by Courier (Signature)	Samples Recorded by Laboratory (Signature) [signature]	2-13-91	1020
Samples Relinquished for Analysis (Signature)	Samples Recorded for Analysis (Signature)		
Samples Relinquished after Analysis (Signature)	Analyzed Samples Recorded for Retention (Signature)		
Analyzed Samples Discarded (Signature) DATE	Custody Record Verified (Signature)		

NOTES:

Harry
Deutcher.

POLLUTION ASSESSMENT TECHNOLOGY SERVICES INC.
1168 ORCHARD PARK RD. WEST SENECA, N.Y. 14224 PHONE 675-7780

April 16, 1991

Joe Deck
Stovroff, Herman and Deck, Inc.
361 Delaware Avenue
Buffalo, New York 14202

Dear Mr. Deck:

On Monday April 8, 1991, an approximately 1000 gallon underground storage tank was remove from a location behind the building (north side) at a site located at 6126 Main Street, Amherst, New York. This site is at the northwest corner of the intersection at Main Street and Youngs Road. The tank was uncovered using the Excavator of a Ford 555 backhoe. The dimensions of the tank were approximately 4 feet in diameter and 15 feet long. After uncovering, the tank was removed from the ground and placed on the blacktop parking lot. There was no sign of soil contamination in the tank pit. The tank was cut open with a sawsall, and the remaining fuel oil and sludge were removed and placed in 55 gallon drums. The tank was scraped and cleaned to remove all remaining traces of the petroleum products. During the course of these proceedings, representatives from the New York State Department of Environmental Conservation and the Town of Amherst Fire Inspectors Office were notified and inspected the site. The tank remains were hauled to Rubenstein Savage. The hole was backfilled with the excavated materials.

On Tuesday, April 9, 1991, underground piping from the former underground storage tanks was removed from the same location. A trench approximately 30 feet long by 5 feet wide and 4 feet deep was dug in the parking lot using the same machine and operator. Approximately 12 feet of 3/4 inch conduit pipe for service to fuel tanks and 4 feet of 2 1/2 inch fuel service supply line were removed. Two barrels of contaminated soil were removed. The remaining soil was tested using sheen and odor tests. There were no further indications of soil contamination. The trench was backfilled with the excavated materials.

This letter is to notify the current and former owners that all contaminated soil and underground piping have been removed and testing has taken place to confirm this. All sections of this job were performed in compliance with all state and federal codes.

LCS INC.
Environmental and Real Estate Consultants

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January 3, 2007

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MARYLAND

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OHIO

Mr. Dave Reilly
Uniland Development Company
University Corporate Office
100 Corporate Parkway
Amherst, New York 14226

Re: LCS File #06B3604.21 ASTM E1527-00 Business/Lender Phase I Environmental Site Assessment Report for the subject property identified as:

FAST TRACK QUICK LUBE
6126 MAIN STREET
AMHERST, NEW YORK

Dear Mr. Reilly:

At your request, Lender Consulting Services, Inc. (LCS) completed a Business/Lender Phase I Environmental Site Assessment of the above-referenced subject property. The subject property is identified as Fast Track Quick Lube, located at 6126 Main Street, Town of Amherst, Erie County, New York. The subject property tax records show the subject property to measure 0.92 acres. Refer to the Section *10.1 SITEMAPS*. The subject property is occupied and utilized by Fast Track Quick Lube, whose operations include automotive oil changes.

The purpose of this study was to identify recognized environmental concerns associated with the subject property. *Recognized environmental concern* is defined by the ASTM standard as "the presence or likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substance or petroleum products into structures on the property. The term includes hazardous substances or petroleum products even under conditions in compliance with laws. The term is not intended to include de minimis conditions that generally do not present a material risk of harm to the public health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies. Conditions determined to be de minimis are not recognized environmental conditions."

FINDINGS:

This assessment has revealed no evidence of recognized environmental conditions in connection with the subject property except for the following:

- The subject property is identified as an automotive oil change facility that utilizes and stores various new/waste oils and automotive fluids on-site.
- The subject property utilizes three 1,000-gallon new oil ASTs, two 275-gallon waste oil ASTs, one 300-gallon antifreeze AST, one 300-gallon windshield solvent AST, one 500-gallon antifreeze AST, and one approximately 1,000-gallon waste oil UST. All of the ASTs are located within the basement of the subject structure, while the UST is located along the northern exterior portion of the subject structure. In addition to these tanks, LCS noted a fill port located along the northern side of the subject structure that is suspected to be associated with the existing UST.
- LCS noted evidence of spillage in the area of one 1,000-gallon new oil AST, within the area where two 275-gallon waste oil ASTs were stored in the basement of the subject structure, and minor staining along the concrete throughout the basement.
- A southern adjacent property was identified as NOCO gasoline station and an eastern adjacent property was identified as Citgo gasoline station.

This assessment has revealed no evidence of historical recognized environmental conditions in connection with the subject property except for the following. [A historical recognized environmental condition is an environmental condition that in the past would have been considered a recognized environmental condition, but that may or may not be considered a recognized environmental condition currently. For example, a spill that has been remediated to the satisfaction of the appropriate regulators would be considered a historical recognized environmental condition.]

- The Town of Amherst assessment records indicate that one 6,000-gallon UST and one 3,000-gallon UST were installed on-site in 1968.
- The subject property was identified as a gasoline station in the 1975 City directory and a used automobile sales facility in 1989/90.
- Two adjacent properties were identified as gasoline stations in the 1963 through 1999 City directory.
- According to the EDR report, the subject property is listed as a LTANK site. This site involved a release of approximately five gallons of oil which spilled onto the concrete driveway from a supply truck (Spill ID not reported). A small amount of this substance contaminated the surrounding soil. The area was cleaned with Speedi-Dry and the spill is classified as "closed" by the NYSDEC. [A status of "closed" indicates the spill was remediated and the NYSDEC file closed with no further remediation required.]
- In addition, EDR identified the subject property as a UST/HIST UST and an AST site, utilizing three 1,000-gallon unidentified material USTs and one 2,000-gallon used oil UST.
- An adjacent property addressed as 6125 Main Street has been identified as a LTANK site and a NY Spills site, with one "closed" spill and one "active" spill. In addition, this site has been identified as a UST/HIST UST site, utilizing various unleaded gasoline and leaded gasoline USTs.
- An adjacent property addressed as 6130 Main Street has been identified as a LTANK site and a NY Spills site. Two spills are classified as "inactive" and one spill is classified as "closed". In addition, this site has been identified as an AST site and a small quantity RCRA waste generator site, with no violations on-file.

Exceptions/Deletions/Limitations to this Assessment:

Stored materials and ASTs on-site limited LCS' observations at the time of site inspection. In addition, the roof of the subject structure was not inspected, as it was not readily accessible. Furthermore, LCS has yet to receive the owner/operator questionnaire. LCS cannot be liable for information known only to the site owner or operator and not shared with LCS and LCS has yet to receive all responses from regulatory information requests.

This study was conducted using the ASTM 1527-00 Standard. **The study should not be misconstrued as being completed to meet either the USEPA AAI or the ASTM 1527-05 Standard.**

RECOMMENDATIONS:

Based on the information contained in this report, LCS reports the following about the subject property:

1) Further investigation that would discover or characterize contamination of the subject property by hazardous or toxic substances is warranted. The subject property has been identified as an automotive oil change facility that utilizes various ASTs and historic USTs, storing petroleum products and automotive fluids. In addition, the subject property has been identified as an historic gasoline station in 1975 and a used automobile sales facility in 1989/1990. In addition to these on-site operations, the southern and eastern adjacent properties have been identified as gasoline stations, with one "active" spill reported. As such and unless sufficient documentation is provided for review, LCS recommends that a subsurface Phase II investigation be completed in the areas of the former USTs, as well as along the property borders which may have been impacted by an adjacent "active" spill.

As a best management practice, the staining noted on the subject property should be cleaned and any impacted soil and/or materials should be disposed of properly.

2) A cursory visual assessment for suspect mold was undertaken as a part of this environmental site assessment. A full mold inspection was not requested nor completed as part of this assessment. Based on LCS' limited observations, there was no visible evidence of mold and mold related odors at the time of the site inspection. It should be noted that molds could grow in hidden areas not observed during LCS' site reconnaissance. Of particular concern would be areas that experience water damage and areas of high humidity. Caution should be taken following any future water releases within the subject structure. Such water releases should be addressed immediately to help prevent the formation of the mold spores. Visual evidence of mold should be addressed immediately. It is recommended that professional remediation contractors be hired to properly address such issues.

Should you have any questions relative to this report, please contact Mr. Andrew J. Kucserik, the LCS General Manager associated with this project. This report constitutes the findings and recommendations of LCS' investigation conducted for the referenced subject property as inspected and reviewed by the following:

Erin Murphy
Environmental Analyst

Andrew J. Kucserik, CPG PG
Environmental Professional

LCS INC.
Environmental and Real Estate Consultants

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BUSINESS/LENDER PHASE I ENVIRONMENTAL SITE ASSESSMENT REPORT

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MARYLAND

CLEVELAND
OHIO

FAST TRACK QUICK LUBE
6126 MAIN STREET
AMHERST, NEW YORK

LCS Project No. 06B3604.21

PREPARED FOR:

Mr. Dave Reilly
Uniland Development Company
University Corporate Office
100 Corporate Parkway
Amherst, New York 14226

PREPARED BY:

LCS, INC.

Based on a Site Investigation conducted on December 21, 2006
by
Mr. Andrew J. Kucserik

January 3, 2007

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1.0 EXECUTIVE SUMMARY

1.1 REPORT FINDINGS

The following details specific findings presented in LCS' Business/Lender Phase I assessment. This section is provided for convenience to the reader. The reader is encouraged to read the entire report.

1.1.1 Site Description

The subject property is identified as Fast Track Quick Lube, located at 6126 Main Street, Town of Amherst, Erie County, New York. The subject property tax records show the subject property to measure 0.92 acres. Refer to the Section *10.1 SITEMAPS*. The subject property is occupied and utilized by Fast Track Quick Lube, whose operations include automotive oil changes.

1.1.2 Site Reconnaissance

The subject property is located in a moderately developed commercial and residential area. Public utility companies provide the following services to the subject property: electric; natural gas; water; and sanitary sewer.

The following potential environmental concerns were identified:

- The subject property is identified as an automotive oil change facility that utilizes and stores various new/waste oils and automotive fluids on-site.
- The subject property utilizes three 1,000-gallon new oil ASTs, two 275-gallon waste oil ASTs, one 300-gallon antifreeze AST, one 300-gallon windshield solvent AST, one 500-gallon antifreeze AST and one approximately 1,000-gallon waste oil UST. All of the ASTs are located within the basement of the subject structure, while the UST is located along the northern exterior portion of the subject structure. In addition to these tanks, LCS noted a fill port located along the northern side of the subject structure that is suspected to be associated with the existing UST.
- LCS noted evidence of spillage in the area of one 1,000-gallon new oil AST, within the area where two 275-gallon waste oil ASTs were stored in the basement of the subject structure and minor staining along the concrete throughout the basement.
- LCS noted an oil/water separator located along the northern exterior portion of the subject structure. Floor drains were noted within the basement of the subject structure and reportedly discharge through the oil/water separator into the sanitary sewer system.
- A southern adjacent property was identified as NOCO gasoline station and an eastern adjacent property was identified as Citgo gasoline station.

Refer to Section 4.0 for additional information regarding the site reconnaissance.

1.1.3 Site History

The historical use of the subject property has been researched through review of historic maps, historic aerial photographs, municipal records, city directories, and/or other reasonably obtainable documents. In general, the historical site uses were determined to be as follows:

Date Range	Apparent Use	Source
At least 1905-1990	Developed with a former structure	Aerial photographs
1991-present	The existing subject structure was constructed	Aerial photographs

The following potential environmental concerns were identified based on LCS' historical research.

- The Town of Amherst assessment records indicate that one 6,000-gallon UST and one 3,000-gallon UST were installed on-site in 1968.
- The subject property was identified as a gasoline station in the 1975 City directory and a used automobile sales facility in 1989/90.
- Two adjacent properties were identified as gasoline stations in the 1963 through 1999 City directory

Refer to Section 5.0 for additional information regarding the site history.

1.1.4 Regulatory Information/Interviews

A review of regulatory database information and any additional regulatory information reviewed by LCS identified the following potential environmental concerns:

- According to the EDR report, the subject property is listed as a LTANK site. This site involved a release of approximately five gallons of oil which spilled onto the concrete driveway from a supply truck (Spill ID not reported). A small amount of this substance contaminated the surrounding soil. The area was cleaned with Speedi-Dry and the spill is classified as "closed" by the NYSDEC. [A status of "closed" indicates the spill was remediated and the NYSDEC file closed with no further remediation required.]
- In addition, EDR identified the subject property as a UST/HIST UST and an AST site, utilizing three 1,000-gallon unidentified material USTs and one 2,000-gallon used oil UST.
- An adjacent property addressed as 6125 Main Street has been identified as a LTANK site and a NY Spills site, with one "closed" spill and one "active" spill. In addition, this site has been identified as a UST/HIST UST site, utilizing various unleaded gasoline and leaded gasoline USTs.
- An adjacent property addressed as Main Street/Youngs Road has been identified as a LTANK site and a NY Spills site. All of the spills are classified as "closed".
- An adjacent property addressed as 6130 Main Street has been identified as a LTANK site and a NY Spills site. Two spills are classified as "inactive" and one spill is classified as "closed". In addition, this site has been identified as an AST site and a small quantity RCRA waste generator site, with no violations on-file.

In addition, interviews were conducted with various municipal representatives and/or other persons knowledgeable about the subject property.

No potential environmental concerns were identified based on these interviews.

Refer to Section 7.0 for additional information regarding interviews.

1.1.5 Other Findings

LCS did not identify additional significant potential concerns.

1.2 CONCLUSIONS

We have performed this Business/Lender Phase I Environmental Site Assessment in conformance with the scope and limitations of the ASTM Practice E 1527-00 for 6126 Main Street, Town of Amherst, Erie County, New York. Any exceptions to, or deletions from, this practice are described within Section 1.3.

This assessment has revealed no evidence of recognized environmental conditions in connection with the subject property except for the following:

- The subject property is identified as an automotive oil change facility that utilizes and stores various new/waste oils and automotive fluids on-site.
- The subject property utilizes three 1,000-gallon new oil ASTs, two 275-gallon waste oil ASTs, one 300-gallon antifreeze AST, one 300-gallon windshield solvent AST, one 500-gallon antifreeze AST, and one approximately 1,000-gallon waste oil UST. All of the ASTs are located within the basement of the subject structure, while the UST is located along the northern exterior portion of the subject structure. In addition to these tanks, LCS noted a fill port located along the northern side of the subject structure that is suspected to be associated with the existing UST.
- LCS noted evidence of spillage in the area of one 1,000-gallon new oil AST, within the area where two 275-gallon waste oil ASTs were stored in the basement of the subject structure, and minor staining along the concrete throughout the basement.
- A southern adjacent property was identified as NOCO gasoline station and an eastern adjacent property was identified as Citgo gasoline station.

This assessment has revealed no evidence of historical recognized environmental conditions in connection with the subject property except for the following. [A historical recognized environmental condition is an environmental condition that in the past would have been considered a recognized environmental condition, but that may or may not be considered a recognized environmental condition currently. For example, a spill that has been remediated to the satisfaction of the appropriate regulators would be considered a historical recognized environmental condition.]

- The Town of Amherst assessment records indicate that one 6,000-gallon UST and one 3,000-gallon UST were installed on-site in 1968.
- The subject property was identified as a gasoline station in the 1975 City directory and a used automobile sales facility in 1989/90.
- Two adjacent properties were identified as gasoline stations in the 1963 through 1999 City directory.
- According to the EDR report, the subject property is listed as a LTANK site. This site involved a release of approximately five gallons of oil which spilled onto the concrete driveway from a supply truck (Spill ID not reported). A small amount of this substance contaminated the surrounding soil. The area was cleaned with Speedi-Dry and the spill is classified as "closed" by the NYSDEC. [A status of "closed" indicates the spill was remediated and the NYSDEC file closed with no further remediation required.]
- In addition, EDR identified the subject property as a UST/HIST UST and an AST site, utilizing three 1,000-gallon unidentified material USTs and one 2,000-gallon used oil UST.
- An adjacent property addressed as 6125 Main Street has been identified as a LTANK site and a NY Spills site, with one "closed" spill and one "active" spill. In addition, this site has been identified as a UST/HIST UST site, utilizing various unleaded gasoline and leaded gasoline USTs.

1.2 CONCLUSIONS (continued)

- An adjacent property addressed as 6130 Main Street has been identified as a LTANK site and a NY Spills site. Two spills are classified as "inactive" and one spill is classified as "closed". In addition, this site has been identified as an AST site and a small quantity RCRA waste generator site, with no violations on-file.

1.3 LIMITATIONS

Stored materials and ASTs on-site limited LCS' observations at the time of site inspection. In addition, the roof of the subject structure was not inspected, as it was not readily accessible. Furthermore, LCS has yet to receive the owner/operator questionnaire. LCS cannot be liable for information known only to the site owner or operator and not shared with LCS and LCS has yet to receive all responses from regulatory information requests.

This study was conducted using the ASTM 1527-00 Standard. The study should not be misconstrued as being completed to meet either the USEPA AAI or the ASTM 1527-05 Standard.

FOIA requests were sent to the appropriate regulatory agencies for information concerning the subject and adjacent sites. As of date of this report, LCS has not received a complete response(s). **LCS reserves the right to revise this report based upon any pertinent information concerning the subject property that may be forthcoming from this department.** It should be noted that LCS was not able to provide the regulatory agency 20 days to respond to our request as required by the ASTM standard due to the turn-around time required for the project.

To the best of LCS' knowledge, the information contained in this report is true and accurate. LCS personnel have exercised due diligence in the compilation of the information contained herein appropriate to environmental professionals engaged in investigations of this sort. LCS makes no guarantees regarding the accuracy of information gained from other sources.

The subject property location and boundaries as understood by LCS are depicted in the maps appended to this report. It is the responsibility of the reader to verify that the location and boundaries depicted herein are correct.

Refer to Section 10.10 for additional limitations.

1.4 RELIANCE

LCS authorizes Uniland Development Company to use the above-referenced LCS report in order to determine its interest in financing of the said subject property.

We appreciate the opportunity to be of service to you and look forward to servicing your environmental needs in the future. If you have any questions regarding the enclosed report, or wish to discuss it further, please do not hesitate to contact Mr. Andrew J. Kucserik, the LCS General Manager associated with this project. We will make ourselves available at your convenience.

Reviewed by:

Erin Murphy
Environmental Analyst

Andrew J. Kucserik, CPG PG
Environmental Professional

2.0 PURPOSE

The primary purpose of this Business/Lender Phase I Environmental Assessment was to identify recognized environmental conditions (RECs) on the subject property. *Recognized environmental concern* is defined by the ASTM standard as "the presence or likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substance or petroleum products into structures on the property. The term includes hazardous substances or petroleum products even under conditions in compliance with laws. The term is not intended to include de minimis conditions that generally do not present a material risk of harm to the public health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies. Conditions determined to be de minimis are not recognized environmental conditions." This level of this environmental review is typically considered appropriate inquiry into the previous ownership and uses of the subject property consistent with good commercial and customary practice to permit the user to satisfy the requirements to qualify for the innocent landowner defense to the CERCLA. Secondary purposes were to assess hazardous substances stored, used, released or disposed on the subject property; provide a basis for evaluation of the subject property; evaluate business environmental risks; and assess the need for additional investigation.

3.0 SCOPE OF WORK

This Business/Lender Phase I Environmental Assessment report has been prepared in accordance with ASTM Standard E 1527-00, *Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process*. The scope of this Business/Lender Phase I Environmental Assessment has been limited to a review of the following sources of information. (For a list of references see Section 12.0.)

A) Recorded chain of title documents regarding the subject property, including all deeds, easements, leases, restrictions and covenants (if provided).

B) Historical maps aerial photographs and/or other Standard Historical Sources (as defined by ASTM) that may reflect prior uses of the subject property and that are reasonably ascertainable through vendors and/or state or local government agencies, back to 1940 or prior to development, whichever is earlier.

C) Reasonably ascertainable federal and state Standard Environmental Record Sources to approximate minimum search distances as defined by ASTM 1527-00 as provided by EDR, purchased by LCS and dated December 22, 2006. Interviews with local regulators were also completed.

D) A visual site reconnaissance of the subject property and facilities and improvements on the subject property, including: review of on-site topography; assessment of chemical use, hazardous waste handling/disposal practices on the subject property; assessment of the presence or likely presence of a release or threatened release of hazardous substances and/or non-hazardous waste; review of suspect PCBs; review of bulk storage tanks including ASTs and USTs; and a visual review of immediately adjacent properties from the subject property.

E) While not included in the ASTM standard, LCS' site reconnaissance also included a cursory visual inspection of the subject property, facilities and improvements for suspect mold, ACMs and lead-based painted surfaces. Such should not be considered a complete inspection for these items.

4.0 SUBJECT PROPERTY/VICINITY DESCRIPTION

4.1 SITE RECONNAISSANCE

A visual site review of the subject property, identified as Fast Track Quick lube, located at 6126 Main Street, Town of Amherst, Erie County, New York was completed to document site conditions and to identify recognized environmental conditions. The site reconnaissance included a walkthrough of all spaces on-site, including interior and exterior areas with the exception of the roof of the subject structure, as it was not readily accessible. **Stored materials and the presence of ASTs limited LCS' observations at the time of site inspection.**

The following summarizes LCS' observations.

4.1.1 Owner/Operator Interview

Mr. Chris Marchione, General Manager, provided access and background information about the subject property.

The LCS Owner/Operator Questionnaire was forwarded to Mr. Chris Marchione for completion. As of the date of this report, LCS has yet to receive the completed questionnaire. Any response information that would alter or affect the findings and conclusions of this report will be forwarded as an addendum to this report when it is received by LCS.

4.1.2 Overview

The subject property includes one commercial building that is utilized as an automotive oil change facility.

LCS made the following observations at the time of the site reconnaissance:

General Site Information	
Name of Site	Fast Track Quick Lube
Site Address	6126 Main Street
Municipality, County, State	Town of Amherst, Erie County, New York
Fronting Streets	Main Street and Youngs Road
Site Size (acres)	0.92
Site Elevation (feet above mean sea level)	Approximately 700
Site Topography	Level at grade
Nearest Water Body (Name/Distance)	Ellicott Creek/Located one mile to the west
Exterior Conditions/Improvements	Asphalt parking areas and green areas
Building Information	
No. Buildings	One
Square Footage of Building(s)	1,860
No. Stories	One
Basement Present?	Full
Roof Type/Age	Flat/age unknown
Building Use(s)/Operations/Dates	Automotive oil change facility/dates unknown
Historic Use(s)/Dates	Automotive oil change facility/dates unknown
Heating System Type/Location	Waste oil and natural gas
Building Construction Date	1991
Utilities Provided	All public, including municipal water, sewer, natural gas and electric
Wastes Generated	Waste oil

Refer to Sections *10.1 SITE MAPS*, *10.2 SITE CONDITION REPORT* and *10.4 OWNER/OPERATOR QUESTIONNAIRE*.

4.1.3 Storage Tanks

Based on LCS' site reconnaissance and interviews, the following tanks were apparently located on-site:

Characteristics	Tanks #1-3	Tanks #4-5	Tank #6
AST/UST	AST	AST	AST
Location	Basement	Basement	Basement
Registered/Permitted (Dates)	Yes, dates unknown	Unknown	Unknown
Date of Last Test	Unknown	Unknown	Unknown
Capacity (gallons)	1,000 (each)	275 (each)	300
Product	New oil	Waste oil	Antifreeze
Single/Double Walled	Double walled with a secondary containment system	Single	Single
Age	Unknown	Unknown	Unknown
Type of Monitoring System	Visual	Visual	Visual
Any releases/spills?	Staining noted along one AST	Yes, minor staining noted	No
Status (active/not in-use/closed)	Active	Active	Active

Characteristics	Tank #7	Tank #8	Tank #9
AST/UST	AST	AST	UST
Location	Basement	Basement	Northern exterior side of the subject structure
Registered/Permitted (Dates)	Unknown	Unknown	Unknown
Date of Last Test	Unknown	Unknown	Unknown
Capacity	300	500	Approximately 1,000
Product	Windshield solvent	Antifreeze	Waste oil
Single/Double Walled	Single	Single	Single
Age	Unknown	Unknown	Unknown
Type of Monitoring System	Unknown	Unknown	Unknown
Any releases/spills?	No	No	No
Status (active/not in-use/closed)	Active	Active	Active

See Regulatory and Municipal information below for additional information on site tanks.

In addition to the tanks identified above, LCS noted a fill port along the northern side of the subject structure, which is suspected to be associated with the existing UST.

4.1.4 Hazardous or Regulated Materials

Hazardous and/or regulated materials were noted stored and utilized on the subject property at the time of the site inspection. These were as follows:

Material	Storage Location	Approximate Quantities On-Site
Cleaning supplies	One quart containers stored within the office	Three to five
Waste oil	ASTs/USTs located within the service area	Two ASTs and 1 UST
New oil	ASTs and drums located within the service area	Three ASTs and five drums*
Windshield washer solution	AST located within the service area	One AST
Antifreeze	ASTs located within the service area	Two ASTs

* It should be noted that per the site contact, three of the 55-gallon drums are awaiting disposal.

LCS noted evidence of spillage in the area of one 1,000-gallon new oil AST and within the area where two 275-gallon waste oil ASTs were stored within the basement of the subject structure.

There were no visible signs of unidentified substance containers (unlabeled drums, etc.) noted at the time of the site inspection.

4.1.5 Solid, Hazardous or Regulated Waste

Due to the nature of the on-site operations, waste oil is generated and utilized on-site. It was reported by the site contact that waste oil is produced on-site and then is utilized as fuel oil. The waste oil is temporarily stored within two ASTs and one UST.

Any relevant disposal documentation provided is included in the appendix of this report.

4.1.6 Staining, Corrosion, Stressed Vegetation and/or Dead Vegetation

During the LCS site reconnaissance, LCS noted evidence of spillage in the area of one 1,000-gallon new oil AST, within the area where two 275-gallon waste oil ASTs were stored in the basement of the subject structure and minor staining along the concrete throughout the basement. **Stored materials and the presence of ASTs limited LCS' observations at the time of site inspection.**

4.1.7 Fill Dirt or Land Disposal

During the LCS site reconnaissance, there was no evidence of placement of fill dirt or land disposal activities currently or previously conducted on-site. **Stored materials and the presence of ASTs limited LCS' observations at the time of site inspection.**

4.1.8 Wastewaters

Municipal sanitary and storm sewers service the subject property. Operations on the subject property have been identified as automobile oil changes. As such, these operations produce wastewaters that require treatment or monitoring. LCS noted an oil/water separator located along the northern side of the subject structure.

There was no evidence of a current or historic private septic system or cesspool on the subject property. Floor drains were noted in the basement of the subject structure and reportedly discharge through the oil/water separator to the sanitary sewer system. Three sumps were noted within the service bays and reportedly discharge to the oil water separator prior to discharge to the municipal sewer system.

Storm drains were noted within the parking lot; these reportedly discharge to the municipal storm sewer. There was no evidence of any pits, ponds or lagoons used in connection with waste treatment or waste disposal.

4.1.9 Potable Water Supply/Wells

The subject property is served by a municipal water supply system. There was no evidence of an active or abandoned supply well, drywell, monitoring well or irrigation well on-site.

4.1.10 Air Emissions

There were no process exhaust systems noted on-site at the time of the LCS site investigation.

4.1.11 PCBs

At the time of site inspection, there were no suspect PCB-containing materials noted on-site.

4.1.12 Suspect ACMs

A cursory visual assessment for ACMs was undertaken as a part of this environmental site assessment. Due to the age of the subject structure there are no suspect ACMs anticipated on-site.

4.1.13 Lead Based Paint

The Consumer Product Safety Commission banned the manufacture of lead-based paints for residential and commercial application in 1978; Federal regulations enforced this ban in 1993. Structures completed prior to 1978 may contain lead-based paints. The subject building was constructed in 1991, according to realinfo.com and the Town of Amherst assessment records. Due to the age of the subject structure, lead-based paint is not anticipated.

4.1.14 Lead in Drinking Water

According to public water analysis conducted by the Erie County Water Authority, the 90th percentile for the year 2005 was 0.004 mg/L. According to the USEPA, the action level applicable to municipal potable water supplies and distribution systems is 0.015 mg/L.

It should be noted that at the time of the site inspection, lead pipes were not noted within the subject structure. Such are not anticipated due to the age of the subject structure.

4.1.15 Mold

Mold can germinate and colonize when a food source (i.e., drywall, wood, insulation, paper), a certain temperature and moisture are present. The speed of the growth all depends on the combination of these conditions; roof leaks often lead to accelerated mold growth. The musty odor commonly present with mold is associated with the mVOCs produced by molds. Some, but not all, molds produce a Mycotoxin that is considered a poison and may have negative health effects on humans.

At the time of the site inspection, there were no suspect mold covered areas or mold-related odors noted within the subject structure. This does not preclude the presence of molds in hidden areas (behind walls, moldings, etc.) or the potential for future mold growth.

4.1.16 Other Issues

At the time of the site inspection, LCS noted three service bays with oil change pits within the basement of the subject structure and a wheel alignment rack and compressor on-site, with no evidence of releases. In addition, reportedly waste oil is stored within two ASTs located within the basement of the subject structure, except in the summer months when the on-site operations are busier and excess waste oil is also temporarily stored within the on-site UST.

4.2 ADJACENT SITE USE

The adjacent properties were observed from the subject property at the time of the site reconnaissance. The surrounding property uses include the following:

Direction	Current Use	Apparent Past Use*	Comments
North:	Residential	Residential	None
South:	NOCO gasoline station	NOCO gasoline station	Potential for environmental concern
East:	Citgo gasoline station	Citgo gasoline station	Potential for environmental concern
West:	Undeveloped land	Undeveloped land	None

* Apparent past use is based on the site reconnaissance and other information included within this assessment.

4.3 SUBJECT SITE PHOTOGRAPHS

Photographs of the subject property were taken by LCS on December 21, 2006. Photographs were taken with the objective of documenting the physical condition of the subject property and any improvements thereon. Photographs are included in Section 10.3.

4.4 SUMMARY OF OBSERVATIONS OF POTENTIAL CONCERNS

Based solely on observations made during LCS' site reconnaissance, the following potential concerns were identified:

- The subject property is identified as an automotive oil change facility that utilizes and stores various new/waste oils and automotive fluids on-site.
- The subject property utilizes three 1,000-gallon new oil ASTs, two 275-gallon waste oil ASTs, one 300-gallon antifreeze AST, one 300-gallon windshield solvent AST, one 500-gallon antifreeze AST and one approximately 1,000-gallon waste oil UST. All of the ASTs are located within the basement of the subject structure, while the UST is located along the northern exterior portion of the subject structure. In addition to these tanks, LCS noted a fill port located along the northern side of the subject structure that is suspected to be associated with the existing UST.
- LCS noted evidence of spillage in the area of one 1,000-gallon new oil AST, within the area where two 275-gallon waste oil ASTs were stored in the basement of the subject structure and minor staining along the concrete throughout the basement.
- LCS noted an oil/water separator located along the northern exterior portion of the subject structure. Floor drains were noted within the basement of the subject structure and reportedly discharge through the oil/water separator into the sanitary sewer system.
- A southern adjacent property was identified as NOCO gasoline station and an eastern adjacent property was identified as Citgo gasoline station.

5.0 SUBJECT PROPERTY HISTORY AND USE

The historical use of the subject property has been researched through review of historic maps, historic aerial photographs, municipal records, city directories, historic topographic maps, and/or other reasonably obtainable documents. The following summarizes LCS' historical research.

5.1 HISTORIC AERIAL PHOTOGRAPHS

Historical aerial photographs serve to reveal former topography, buildings, structures and man-made works such as canals, lagoons and railroads that may have been altered or may no longer be in existence.

Historical aerial photographs were reviewed at the Erie County USDA in East Aurora, New York on December 19, 2006. Changes in land use and general subject property characteristics were noted and are described below. Copies of the aerial photographs, if available, are included in Section *10.7 AERIAL PHOTOGRAPHS.* LCS' observations of the subject property and surrounding properties are detailed below.

YEAR/SITE	OBSERVATIONS
1938 and 1942	
Subject Property	Appears to be developed with one structure, presumably a former on-site structure
North	Suspected residential
South	Suspected commercial
East	Suspected residential
West	Fallow land
1951, 1958 and 1966	
Subject Property	Appears to be developed with the same structure
North	Suspected residential
South	Suspected commercial
East	Suspected commercial
West	Fallow land
1978	
Subject Property	Appears to be developed with one commercial structure
North	Suspected residential
South	Suspected commercial
East	Suspected commercial
West	Fallow land
1990	
Subject Property	Appears to be developed with one commercial structure
North	Suspected residential
South	Suspected commercial
East	Suspected commercial
West	Wooded land

None of the aerial photographs suggest environmental concerns, such as exterior storage areas, fill, disturbed areas, etc.

5.2 HISTORICAL MAPS/DIRECTORIES

Sanborn Maps

Historical Sanborn Maps were ordered by LCS through EDR for information regarding the subject property and surrounding area. However, EDR forwarded a letter to LCS indicating that there is no Sanborn coverage for the subject property. This letter is included in the appendix of this report.

City Directories/Atlases

Historic Polk Directories, available through the Buffalo and Erie County Public Library, were reviewed for additional information regarding the subject property. Past occupants of the subject property and those of adjacent/nearby properties have been identified through the Polk Directories as listed below.

YEAR	OCCUPANTS
1957	
Subject Property	Not listed
Adjacent/Nearby Properties (address)	Not listed
1963	
Subject Property	M & M Antiques
Adjacent/Nearby Properties (address)	Interior Decorator (6123 Main Street) Mobil gasoline station (6125 Main Street) Amoco gasoline station (6130 Main Street)
1960 and 1967	
Subject Property	Vacant
Adjacent/Nearby Properties (address)	Interior Decorator (6123 Main Street) Mobil gasoline station (6125 Main Street) Amoco gasoline station (6130 Main Street)
1975	
Subject Property	Exxon gasoline station
Adjacent/Nearby Properties (address)	Document Control (6123 Main Street) Mobil gasoline station (6125 Main Street) Amoco gasoline station (6130 Main Street)
1980	
Subject Property	Vacant
Adjacent/Nearby Properties (address)	Century 21 Real Estate office (6123 Main Street) Mobil gasoline station (6125 Main Street) Amoco gasoline station (6130 Main Street)
1989/90	
Subject Property	Avis used car sales
Adjacent/Nearby Properties (address)	Rubino Real Estate (6123 Main Street) NOCO gasoline station (6125 Main Street) Petroleum Sales and Service gasoline station (6130 Main Street)
1999	
Subject Property	Mr. Oil Change
Adjacent/Nearby Properties (address)	Sarette Temporaries (6123 Main Street) NOCO gasoline station (6125 Main Street) Petroleum Sales and Service gasoline station (6130 Main Street) Residential (13-26 Youngs Road)

Historic Topographic Maps

The subject property is included on the Lancaster Quadrangle Topographic Map dated 1982. This map indicates that the subject property was developed with one structure at that time

Historic topographic maps, available through historical.maptech.com, were reviewed for additional regarding the subject property. The subject property is included on the Depew Northwest Quadrangle Topographic Maps dated 1905 (reprinted 1941, surveyed 1903 and 1904) and 1948 (surveyed 1942, aerial photographs 1948). These maps indicate that the subject property was developed with approximately two structures in 1905 and one structure in 1948.

5.3 MUNICIPAL RECORDS

Municipal research available through local municipalities was completed by LCS and is summarized below.

Subject Property Information	
Sources	Town of Amherst Assessment records and realinfo.com
SBL No.	69.18-7-39
Size (acres)	0.96
Current Owner	Busshart Development, LLC
Past Owners	James L. Busshart; J. Deck and Ronald S. Cohen
Square Footage of Buildings	1,860
Date of Construction	1991
Utilities Provided	All
Additional information	An amended survey dated November 6, 2000 indicates that an oil/water separator is located north of the existing subject structure. An additional survey dated January 2000 reports a proposed 21x36 addition to the western portion of the subject structure along with an oil/water separator cleanout and two manholes located north of the subject structure. A commercial property inventory record dated March 16, 1991 identifies a former gasoline station with two vehicle repair bays located on-site constructed in 1968. This record also identifies one 6,000-gallon UST and one 3,000-gallon UST that were installed in 1968.

There was no indication of historic heating systems.

The Abstract-of-Title Search for the subject property was not available for review.

5.4 PREVIOUS STUDY

No previous studies were supplied to LCS for review relative to the subject property.

5.5 SUMMARY OF HISTORIC USES

The historical use of the subject property has been researched through review of historic maps, historic aerial photographs, municipal records, city directories and/or other reasonably obtainable documents, as detailed below.

Date Range	Apparent Use	Source
At least 1905-1990	Developed with a former structure	Aerial photographs
1991-present	The existing subject structure was constructed	Aerial photographs

The following potential environmental concerns were identified based on LCS' historical research.

- Two adjacent properties were identified as gasoline stations in the 1963 through 1999 City directory.
- The subject property was identified as a gasoline station in the 1975 City directory and a used automobile sales facility in 1989/90.
- The Town of Amherst assessment records indicate that one 6,000-gallon UST and one 3,000-gallon UST were installed on-site in 1968.

6.0 PHYSICAL AND HYDROGEOLOGIC SETTING

The subject property is included on the Lancaster Quadrangle Topographic Map dated 1982. Regional groundwater would appear to flow in a northwest direction based on a review of geological/soils and USGS quadrangle maps

6.1 GEOLOGY

Bedrock mapping indicates that the subject property is underlain by bedrock of the Onondaga and Bois Blanc Limestone. The Onondaga has Seneca, Morehouse (cherty) and Clarence Limestone Members and Edgecliff cherty Limestone Member, having local coral biotherms. The Bois Blanc limestone is thin, sandy and discontinuous. This formation has a thickness ranging from 60 to 150 meters.

Surficial geologic mapping of the area indicates that the subject property is underlain primarily by till with bedrock stipple overprint. Till, deposited beneath glacier ice, is described as being poorly sorted and variably textured (clay, silt-clay, boulder-clay). The thickness of the till is variable from 1 to 50 meters.

6.2 HYDROLOGY

The subject property is situated regionally in the Lake Erie-Niagara River Major Drainage Basin and locally within the Tonawanda Creek Sub-Basin.

The subject property does not appear to have any open water bodies or surficial water bodies located on-site. Surface drainage appears to flow in a direction toward the lowest elevated points on-site and/or toward the closest storm drains on-site. Localized groundwater flow would be influenced by utilities, subsurface structures, etc. A site-specific hydrogeologic study is warranted to confirm specific on-site groundwater flow direction.

7.0 REGULATORY INFORMATION/INTERVIEWS

Regulatory information involving the subject property was obtained through a commercial database search company, interviews with local municipalities and/or other knowledgeable persons, FOIA requests, and user-supplied information. The following summarizes LCS' regulatory research.

7.1 DATABASE

Federal and state environmental regulatory information was provided by EDR. The following databases were reviewed at the following radii. [Databases not included in the standard ASTM standard required databases were searched to radii based on LCS' experience.]

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
FEDERAL RECORDS								
NPL		1.000	0	0	0	0	NR	0
Proposed NPL		1.000	0	0	0	0	NR	0
Delisted NPL		1.000	0	0	0	0	NR	0
NPL RECOVERY		TP	NR	NR	NR	NR	NR	0
CERCLIS		0.500	0	0	0	NR	NR	0
CERC-NFRAP		0.500	0	0	0	NR	NR	0
CORRACTS		1.000	0	0	0	0	NR	0
RCRA TSD		0.500	0	0	0	NR	NR	0
RCRA Lg. Quan. Gen.		0.125	0	NR	NR	NR	NR	0
RCRA Sm. Quan. Gen.		0.125	3	NR	NR	NR	NR	3
ERNS		TP	NR	NR	NR	NR	NR	0
HMIRS		TP	NR	NR	NR	NR	NR	0
US ENG CONTROLS		TP	NR	NR	NR	NR	NR	0
US INST CONTROL		TP	NR	NR	NR	NR	NR	0
DOD		TP	NR	NR	NR	NR	NR	0
FUDS		1.000	0	0	0	0	NR	0
US BROWNFIELDS		0.500	0	0	0	NR	NR	0
CONSENT		1.000	0	0	0	0	NR	0
ROD		1.000	0	0	0	0	NR	0
UMTRA		0.500	0	0	0	NR	NR	0
ODI		TP	NR	NR	NR	NR	NR	0
TRIS		TP	NR	NR	NR	NR	NR	0
TSCA		TP	NR	NR	NR	NR	NR	0
FTTS		TP	NR	NR	NR	NR	NR	0
SSTS		TP	NR	NR	NR	NR	NR	0
ICIS		TP	NR	NR	NR	NR	NR	0
PADS		TP	NR	NR	NR	NR	NR	0
MLTS		TP	NR	NR	NR	NR	NR	0
MINES		0.250	0	0	NR	NR	NR	0
FINDS		TP	NR	NR	NR	NR	NR	0
RAATS		TP	NR	NR	NR	NR	NR	0

7.1 DATABASE (continued)

STATE AND LOCAL RECORDS								
HSWDS		0.500	0	0	0	NR	NR	0
State Haz. Waste		1.000	0	0	0	0	NR	0
DEL SHWS		1.000	0	0	0	0	NR	0
State Landfill		0.500	0	0	0	NR	NR	0
SWRCY		0.500	0	0	0	NR	NR	0
SWTIRE		0.500	0	0	0	NR	NR	0
LTANKS	X	0.500	4	2	2	NR	NR	8
HIST LTANKS		0.500	3	2	1	NR	NR	6
UST	X	0.125	1	NR	NR	NR	NR	1
CBS UST		0.125	0	NR	NR	NR	NR	0
MOSF UST		0.125	0	NR	NR	NR	NR	0
HIST UST	X	0.125	1	NR	NR	NR	NR	1
AST	X	0.125	0	NR	NR	NR	NR	0
CBS AST		0.125	0	NR	NR	NR	NR	0
HIST AST		0.125	0	NR	NR	NR	NR	0
MOSF AST		0.125	0	NR	NR	NR	NR	0
MANIFEST		0.250	0	2	NR	NR	NR	2
NY SPILLS		0.500	3	1	3	NR	NR	7
NY HIST SPILLS		0.500	1	1	3	NR	NR	5
ENG CONTROLS		TP	NR	NR	NR	NR	NR	0
INST CONTROLS		TP	NR	NR	NR	NR	NR	0
VCP		0.500	0	0	0	NR	NR	0
DRYCLEANERS		0.125	0	NR	NR	NR	NR	0
BROWNFIELDS		0.500	0	0	0	NR	NR	0
SPDES		TP	NR	NR	NR	NR	NR	0
AIRS		TP	NR	NR	NR	NR	NR	0
TRIBAL RECORDS								
INDIAN RESERVATION		1.000	0	0	0	0	NR	0
INDIAN LUST		0.500	0	0	0	NR	NR	0
INDIAN UST		0.125	0	NR	NR	NR	NR	0
EDR PROPRIETARY RECORDS								
MANUFACTURED GAS PLANTS		1.000	0	0	0	0	NR	0

NOTES:
TP=Target Property
NR=Not requested at this Search Distance
Sites may be listed in more than one database

Any sites unplottable by EDR were also reviewed, to the extent practical based on-site name and address, to assess whether they are also present within their appropriate radii. Any listings for the subject property or any adjacent sites are included in the details below.

7.1 DATABASE (continued)

No sites were identified within the appropriate radii, except for the following:

According to the EDR report, the subject property has been listed in the following databases:

- The subject property, identified as Fast Track Quick Lube was listed as a LTANK site. This site involved a release of approximately five gallons of oil which spilled onto the concrete driveway from a supply truck (Spill ID not reported). A small amount of this substance contaminated the surrounding soil. The area was cleaned with Speedi-Dry and the spill is classified as "closed" by the NYSDEC. [A status of "closed" indicates the spill was remediated and the NYSDEC file closed with no further remediation required.]
- The subject property, identified as Mr. Oil Change, was listed as a UST/HIST UST and an AST site, utilizing three 1,000-gallon unidentified material USTs and one 2,000-gallon used oil UST.

In addition to the subject property identified above, there are eight NYSDEC listed spill sites attributed to leaking tanks (LTANKs) located within a one-half mile radius of the subject property. While not required under the ASTM standard, EDR has indicated that there are seven additional spills not attributed to LTANKs located within a one-eighth mile radius of the subject property. [It should be noted that EDR also includes these spills in historic LTANK and historic NY Spills databases.] Three adjacent properties were identified:

- An adjacent property addressed as 6125 Main Street and identified as NOCO Energy had the following spills occur:
  - A release of gasoline due to a tank test failure. This spill is classified as "closed".
  - A release of gasoline due to a tank overfill. This spill is classified as "active".
- An adjacent property addressed as Main Street/Youngs Road and identified as Erie Community College North had the following spills occur:
  - A release of gasoline due to tank failure. This spill is classified as "closed".
  - A release of gasoline due to tank failure. This spill is classified as "closed".
  - A release of an unidentified material due to equipment failure. This spill is classified as "closed".
  - A release of gasoline due to tank failure. This spill is classified as "closed".
- An adjacent property addressed as Main/Young Streets and identified as National Fuel and Gas had the following spill occur:
  - A release of waste oil/used oil due to commercial/industrial operations. This spill is classified as "closed".
- An adjacent property addressed as 6130 Main Street and identified as Petro USA (a.k.a. Commercial Business) had the following spills occur:
  - A release of gasoline due to tank test failure. This spill is classified as "inactive".
  - A release of gasoline due to an unidentified source. This spill is classified as "closed".
  - A release of an unidentified petroleum due to tank test failure. This spill is classified as "inactive".

All of the remaining spill sites are classified as either "inactive" or "closed." [A status of "inactive" indicates the contamination may remain but no further remediation is required. A status of "active" indicates further remediation or investigation is necessary.] The closest "active" spill is identified above as a release that occurred at 6125 Main Street. Based on this information, this spill may to pose a significant concern to the subject property. LCS' experience suggests the property owner would not be liable for on-site contamination that resulted from such off-site releases. This information may be a recognized environmental condition at the subject property based on the listed spill sites due to the "active" adjacent listing and/or the distance to the subject property.

7.1 DATABASE (continued)

In addition to the subject property identified above, there is one NYSDEC registered PBS facilities[1] and one NYSDEC registered Historical PBS facilities located within a one-eighth mile radius of the subject property. An adjacent property addressed as 6125 Main Street and identified as NOCO Express 14 was listed as a UST/HIST UST site, utilizing two 10,000-gallon unleaded gasoline USTs, one 6,000-gallon unleaded gasoline UST, one 4,000-gallon leaded gasoline USTs and two 4,000-gallon unleaded gasoline USTs. [It should be noted that this site was also identified on the Orphan's page as an HIST UST site utilizing one 10,000-gallon unleaded gasoline UST, one 12,000-gallon unleaded gasoline UST, two 6,000-gallon unleaded gasoline USTs and two 4,000-gallon unleaded gasoline USTs.] In addition to this listing, an adjacent property addressed as 6130 Main Street and identified as Getty #58871 was listed on the Orphan's page as an AST site. This information is not a recognized environmental condition at the subject property based on the listed sites due to the geology in the area of the subject property, the suspected general westerly groundwater flow in the area, the "inactive" or "closed" status of the known spills and/or the distance to the subject property.

There are three RCRA Generators located within a one-eighth mile radius of the subject property. An adjacent property addressed as 6130 Main Street and identified as Getty #58871 was listed as a RCRA small quantity waste generator, with no violations on-file. This information is not a recognized environmental condition at the subject property based on the listed site due to the geology in the area of the subject property, the suspected general westerly groundwater flow in the area, the lack of reasonably ascertainable or practically reviewable records indicating a significant release at the listed facility, and/or the distance to the subject property.

The discussion included above regarding adjacent and/or nearby properties is based on information supplied to LCS as well as LCS' observations of nearby properties at the time of the site reconnaissance. It should be noted that any property could be affected by various sources of point and non-point source pollution. The number of reported spills and complaints in the vicinity of the subject property may be an indicator of point source pollution in the area of the subject property. Non-point sources are common in rural areas (e.g., runoff from agricultural fields). Further study would be required to positively confirm whether the subject property has been impacted by nearby properties. Refer to Section *10.5 REGULATORY INFORMATION*.

7.2 ENFORCEMENT ACTIONS/PERMITTED ACTIVITIES

According to obtainable information to date, there have been no enforcement actions or orders imposed against the referenced subject property.

According to obtainable information to date, the subject property does not appear to be subject to any environmental permit activities.

[1] According to EDR, the NYSDEC PBS information is dated 2002 and no updates were made available until 2006. Since June 2006 limited updates have been provided (with significantly less information) and are included within Historical PBS databases. Site specific PBS information is available only through a FOIA response. LCS has submitted a FOIA request to the NYSDEC and any information provided is included in this assessment.

7.3 INTERVIEWS/USER PROVIDED INFORMATION

LCS conducted interviews and/or collected information from regulatory personnel, the property owner and/or occupant, and the user of this report. Results of the interviews/information collection are summarized below.

7.3.1 LOCAL REGULATORY INTERVIEWS

As required by that municipality, a FOIA request was forwarded to the Town of Amherst Municipal Building on December 28, 2006. As of the date on this report, LCS has not received a response. Any response information that would alter or affect the findings and conclusions of this report will be forwarded as an addendum to this report when it is received by LCS. Based on information provided to-date, additional concerns will not likely be identified.

To augment the information provided by EDR, a FOIA request was forwarded to the appropriate regulatory agencies for information concerning the subject property. To date, a complete response has not been received by this agency. Based on information provided to-date, additional concerns will not likely be identified.

7.3.2 USER PROVIDED INFORMATION

LCS requested the following information from the user of this report: record of environmental liens currently or historically encumbering the subject property, specialized knowledge or experience that would provide important information about previous ownership or uses of the subject property that may be material to identifying environmental conditions, or the reason for a significantly lower purchase price for the subject property (if applicable). LCS has not been made aware of information relative to these issues by the user.

7.3.3 OWNER/OCCUPANT PROVIDED INFORMATION

LCS also requested information from the property owner and site contact, Mr. Chris Marchione, General Manager, relative to pending, threatened or past litigation, administrative proceedings or any notices from any governmental entity regarding any possible violation of environmental laws or possible liability relating to hazardous substances or petroleum products. No concerns were identified.

The LCS Owner/Operator Questionnaire was forwarded to Mr. Marchione on December 22, 2006. As of the date of this report, LCS has yet to receive the completed questionnaire. Any response information that would alter or affect the findings and conclusions of this report will be forwarded as an addendum to this report when it is received by LCS.

7.4 SUMMARY OF REGULATORY INFORMATION

The following potential environmental concerns were identified based on LCS' review of regulatory information.

- According to the EDR report, the subject property has been identified as the following:
  - The subject property, identified as Fast Track Quick Lube was listed as a LTANK site. This site involved a release of approximately five gallons of oil which spilled onto the concrete driveway from a supply truck (Spill ID not reported). A small amount of this substance contaminated the surrounding soil. The area was cleaned with Speedi-Dry and the spill is classified as "closed" by the NYSDEC. [A status of "closed" indicates the spill was remediated and the NYSDEC file closed with no further remediation required.]
  - The subject property, identified as Mr. Oil Change, was listed as a UST/HIST UST and an AST site, utilizing three 1,000-gallon unidentified material USTs and one 2,000-gallon used oil UST.
- An adjacent property addressed as 6125 Main Street has been identified as a LTANK site and a NY Spills site, with one "closed" spill and one "active" spill. In addition, this site has been identified as a UST/HIST UST site, utilizing various unleaded gasoline and leaded gasoline USTs.
- An adjacent property addressed as Main Street/Youngs Road has been identified as a LTANK site and a NY Spills site. All of the spills are classified as "closed".
- An adjacent property addressed as 6130 Main Street has been identified as a LTANK site and a NY Spills site. Two spills are classified as "inactive" and one spill is classified as "closed". In addition, this site has been identified as an AST site and a small quantity RCRA waste generator site, with no violations on-file.

8.0 RADON

Radon is a radioactive gas that occurs naturally from the breakdown of uranium in rock. Radon can be found in high concentrations in soils and rock containing uranium, shale, granite, phosphate and pitchblende. Radon may also be found in soils contaminated with certain types of industrial wastes such as the byproducts from uranium or phosphate mining. Radon gas can move through small fractures in soil and rock and can seep into a structure through dirt floors, cracks in the floors and walls, drains, sumps pipes and pores. Radon has been associated with increased risks of developing lung cancer.

The subject property is located within Erie County. The subject building is constructed with a full basement. The USEPA reports that the average indoor radon concentration is estimated to be about 1.3 pCi/L and about 0.4 pCi/L of radon is normally found in the outside air. The average basement radon screening as of March 2006, for Erie County, is 5.42 pCi/L.

The NYSDOH Radon Detector Distribution Program report for March 2006 suggests a mean basement radon reading of 2.34 pCi/L for the Town of Amherst. The NYSDOH recommends taking measures to reduce basement radon concentration to below 4.0 pCi/L. Based on the low average radon concentrations for the Town of Amherst, radon does not appear to pose a concern to the subject property.

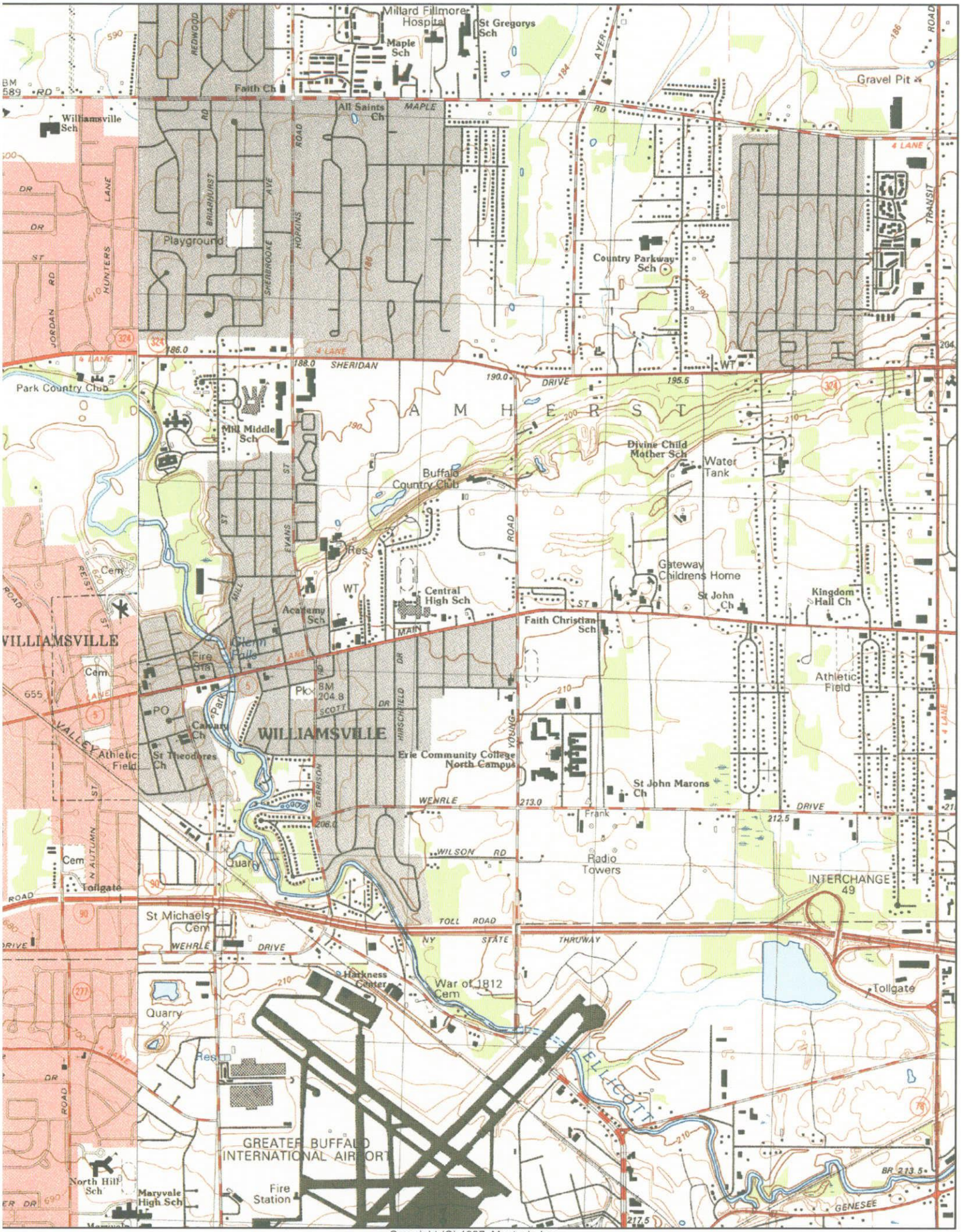
9.0 WETLANDS

Neither the subject property, nor any portion of it, is delineated as a wetland on the NEW YORK STATE *FWM, map 9 of 31*; or on the USFWS, *NWI*, Lancaster Quadrangle. The approximate distances to the nearest wetlands as delineated on the *FWM* and the *NWI* are 1.2 miles northeast and 0.5 miles northwest, respectively.

Not all wetlands are mapped; rather, they are identified using soil types, vegetation and hydrology. Mapped soil unit(s), Farmington Cherry Loam, reportedly present at the subject property, is not included on the list "*NEW YORK HYDRIC SOILS AND SOILS WITH POTENTIAL HYDRIC INCLUSIONS*" as a hydric soil or as a soil with the potential for having hydric inclusions. Therefore, there is little potential for the presence of wetlands on the subject property. Refer to the Erie County Soil Survey for the soil description(s).

10.0 APPENDIX

10.1 SITE MAPS



Copyright (C) 1997, Maptech, Inc.

LCS, INC.

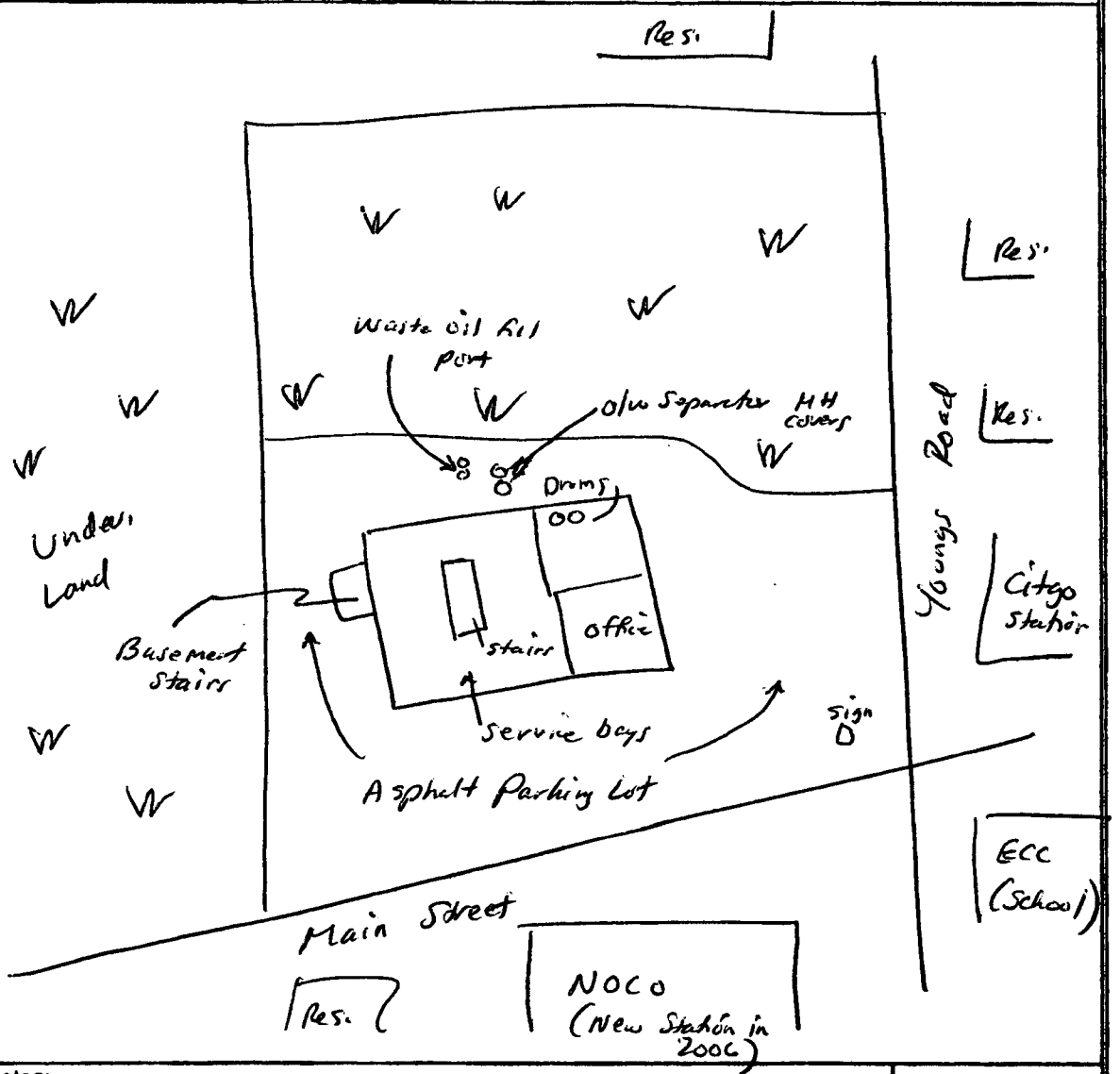
Environmental and Real Estate Consultants

Project Number: 0613 3604.21

Project Location: 6126 Main St, Amherst

Date: 12/21/04

Site Sketch



Notes:


THE COMMON
YOUNGS RD
MAIN ST
OAKLAND RD
ARLINGTON RD
S YOUNGS RD
Erie County GIS Office
0
0.052mi

10.2 SITE CONDITION REPORT

BH-12-22

LCS, INC.
SITE CONDITION REPORT

PROJ. # 06B 3684.21 DATE 12/21/06 EMPLOYEE NAME(s) Andrew J. Kwasnik

PERSONS PRESENT/TITLES Chris Marchione (General Manager) Yrs. associated w/site _____

Yrs. associated w/site _____

QUESTIONNAIRE (CIRCLE ONE): completed on-site or ~~given to~~: Chris Marchione (via fax)

LIMITATIONS: Stored materials, ASTs

Roof Inspected? (circle) Yes/(No)

SITE INSPECTION INCLUDED: Bldg. int. /ext.

General Site Information				
Name of Site	Fast Track Quick Lube			
Site Address	6126 Main Street			
Municipality, County, State	Amherst, Erie, N.Y.			
Fronting Streets	Main Street; Youngs Road			
Site Size (acres)	0.92			
Site Topography (circle)	~~Level~~ at grade	_____% Slope (N/S/E/W)		
Nearest Water Body	N/A			
Exterior Conditions/ Improvements (circle all that apply)	Outbuildings (#/type)_____			
	(Asphalt Parking) areas	(Green areas)	Trees	Landscaping
	Concrete sidewalks			
Locality (circle)	Urban	(Suburban)	Rural	
Area Development (circle)	Highly	(Moderately)	Lightly	
Area Character (circle all that apply)	Industrial	(Commercial)	~~Residential~~	
	Agricultural	Wooded	Fallow	
Grounds (circle all that apply)	Fill material (type/location) _____			
	Dead/stressed vegetation (amt/location) _____			
	Debris/dumping (type/location) _____			
	~~Storm drains~~ (location/discharge to) storm sewer			

DESCRIPTION OF CURRENT ON-SITE OPERATIONS: Oil change facility

CURRENT TENANTS: (if multi-tenant, attach list or rent roll) Fast Track Quick Lube

ACCORDING TO THE SITE CONTACT, PAST ON-SITE OPERATIONS INCLUDED (including current buildings and previously developments and **DATES**): N/A (same)

ACCORDING TO THE SITE CONTACT, HISTORIC TENANTS INCLUDED: N/A

STRUCTURES **NOTE: ALWAYS USE ONE SHEET PER STRUCTURE**

TOTAL NO. OF BUILDINGS ON-SITE: One

Building Information			
Building Name:	Fast Track Quick Lube	Building Construction Date	1991
Sq. Ft. of Building:	1860	No. Stories:	one
Building Use(s)/Operations	offices; oil change facility		
Heating System/Location	W/O furnace	Heat Source:	W/O; nat. gas
Utilities Provided (circle):	~~Natural gas~~ Electric		
Water source (circle)	Municipal / Private	**Sanitary System (circle):**	Municipal / Private (septic)
Basement (circle)	Full / Partial / None		
Building Condition (circle)	Excellent Good Fair Poor		
Building Envelope (circle)	Block Poured Concrete Steel Wood Brick		
Siding (circle)	Wood Aluminum Vinyl Asbestos Transite Brick		
Roof (circle)	Flat Peaked Flashings Mansard		
Elevator (circle)	No / Yes (location)_____	Pit? :_____	
Floor drains (circle)	No / Yes (location) Basement	Discharge to: O/W Sep. → san. sewer	
Sump pit (circle)	No / Yes (location) 3 / basement	Discharge to: O/W Sep.	

NOTES:

1) Interior: Offices/showroom - 2'x2' CFCT

Service Bays - 3 w/ oil change pits (in full basement)

- Stairs to basement and to exterior
- W/O furnaces (ceiling mounted)
- wheel alignment rack - no discharges

Basement - 3 @ 1,000-gl new oil ASTs (slight spilling@one)

- 2 @ 275-gl W/O ASTs (slight spillage)
- compressor (no discharge)
- 3 sump pits: collect all discharges from FD and pump to O/W separator → san. sewer
- 1 @ 300-gl antifreeze AST
- 1 @ 300-gl windshield washer solution AST
- 5+ @ 55-gl drums oil; 1 drum Lithium grease
- oil/air filter storage racks

Incidental spillage on concrete floor

Office area - 1 @ 500-gl. AST

2 a (add a,b,c as needed)

STRUCTURES (CONTINUED): **NOTE: ALWAYS USE ONE SHEET PER STRUCTURE**

TOTAL NO. OF BUILDINGS ON-SITE: _____

Building Information					
Building Name:				Building Construction Date	
Sq. Ft. of Building:				No. Stories:	
Building Use(s)/Operations					
Heating System/Location				Heat Source:	
Utilities Provided (circle):	Natural gas	Electric			
Water source (circle)	Municipal / Private	**Sanitary System (circle):**	Municipal / Private (septic)		
Basement (circle)	Full / Partial / None				
Building Condition (circle)	Excellent	Good	Fair	Poor	
Building Envelope (circle)	Block	Poured Concrete	Steel	Wood	Brick
Siding (circle)	Wood	Aluminum	Vinyl	Asbestos	Transite Brick
Roof (circle)	Flat	Peaked	Flashings	Mansard	
Elevator (circle)	No / Yes (location)_____		Pit? :_____		
Floor drains (circle)	No / Yes (location)_____		Discharge to:_____		
Sump pit (circle)	No / Yes (location)_____		Discharge to:_____		

NOTES:

2.) Exterior: - asphalt parking lot and grassy area (north)
- O/W separator MH covers
- fill port for 1000gal W/O UST > North side of bldg.

waste oil is stored in the 2 ASTs in basement, except during summer when there is excess W/O; this is stored in the UST till burned on-site. UST has no sec. containment or monitoring system

- 3 @ 55-gal drums (awaiting disposal)

2 b (add a,b,c as needed)

UTILITIES PROVIDED BY: (NAT. GAS) Nat. Fuel ELECTRIC National Grid
SEWER (circle): (MUNICIPAL) / Connection date: _____ PROVIDED BY: Town of Amherst
PRIVATE SEPTIC/ Date of last passed percolation test: _____

WATER (circle): (MUNICIPAL) PROVIDED BY: ECWA / Town of Amherst
WELL (location) _____

EVIDENCE OF FORMER HEATING SYSTEM? (circle) (NO) YES, TYPE _____
EVIDENCE OF FORMER SEPTIC SYSTEM? (circle) (NO) YES, LOCATION _____

DRYWELLS/INJECTION WELLS:
LOCATIONS: _____ DEPTH: _____
USE OF WELL: _____ SAMPLE RESULTS: _____

PCBs:

Suspect PCB Container	#/Location	Owner	Evidence of Leaks (Y/N)	Labeled (Y/N)
Transformer (pole-mounted)				
Transformer (pad-mounted)				
Lifts				
Elevators				
Fluorescent lights				

BULK STORAGE TANKS: Total # USTS on-site: 1 **Total # ASTs on-site:** 8
Total # vents: _____ **Total # fills** _____ **Total # monitoring wells** _____

Characteristics	Tank #1 – #3	Tank #4 – 5	6 Tank #7	8	9
AST/UST	AST	AST	AST	AST	AST UST
Location	Basement	Basement →	→	→	Ext.
Registered/Permitted (Dates)	Yes / N/A	N/A	N/A	→	→
Date of Last Test	N/A	N/A	N/A	→	→
Capacity	1500 ± each	275-gal each	300	300	500 1000±
Product	New oil	Waste Oil	antifreeze	windshield solvent	antifreeze W.O
Single/Double Walled	Double w/sec. cont.	Single	S	S	S N/A
Age	N/A	N/A	N/A	→	→
Type of Monitoring System	visual	visual →	→	→	→
Any releases/spills?	Yes @ one	Yes (minor)	NO	NO	NO N/A
Status (circle)	(Active) Inactive Closed	(Active) Inactive Closed	(Active) Inactive Closed		active

all

EVIDENCE OF ADDITIONAL USTs (VENT PIPES/FILL PORTS, ETC.; LOCATION):

WERE ANY USTs **EXCAVATED** FROM or **FILLED** IN-PLACE ON PROPERTY? DATE: _____
CONTRACTOR NAME: _____ DOCUMENTATION AVAILABLE? _____
CONDITIONS IN AREA OF FORMER USTS (stained, stressed, dead vegetation/surfaces) _____

LEAD:

Material/surface	Location	Approx. Quantity of Damaged Materials
Walls		
Ceilings		
Pipes, soldering		

ANY PREVIOUS LBP TESTING CONDUCTED ON-SITE? _____ NO _____ YES (obtain copy)

ASBESTOS: Year Built 1991

Materials	Sizes/ Location	Condition (good, fair, poor)	Approx. Quantity of Damaged Materials
Ceiling Tiles			
Drywall and plaster			
Floor tiles			
Roofing felts and/or materials			
Spray on fireproofing			
HVAC system insulating materials			

IF UNDERGOING RENOVATION: IS O & M PLAN IN-PLACE? ____ WAS ACM SURVEY DONE? _____

ODORS: (circle)
SOLVENTS NATURAL GAS PETROLEUM OTHER
LOCATION: _____

SUSPECT MOLD:

Location	Approximate Quantity

IS THERE EVIDENCE OF MOISTURE AND/OR MUSTY ODORS? ✓ NO _____ YES
IF SO, WHERE? _____
Did LCS observe evidence of significant amounts of suspected mold growth within the subject building? If so, what type of material was impacted and the square footage of that impact?
No ✓ Yes ____ Explain: _____
Did LCS note any moldy odors within the subject building?
No ✓ Yes ____ Explain: _____
Did LCS observe evidence of ponding on the roof of the subject building?
Roof not inspected ✓ No ____ Yes ____ Explain: _____
Did LCS observe evidence of excessive patching on the roof of the subject building?
Roof not inspected ✓ No ____ Yes ____ Explain: _____
Did LCS observe any water staining, standing water or discoloration on any walls, floors, ceilings or other building materials? If so, what type of material was impacted and the square footage of that impact?
No ✓ Yes ____ Explain: _____

SUSPECT MOLD (continued):

Did LCS observe any evidence of flooding, plumbing/sewer leaks, roof/window leaks, groundwater intrusion or discharge of a sprinkler system within the subject building?
No ✓ Yes ____ Explain: _____
Did LCS observe any areas of high humidity (e.g., indoor pools, spas, whirlpools, saunas, decorative fountains) located within the subject building? If so, was there any evidence of water staining or standing water within such areas?
No ✓ Yes ____ Explain: _____
Did LCS observe any heat exchangers/cooling towers within any mechanical areas of the subject building? If so, was there any evidence of water staining or standing water within such areas?
No ✓ Yes ____ Explain: _____

PERMITS (IF YES, OBTAIN COPIES): **(circle)** N/A

NPDES/SPDES RCRA HAZ. WASTE SEWER DISCHARGE AIR EMISSIONS OTHER

HAZARDOUS MATERIALS:

Material	Source/ Process	Storage Container/Location	Approx. Quantity On-Site	Condition
Cleaning supplies	Maint.	1 ea. / office	3-5	Good
W/O	Service	AST/UST	2 AST / 1 UST	Good / N/A
Oil (new)	↓	AST / drums	3 / 5	Good
Windshield solution	↓	AST	1	Good
Antifreeze	↓	AST	2	Good

ADEQUATE STORAGE PRACTICES? (circle) NO (YES) (Add comments if no.)

MSDS'S (circle) NO (YES) (COPIES OR REVIEWED ON-SITE)
HAZARD COMMUNICATION PROGRAM? NO (YES)

55-GALLON DRUMS/BARRELS OTHER CONTAINERS:
LIST AMOUNT, CONTENTS, LOCATION, LABELED, CONDITION:
See above

WASTES:

Material	Source/ Process	Storage Container/ Location	Approx Quantity On-Site	Condition	Transporter
Solid					
Recycling					
Waste oil	Service	AST / UST	2 / 1	Good/N/A	N/A — burned on-site

Obtain copies of disposal receipts, if available.

DRY CLEANERS:

CURRENT MACHINE TYPE? _____ AGE OF CURRENT MACHINE? _____
LOCATION OF MACHINE (basement, 1st floor, etc): _____
FORMER MACHINE TYPE? _____
HOW LONG HAS DRY CLEANING BEEN CONDUCTED ON-SITE? _____

FILM DEVELOPING/X-RAYS:

SILVER RECOVERY SYSTEM IN PLACE? ✓ NO ____ YES
LEAD LINED WALLS FOR X-RAY ROOMS? ✓ NO ____ YES

ADJACENT PROPERTIES:

List names and type of operations adjacent and next adjacent to subject property.

Direction	Current Use	Apparent Past Use	Comments/Concerns
North (address)	Resi	Resi.	N/A
South (address)	NOCO	NOCO	PBS; spills
East (address)	Citgo	gas station	PBS; spills
West (address)	Undev. land	same	N/A

GENERATORS: (firing source?) _____ **COMPRESSORS:**:(releases?) No discharges

ADDITIONAL NOTES:

Minor spillage associated w/ operations

10.3 SITE PHOTOGRAPHS

PHOTOGRAPH VIEWS

Photo 1:



Photo 2:



Photo 3:



Photo 4:



Photo 1: View of the southern portion of the subject structure.

Photo 2: View of the basement access from western portion of the structure.

Photo 3: View of the service bays.

Photo 4: View of the basement oil filter and air filter storage racks.

LCS, INC. PO BOX 406 BUFFALO, NEW YORK 14205 Project No. 06B3604.21 Photo Date: 12/21/06	SITE PHOTOGRAPHS Fast Track Quick Lube 6126 Main Street Amherst, New York

PHOTOGRAPH VIEWS

Photo 1:

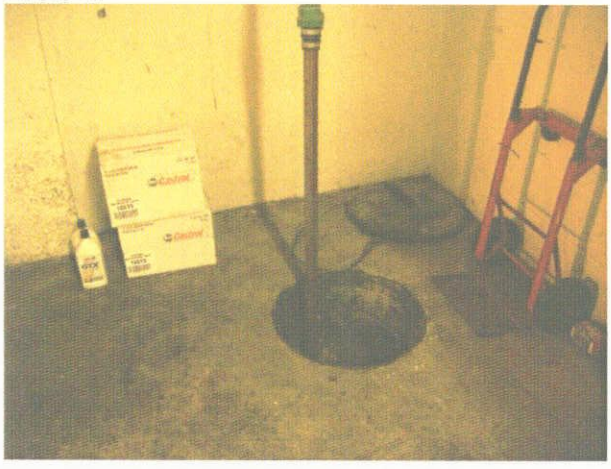


Photo 2:



Photo 3:

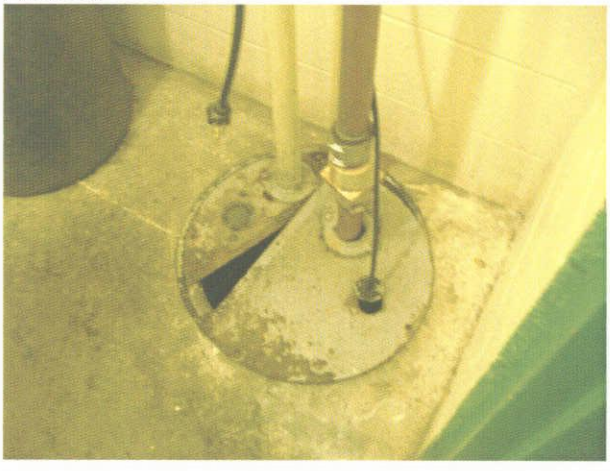


Photo 4:



Photo 1: View of sump pit No. 1.

Photo 2: View of sump pit No. 2.

Photo 3: View of sump pit No. 3.

Photo 4: View of the compressor and oil/grease drums located within the basement.

LCS, INC. PO BOX 406 BUFFALO, NEW YORK 14205 Project No. 06B3604.21 Photo Date: 12/21/06	SITE PHOTOGRAPHS Fast Track Quick Lube 6126 Main Street Amherst, New York

PHOTOGRAPH VIEWS

Photo 1:



Photo 2:



Photo 3:

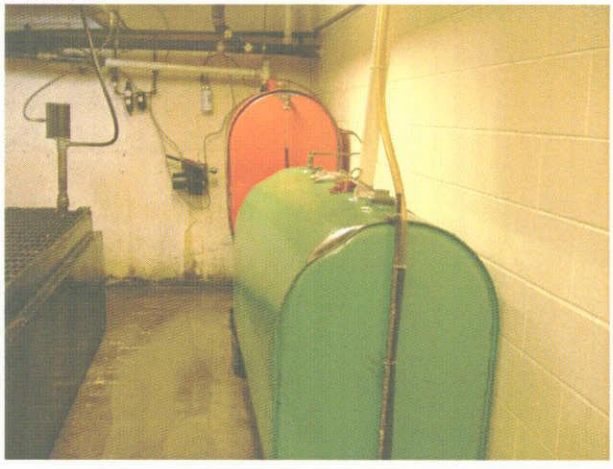


Photo 4:



Photo 1: View of the alignment rack.

Photo 2: View of the waste oil furnace.

Photo 3: View of the 275-gallon waste oil ASTs.

Photo 4: View of two 1,000-gallon new oil ASTs.

LCS, INC. PO BOX 406 BUFFALO, NEW YORK 14205 Project No. 06B3604.21 Photo Date: 12/21/06	SITE PHOTOGRAPHS Fast Track Quick Lube 6126 Main Street Amherst, New York

PHOTOGRAPH VIEWS

Photo 1:



Photo 2:

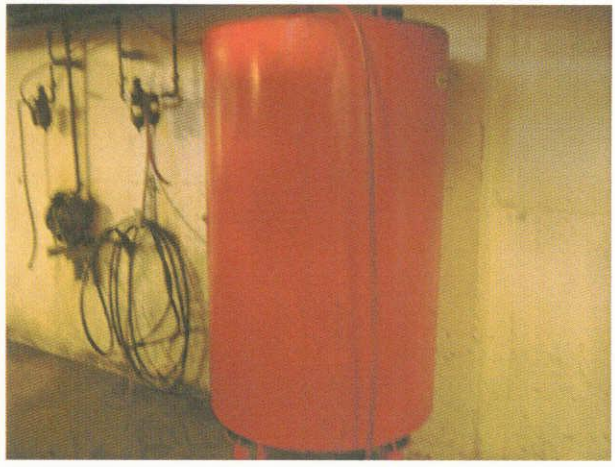


Photo 3:

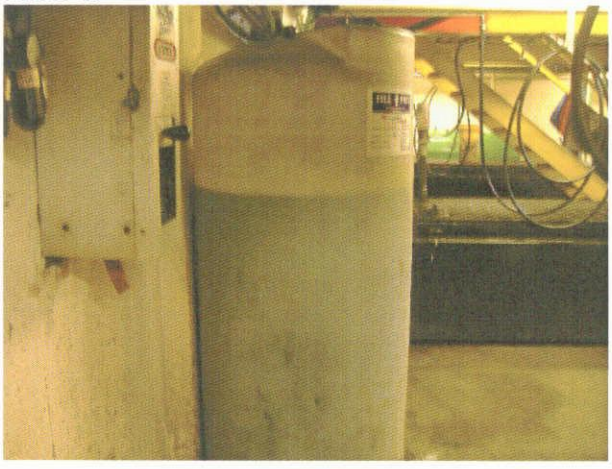


Photo 4:



Photo 1: View of the third 1,000-gallon new oil AST.

Photo 2: View of the 300-gallon antifreeze AST.

Photo 3: View of the 300-gallon windshield solvent AST.

Photo 4: View of the 55-gallon drums of oil.

LCS, INC. PO BOX 406 BUFFALO, NEW YORK 14205 Project No. 06B3604.21 Photo Date: 12/21/06	SITE PHOTOGRAPHS Fast Track Quick Lube 6126 Main Street Amherst, New York

PHOTOGRAPH VIEWS

Photo 1:



Photo 2:



Photo 3:



Photo 1: View of the staining associated with one of the 1000-gallon ASTs.

Photo 2: View of the drums awaiting disposal.

Photo 3: View of the waste oil UST fill port.

LCS, INC. PO BOX 406 BUFFALO, NEW YORK 14205 Project No. 06B3604.21 Photo Date: 12/21/06	SITE PHOTOGRAPHS Fast Track Quick Lube 6126 Main Street Amherst, New York

10.4 OWNER/OPERATOR QUESTIONNAIRE

The LCS Owner/Operator Questionnaire was forwarded to Mr. Chris Marchione on December 22, 2006. As of the date of this report, LCS has yet to receive the completed questionnaire. Any response information that would alter or affect the findings and conclusions of this report will be forwarded as an addendum to this report when it is received by LCS.

10.5 REGULATORY INFORMATION

LCS INC.
Environmental and Real Estate Consultants

CORPORATE OFFICES
232 DELAWARE AVENUE, SUITE 33
BUFFALO, NEW YORK 14202

PO BOX 406
BUFFALO, NEW YORK 14205

TEL: 800.474.6802
716.845.6145
FAX: 716.845.6164
www.lenderconsulting.com

December 28, 2006

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ALLENTOWN
PENNSYLVANIA

BALTIMORE
MARYLAND

SALISBURY
MARYLAND

CLEVELAND
OHIO

Ms. Elaine Butler
FOIL Coordinator
NYS Department of Environmental Conservation
270 Michigan Avenue
Buffalo, New York 14203-2999

RE: Records Review Request for File 06B3604.21
PLEASE REFERENCE THIS # WHEN RESPONDING

Dear Ms. Elaine Butler:

Our firm is performing an Environmental Assessment of a real property located within the jurisdiction of NYSDEC region 9. Under the Freedom of Information Law (FOIL), I am writing to request that a review be made of NYSDEC region 9 department records, which are relevant to the purpose of this Environmental Assessment. Please forward this FOIL request to the following NYSDEC departments for review of department records, if available with regards to the subject site or facility (referenced below).

1) Law Enforcement/Legal Affairs/Env. Enforcement - complaint/notice of violation files, legal proceedings.
2) Solid and Hazardous Waste - site files for active and inactive sites associated with the subject address.
3) NYSDEC Site Inspection Reports associated with the subject address.
4) Spills Division - record of petroleum/chemical releases.

STREET ADDRESS:	**6126 Main St.**
MUNICIPALITY:	**Amherst**
COUNTY:	**Erie**
CURRENT OWNER(S):	**Busshart Development LLC**
PAST OWNER(S):	**James Busshart, Ronald Cohen**
CURRENT USE:	**Oil change Facility**
PAST USE(S):	**Oil change Facility, Gas Station**
SIZE:	**.91 acres**
SBL#:	**69.18-7-39**

If you have any questions regarding this request for information, please contact our office. The information that you provide is greatly appreciated.

Sincerely,

Brian Walsh
Environmental Analyst
LCS Inc.

LCS INC.
Environmental and Real Estate Consultants

CORPORATE OFFICES
232 DELAWARE AVENUE, SUITE 33
BUFFALO, NEW YORK 14202

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December 28, 2006

Mr. Rick Andrews, Fire Inspector
Town of Amherst Municipal Building
5583 Main Street
Williamsville, New York 14221

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BALTIMORE
MARYLAND

SALISBURY
MARYLAND

CLEVELAND
OHIO

RE: Records Review Request for File 06B3604.21
PLEASE REFERENCE THIS # WHEN RESPONDING

Our firm is performing an Environmental Audit of a real property located within the Town of Amherst. I am writing to request that a review be made of Town Fire and Building Inspectors' inspection, permit and property violation records, which are relevant to the purpose of this Environmental Audit. Please review the following records which pertain to the below referenced site.

1) Fire Inspector's Records
2) Records or notifications of tank installations and/or removals
3) Violations/Complaint Files
4) Hazardous Materials Permits
5) Violation letters with regards to hazardous materials
6) Building Inspector's Records
7) Building Permits

Please review any additional records maintained by the Town of Amherst that may be relevant to the purpose of this Environmental Assessment. In addition, would you please answer the following questions:

1. Are you aware of any violations; complaints or other records that would indicate recognized environmental conditions at the site?
2. Are you aware of any records of any other issues relative to the site that may be pertinent to this environmental assessment?

STREET ADDRESS:	**6126 Main St.**
MUNICIPALITY:	**Amherst**
COUNTY:	**Erie**
CURRENT OWNER(S):	**Busshart Development LLC**
PAST OWNER(S):	**James Busshart, Ronald Cohen**
CURRENT USE:	**Oil change Facility**
PAST USE(S):	**Oil change Facility, Gas Station**
SIZE:	**.91 acres**
SBL#:	**69.18-7-39**

Attached for your reference please find a general area map. If you have any questions regarding this request for information, please do not hesitate to call. The information that you provide is greatly appreciated.

Sincerely,

Brian Walsh
Account Executive



The EDR-City Directory
Abstract

Fast Track Quick Lube
6126 Main Street
Amherst, NY 14221

Inquiry Number: 1823502.4

Tuesday, December 26, 2006

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road
Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050
Fax: 1-800-231-6802
Internet: www.edrnet.com

EDR City Directory Abstract

Environmental Data Resources, Inc.'s (EDR) City Directory Abstract is a screening report designed to assist environmental professionals in evaluating potential liability on a target property resulting from past activities. EDR's City Directory Abstract includes a search and abstract of available city directory data. For each address, the directory lists the name of the corresponding occupant at five year intervals.

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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This Report contains certain information obtained from a variety of public and other sources reasonably available to Environmental Data Resources, Inc. It cannot be concluded from this Report that coverage information for the target and surrounding properties does not exist from other sources. **NO WARRANTY EXPRESSED OR IMPLIED, IS MADE WHATSOEVER IN CONNECTION WITH THIS REPORT. ENVIRONMENTAL DATA RESOURCES, INC. SPECIFICALLY DISCLAIMS THE MAKING OF ANY SUCH WARRANTIES, INCLUDING WITHOUT LIMITATION, MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE. ALL RISK IS ASSUMED BY THE USER. IN NO EVENT SHALL ENVIRONMENTAL DATA RESOURCES, INC. BE LIABLE TO ANYONE, WHETHER ARISING OUT OF ERRORS OR OMISSIONS, NEGLIGENCE, ACCIDENT OR ANY OTHER CAUSE, FOR ANY LOSS OR DAMAGE, INCLUDING, WITHOUT LIMITATION, SPECIAL, INCIDENTAL, CONSEQUENTIAL, OR EXEMPLARY DAMAGES. ANY LIABILITY ON THE PART OF ENVIRONMENTAL DATA RESOURCES, INC. IS STRICTLY LIMITED TO A REFUND OF THE AMOUNT PAID FOR THIS REPORT.** Purchaser accepts this Report "AS IS". Any analyses, estimates, ratings, environmental risk levels or risk codes provided in this Report are provided for illustrative purposes only, and are not intended to provide, nor should they be interpreted as providing any facts regarding, or prediction orforecast of, any environmental risk for any property. Only a Phase I Environmental Site Assessment performed by an environmental professional can provide information regarding the environmental risk for any property. Additionally, the information provided in this Report is not to be construed as legal advice.

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SUMMARY

- ***City Directories:***

Business directories including city, cross reference and telephone directories were reviewed, if available, at approximately five year intervals for the years spanning 1968 through 2000. (These years are not necessarily inclusive.) A summary of the information obtained is provided in the text of this report.

Date EDR Searched Historical Sources: December 26, 2006

Target Property:
6126 Main Street
Amherst, NY 14221

Year	Uses	Source
1968	Street Not Listed in Research Source	Haines Criss-Cross Directory
1970	Street Not Listed in Research Source	Haines Criss-Cross Directory
1976	Address Not Listed in Research Source	Haines Criss-Cross Directory
1980	Address Not Listed in Research Source	Haines Criss-Cross Directory
1985	Avis Used Car Sls	Haines Criss-Cross Directory
1990	Avis Used Car Sls	Haines Criss-Cross Directory
1995	Mr Oil Change	Haines Criss-Cross Directory
2000	Mr Oil Change	Haines Criss-Cross Directory



The EDR Radius Map™ Report

Fast Track Quick Lube
6126 Main Street
Amherst, NY 14221

Inquiry Number: 1823502.3s

December 22, 2006

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road
Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050
Fax: 1-800-231-6802
Internet: www.edrnet.com

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Government Records Searched/Data Currency Tracking	GR-1

GEOCHECK ADDENDUM

GeoCheck - Not Requested

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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This Report contains certain information obtained from a variety of public and other sources reasonably available to Environmental Data Resources, Inc. It cannot be concluded from this Report that coverage information for the target and surrounding properties does not exist from other sources. **NO WARRANTY EXPRESSED OR IMPLIED, IS MADE WHATSOEVER IN CONNECTION WITH THIS REPORT. ENVIRONMENTAL DATA RESOURCES, INC. SPECIFICALLY DISCLAIMS THE MAKING OF ANY SUCH WARRANTIES, INCLUDING WITHOUT LIMITATION, MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE. ALL RISK IS ASSUMED BY THE USER. IN NO EVENT SHALL ENVIRONMENTAL DATA RESOURCES, INC. BE LIABLE TO ANYONE, WHETHER ARISING OUT OF ERRORS OR OMISSIONS, NEGLIGENCE, ACCIDENT OR ANY OTHER CAUSE, FOR ANY LOSS OF DAMAGE, INCLUDING, WITHOUT LIMITATION, SPECIAL, INCIDENTAL, CONSEQUENTIAL, OR EXEMPLARY DAMAGES. ANY LIABILITY ON THE PART OF ENVIRONMENTAL DATA RESOURCES, INC. IS STRICTLY LIMITED TO A REFUND OF THE AMOUNT PAID FOR THIS REPORT.** Purchaser accepts this Report "AS IS". Any analyses, estimates, ratings, environmental risk levels or risk codes provided in this Report are provided for illustrative purposes only, and are not intended to provide, nor should they be interpreted as providing any facts regarding, or prediction or forecast of, any environmental risk for any property. Only a Phase I Environmental Site Assessment performed by an environmental professional can provide information regarding the environmental risk for any property. Additionally, the information provided in this Report is not to be construed as legal advice.

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EXECUTIVE SUMMARY

A search of available environmental records was conducted by Environmental Data Resources, Inc (EDR). The report was designed to assist parties seeking to meet the search requirements of EPA's Standards and Practices for All Appropriate Inquiries (40 CFR Part 312), the ASTM Standard Practice for Environmental Site Assessments (E 1527-05) or custom requirements developed for the evaluation of environmental risk associated with a parcel of real estate.

TARGET PROPERTY INFORMATION

ADDRESS

6126 MAIN STREET
AMHERST, NY 14221

COORDINATES

Latitude (North):	42.966400 - 42° 57' 59.0"
Longitude (West):	78.725300 - 78° 43' 31.1"
Universal Tranverse Mercator:	Zone 17
UTM X (Meters):	685516.8
UTM Y (Meters):	4759379.5
Elevation:	695 ft. above sea level

USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

Target Property Map:	42078-H6 LANCASTER, NY
Most Recent Revision:	1982

TARGET PROPERTY SEARCH RESULTS

The target property was identified in the following records. For more information on this property see page 6 of the attached EDR Radius Map report:

Site	Database(s)	EPA ID
FAST TRACK QUICK LUBE 6126 MAIN ST AMHERST, NY	LTANKS Date Closed: 08/29/05	N/A
MR OIL CHANGE INC. 6126 MAIN STREET AMHERST, NY 14221	UST	N/A
MR OIL CHANGE INC. 6126 MAIN STREET WILLIAMSVILLE, NY 14221	HIST UST	N/A
MR OIL CHANGE INC. 6126 MAIN STREET AMHERST, NY 14221	AST	N/A

EXECUTIVE SUMMARY

DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the search radius around the target property for the following databases:

FEDERAL RECORDS

NPL ..... National Priority List
Proposed NPL ..... Proposed National Priority List Sites
Delisted NPL ..... National Priority List Deletions
NPL RECOVERY ..... Federal Superfund Liens
CERCLIS ..... Comprehensive Environmental Response, Compensation, and Liability Information System
CERC-NFRAP ..... CERCLIS No Further Remedial Action Planned
CORRACTS ..... Corrective Action Report
RCRA-TSDF ..... Resource Conservation and Recovery Act Information
RCRA-LQG ..... Resource Conservation and Recovery Act Information
ERNS ..... Emergency Response Notification System
HMIRS ..... Hazardous Materials Information Reporting System
US ENG CONTROLS ..... Engineering Controls Sites List
US INST CONTROL ..... Sites with Institutional Controls
DOD ..... Department of Defense Sites
FUDS ..... Formerly Used Defense Sites
US BROWNFIELDS ..... A Listing of Brownfields Sites
CONSENT ..... Superfund (CERCLA) Consent Decrees
ROD ..... Records Of Decision
UMTRA ..... Uranium Mill Tailings Sites
ODI ..... Open Dump Inventory
TRIS ..... Toxic Chemical Release Inventory System
TSCA ..... Toxic Substances Control Act
FTTS ..... FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
SSTS ..... Section 7 Tracking Systems
ICIS ..... Integrated Compliance Information System
PADS ..... PCB Activity Database System
MLTS ..... Material Licensing Tracking System
MINES ..... Mines Master Index File
FINDS ..... Facility Index System/Facility Registry System
RAATS ..... RCRA Administrative Action Tracking System

STATE AND LOCAL RECORDS

HSWDS ..... Hazardous Substance Waste Disposal Site Inventory
SHWS ..... Inactive Hazardous Waste Disposal Sites in New York State
DEL SHWS ..... Delisted Registry Sites
SWF/LF ..... Facility Register
SWRCY ..... Registered Recycling Facility List
SWTIRE ..... Registered Waste Tire Storage & Facility List
CBS UST ..... Chemical Bulk Storage Database
MOSF UST ..... Major Oil Storage Facilities Database

EXECUTIVE SUMMARY

CBS AST..... Chemical Bulk Storage Database
HIST AST..... Historical Petroleum Bulk Storage Database
MOSF AST..... Major Oil Storage Facilities Database
ENG CONTROLS..... Registry of Engineering Controls
INST CONTROL..... Registry of Institutional Controls
VCP..... Voluntary Cleanup Agreements
DRYCLEANERS..... Registered Drycleaners
BROWNFIELDS..... Brownfields Site List
SPDES..... State Pollutant Discharge Elimination System
AIRS..... Air Emissions Data

TRIBAL RECORDS

INDIAN RESERV..... Indian Reservations
INDIAN LUST..... Leaking Underground Storage Tanks on Indian Land
INDIAN UST..... Underground Storage Tanks on Indian Land

EDR PROPRIETARY RECORDS

Manufactured Gas Plants... EDR Proprietary Manufactured Gas Plants

SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were identified in the following databases.

Elevations have been determined from the USGS Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified. Sites with an elevation equal to or higher than the target property have been differentiated below from sites with an elevation lower than the target property.
Page numbers and map identification numbers refer to the EDR Radius Map report where detailed data on individual sites can be reviewed.

Sites listed in ***bold italics*** are in multiple databases.

Unmappable (orphan) sites are not considered in the foregoing analysis.

FEDERAL RECORDS

RCRAInfo: RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System(RCRIS). The database includes selective information on sites which generate, transport, store , treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month Large quantity generators generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator offsite to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

A review of the RCRA-SQG list, as provided by EDR, and dated 06/13/2006 has revealed that there are 3 RCRA-SQG sites within approximately 0.125 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
SUBURBAN AUTO BODY & PAINT INC	***6111 MAIN ST***	***0 - 1/8 SSW***	***5***	***13***

EXECUTIVE SUMMARY

Lower Elevation	Address	Dist / Dir	Map ID	Page
GETTY #58871	6130 MAIN ST	0 - 1/8 ESE	B12	37
MOBIL OIL CORP SS JVV	***5775 MAIN ST & GARRISON***	***0 - 1/8 WSW***	***14***	***38***

STATE AND LOCAL RECORDS

LTANKS: Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills

A review of the LTANKS list, as provided by EDR, and dated 09/14/2006 has revealed that there are 8 LTANKS sites within approximately 0.5 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
ECC NORTH - NITRIC ACID	***MAIN / YOUNGS STREETS***	***1/4 - 1/2 SSE***	***D20***	***57***
Date Closed: 08/12/99				
ERIE COUNTY COMMUNITY COL	***MAIN STREET***	***1/4 - 1/2 SSE***	***D21***	***61***
Date Closed: 04/29/97				

Lower Elevation	Address	Dist / Dir	Map ID	Page
NOCO ENERGY	***6125 MAIN STREET***	***0 - 1/8 ESE***	***B7***	***21***
Date Closed: 06/30/87				
ERIE COMMUNITY COLLEGE N.	***MAIN STREET / YOUNGS RD***	***0 - 1/8 ESE***	***B8***	***24***
Date Closed: 11/25/92				
NOCO STATION	6125 MAIN ST.	0 - 1/8 ESE	B9	27
Date Closed: / /				
PETRO USA	***6130 MAIN STREET***	***0 - 1/8 ESE***	***B11***	***30***
Date Closed: 02/03/00				
MONROE CHIROPRACTOR	***6035 MAIN STREET***	***1/8 - 1/4 WSW***	***15***	***39***
Date Closed: 08/19/98				
ERIE COMMUNITY COLLEGE NORTH C	***6205 MAIN STREET***	***1/8 - 1/4 E***	***C17***	***44***
Date Closed: 08/24/88				
Date Closed: 12/15/87				

HIST LTANKS: A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database.

A review of the HIST LTANKS list, as provided by EDR, and dated 01/01/2002 has revealed that there are 6 HIST LTANKS sites within approximately 0.5 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
ERIE COUNTY COMMUNITY COL	***MAIN STREET***	***1/4 - 1/2 SSE***	***D21***	***61***

Lower Elevation	Address	Dist / Dir	Map ID	Page
NOCO ENERGY	***6125 MAIN STREET***	***0 - 1/8 ESE***	***B7***	***21***

EXECUTIVE SUMMARY

Lower Elevation	Address	Dist / Dir	Map ID	Page
ERIE COMMUNITY COLLEGE N.	*MAIN STREET / YOUNGS RD*	*0 - 1/8 ESE*	*B8*	*24*
PETRO USA	*6130 MAIN STREET*	*0 - 1/8 ESE*	*B11*	*30*
MONROE CHIROPRACTOR	*6035 MAIN STREET*	*1/8 - 1/4 WSW*	*15*	*39*
ERIE COMMUNITY COLLEGE NORTH C	*6205 MAIN STREET*	*1/8 - 1/4 E*	*C17*	*44*

UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database

A review of the UST list, as provided by EDR, and dated 09/14/2006 has revealed that there is 1 UST site within approximately 0.125 miles of the target property.

Lower Elevation	Address	Dist / Dir	Map ID	Page
NOCO EXPRESS 14	*6125 MAIN ST*	*0 - 1/8 ESE*	*B6*	*13*

HIST UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database

A review of the HIST UST list, as provided by EDR, and dated 01/01/2002 has revealed that there is 1 HIST UST site within approximately 0.125 miles of the target property.

Lower Elevation	Address	Dist / Dir	Map ID	Page
NOCO EXPRESS 14	*6125 MAIN ST*	*0 - 1/8 ESE*	*B6*	*13*

MANIFEST: Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

A review of the NY MANIFEST list, as provided by EDR, and dated 08/01/2006 has revealed that there are 2 NY MANIFEST sites within approximately 0.25 miles of the target property.

Lower Elevation	Address	Dist / Dir	Map ID	Page
ERIE COMMUNITY COLLEGE NORTH C	*6205 MAIN STREET*	*1/8 - 1/4 E*	*C17*	*44*
SAFETY-KLEEN NE INC	*6205 MAIN ST*	*1/8 - 1/4 E*	*C18*	*53*

SPILLS: Data collected on spills reported to NYSDEC. is required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

A review of the NY Spills list, as provided by EDR, and dated 09/14/2006 has revealed that there are 7 NY Spills sites within approximately 0.5 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
ECC NORTH - NITRIC ACID Date Closed: 08/30/95	*MAIN / YOUNGS STREETS*	*1/4 - 1/2 SSE*	*D20*	*57*

Lower Elevation	Address	Dist / Dir	Map ID	Page
ECC - NORTH Date Closed: 08/22/05	MAIN / YOUNGS	0 - 1/8 ESE	B10	29

EXECUTIVE SUMMARY

Lower Elevation	Address	Dist / Dir	Map ID	Page
PETRO USA Date Closed: 07/30/98	***6130 MAIN STREET***	***0 - 1/8 ESE***	***B11***	***30***
COMMERCIAL BUSINESS Date Closed: / /	6130 MAIN STREET	0 - 1/8 ESE	B13	37
LAB PACK ECC NORTH Date Closed: 06/27/97	***6205 MAIN STREET***	***1/8 - 1/4 E***	***C16***	***41***
VILLAGE CLEANERS Date Closed: 07/26/96	***5939 MAIN STREET***	***1/4 - 1/2 WSW***	***19***	***55***
WILLIAM STATTENECK Date Closed: 03/06/87	***MAIN / HIGHLAND DR.***	***1/4 - 1/2 WSW***	***22***	***67***

HIST SPILLS: This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database.

A review of the NY Hist Spills list, as provided by EDR, and dated 01/01/2002 has revealed that there are 5 NY Hist Spills sites within approximately 0.5 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
ECC NORTH - NITRIC ACID	***MAIN / YOUNGS STREETS***	***1/4 - 1/2 SSE***	***D20***	***57***

Lower Elevation	Address	Dist / Dir	Map ID	Page
PETRO USA	***6130 MAIN STREET***	***0 - 1/8 ESE***	***B11***	***30***
LAB PACK ECC NORTH	***6205 MAIN STREET***	***1/8 - 1/4 E***	***C16***	***41***
VILLAGE CLEANERS	***5939 MAIN STREET***	***1/4 - 1/2 WSW***	***19***	***55***
WILLIAM STATTENECK	***MAIN / HIGHLAND DR.***	***1/4 - 1/2 WSW***	***22***	***67***

EXECUTIVE SUMMARY

Due to poor or inadequate address information, the following sites were not mapped:

Site Name	Database(s)
PFOHL BROTHERS LANDFILL	SHWS, INST CONTROL
NYS THRUWAY AUTH	RCRA-SQG, FINDS, NY MANIFEST
COMPREHENSIVE DIALYSIS CENTER	NY MANIFEST
DADSWELLS SERVICE INC	NY MANIFEST
WILLIAMSVILLE, VILLAGE OF	NY MANIFEST
CTS CRUSHING & RECYCLING	SWF/LF
COMMUNITY DISP. TRAN STA.	SWF/LF
LAMB & WEBSTER C & D	SWF/LF
BECKER PROPERTY	UST
GERSTNER'S COLLISION SERVICE	UST
HARRIS HILL VOLUNTEER FIRE CO	UST
WILLIAM CAMP PROPERTY	UST
ERIE COMMUNITY COLLEGE/NORTH	UST
GETTY #58871	UST
JIM CULLIGAN, INC.	UST
SUNOCO #0363-9176	UST
DELTA SONIC CAR LUBE	UST
COUNTRY CLUB OF BUFFALO	UST
GETTY #58871	AST
TRUCK ROLLOVER	NY Spills, NY Hist Spills
CAR ACCIDENT ON RT.78	NY Spills, NY Hist Spills
FRENCH RD AND RT 990	NY Spills, NY Hist Spills
NATIONAL FUEL & GAS	NY Spills, NY Hist Spills
NATIONAL FUEL GAS	NY Spills, NY Hist Spills
ELLICOTT CREEK	NY Spills
DRUM NEAR I290 OVERPASS	NY Spills, NY Hist Spills
OVERTURNED TRUCK	NY Spills, NY Hist Spills
VAC CON TRUCK	NY Spills, NY Hist Spills
SUPERIOR LUBRICANTS	NY Spills, NY Hist Spills
NIAGARA MOHAWK POLE 109	NY Spills, NY Hist Spills
NIAGARA MOHAWK POLE #109	NY Spills, NY Hist Spills
ROADSIDE DITCH	NY Spills, NY Hist Spills
COCA COLA TRUCK	NY Spills, NY Hist Spills
GREEN CREEK	NY Spills, NY Hist Spills
OVERHEAD TRANSFORMER	NY Spills
GREAT LAKES MOTOR CORP.	HIST AST
TOWNE BMW	HIST AST
TOPS MARKETS, INC.	HIST AST
GETTY FACILITY #58871	HIST UST

OVERVIEW MAP - 1823502.3s



- Target Property
- Sites at elevations higher than or equal to the target property
- Sites at elevations lower than the target property
- Manufactured Gas Plants
- National Priority List Sites
- Landfill Sites
- Dept. Defense Sites

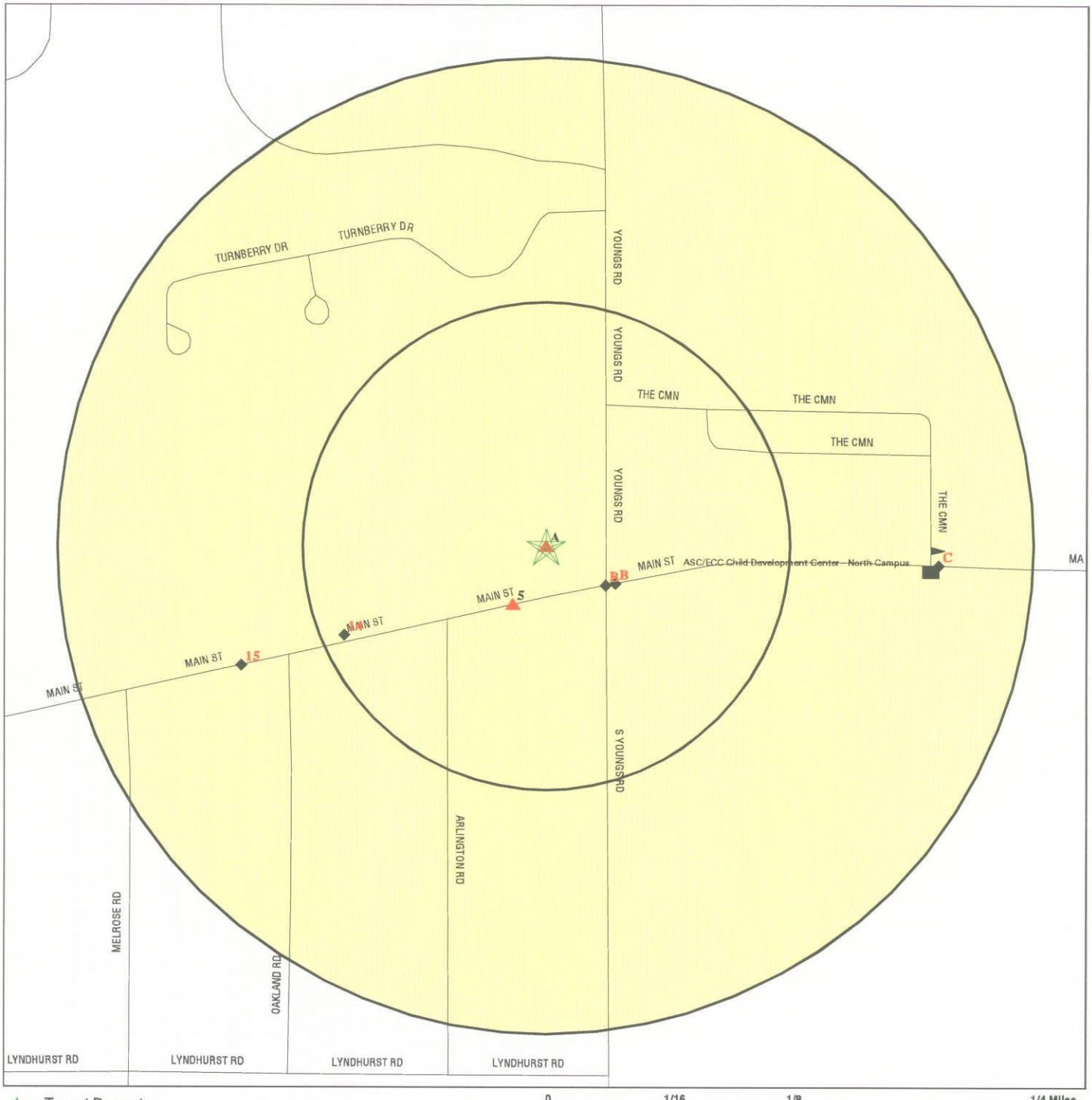
0 1/4 1/2 1 Miles

- Indian Reservations BIA
- Power transmission lines
- Oil & Gas pipelines
- 100-year flood zone
- 500-year flood zone
- National Wetland Inventory
- State Wetlands

SITE NAME: Fast Track Quick Lube	CLIENT: LCS, Inc
ADDRESS: 6126 Main Street	CONTACT: Erin Murphy
Amherst NY 14221	INQUIRY #: 1823502.3s
LAT/LONG: 42.9664 / 78.7253	DATE: December 22, 2006 11:41 am

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DETAIL MAP - 1823502.3s



0 1/16 1/8 1/4 Miles

- Target Property
- Sites at elevations higher than or equal to the target property
- Sites at elevations lower than the target property
- Manufactured Gas Plants
- Sensitive Receptors
- National Priority List Sites
- Landfill Sites
- Dept. Defense Sites
- Indian Reservations BIA
- Oil & Gas pipelines
- 100-year flood zone
- 500-year flood zone

SITE NAME: Fast Track Quick Lube	CLIENT: LCS, Inc
ADDRESS: 6126 Main Street	CONTACT: Erin Murphy
Amherst NY 14221	INQUIRY #: 1823502.3s
LAT/LONG: 42.9664 / 78.7253	DATE: December 22, 2006 11:42 am

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MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
FEDERAL RECORDS								
NPL		1.000	0	0	0	0	NR	0
Proposed NPL		1.000	0	0	0	0	NR	0
Delisted NPL		1.000	0	0	0	0	NR	0
NPL RECOVERY		TP	NR	NR	NR	NR	NR	0
CERCLIS		0.500	0	0	0	NR	NR	0
CERC-NFRAP		0.500	0	0	0	NR	NR	0
CORRACTS		1.000	0	0	0	0	NR	0
RCRA TSD		0.500	0	0	0	NR	NR	0
RCRA Lg. Quan. Gen.		0.125	0	NR	NR	NR	NR	0
RCRA Sm. Quan. Gen.		0.125	3	NR	NR	NR	NR	3
ERNS		TP	NR	NR	NR	NR	NR	0
HMIRS		TP	NR	NR	NR	NR	NR	0
US ENG CONTROLS		TP	NR	NR	NR	NR	NR	0
US INST CONTROL		TP	NR	NR	NR	NR	NR	0
DOD		TP	NR	NR	NR	NR	NR	0
FUDS		1.000	0	0	0	0	NR	0
US BROWNFIELDS		0.500	0	0	0	NR	NR	0
CONSENT		1.000	0	0	0	0	NR	0
ROD		1.000	0	0	0	0	NR	0
UMTRA		0.500	0	0	0	NR	NR	0
ODI		TP	NR	NR	NR	NR	NR	0
TRIS		TP	NR	NR	NR	NR	NR	0
TSCA		TP	NR	NR	NR	NR	NR	0
FTTS		TP	NR	NR	NR	NR	NR	0
SSTS		TP	NR	NR	NR	NR	NR	0
ICIS		TP	NR	NR	NR	NR	NR	0
PADS		TP	NR	NR	NR	NR	NR	0
MLTS		TP	NR	NR	NR	NR	NR	0
MINES		0.250	0	0	NR	NR	NR	0
FINDS		TP	NR	NR	NR	NR	NR	0
RAATS		TP	NR	NR	NR	NR	NR	0
STATE AND LOCAL RECORDS								
HSWDS		0.500	0	0	0	NR	NR	0
State Haz. Waste		1.000	0	0	0	0	NR	0
DEL SHWS		1.000	0	0	0	0	NR	0
State Landfill		0.500	0	0	0	NR	NR	0
SWRCY		0.500	0	0	0	NR	NR	0
SWTIRE		0.500	0	0	0	NR	NR	0
LTANKS	X	0.500	4	2	2	NR	NR	8
HIST LTANKS		0.500	3	2	1	NR	NR	6
UST	X	0.125	1	NR	NR	NR	NR	1
CBS UST		0.125	0	NR	NR	NR	NR	0
MOSF UST		0.125	0	NR	NR	NR	NR	0
HIST UST	X	0.125	1	NR	NR	NR	NR	1
AST	X	0.125	0	NR	NR	NR	NR	0
CBS AST		0.125	0	NR	NR	NR	NR	0

MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
HIST AST		0.125	0	NR	NR	NR	NR	0
MOSF AST		0.125	0	NR	NR	NR	NR	0
MANIFEST		0.250	0	2	NR	NR	NR	2
NY Spills		0.500	3	1	3	NR	NR	7
NY Hist Spills		0.500	1	1	3	NR	NR	5
ENG CONTROLS		TP	NR	NR	NR	NR	NR	0
INST CONTROL		TP	NR	NR	NR	NR	NR	0
VCP		0.500	0	0	0	NR	NR	0
DRYCLEANERS		0.125	0	NR	NR	NR	NR	0
BROWNFIELDS		0.500	0	0	0	NR	NR	0
SPDES		TP	NR	NR	NR	NR	NR	0
AIRS		TP	NR	NR	NR	NR	NR	0
TRIBAL RECORDS								
INDIAN RESERV		1.000	0	0	0	0	NR	0
INDIAN LUST		0.500	0	0	0	NR	NR	0
INDIAN UST		0.125	0	NR	NR	NR	NR	0
EDR PROPRIETARY RECORDS								
Manufactured Gas Plants		1.000	0	0	0	0	NR	0

NOTES:

TP = Target Property

NR = Not Requested at this Search Distance

Sites may be listed in more than one database

A1
Target
Property

FAST TRACK QUICK LUBE
6126 MAIN ST
AMHERST, NY

LTANKS

S107410363
N/A

Site 1 of 4 in cluster A

Actual:
695 ft.

LTANKS:

Site ID:	351345
Spill Date:	08/19/05
Facility Addr2:	Not reported
Facility ID:	0506178
Program Number:	0506178
SWIS:	1522
Region of Spill:	9
Investigator:	RJJONAK
Referred To:	Not reported
Reported to Dept:	08/19/05
CID:	27
Spill Cause:	Tank Failure
Water Affected:	Not reported
Spill Source:	Tank Truck
Spill Notifier:	Fire Department
Cleanup Ceased:	/ /
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	False
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	08/29/05
Remediation Phase:	0
Date Entered In Computer:	08/19/05
Spill Record Last Update:	08/29/05
Spille Namer:	JIM
Spiller Company:	FAST TRACK QUICK LUBE
Spiller Phone:	(716) 631-5561
Spiller Extention:	Not reported
Spiller Address:	6126 MAIN ST
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221
Spiller County:	001
Spiller Contact:	JIM
Spiller Phone:	(716) 631-5561
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	0506178
DER Facility ID:	298617
Site ID:	351345
Operable Unit ID:	1108865
Operable Unit:	01
Material ID:	2098839
Material Code:	0066A
Material Name:	UNKNOWN PETROLEUM
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	5.00
Units:	Gallons
Recovered:	5.00
Resource Affected:	Soil, Impervious Surface
Oxygenate:	False

FAST TRACK QUICK LUBE (Continued) **S107410363**

Site ID:	Not reported
Spill Tank Test:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate:	Not reported
Gross Fail:	Not reported
Modified By:	Not reported
Last Modified:	Not reported
Test Method:	Not reported
DEC Remarks:	Start CallerRemark - 0506178 FD is on scene. END CallerRemark - 0506178
Remarks:	Start DECRemark - 0506178 8/19/2005: RJJ AT SITE AT 1130...WHILE DELIVERING MOTOR OIL,THE NOZZEL BROKE,CAUSING ABOUT 5 GAL OF OIL TO SPILL ON THE CONCRETE DRIVEWAY FROM AN EMERSON OIL CO. TRUCK...A SMALL AMOUNT(1 GAL)ENTERED A STORM RECEIVER,BUT ITWAS ALL CONTAINED ON TOP OF DIRT...THE AMHERST FIRE DEPT. RESPONDED AND HELPED WITH THE CLEAN UP AND SPREAD SPEEDI DRY TO CONTAIN IT...JOHN SNYDER,REP. FOR EMERSON OIL,SAID THAT THAT WILL CLEAN UP AND DISPOSE THE MATERIAL AND ALSO CLEAN THE RECEIVER...DRAFTED AND SENT A 'RP' LETTER TO EMERSON OIL. 8/22/2005: RJJ AT SITE AT 1000...THE SPILL HAS BEEN CLEANED UP ON THE CONCRETE DRIVEWAY AND THEY ALSO CLEANED THE RECEIVER. 8/29/2005; RECEIVED THE DISPOSAL RECEIPTS FOR THE MATERIAL PICKED UPBY SUBURBAN DISPOSAL IN MOMROE CO....THE SPILL HAS BEEN CLEANED UP AND PROPERLY DISPOSED OF...NO FURTHER ACTION NEEDED...SPILL CLOSED OUT. END DECRemark - 0506178

A2 Target Property **MR OIL CHANGE INC.**
6126 MAIN STREET
AMHERST, NY 14221

UST **U004063644**
N/A

Actual: 695 ft.

Site 2 of 4 in cluster A

UST:

Facility ID:	9-600075
Program Type:	PBS
Facility Addr2:	Not reported
Locality:	WILLIAMSVILLE
SWIS Code:	1522
DEC Region:	9
Registered:	1
Expiration Date:	5/11/2007
Site Status:	Active
Site Type:	Other Wholesale/Retail Sales
Above Ground Tanks:	Yes
Under Ground Tanks:	Yes

A3 Target Property **MR OIL CHANGE INC.**
6126 MAIN STREET
WILLIAMSVILLE, NY 14221

HIST UST **U003318730**
N/A

Actual: 695 ft.

Site 3 of 4 in cluster A

HIST UST:

PBS Number:	9-600075
SPDES Number:	Not reported
Emergency Contact:	JEFF SCHWARTZ
Emergency Telephone:	(716) 826-9560
Operator:	JAMES HINDERLITER

MR OIL CHANGE INC. (Continued) **U003318730**

Operator Telephone:	(716) 631-5561
Owner Name:	JAMES BUSSHART
Owner Address:	2421 CLINTON STREET
Owner City,St,Zip:	WEST SENECA, NY 14224
Owner Telephone:	(716) 826-9560
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	MR. OIL CHANGE INC.
Mailing Address:	2421 CLINTON STREET
Mailing Address 2:	Not reported
Mailing City,St,Zip:	WEST SENECA, NY 14224
Mailing Contact:	JEFF SCHWARTZ- V.PRES.
Mailing Telephone:	(716) 826-9560
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	1
Tank Location:	UNDERGROUND, VAULTED, WITH ACCESS
Install Date:	19920101
Capacity (gals):	1000
Product Stored:	UNKNOWN
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	Painted/Asphalt Coating
Pipe Location:	Aboveground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	Vault (w/access)
Leak Detection:	Electronic
Overfill Prot:	Catch Basin
Dispenser:	Suction
Date Tested:	Not reported
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	OTHER RETAIL SALES
Inspected Date:	19930622
Inspector:	MDB
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	05/19/1997
Expiration Date:	05/11/2002
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	5000
FAMT:	True
Facility Screen:	No Missing Data

MR OIL CHANGE INC. (Continued) **U003318730**

Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9
PBS Number:	9-600075
SPDES Number:	Not reported
Emergency Contact:	JEFF SCHWARTZ
Emergency Telephone:	(716) 826-9560
Operator:	JAMES HINDERLITER
Operator Telephone:	(716) 631-5561
Owner Name:	JAMES BUSSHART
Owner Address:	2421 CLINTON STREET
Owner City,St,Zip:	WEST SENECA, NY 14224
Owner Telephone:	(716) 826-9560
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	MR. OIL CHANGE INC.
Mailing Address:	2421 CLINTON STREET
Mailing Address 2:	Not reported
Mailing City,St,Zip:	WEST SENECA, NY 14224
Mailing Contact:	JEFF SCHWARTZ- V.PRES.
Mailing Telephone:	(716) 826-9560
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	2
Tank Location:	UNDERGROUND, VAULTED, WITH ACCESS
Install Date:	19920101
Capacity (gals):	1000
Product Stored:	UNKNOWN
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	Painted/Asphalt Coating
Pipe Location:	Aboveground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	Vault (w/access)
Leak Detection:	Electronic
Overfill Prot:	Catch Basin
Dispenser:	Suction
Date Tested:	Not reported
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422

MR OIL CHANGE INC. (Continued) **U003318730**

Old PBS Number:	Not reported
Facility Type:	OTHER RETAIL SALES
Inspected Date:	19930622
Inspector:	MDB
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	05/19/1997
Expiration Date:	05/11/2002
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	5000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-600075
SPDES Number:	Not reported
Emergency Contact:	JEFF SCHWARTZ
Emergency Telephone:	(716) 826-9560
Operator:	JAMES HINDERLITER
Operator Telephone:	(716) 631-5561
Owner Name:	JAMES BUSSHART
Owner Address:	2421 CLINTON STREET
Owner City,St,Zip:	WEST SENECA, NY 14224
Owner Telephone:	(716) 826-9560
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	MR. OIL CHANGE INC.
Mailing Address:	2421 CLINTON STREET
Mailing Address 2:	Not reported
Mailing City,St,Zip:	WEST SENECA, NY 14224
Mailing Contact:	JEFF SCHWARTZ- V.PRES.
Mailing Telephone:	(716) 826-9560
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	3
Tank Location:	UNDERGROUND, VAULTED, WITH ACCESS
Install Date:	19920101
Capacity (gals):	1000
Product Stored:	UNKNOWN
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	Painted/Asphalt Coating
Pipe Location:	Aboveground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None

MR OIL CHANGE INC. (Continued) **U003318730**

Second Containment:	Vault (w/access)
Leak Detection:	Electronic
Overfill Prot:	Catch Basin
Dispenser:	Suction
Date Tested:	Not reported
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	OTHER RETAIL SALES
Inspected Date:	19930622
Inspector:	MDB
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	05/19/1997
Expiration Date:	05/11/2002
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	5000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-600075
SPDES Number:	Not reported
Emergency Contact:	JEFF SCHWARTZ
Emergency Telephone:	(716) 826-9560
Operator:	JAMES HINDERLITER
Operator Telephone:	(716) 631-5561
Owner Name:	JAMES BUSSHART
Owner Address:	2421 CLINTON STREET
Owner City,St,Zip:	WEST SENECA, NY 14224
Owner Telephone:	(716) 826-9560
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	MR. OIL CHANGE INC.
Mailing Address:	2421 CLINTON STREET
Mailing Address 2:	Not reported
Mailing City,St,Zip:	WEST SENECA, NY 14224
Mailing Contact:	JEFF SCHWARTZ- V.PRES.
Mailing Telephone:	(716) 826-9560
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than

MR OIL CHANGE INC. (Continued) **U003318730**

1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.

Facility Addr2:	Not reported
Tank Id:	4
Tank Location:	UNDERGROUND
Install Date:	19920101
Capacity (gals):	2000
Product Stored:	USED OIL
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	Painted/Asphalt Coating
Pipe Location:	Aboveground/Underground Combination
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	Vault (w/access)
Leak Detection:	Electronic
Overfill Prot:	Catch Basin
Dispenser:	Suction
Date Tested:	Not reported
Next Test Date:	01/01/2002
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	OTHER RETAIL SALES
Inspected Date:	19930622
Inspector:	MDB
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	05/19/1997
Expiration Date:	05/11/2002
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	5000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

A4
Target
Property

MR OIL CHANGE INC.
6126 MAIN STREET
AMHERST, NY 14221

AST **A100295171**
N/A

Site 4 of 4 in cluster A

Actual:
695 ft.

AST:

Facility ID:	9-600075
Program Type:	PBS
Facility Addr2:	Not reported
Locality:	WILLIAMSVILLE
SWIS Code:	1522
DEC Region:	9
Registered:	1
Expiration Date:	5/11/2007
Site Status:	Active
Site Type:	Other Wholesale/Retail Sales
Above Ground Tanks:	Yes
Under Ground Tanks:	Yes

5
SSW
< 1/8
181 ft.

SUBURBAN AUTO BODY & PAINT INC
6111 MAIN ST
WILLIAMSVILLE, NY 14221

RCRA-SQG **1000426958**
FINDS **NYD981494859**

Relative:
Equal

Actual:
695 ft.

RCRAInfo:

Owner:	MIKE WISEMAN (212) 555-1212
EPA ID:	NYD981494859
Contact:	Not reported
Classification:	Small Quantity Generator
TSDF Activities:	Not reported
Violation Status:	No violations found

FINDS:

Other Pertinent Environmental Activity Identified at Site

RCRAInfo is a national information system that supports the Resource Conservation and Recovery Act (RCRA) program through the tracking of events and activities related to facilities that generate, transport, and treat, store, or dispose of hazardous waste. RCRAInfo allows RCRA program staff to track the notification, permit, compliance, and corrective action activities required under RCRA.

B6
ESE
< 1/8
193 ft.

NOCO EXPRESS 14
6125 MAIN ST
AMHERST, NY 14221

UST **U003316603**
HIST UST **N/A**

Site 1 of 8 in cluster B

Relative:
Lower

Actual:
694 ft.

UST:

Facility ID:	9-049239
Program Type:	PBS
Facility Addr2:	Not reported

NOCO EXPRESS 14 (Continued) **U003316603**

Locality:	WILLIAMSVILLE
SWIS Code:	1522
DEC Region:	9
Registered:	1
Expiration Date:	12/2/2006
Site Status:	Active
Site Type:	Retail Gasoline Sales
Above Ground Tanks:	No
Under Ground Tanks:	Yes

HIST UST:

PBS Number:	9-049239
SPDES Number:	Not reported
Emergency Contact:	ART MUELLER
Emergency Telephone:	(716) 833-6626
Operator:	NOCO EXPRESS
Operator Telephone:	(716) 632-4216
Owner Name:	NOCO ENERGY CORP
Owner Address:	2440 SHERIDAN DR
Owner City,St,Zip:	TONAWANDA, NY 14150
Owner Telephone:	(716) 833-6626
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	NOCO ENERGY CORP
Mailing Address:	2440 SHERIDAN DR
Mailing Address 2:	Not reported
Mailing City,St,Zip:	TONAWANDA, NY 14150
Mailing Contact:	MICHAEL F NEWMAN
Mailing Telephone:	(716) 833-6626
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	1
Tank Location:	UNDERGROUND
Install Date:	19981201
Capacity (gals):	10000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Equivalent technology
Tank Internal:	Other
Tank External:	90
Pipe Location:	Underground
Pipe Type:	STAINLESS STEEL ALLOY
Pipe Internal:	Fiberglass Liner (FRP)
Pipe External:	40
Second Containment:	20
Leak Detection:	14
Overfill Prot:	Float Vent Valve, Catch Basin
Dispenser:	Submersible
Date Tested:	Not reported
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported

NOCO EXPRESS 14 (Continued) **U003316603**

Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	10/12/2001
Expiration Date:	12/02/2006
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	16000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9
PBS Number:	9-049239
SPDES Number:	Not reported
Emergency Contact:	ART MUELLER
Emergency Telephone:	(716) 833-6626
Operator:	NOCO EXPRESS
Operator Telephone:	(716) 632-4216
Owner Name:	NOCO ENERGY CORP
Owner Address:	2440 SHERIDAN DR
Owner City,St,Zip:	TONAWANDA, NY 14150
Owner Telephone:	(716) 833-6626
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	NOCO ENERGY CORP
Mailing Address:	2440 SHERIDAN DR
Mailing Address 2:	Not reported
Mailing City,St,Zip:	TONAWANDA, NY 14150
Mailing Contact:	MICHAEL F NEWMAN
Mailing Telephone:	(716) 833-6626
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	2
Tank Location:	UNDERGROUND
Install Date:	19981201
Capacity (gals):	6000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Equivalent technology
Tank Internal:	Other
Tank External:	90
Pipe Location:	Underground
Pipe Type:	STAINLESS STEEL ALLOY

NOCO EXPRESS 14 (Continued) **U003316603**

Pipe Internal:	Fiberglass Liner (FRP)
Pipe External:	40
Second Containment:	20
Leak Detection:	14
Overfill Prot:	Float Vent Valve, Catch Basin
Dispenser:	Submersible
Date Tested:	Not reported
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	10/12/2001
Expiration Date:	12/02/2006
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	16000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-049239
SPDES Number:	Not reported
Emergency Contact:	ART MUELLER
Emergency Telephone:	(716) 833-6626
Operator:	NOCO EXPRESS
Operator Telephone:	(716) 632-4216
Owner Name:	NOCO ENERGY CORP
Owner Address:	2440 SHERIDAN DR
Owner City,St,Zip:	TONAWANDA, NY 14150
Owner Telephone:	(716) 833-6626
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	NOCO ENERGY CORP
Mailing Address:	2440 SHERIDAN DR
Mailing Address 2:	Not reported
Mailing City,St,Zip:	TONAWANDA, NY 14150
Mailing Contact:	MICHAEL F NEWMAN
Mailing Telephone:	(716) 833-6626

NOCO EXPRESS 14 (Continued) **U003316603**

Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	1
Tank Location:	UNDERGROUND
Install Date:	19751201
Capacity (gals):	4000
Product Stored:	LEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	Not reported
Tank External:	Not reported
Pipe Location:	Not reported
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	Not reported
Pipe External:	Not reported
Second Containment:	None
Leak Detection:	None
Overfill Prot:	Not reported
Dispenser:	Suction
Date Tested:	Not reported
Next Test Date:	Not reported
Missing Data for Tank:	Minor Data Missing
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	False
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	10/12/2001
Expiration Date:	12/02/2006
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	16000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9
PBS Number:	9-049239
SPDES Number:	Not reported
Emergency Contact:	ART MUELLER
Emergency Telephone:	(716) 833-6626

NOCO EXPRESS 14 (Continued) **U003316603**

Operator:	NOCO EXPRESS
Operator Telephone:	(716) 632-4216
Owner Name:	NOCO ENERGY CORP
Owner Address:	2440 SHERIDAN DR
Owner City,St,Zip:	TONAWANDA, NY 14150
Owner Telephone:	(716) 833-6626
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	NOCO ENERGY CORP
Mailing Address:	2440 SHERIDAN DR
Mailing Address 2:	Not reported
Mailing City,St,Zip:	TONAWANDA, NY 14150
Mailing Contact:	MICHAEL F NEWMAN
Mailing Telephone:	(716) 833-6626
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	2
Tank Location:	UNDERGROUND
Install Date:	19751201
Capacity (gals):	4000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	None
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	None
Dispenser:	Suction
Date Tested:	02/01/1997
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	11/01/1998
Test Method:	Proeco Sewer Test or U2 Ullage
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	10/12/2001
Expiration Date:	12/02/2006
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	16000
FAMT:	True

NOCO EXPRESS 14 (Continued) **U003316603**

Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9
PBS Number:	9-049239
SPDES Number:	Not reported
Emergency Contact:	ART MUELLER
Emergency Telephone:	(716) 833-6626
Operator:	NOCO EXPRESS
Operator Telephone:	(716) 632-4216
Owner Name:	NOCO ENERGY CORP
Owner Address:	2440 SHERIDAN DR
Owner City,St,Zip:	TONAWANDA, NY 14150
Owner Telephone:	(716) 833-6626
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	NOCO ENERGY CORP
Mailing Address:	2440 SHERIDAN DR
Mailing Address 2:	Not reported
Mailing City,St,Zip:	TONAWANDA, NY 14150
Mailing Contact:	MICHAEL F NEWMAN
Mailing Telephone:	(716) 833-6626
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	3
Tank Location:	UNDERGROUND
Install Date:	19811201
Capacity (gals):	4000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	None
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	None
Dispenser:	Suction
Date Tested:	02/01/1997
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	11/01/1998
Test Method:	Proeco Sewer Test or U2 Ullage
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported

NOCO EXPRESS 14 (Continued) **U003316603**

SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	10/12/2001
Expiration Date:	12/02/2006
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	16000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-049239
SPDES Number:	Not reported
Emergency Contact:	ART MUELLER
Emergency Telephone:	(716) 833-6626
Operator:	NOCO EXPRESS
Operator Telephone:	(716) 632-4216
Owner Name:	NOCO ENERGY CORP
Owner Address:	2440 SHERIDAN DR
Owner City,St,Zip:	TONAWANDA, NY 14150
Owner Telephone:	(716) 833-6626
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	NOCO ENERGY CORP
Mailing Address:	2440 SHERIDAN DR
Mailing Address 2:	Not reported
Mailing City,St,Zip:	TONAWANDA, NY 14150
Mailing Contact:	MICHAEL F NEWMAN
Mailing Telephone:	(716) 833-6626
Owner Mark:	First Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	4
Tank Location:	UNDERGROUND
Install Date:	19821201
Capacity (gals):	10000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	None
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None

NOCO EXPRESS 14 (Continued) **U003316603**

Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	None
Dispenser:	Suction
Date Tested:	02/01/1997
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	11/01/1998
Test Method:	Proeco Sewer Test or U2 Ullage
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	10/12/2001
Expiration Date:	12/02/2006
Renew Flag:	False
Renewal Date:	Not reported
Total Capacity:	16000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

B7 **NOCO ENERGY** **LTANKS** **S103238238**
ESE **6125 MAIN STREET** **HIST LTANKS** **N/A**
< 1/8 **AMHERST, NY**
193 ft.

Site 2 of 8 in cluster B

Relative:
Lower

Actual:
694 ft.

LTANKS:

Site ID:	222544
Spill Date:	06/11/87
Facility Addr2:	Not reported
Facility ID:	8702081
Program Number:	8702081
SWIS:	1522
Region of Spill:	9
Investigator:	ROSS
Referred To:	Not reported
Reported to Dept:	06/11/87
CID:	27
Spill Cause:	Tank Test Failure
Water Affected:	Not reported

NOCO ENERGY (Continued) **S103238238**

Spill Source:	Gasoline Station
Spill Notifier:	Responsible Party
Cleanup Ceased:	06/30/87
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	True
Spill Class:	Not reported
Spill Closed Dt:	06/30/87
Remediation Phase:	0
Date Entered In Computer:	06/15/87
Spill Record Last Update:	01/03/96
Spille Namer:	Not reported
Spiller Company:	NOCO ENERGY
Spiller Phone:	(716) 874-0595
Spiller Extention:	Not reported
Spiller Address:	700 GRAND ISLAND BLVD
Spiller City,St,Zip:	TONAWANDA, NY
Spiller County:	001
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	8702081
DER Facility ID:	184014
Site ID:	222544
Operable Unit ID:	906385
Operable Unit:	01
Material ID:	471960
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
Site ID:	222544
Spill Tank Test:	5520
Tank Number:	Not reported
Tank Size:	0
Test Method:	00
Leak Rate:	0.00
Gross Fail:	Not reported
Modified By:	Spills
Last Modified:	10/01/04
Test Method:	Unknown
DEC Remarks:	Start CallerRemark - 8702081 4000 GAL GASOLINE TANK FAILED TIGHTNESS TEST END CallerRemark - 8702081
Remarks:	Start DECRemark - 8702081 Prior to Sept, 2004 data translation this spill Lead DEC Field was "LQR" / / : TANK TO BE PUMPED OUT. / / : TANK TO BE PUMPED OUT;LQR TELCON SPILLER TANK TO BE PULLED 06/26/87. / / : MNP TELCON 06/26/87,TANKPULLED;LQR TELCON 06/30/87,FOR INFO. ON SOIL REMOVAL. / / : MNP TELCON 06/26/87,TANK PULLED;LQR TELCON 06/30/87,FON INFO. ON SOIL REMOVAL,HOLE WAS DRY,CLEAN UP COMPLT. END DECRemark - 8702081

NOCO ENERGY (Continued) **S103238238**

HIST LTANKS:

Region of Spill:	9
Spill Number:	8702081
Investigator:	LQR
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Caller Extension:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Notifier Extension:	Not reported
Spill Date:	06/11/1987
Spill Time:	15:30
Reported to Department Date:	06/11/87
Reported to Department Time:	15:30
SWIS:	14
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
Spiller Name:	NOCO ENERGY
Spiller Address:	700 GRAND ISLAND BLVD
Spiller City,St,Zip:	TONAWANDA, NY
Facility Contact:	Not reported
Facility Phone:	(716) 874-0595
Facility Extention:	Not reported
Spill Cause:	Tank Test Failure
Resource Affectd:	Groundwater
Water Affected:	Not reported
Spill Source:	Gas Station
Spill Notifier:	Responsible Party
PBS Number:	Not reported
Cleanup Ceased:	06/30/87
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Date:	/ /
Enforcement Date:	/ /
Investigation Complete:	/ /
UST Involvement:	True
Spill Class:	Not reported
Spill Closed Dt:	06/30/87
Date Region Sent Summary to Central Office:	/ /
Corrective Action Plan Submitted:	/ /
Date Spill Entered In Computer Data File:	06/15/87
Time Spill Entered In Computer Data File:	Not reported
Spill Record Last Update:	01/03/96
Is Updated:	False
PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	0
Test Method:	Not reported
Leak Rate Failed Tank:	0.00
Gross Leak Rate:	Not reported
Material Class Type:	Petroleum
Quantity Spilled:	0
Unkonwn Quantity Spilled:	False

NOCO ENERGY (Continued) **S103238238**

Units: Gallons
Quantity Recovered: 0
Unkonwn Quantity Recovered: False
Material: GASOLINE
Class Type: GASOLINE
Times Material Entry In File: 21329
CAS Number: Not reported
Last Date: 19940929
DEC Remarks: / / : TANK TO BE PUMPED OUT. / / : TANK TO BE PUMPED OUT;LQR TELCON SPILLER TANK TO BE PULLED 06/26/87. / / : MNP TELCON 06/26/87,TANK PULLED;LQR TELCON 06/30/87,FOR INFO. ON SOIL REMOVAL. / / : MNP TELCON 06/26/87,TANK PULLED;LQR TELCON 06/30/87,FON INFO. ON SOIL REMOVAL,HOLE WAS DRY,CLEAN UP COMPLT.
Spill Cause: 4000 GAL GASOLINE TANK FAILED TIGHTNESS TEST

B8 **ERIE COMMUNITY COLLEGE N.** **LTANKS S100177374**
ESE **MAIN STREET / YOUNGS RD** **HIST LTANKS N/A**
< 1/8 **AMHERST, NY**
193 ft.

Site 3 of 8 in cluster B

Relative:
Lower

Actual:
694 ft.

LTANKS:
Site ID: 316543
Spill Date: 07/23/91
Facility Addr2: Not reported
Facility ID: 9104381
Program Number: 9104381
SWIS: 1522
Region of Spill: 9
Investigator: SORGI
Referred To: Not reported
Reported to Dept: 07/24/91
CID: Not reported
Spill Cause: Tank Failure
Water Affected: Not reported
Spill Source: Institutional, Educational, Gov., Other
Spill Notifier: Responsible Party
Cleanup Ceased: 11/25/92
Cleanup Meets Standard: True
Last Inspection: / /
Recommended Penalty: Penalty Not Recommended
UST Involvement: True
Spill Class: Known release that creates potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt: 11/25/92
Remediation Phase: 0
Date Entered In Computer: 07/24/91
Spill Record Last Update: 12/08/92
Spille Namer: Not reported
Spiller Company: ERIE COMMUNITY COLLEGE
Spiller Phone: Not reported
Spiller Extention: Not reported
Spiller Address: 6205 MAIN STREET
Spiller City,St,Zip: WILLIAMSVILLE, NY 14221
Spiller County: 001
Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Extention: Not reported
DEC Region: 9

ERIE COMMUNITY COLLEGE N. (Continued) **S100177374**

Program Number:	9104381
DER Facility ID:	255216
Site ID:	316543
Operable Unit ID:	958275
Operable Unit:	01
Material ID:	423453
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
Site ID:	Not reported
Spill Tank Test:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate:	Not reported
Gross Fail:	Not reported
Modified By:	Not reported
Last Modified:	Not reported
Test Method:	Not reported
DEC Remarks:	Start CallerRemark - 9104381 TANK MISSING APPROX 40 GA OF PRODUCT. LOSS WAS NOTICED DUE TO INVENTORY MONITORING. TANK TO BE PUMPED OUT END CallerRemark - 9104381
Remarks:	Start DECRemark - 9104381 Prior to Sept, 2004 data translation this spill Lead DEC Field was "MJS" 07/24/91: AFTER TANK IS PUMPED OUT IT WILL BE TESTED TO DETERMINE IF IT IS A LEAKER. 07/24/91: RNL TELECON FROM TOM HUSSEY. TANK TO BE REMOVED 07/25/91. RICK RUTKOWSKI FROM ERIE COUNTY TO BE ON SITE. 07/25/91: MJS SITE INSPECT. GASOLINE FOUND ON WATER UNDER TANK. FURTHER EXCAVATION TO BE DONE TO DETERMINE EXTENT OF CONTAMINATION. REQUESTED MONITORING WELL TO BE PLACED IN EXCAVATION. 08/01/91: MJS TELECON TO JIM WEHNER. APPROX 2000 GAL WATER PULLED OUT OF WELL SO FAR. STOCKPILED SOIL TO BE DISPOSED OF. 12/12/91: H2O TO BE SAMPLED FOR 8020. LETTER TO ECC NORTH. 03/03/92: MJS TELECON TO ESG. DAVE MENDEL INFORMED THAT SAMPLE TO BE RUNTHIS WEEK. 04/14/92: MJS TELECON FROM RICK RUTKOWSKI. HE HAS RESULTS OF 8020 TEST. HE WILL FORWARD RESULTS. 04/15/92: RECEIVED ANALYTICAL RESULTS FOR H2O SAMPLE OF WELL. 06/04/92: MJS TELECON FROM RICK RUTKOWSKI. MJS INFORMED THAT ALL SAMPLE REULTS AND DISPOSAL RECEIPTS MUST BE FORWARDED FOR SOIL AND DRUMS. HE AGREED TO DO SO 11/25/92: MJS - RECEIVED ANALYTICAL AND DISPOSAL RECEIPTS FOR SOIL. NO FURTHER ACTION REQUIRED. END DECRemark - 9104381

HIST LTANKS:

Region of Spill:	9
Spill Number:	9104381
Investigator:	MJS
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Caller Extension:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Notifier Extension:	Not reported

ERIE COMMUNITY COLLEGE N. (Continued) **S100177374**

Spill Date:	07/23/1991
Spill Time:	08:00
Reported to Department Date:	07/24/91
Reported to Department Time:	10:00
SWIS:	14
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
Spiller Name:	ERIE COMMUNITY COLLEGE
Spiller Address:	6205 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221
Facility Contact:	Not reported
Facility Phone:	Not reported
Facility Extention:	Not reported
Spill Cause:	Tank Failure
Resource Affectd:	Groundwater
Water Affected:	Not reported
Spill Source:	Other Non Commercial/Industrial
Spill Notifier:	Responsible Party
PBS Number:	Not reported
Cleanup Ceased:	11/25/92
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Date:	/ /
Enforcement Date:	/ /
Investigation Complete:	/ /
UST Involvement:	True
Spill Class:	Known release that creates potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	11/25/92
Date Region Sent Summary to Central Office:	/ /
Corrective Action Plan Submitted:	/ /
Date Spill Entered In Computer Data File:	07/24/91
Time Spill Entered In Computer Data File:	Not reported
Spill Record Last Update:	12/08/92
Is Updated:	False
PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate Failed Tank:	Not reported
Gross Leak Rate:	Not reported
Material Class Type:	Petroleum
Quantity Spilled:	0
Unkonwn Quantity Spilled:	False
Units:	Gallons
Quantity Recovered:	0
Unkonwn Quantity Recovered:	False
Material:	GASOLINE
Class Type:	GASOLINE
Times Material Entry In File:	21329
CAS Number:	Not reported
Last Date:	19940929
DEC Remarks:	07/24/91: AFTER TANK IS PUMPED OUT IT WILL BE TESTED TO DETERMINE IF IT IS A LEAKER. 07/24/91: RNL TELECON FROM TOM HUSSEY. TANK TO BE REMOVED 07/25/91. RICK RUTKOWSKI FROM ERIE COUNTY TO BE ON SITE. 07/25/91: MJS SITE INSPECT.

ERIE COMMUNITY COLLEGE N. (Continued) **S100177374**

GASOLINE FOUND ON WATER UNDER TANK. FURTHER EXCAVATION TO BE DONE TO DETERMINE EXTENT OF CONTAMINATION. REQUESTED MONITORING WELL TO BE PLACED IN EXCAVATION. 08/01/91: MJS TELECON TO JIM WEHNER. APPROX 2000 GAL WATER PULLED OUT OF WELL SO FAR. STOCKPILED SOIL TO BE DISPOSED OF. 12/12/91: H2O TO BE SAMPLED FOR 8020. LETTER TO ECC NORTH. 03/03/92: MJS TELECON TO ESG. DAVE MENDEL INFORMED THAT SAMPLE TO BE RUN THIS WEEK. 04/14/92: MJS TELECON FROM RICK RUTKOWSKI. HE HAS RESULTS OF 8020 TEST. HE WILL FORWARD RESULTS.04/15/92: RECEIVED ANALYTICAL RESULTS FOR H2O SAMPLE OF WELL. 06/04/92: MJS TELECON FROM RICK RUTKOWSKI. MJS INFORMED THAT ALL SAMPLE REULTS AND DISPOSAL RECEIPTS MUST BE FORWARDED FOR SOIL AND DRUMS. HE AGREED TO DO SO. 11/25/92: MJS - RECEIVED ANALYTICAL AND DISPOSAL RECEIPTS FOR SOIL. NO FURTHER ACTION REQUIRED.

Spill Cause: TANK MISSING APPROX 40 GA OF PRODUCT. LOSS WAS NOTICED DUE TO INVENTORY MONITORING. TANK TO BE PUMPED OUT

B9 **NOCO STATION** **LTANKS** **S107417246**
ESE **6125 MAIN ST.** **N/A**
< 1/8 **AMHERST, NY**
193 ft.

Site 4 of 8 in cluster B

Relative:
Lower

Actual:
694 ft.

LTANKS:

Site ID:	353998
Spill Date:	10/14/05
Facility Addr2:	Not reported
Facility ID:	0551138
Program Number:	0551138
SWIS:	1522
Region of Spill:	9
Investigator:	RJJONAK
Referred To:	Not reported
Reported to Dept:	10/14/05
CID:	27
Spill Cause:	Tank Overfill
Water Affected:	Not reported
Spill Source:	Gasoline Station
Spill Notifier:	Tank Tester
Cleanup Ceased:	/ /
Cleanup Meets Standard:	False
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	True
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	/ /
Remediation Phase:	1
Date Entered In Computer:	10/14/05
Spill Record Last Update:	08/29/06
Spille Namer:	MIKE YOUNT
Spiller Company:	NOCO
Spiller Phone:	(716) 504-3319
Spiller Extention:	Not reported
Spiller Address:	2440 SHERIDAN DR
Spiller City,St,Zip:	TONAWANDA, NY 14150
Spiller County:	999
Spiller Contact:	MIKE YOUNT
Spiller Phone:	(716) 504-3319
Spiller Extention:	Not reported
DEC Region:	9

NOCO STATION (Continued) **S107417246**

Program Number:	0551138
DER Facility ID:	301339
Site ID:	353998
Operable Unit ID:	1111437
Operable Unit:	01
Material ID:	2101479
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Soil
Oxygenate:	False
Site ID:	Not reported
Spill Tank Test:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate:	Not reported
Gross Fail:	Not reported
Modified By:	Not reported
Last Modified:	Not reported
Test Method:	Not reported
DEC Remarks:	Start CallerRemark - 0551138 CALLER SAID THAT THEY ENCOUNTERED CONTAMINATED SOIL UNDER THE PUMP ISLANDS...THEY WILL REMEDIATE. END CallerRemark - 0551138
Remarks:	Start DECRemark - 0551138 10/14/2005: RJJ AT SITE AT 1300...WHILE EXCAVATING THE OLD PUMP ISLANDS,NOCO ENCOUNTERED SOME PETROLEUM CONTAMINATED SOIL(100 TONS)...THEY HIRED SENTINAL TECH. TO TAKE CONFIRMATORY WALL/FLOOR SOIL SAMPLES AND TO DISPOSE THE CONTAMINATED SOIL...JACK FISHER WILL CALL ME WHEN THEY DO THIS WORK AND SEND ME HIS REPORT. 10/27/2005: JACK FISHER TELECON RJJ,HE SAID THAT NOCO HAS FINISHED EXCAVATING THE SITE(AND THEY HAVE ALREADY BACKFILLED THE EXCAVATION) AND THAT HE HASTAKEN ALL THE CONFIRMATORY SOIL SAMPLES...ALSO,THEY HAVE TAKEN THE CONTAMINATED SOIL TO MODERN FOR DISPOSAL...JACK WILL SEND ME THE ANALYTICAL RESULTS,DISPOSAL RECEIPTS,AND HIS REPORT. 12/27/2005: JACK FISHER TELECON RJJ,HE SAID THAT WHILE EXCAVATING,PRIME TIME SERVICES ENCOUNTERED 4 ADDITIONAL UST'S...JACK IS ENROUTE AND WILL SUPERVISE THE UST'S REMOVAL,TAKE CONFIRMATORY SOIL SAMPLES,AND DISPOSE ANY CONTAMINATED SOIL...JACK WILL KEEP ME INFORMED...RJJ AT SITE AT 1330...THERE ARE 2-1000 GALUST'S AND 2-500 GAL UST IN THE AREA WHERE NOCO PLANS TO INSTALL THEIR NEW UST'S...SENTINAL HAS A VAC-TRUCK ENROUTE AND WILL VAC-OUT THE SMALL AMOUNT OF PRODUCT IN THE TANKS,(IT APPEARS TO BE MAINLY WATER)THEN CLEAN AND REMOVE THEM. 12/28/2005: RJJ AT SITE AT 1030...SENTINAL HAS VACED OUT 160 GAL OF WATER/GASOLINE MIXTURE (MOSTLY WATER) FROM ONLY 1 OF THE 4 USTS,THE OTHER 3 USTS WERE EMPTY AND DRY INSIDE...THEY EXCAVATED ABOUT 100 TONS OF CONTAMINATED SOIL AND TRANSPORTED IT DIRECTLY TO MODERN LANDFILL FOR DISPOSAL...THE EXCAVATION IS ABOUT 20'X20'X8' AND APPEARS TO HAVE NO VISIBLE STAINING OR ODORS...JACK TOOK 4 WALL AND 1 FLOOR SAMPLE(PER MY INSTRUCTIONS) AND WILL ANALYZE FOR 8260/8270 STARS. END DECRemark - 0551138

B10 **ECC - NORTH** **NY Spills** **S107409817**
ESE **MAIN / YOUNGS** **N/A**
< 1/8 **AMHERST, NY**
193 ft.

Site 5 of 8 in cluster B

Relative:
Lower

Actual:
694 ft.

NY Spills:

Site ID:	351299
Facility Addr2:	Not reported
Facility ID:	0550842
Spill Number:	0550842
Facility Type:	ER
SWIS:	1522
Region of Spill:	9
Investigator:	RJJONAK
Referred To:	Not reported
Spill Date:	08/01/05
Reported to Dept:	08/18/05
CID:	Not reported
Spill Cause:	Unknown
Water Affected:	Not reported
Spill Source:	Unknown
Spill Notifier:	Affected Persons
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Trust:	False
Spill Class:	Possible release with minimal potential for fire or hazard or Known release with no damage. No DEC Response. No corrective action required.
Spill Closed Dt:	08/22/05
Remediation Phase:	0
Date Entered In Computer:	08/18/05
Spill Record Last Update:	08/22/05
Spiller Name:	Not reported
Spiller Company:	UNKNOWN
Spiller Address:	Not reported
Spiller City,St,Zip:	NY
Spiller Company:	999
Spiller Phone:	Not reported
Contact Name:	GARY GHOSEN
Contact Phone:	(716) 479-8679
DEC Region:	9
Program Number:	0550842
DER Facility ID:	298565
Site ID:	351299
Operable Unit ID:	1108822
Operable Unit:	01
Material ID:	2098793
Material Code:	0066A
Material Name:	UNKNOWN PETROLEUM
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
DEC Remarks:	Start CallerRemark - 0550842 DURING THE PUMPING OF AN IRRIGATION WELL, A BLACK

ECC - NORTH (Continued) **S107409817**

Remarks: OILY MATERIAL WAS FOUND. END CallerRemark - 0550842
Start DECRemark - 0550842 8/19/2005: RJJ AT SITE AT 1200...MEET WITH GARY GHOSEN,ECC SUPERVISOR,HE TURNED ON THEIR IRRIGATION WELL,WHICH IS ABOUT 75' DEEP,AND THERE IS A BLACKISH,SULFUR SMELLING ODOR BEING PUMPED OUT,BUT NO PETROLEUM ODOR AND NO SHEEN OF ANY KIND...I TOOK A WATER SAMPLE AND SHOWN IT TO DAN KING...HE SAID THAT THE BLACK RESIDUE APPEARS TO BE SULFUR RESIDUE,WHICH IS COMMON IN WATER/IRRIGATION WELLS,NOT PETROLEUM,SO HE SAID THAT WE WILL NOT OPEN A PIN # TO ANALYZE THE WATER...I TELECON RICK RUTKOWSKI,ERIR CO. ENVIRONMENTAL,AND EXPLAINED OUR FINDINGS AND I TOLD HIM THAT THEY COULD ANALYZE THEIR WATER THEMSELVES AT THEIR LABS...SINCE THIS IS A NON-PETROLEUM ISSUE,NO FURTHER WORK WILL BE NEEDED...SPILL CLOSED OUT.***** NOTE,COMPUTER FILE ONLY ***** END DECRemark - 0550842

B11 **PETRO USA** **LTANKS** **S104075128**
ESE **6130 MAIN STREET** **NY Spills** **N/A**
< 1/8 **WILLIAMSVILLE, NY** **NY Hist Spills**
213 ft. **HIST LTANKS**

Site 6 of 8 in cluster B

Relative: Lower

Actual: 694 ft.

LTANKS:

Site ID:	75262
Spill Date:	05/08/97
Facility Addr2:	Not reported
Facility ID:	9701723
Program Number:	9701723
SWIS:	1500
Region of Spill:	9
Investigator:	SACALAND
Referred To:	Not reported
Reported to Dept:	05/08/97
CID:	27
Spill Cause:	Tank Test Failure
Water Affected:	Not reported
Spill Source:	Gasoline Station
Spill Notifier:	Tank Tester
Cleanup Ceased:	/ /
Cleanup Meets Standard:	False
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	True
Spill Class:	Known release that creates potential for fire or hazard. (Highly Improbable)
Spill Closed Dt:	02/03/00
Remediation Phase:	0
Date Entered In Computer:	05/08/97
Spill Record Last Update:	09/22/00
Spille Namer:	RON HALPIN
Spiller Company:	PETRO USA/GETTY OIL
Spiller Phone:	(716) 856-8675
Spiller Extention:	Not reported
Spiller Address:	300 OHIO ST/125 JERICHO P
Spiller City,St,Zip:	BUFFALO/JERICHO, NY 14204-
Spiller County:	001
Spiller Contact:	RON HALPIN
Spiller Phone:	(716) 856-8675
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	9701723
DER Facility ID:	70468

PETRO USA (Continued) **S104075128**

Site ID:	75262
Operable Unit ID:	1044357
Operable Unit:	01
Material ID:	338272
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Soil
Oxygenate:	False
Site ID:	75262
Spill Tank Test:	19686
Tank Number:	002
Tank Size:	4000
Test Method:	03
Leak Rate:	0.00
Gross Fail:	Not reported
Modified By:	Spills
Last Modified:	10/01/04
Test Method:	Horner EZ Check I or II
DEC Remarks:	Start CallerRemark - 9701723 4,000 GAL GAS TANK FAILED TEST. POSSIBLE VENT LINE PROBLEM. END CallerRemark - 9701723
Remarks:	Start DECRemark - 9701723 Prior to Sept, 2004 data translation this spill Lead DEC Field was "SAC" 05/09/97: SAC SENT INITIAL TANK FAILURE OPTION LETTER. 05/16/97: SAC TELECON RON HALPIN, PETRO-USA, THEY WILL BE UPGRADING THE STATION TO A CONVENIENT STORE AND REPLACING ALL THE TANKS, THEY HAVE CONTACTED GARY TOLLNER FROM K & T PUMP & TANK FOR A PROPOSAL. THE TANKS HAS BEEN EMPTIED PER RON HALPIN. 04/20/98: SAC TELECON RON HALPIN, NOTHING FURTHER HAS BEEN DONE REGARDING THIS FACILITY, HEWILL CHECK TO SEE WHAT SCHEDULE FOR THIS SITE IS. 04/21/98: SAC TELECON RON HALPIN, ALL TANKS ARE SCHEDULED TO BE REPLACED IN FALL 1998, NYSDOT IS WIDENING OF ROUTE 5 AND WILL BE ACQUIRING PART OF PROPERTY, AGREED THAT TWO BORINGS AROUND FAILED TANK WILL BE INSTALLED, SAC SENT LETTER INDICATING SAMPLING FOR 8021 + MTBE 06/19/98: SAC RECEIVED SAMPLE RESULTS FROM THE ONE BORING INSTALLED NEXT TO THE TANK, AGREED PREVIOUSLY THAT ONLY ONE BORING WOULD BE INSTALLED BASED ON HIGH BEDROCK AND THE TANK PIPING ON ONE SIDE OF THE TANK AND THE POSSIBILTY OF DRILLING INTO IT. THE ANALYTICAL RESULTS EXCEED THE STARS GUIDANCE VALUES AND MORE WORK IS REQUIRED SAC TELECON GREG WEBER, NATURE'S WAY, WHO DID THE WORK, THEY WILL SEND IN A NARRATIVE INCLUDING A SITE DRAWING OF WHERE THE SAMPLE WAS TAKEN. 07/14/98: SAC RECEIVED LETTER FROM BERNIE KIEFFER, PETRO USA, SITE IS BEING PURCHASED BY GETTY REAL ESTATE CORPORATION, PHASE I AND PHASE II STUDY ARE BEING DONE SAC SENT LETTER REQUIRING COPY OF REPORT BE SENT TO US ONCE REPORT HAS BEEN COMPLETED. 07/16/98: SAC RECEIVED NARRATIVE OF WHAT WAS FOUND DURING THE BORING TAKEN NEXT TO THE TANK. 07/30/98: SAC NOTE TO FILE, SITE ASSESSMENT THAT WAS DONE BY GETTY REALTYWAS CALLED IN AS A SPILL DUE TO ELEVATED PID METER READING, SPILL NUMBER IS 9804832, THAT FILE IS CLOSED AND FURTHER FOLLOWUP WILL BE DONE UNDER THIS SPILL NUMBER. 11/04/98: SAC DRAFTED LETTER REQUIRING WORKPLAN, SCHEDULE & PHASE II REPORT, DUE BY 11/30/98. 05/11/99: FG, RMC, MJS, JFO, & SAC MEETING WITH MIKE CARR & KATHY DUNN OF TYREE ORGANIZATION AND STEVE MARCHETTI & RENEE GAVENDA OF MATRIX ENVIRONMENTAL TO DISCUSS THE SITES TO BE WORKED ON, MR. CARR WILL SUPPLY ALL SEVENTEEN SITE ASSESSMENTS TO BE PERFORMED LAST SUMMER AND FALL, MS. DUNN SUPPLIED A COPY OF THE TENTATIVE WORK SCHEDULE DATES FOR EACH SITE, AT THIS SITE THEY WILL ATTEMPT TO EXCAVATE ALL THE CONTAMINATED MATERIAL. 05/26/99: SAC RECEIVED SITE

PETRO USA (Continued) **S104075128**

INVESTIGATION PLAN FROM THE TYREE ORGANIZATION. 09/28/99: SAC TELECON STEVE MARCHETTI, ASKED IF WORK HAD BEEN DONE ON THE SITE SINCE HE RECEIVED NO NOTIFICATION AS WAS DONE FOR PREVIOUS SITES, MR. MARCHETTI CONFIRMED WORK WAS DONE SOMETIME LAST MONTH, THEREFORE NO INSPECTION OF EXCAVATION WAS DONE BY SPILLS, HE IS WORKING ON THE FINAL REPORT AND WILL BE SUBMITTING THE REPORT TO SPILLS SOON, SITE HAD VERY HIGH BEDROCK AND TO INSTALL THE NEW TANKS GETTY HAD TO REMOVE ADDITIONAL BEDROCK TO COMPLETE THE TANK INSTALLATION, THEY REMOVED ALL CONTAMINATED SOIL INCLUDING THE SOIL AROUND THE WASTE OIL TANK, MR. MARCHETTI DID NOT BELIEVE THE SITE WAS HEAVILY CONTAMINATED AND THE SITE DID HAVE SHALLOW BEDROCK. 09/29/99: SAC REVIEWED SITE INVESTIGATION REPORT RECEIVED ON 5/26/99, BEDROCK FOUND AT 5 TO 11.5 FEETT, MW-1D EXHIBITED THE HIGHEST PID METER READING FROM A BORING SAMPLE THAT WAS SCREENED AT 42 ppm, TWO SAMPLES FROM THE TWO SEPARATE BORINGS WERE ANALYZED FOR BTEX INCLUDING THE MW-1D AND THE RESULTS WERE NON-DETECT FOR ALL PARAMETERS. 10/07/99: SAC RECEIVED TANK CLOSURE REPORT FROM TYREE, SAMPLE RESULTS WERE EXCEEDED FOR THE OIL WATER SEPARATOR EXCAVATION, EXCAVATION I WHICH IS THE SOUTHWEST SIDE OF THE SITE, EXCAVATION II WHICH IS THE SOUTHEAST SIDE OF THE SITE, AND EXCAVATION III WHICH IS MUCH SMALLER AND NORTH OF EXCAVATION I, NO DISPOSAL RECEIPTS RECEIVED 10/14/99: SAC RECEIVED FAXED COPY OF MANIFESTS FOR DRUM DISPOSAL OF TANK CLEANINGS FROM ANDREA GEBBIA, ELECTRO ENVIRONMENTALTECHNOLOGIES. 11/01/99: SAC RECEIVED EXECUTIVE SUMMARY FROM MATRIX, CONFIRMATORY SAMPLES ANALYZED USING EPA METHODS 8021 & 8270 TCLP, RESULTS EXCEED GUIDANCE VALUES ON A LOW-LEVEL FOR UST #2,4 & 5 ON A LOW-LEVEL FOR TWO SIDEWALL SAMPLES, RESULTSEXCEED GUIDANCE VALUES ON A LOW-LEVEL FOR GASOLINE UST #6, RESULTS EXCEED GUIDANCE VALUES FOR OIL WATER SEPARATOR ON THE FLOOR GRAB NEXT TO THE FOUNDATION OF THE BUILDING, TO DISCUSS WITH RNL. 11/03/99: SAC DISCUSS WITH RNL, ADDITIONAL WORK REQUIRED, ADDITIONAL BORINGS AND POSSIBLY A PASSIVE VENT SYSTEM COULD BE REQUIRED. 11/04/99: SAC TELECON STEVE MARCHETTI, TOLD HIM THAT ADDITIONAL WORK IS REQUIRED FOR THE SITE, MR. MARCHETTI WILL DEVELOP A WORKPLAN AND SUBMIT IT TO DEC. 02/04/00:SAC RECEIVED ADDITIONAL BORINGS AROUND BUILDING REQUIRED BECAUSE OF THE OIL/WATER SEPARATOR GRAB SAMPLE NEXT TO THE FOUNDATION, BORING LOGS SHOWED NO ODORS, NO STAINING, & NO DEFLECTION ON THE PID METER, THE ANALYTICAL RESULTS FOR THE THREE SAMPLESWERE BELOW STARS GUIDANCE VALUES FOR ALL PARAMETERS, DISCUSSED RESULTS AND CLEANUP SCENARIO WITH RNL, BASED ON ADDITIONAL BORING RESULTS "I" PER RNL, DRAFTED "I" LETTER. END DECRemark - 9701723

NY Spills:

Site ID:	75263
Facility Addr2:	Not reported
Facility ID:	9804832
Spill Number:	9804832
Facility Type:	ER
SWIS:	1500
Region of Spill:	9
Investigator:	SACALAND
Referred To:	NIAGARA CNTY HEALTH DEPT
Spill Date:	07/13/98
Reported to Dept:	07/17/98
CID:	27
Spill Cause:	Other
Water Affected:	Not reported
Spill Source:	Gasoline Station
Spill Notifier:	Other
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	/ /

PETRO USA (Continued) **S104075128**

Recommended Penalty:	Penalty Not Recommended
UST Trust:	True
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	07/30/98
Remediation Phase:	0
Date Entered In Computer:	07/17/98
Spill Record Last Update:	01/22/02
Spiller Name:	RON HALPIN
Spiller Company:	PETRO USA
Spiller Address:	300 OHIO STREET
Spiller City,St,Zip:	BUFFALO, NY
Spiller Company:	001
Spiller Phone:	(716) 856-8675
Contact Name:	Not reported
Contact Phone:	Not reported
DEC Region:	9
Program Number:	9804832
DER Facility ID:	70468
Site ID:	75263
Operable Unit ID:	1065876
Operable Unit:	01
Material ID:	319595
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Soil
Oxygenate:	False
DEC Remarks:	Start CallerRemark - 9804832 UPON SITE ASSESSMENT ELEVATED PID READING WERE ENCOUNTERED WHILE DRILLING- THE HIGHEST BEING 42PPM. END CallerRemark - 9804832
Remarks:	Start DECRemark - 9804832 Prior to Sept, 2004 data translation this spill Lead DEC Field was "SAC-NCHD" 7/30/98:SAME AS SPILL NUMBER 9701723. FOLLOW UP IS BEING DONE UNDER THAT NUMBER. END DECRemark - 9804832

NY Hist Spills:

Region of Spill:	9
Spill Number:	9804832
Investigator:	SAC-NCHD
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Spill Date/Time:	07/13/1998 12:00
Reported to Dept Date/Time:	07/17/98 17:13
SWIS:	14
Spiller Name:	PETRO USA
Spiller Contact:	RON HALPIN
Spiller Phone:	(716) 856-8675
Spiller Phone:	( ) -
Spiller Address:	300 OHIO STREET
Spiller City,St,Zip:	BUFFALO, NY

PETRO USA (Continued) **S104075128**

Spill Cause: Other
Reported to Dept: On Land
Water Affected: Not reported
Spill Source: 05
Spill Notifier: Other
PBS Number: Not reported
Cleanup Ceased: / /
Cleanup Meets Std: True
Last Inspection: / /
Recommended Penalty: Penalty Not Recommended
Spiller Cleanup Dt: / /
Enforcement Date: / /
Invstgn Complete: / /
UST Involvement: True
Spill Class: Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt: 07/30/98
Corrective Action Plan Submitted: / /
Date Region Sent Summary to Central Office: / /
Date Spill Entered In Computer Data File: 07/17/98
Date Spill Entered In Computer Data File: Not reported
Update Date: 02/14/00
Is Updated: False
PBS Number: Not reported
Tank Number: Not reported
Tank Size: Not reported
Test Method: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported
Material Class Type: Petroleum
Quantity Spilled: 0
Unkonwn Quantity Spilled: True
Units: Gallons
Quantity Recovered: 0
Unkonwn Quantity Recovered: True
Material: GASOLINE
Class Type: GASOLINE
Times Material Entry In File: 21329
CAS Number: Not reported
Last Date: 19940929
DEC Remarks: 7/30/98:SAME AS SPILL NUMBER 9701723. FOLLOW UP IS BEING DONE UNDER THAT NUMBER.
Remark: UPON SITE ASSESSMENT ELEVATED PID READING WERE ENCOUNTERED WHILE DRILLING- THE HIGHEST BEING 42PPM.

HIST LTANKS:
Region of Spill: 9
Spill Number: 9701723
Investigator: SAC
Caller Name: Not reported
Caller Agency: Not reported
Caller Phone: Not reported
Caller Extension: Not reported
Notifier Name: Not reported
Notifier Agency: Not reported
Notifier Phone: Not reported
Notifier Extension: Not reported
Spill Date: 05/08/1997

PETRO USA (Continued) **S104075128**

Spill Time: 16:10
Reported to Department Date: 05/08/97
Reported to Department Time: 17:19
SWIS: 14
Spiller Contact: RON HALPIN
Spiller Phone: (716) 856-8675
Spiller Extention: Not reported
Spiller Name: PETRO USA/GETTY OIL
Spiller Address: 300 OHIO ST/125 JERICHO P
Spiller City,St,Zip: BUFFALO/JERICHO, NY 14204-
Facility Contact: RON HALPIN
Facility Phone: (716) 856-8675
Facility Extention: Not reported
Spill Cause: Tank Test Failure
Resource Affectd: On Land
Water Affected: Not reported
Spill Source: Gas Station
Spill Notifier: Tank Tester
PBS Number: 9-383708
Cleanup Ceased: / /
Cleanup Meets Standard: False
Last Inspection: / /
Recommended Penalty: Penalty Not Recommended
Spiller Cleanup Date: / /
Enforcement Date: / /
Investigation Complete: / /
UST Involvement: True
Spill Class: Known release that creates potential for fire or hazard. (Highly Improbable)
Spill Closed Dt: 02/03/00
Date Region Sent Summary to Central Office: / /
Corrective Action Plan Submitted: / /
Date Spill Entered In Computer Data File: 05/08/97
Time Spill Entered In Computer Data File: Not reported
Spill Record Last Update: 09/22/00
Is Updated: False
PBS Number: Not reported
Tank Number: 002
Tank Size: 4000
Test Method: Horner EZ Check
Leak Rate Failed Tank: 0.00
Gross Leak Rate: Not reported
Material Class Type: Petroleum
Quantity Spilled: 0
Unkonwn Quantity Spilled: True
Units: Gallons
Quantity Recovered: 0
Unkonwn Quantity Recovered: True
Material: GASOLINE
Class Type: GASOLINE
Times Material Entry In File: 21329
CAS Number: Not reported
Last Date: 19940929
DEC Remarks: 05/09/97: SAC SENT INITIAL TANK FAILURE OPTION LETTER. 05/16/97: SAC TELECON RON HALPIN, PETRO-USA, THEY WILL BE UPGRADING THE STATION TO A CONVENIENT STORE AND REPLACING ALL THE TANKS, THEY HAVE CONTACTED GARY TOLLNER FROM K T PUMP TANK FOR A PROPOSAL. THE TANKS HAS BEEN EMPTIED PER RON HALPIN. 04/20/98: SAC TELECON RON HALPIN, NOTHING FURTHER HAS BEEN DONE REGARDING THIS FACILITY, HE

PETRO USA (Continued) **S104075128**

WILL CHECK TO SEE WHAT SCHEDULE FOR THIS SITE IS. 04/21/98: SAC TELECON RON HALPIN, ALL TANKS ARE SCHEDULED TO BE REPLACED IN FALL 1998, NYSDOT IS WIDENING OF ROUTE 5 AND WILL BE ACQUIRING PART OF PROPERTY, AGREED THAT TWO BORINGS AROUND FAILED TANK WILL BE INSTALLED, SAC SENT LETTER INDICATING SAMPLING FOR 8021 + MTBE 06/19/98: SAC RECEIVED SAMPLE RESULTSFROM THE ONE BORING INSTALLED NEXT TO THE TANK, AGREED PREVIOUSLY THAT ONLY ONE BORING WOULD BE INSTALLED BASED ON HIGH BEDROCK AND THE TANK PIPING ON ONE SIDE OF THE TANK AND THE POSSIBILTY OF DRILLING INTO IT. THE ANALYTICAL RESULTS EXCEED THE STARS GUIDANCE VALUES AND MORE WORK IS REQUIRED SAC TELECON GREG WEBER, NATURE S WAY, WHO DID THE WORK, THEY WILL SEND IN A NARRATIVE INCLUDING A SITE DRAWING OF WHERE THE SAMPLE WAS TAKEN. 07/14/98: SAC RECEIVED LETTER FROM BERNIE KIEFFER, PETRO USA,SITE IS BEING PURCHASED BY GETTY REAL ESTATE CORPORATION, PHASE I AND PHASE II STUDY ARE BEING DONE SAC SENT LETTER REQUIRING COPY OF REPORT BE SENT TO US ONCE REPORT HAS BEEN COMPLETED. 07/16/98: SAC RECEIVED NARRATIVE OF WHAT WAS FOUND DURING THEBORING TAKEN NEXT TO THE TANK. 07/30/98: SAC NOTE TO FILE, SITE ASSESSMENT THAT WAS DONE BY GETTY REALTY WAS CALLED IN AS A SPILL DUE TO ELEVATED PID METER READING, SPILL NUMBER IS 9804832, THAT FILE IS CLOSED AND FURTHER FOLLOWUP WILL BE DONE UNDERTHIS SPILL NUMBER. 11/04/98: SAC DRAFTED LETTER REQUIRING WORKPLAN, SCHEDULE PHASE II REPORT, DUE BY 11/30/98. 05/11/99: FG, RMC, MJS, JFO, SAC MEETING WITH MIKE CARR KATHY DUNN OF TYREE ORGANIZATION AND STEVE MARCHETTI RENEE GAVENDA OF MATRIX ENVIRONMENTAL TO DISCUSS THE SITES TO BE WORKED ON, MR. CARR WILL SUPPLY ALL SEVENTEEN SITE ASSESSMENTS TO BE PERFORMED LAST SUMMER AND FALL, MS. DUNN SUPPLIED A COPY OF THE TENTATIVE WORK SCHEDULE DATES FOR EACH SITE, AT THIS SITE THEY WILL ATTEMPT TO EXCAVATE ALL THE CONTAMINATED MATERIAL. 05/26/99: SAC RECEIVED SITE INVESTIGATION PLAN FROM THE TYREE ORGANIZATION. 09/28/99: SAC TELECON STEVE MARCHETTI, ASKED IF WORK HAD BEEN DONE ON THE SITE SINCE HE RECEIVED NO NOTIFICATION AS WAS DONE FOR PREVIOUS SITES, MR. MARCHETTI CONFIRMED WORK WAS DONE SOMETIME LAST MONTH, THEREFORE NO INSPECTION OF EXCAVATION WAS DONE BY SPILLS, HE IS WORKING ON THE FINAL REPORT AND WILL BE SUBMITTING THE REPORT TO SPILLS SOON, SITE HAD VERY HIGH BEDROCK AND TO INSTALL THE NEW TANKS GETTY HAD TO REMOVE ADDITIONAL BEDROCK TO COMPLETE THE TANK INSTALLATION, THEY REMOVED ALL CONTAMINATED SOIL INCLUDING THE SOIL AROUND THE WASTE OIL TANK, MR. MARCHETTI DID NOT BELIEVE THE SITE WAS HEAVILY CONTAMINATED AND THE SITE DID HAVE SHALLOW BEDROCK. 09/29/99: SAC REVIEWED SITE INVESTIGATION REPORT RECEIVED ON 5/26/99, BEDROCK FOUND AT 5 TO 11.5 FEETT, MW-1D EXHIBITED THE HIGHEST PID METER READING FROM A BORING SAMPLE THAT WAS SCREENED AT 42 ppm, TWO SAMPLES FROM THETWO SEPARATE BORINGS WERE ANALYZED FOR BTEX INCLUDING THE MW-1D AND THE RESULTS WERE NON-DETECT FOR ALL PARAMETERS. 10/07/99: SAC RECEIVED TANK CLOSURE REPORT FROM TYREE, SAMPLE RESULTS WERE EXCEEDED FOR THE OIL WATER SEPARATOR EXCAVATION, EXCAVATION I WHICH IS THE SOUTHWEST SIDE OF THE SITE, EXCAVATION II WHICH IS THE SOUTH EAST SIDE OF THE SITE, AND EXCAVATION III WHICH IS MUCH SMALLER AND NORTH OF EXCAVATION I, NO DISPOSAL RECEIPTS RECEIVED 10/14/99: SAC RECEIVED FAXED COPY OF MANIFESTS FORDRUM DISPOSAL OF TANK CLEANINGS FROM ANDREA GEBBIA, ELECTRO ENVIRONMENTAL TECHNOLOGIES. 11/01/99: SAC RECEIVED EXECUTIVE SUMMARY FROM MATRIX, CONFIRMATORY SAMPLES ANALYZED USING EPA METHODS 8021 8270 TCLP, RESULTS EXCEED GUIDANCE VALUES ON A LOW-LEVEL FOR UST 2,4 5 ON A LOW-LEVEL FOR TWO SIDEWALL SAMPLES, RESULTS EXCEED GUIDANCE VALUES ON A LOW-LEVEL FOR GASOLINE UST 6, RESULTS EXCEED GUIDANCE VALUES FOR OIL WATER SEPARATOR ON THE FLOOR GRAB NEXT TO THE FOUNDATION OF THE BUILDING, TO DISCUSSWITH RNL. 11/03/99: SAC DISCUSS WITH RNL, ADDITIONAL WORK REQUIRED, ADDITIONAL BORINGS AND POSSIBLY A PASSIVE VENT SYSTEM COULD BE REQUIRED. 11/04/99: SAC TELECON STEVE MARCHETTI, TOLD HIM THAT ADDITIONAL WORK IS REQUIRED FOR THE SITE, MR. MARCHETTIWILL DEVELOP A WORKPLAN AND SUBMIT IT TO DEC. 02/04/00: SAC RECEIVED ADDITIONAL BORINGS AROUND BUILDING REQUIRED BECAUSE OF THE OIL/WATER SEPARATOR GRAB SAMPLE NEXT TO THE FOUNDATION, BORING LOGS SHOWED NO ODORS, NO STAINING, NO DEFLECTION ON THE PID METER, THE ANALYTICAL RESULTS FOR THE THREE SAMPLES WERE BELOW STARS

PETRO USA (Continued) **S104075128**

GUIDANCE VALUES FOR ALL PARAMETERS, DISCUSSED RESULTS AND CLEANUP SCENARIO WITH RNL, BASED ON ADDITIONAL BORING RESULTS I PER RNL, DRAFTED I LETTER.
Spill Cause: 4,000 GAL GAS TANK FAILED TEST. POSSIBLE VENT LINE PROBLEM.

B12 **GETTY #58871** **RCRA-SQG** **1008195882**
ESE **6130 MAIN ST** **NYR000131243**
< 1/8 **WILLIAMSVILLE, NY 14221**
213 ft.

Site 7 of 8 in cluster B

Relative: Lower

Actual: 694 ft.

RCRAInfo:
Owner: AMAN GROUP INC
EPA ID: NYR000131243
Contact: SCOTT HANLEY
(516) 542-4900
Classification: Conditionally Exempt Small Quantity Generator
TSDF Activities: Not reported
Violation Status: No violations found

B13 **COMMERCIAL BUSINESS** **NY Spills** **S108130814**
ESE **6130 MAIN STREET** **N/A**
< 1/8 **WILLIAMSVILLE, NY**
213 ft.

Site 8 of 8 in cluster B

Relative: Lower

Actual: 694 ft.

NY Spills:

Site ID:	370091
Facility Addr2:	Not reported
Facility ID:	0606706
Spill Number:	0606706
Facility Type:	ER
SWIS:	1522
Region of Spill:	9
Investigator:	SACALAND
Referred To:	Not reported
Spill Date:	09/11/06
Reported to Dept:	09/11/06
CID:	27
Spill Cause:	Equipment Failure
Water Affected:	Not reported
Spill Source:	Gasoline Station
Spill Notifier:	Other
Cleanup Ceased:	/ /
Cleanup Meets Std:	False
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Trust:	True
Spill Class:	Possible release with minimal potential for fire or hazard or Known release with no damage. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	/ /
Remediation Phase:	1
Date Entered In Computer:	09/11/06
Spill Record Last Update:	09/12/06
Spiller Name:	MIKE CARR
Spiller Company:	GETTY #58871

COMMERCIAL BUSINESS (Continued) **S108130814**

Spiller Address:	6130 MAIN STREET
Spiller City,St,Zip:	WAYNESVILLE, NY
Spiller Company:	001
Spiller Phone:	(518) 369-7822
Contact Name:	MIKE CARR
Contact Phone:	(518) 369-7822
DEC Region:	9
Program Number:	0606706
DER Facility ID:	319944
Site ID:	370091
Operable Unit ID:	1127919
Operable Unit:	01
Material ID:	2117525
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	2.00
Units:	Gallons
Recovered:	2.00
Resource Affected:	Soil
Oxygenate:	False
DEC Remarks:	Not reported
Remarks:	Not reported

14
WSW
< 1/8
599 ft.

MOBIL OIL CORP SS JVV
5775 MAIN ST & GARRISON
WILLIAMSVILLE, NY 14221

RCRA-SQG **1000553467**
FINDS **NYD986958882**

Relative:
Lower

Actual:
693 ft.

RCRAInfo:
Owner: MOBIL OIL CORP
(703) 849-3330
EPA ID: NYD986958882

Contact: Not reported

Classification: Small Quantity Generator
TSDF Activities: Not reported

Violation Status: No violations found

FINDS:
Other Pertinent Environmental Activity Identified at Site

RCRAInfo is a national information system that supports the Resource Conservation and Recovery Act (RCRA) program through the tracking of events and activities related to facilities that generate, transport, and treat, store, or dispose of hazardous waste. RCRAInfo allows RCRA program staff to track the notification, permit, compliance, and corrective action activities required under RCRA.

15
WSW
1/8-1/4
886 ft.

MONROE CHIROPRACTOR
6035 MAIN STREET
WILLIAMSVILLE, NY

LTANKS **S103478902**
HIST LTANKS **N/A**

Relative:
Lower

Actual:
692 ft.

LTANKS:

Site ID:	285504
Spill Date:	07/18/98
Facility Addr2:	Not reported
Facility ID:	9804873
Program Number:	9804873
SWIS:	1500
Region of Spill:	9
Investigator:	RMCROSSE
Referred To:	Not reported
Reported to Dept:	07/20/98
CID:	27
Spill Cause:	Tank Failure
Water Affected:	Not reported
Spill Source:	Commercial/Industrial
Spill Notifier:	Responsible Party
Cleanup Ceased:	/ /
Cleanup Meets Standard:	False
Last Inspection:	07/20/98
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	False
Spill Class:	Known release that creates potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	08/19/98
Remediation Phase:	0
Date Entered In Computer:	07/20/98
Spill Record Last Update:	08/27/98
Spille Namer:	KENNETH MONROE
Spiller Company:	KENNETH MONROE
Spiller Phone:	(716) 632-4476
Spiller Extention:	Not reported
Spiller Address:	6035 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221-
Spiller County:	001
Spiller Contact:	KEN MUNROE
Spiller Phone:	(716) 632-4476
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	9804873
DER Facility ID:	231515
Site ID:	285504
Operable Unit ID:	1065920
Operable Unit:	01
Material ID:	319635
Material Code:	0001
Material Name:	#2 Fuel Oil
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Soil
Oxygenate:	False
Site ID:	Not reported

MONROE CHIROPRACTOR (Continued) **S103478902**

Spill Tank Test:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate:	Not reported
Gross Fail:	Not reported
Modified By:	Not reported
Last Modified:	Not reported
Test Method:	Not reported
DEC Remarks:	Start CallerRemark - 9804873 FOUND HEATING OIL TANK AT HOUSE WHILE DOING CONSTRUCTION. HIRED SLC TO REMOVE. REMOVED ON SUNDAY. SAMPLES TAKEN. JOHN KOON WAS PC ON THE JOB. END CallerRemark - 9804873
Remarks:	Start DECRemark - 9804873 Prior to Sept, 2004 data translation this spill Lead DEC Field was "RMC" 07/20/98 RMC/SITE INSPECTED EXCAVATION, NO VISUAL CONTAMINATION NOTED, AT LEAST TWO TRUCKS STAGED FOR DISPOSAL, DOCUMENTS DUE 9/98 07/98 RMC/FILE RECIEVED INITIAL SAMPLE RESULTS, FAILED SEMI-VOL ON DIRECT, TO EXTRACT SAME SAMPLE TCLP, 08/07/98 RMC/KUHN/PHONE TCLP SHOWED NO EXCEEDANCES, SLC PLANS TO GO BACK AND REMOVE ANY NUISCANCE SOILS FOR REINSPECTION, DISPOSAL DUE 9/98 08/13/98 RMC/KUHN, SLC/PHONE COULD NOT REMOVE ALL SOIL WITH ODOR, TLCP PASSED, SITE TO BE MADE INACTIVE UPON DISPOSAL , DUE 9/98 08/18/98 RMC/FILE RECEIVED DISPOSAL RECEIPT, OK, INACTIVE END DECRemark - 9804873

HIST LTANKS:

Region of Spill:	9
Spill Number:	9804873
Investigator:	RMC
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Caller Extension:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Notifier Extension:	Not reported
Spill Date:	07/18/1998
Spill Time:	19:30
Reported to Department Date:	07/20/98
Reported to Department Time:	09:00
SWIS:	14
Spiller Contact:	KEN MUNROE
Spiller Phone:	(716) 632-4476
Spiller Extention:	Not reported
Spiller Name:	KENNETH MONROE
Spiller Address:	6035 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221-
Facility Contact:	KENNETH MONROE
Facility Phone:	(716) 632-4476
Facility Extention:	Not reported
Spill Cause:	Tank Failure
Resource Affectd:	On Land
Water Affected:	Not reported
Spill Source:	Other Commercial/Industrial
Spill Notifier:	Responsible Party
PBS Number:	Not reported
Cleanup Ceased:	/ /
Cleanup Meets Standard:	False

MONROE CHIROPRACTOR (Continued) **S103478902**

Last Inspection: 07/20/98
Recommended Penalty: Penalty Not Recommended
Spiller Cleanup Date: / /
Enforcement Date: / /
Investigation Complete: / /
UST Involvement: False
Spill Class: Known release that creates potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt: 08/19/98
Date Region Sent Summary to Central Office: / /
Corrective Action Plan Submitted: / /
Date Spill Entered In Computer Data File: 07/20/98
Time Spill Entered In Computer Data File: Not reported
Spill Record Last Update: 08/27/98
Is Updated: False
PBS Number: Not reported
Tank Number: Not reported
Tank Size: Not reported
Test Method: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported
Material Class Type: Petroleum
Quantity Spilled: 0
Unkonwn Quantity Spilled: True
Units: Gallons
Quantity Recovered: 0
Unkonwn Quantity Recovered: True
Material: #2 FUEL OIL
Class Type: #2 FUEL OIL
Times Material Entry In File: 24464
CAS Number: Not reported
Last Date: 19941207
DEC Remarks: 07/20/98 RMC/SITE INSPECTED EXCAVATION, NO VISUAL CONTAMINATION NOTED, AT LEAST TWO TRUCKS STAGED FOR DISPOSAL, DOCUMENTS DUE 9/98 07/98 RMC/FILE RECIEVED INITIAL SAMPLE RESULTS, FAILED SEMI-VOL ON DIRECT, TO EXTRACT SAME SAMPLE TCLP, 08/07/98 RMC/KUHN/PHONE TCLP SHOWED NO EXCEEDANCES, SLC PLANS TO GO BACK AND REMOVE ANY NUISCANCE SOILS FOR REINSPECTION, DISPOSAL DUE 9/98 08/13/98 RMC/KUHN, SLC/PHONE COULD NOT REMOVE ALL SOIL WITH ODOR, TLCP PASSED, SITE TO BE MADE INACTIVE UPON DISPOSAL , DUE9/98 08/18/98 RMC/FILE RECEIVED DISPOSAL RECEIPT, OK, INACTIVE
Spill Cause: FOUND HEATING OIL TANK AT HOUSE WHILE DOING CONSTRUCTION. HIRED SLC TO REMOVE. REMOVED ON SUNDAY. SAMPLES TAKEN. JOHN KOON WAS PC ON THE JOB.

C16 **LAB PACK ECC NORTH** **NY Spills S102667720**
East **6205 MAIN STREET** **NY Hist Spills N/A**
1/8-1/4 **WILLIAMSVILLE, NY**
1061 ft.

Site 1 of 3 in cluster C

Relative: Lower

Actual: 694 ft.

NY Spills:
Site ID: 227153
Facility Addr2: Not reported
Facility ID: 9703760
Spill Number: 9703760
Facility Type: ER
SWIS: 1500
Region of Spill: 9
Investigator: RMCROSSE

LAB PACK ECC NORTH (Continued) **S102667720**

Referred To:	Not reported
Spill Date:	06/26/97
Reported to Dept:	06/26/97
CID:	27
Spill Cause:	Human Error
Water Affected:	Not reported
Spill Source:	Institutional, Educational, Gov., Other
Spill Notifier:	Responsible Party
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Trust:	False
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	06/27/97
Remediation Phase:	0
Date Entered In Computer:	06/26/97
Spill Record Last Update:	07/11/97
Spiller Name:	RICK RICKOWSKI
Spiller Company:	ECC NORTH
Spiller Address:	6205 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY
Spiller Company:	001
Spiller Phone:	(716) 858-6085
Contact Name:	Not reported
Contact Phone:	Not reported
DEC Region:	9
Program Number:	9703760
DER Facility ID:	187499
Site ID:	227153
Operable Unit ID:	1046553
Operable Unit:	01
Material ID:	333044
Material Code:	0064A
Material Name:	UNKNOWN MATERIAL
Case No.:	Not reported
Material FA:	Other
Quantity:	25.00
Units:	Gallons
Recovered:	20.00
Resource Affected:	Soil
Oxygenate:	False
DEC Remarks:	Start CallerRemark - 9703760 25 GALLON DRUM OF LAB WASTE MATERIAL LEAKING IN STORAGE AREA R718 THIS INFO PER FAX REG #9 END CallerRemark - 9703760
Remarks:	Start DECRemark - 9703760 Prior to Sept, 2004 data translation this spill Lead DEC Field was "RMC" 06/26/97 RMC/RICK RICKOWSKI/PHONE COUNTY(RP) TO INVESTIGATE FAILURE OF LAB PACK AND REPORT BACK 06/26/97 RMC/RICK RICKOWSKI/PHONE COUNTY OVER PACKED 25 GALLON LAB PACK, 5 GALLONS OF LAB WASTES DID GO INTO SEWER, AMHERST WWTP NOTIFIED, DRUM WILL BE DISPOSED OF IN NORMAL WASTE STREAM, NO ACTION REQUIRED, CLOSE OUT END DECRemark - 9703760

NY Hist Spills:

Region of Spill:	9
Spill Number:	9703760
Investigator:	RMC
Caller Name:	Not reported

LAB PACK ECC NORTH (Continued) **S102667720**

Caller Agency:	Not reported
Caller Phone:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Spill Date/Time:	06/26/1997 12:05
Reported to Dept Date/Time:	06/26/97 12:15
SWIS:	14
Spiller Name:	ECC NORTH
Spiller Contact:	RICK RICKOWSKI
Spiller Phone:	(716) 858-6085
Spiller Phone:	( ) -
Spiller Address:	6205 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY
Spill Cause:	Human Error
Reported to Dept:	On Land
Water Affected:	Not reported
Spill Source:	02
Spill Notifier:	Responsible Party
PBS Number:	Not reported
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Dt:	/ /
Enforcement Date:	/ /
Invstgn Complete:	/ /
UST Involvement:	False
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	06/27/97
Corrective Action Plan Submitted:	/ /
Date Region Sent Summary to Central Office:	/ /
Date Spill Entered In Computer Data File:	06/26/97
Date Spill Entered In Computer Data File:	Not reported
Update Date:	07/11/97
Is Updated:	False
PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate Failed Tank:	Not reported
Gross Leak Rate:	Not reported
Material Class Type:	Raw Sewage
Quantity Spilled:	25
Unkonwn Quantity Spilled:	False
Units:	Gallons
Quantity Recovered:	20
Unkonwn Quantity Recovered:	False
Material:	UNKNOWN MATERIAL
Class Type:	UNKNOWN MATERIAL
Times Material Entry In File:	9140
CAS Number:	Not reported
Last Date:	19941109
DEC Remarks:	06/26/97 RMC/RICK RICKOWSKI/PHONE COUNTY RP) TO INVESTIGATE FAILURE OF LAB PACK AND REPORT BACK 06/26/97 RMC/RICK RICKOWSKI/PHONE COUNTY OVER PACKED 25 GALLON LAB PACK, 5 GALLONS OF LAB WASTES DID GO INTO SEWER, AMHERST WWTP

LAB PACK ECC NORTH (Continued) **S102667720**

NOTIFIED, DRUM WILLBE DISPOSED OF IN NORMAL WASTE STREAM, NO ACTION REQUIRED, CLOSE OUT
Remark: 25 GALLON DRUM OF LAB WASTE MATERIAL LEAKING IN STORAGE AREA R718 THIS INFO PER FAX REG 9

C17 **ERIE COMMUNITY COLLEGE NORTH CAMPUS** **RCRA-SQG 1000196080**
East **6205 MAIN STREET** **FINDS NYD980211783**
1/8-1/4 **WILLIAMSVILLE, NY 14221** **LTANKS**
1061 ft. **NY MANIFEST**
Site 2 of 3 in cluster C **HIST LTANKS**

Relative:
Lower

Actual:
694 ft.

RCRAInfo:
Owner: Not reported
EPA ID: NYD980211783
Contact: Not reported
Classification: Small Quantity Generator
TSDF Activities: Not reported
Violation Status: Violations exist

Regulation Violated: Not reported
Area of Violation: GENERATOR-MANIFEST REQUIREMENTS
Date Violation Determined: 02/08/2000
Actual Date Achieved Compliance: 12/15/2000

Enforcement Action: WRITTEN INFORMAL
Enforcement Action Date: 02/23/2000
Penalty Type: Not reported

Enforcement Action: WRITTEN INFORMAL
Enforcement Action Date: 04/11/2000
Penalty Type: Not reported

Regulation Violated: Not reported
Area of Violation: GENERATOR-ALL REQUIREMENTS (OVERSIGHT)
Date Violation Determined: 02/08/2000
Actual Date Achieved Compliance: 12/15/2000

Enforcement Action: WRITTEN INFORMAL
Enforcement Action Date: 02/23/2000
Penalty Type: Not reported

Enforcement Action: WRITTEN INFORMAL
Enforcement Action Date: 04/11/2000
Penalty Type: Not reported

Regulation Violated: Not reported
Area of Violation: GENERATOR-MANIFEST REQUIREMENTS
Date Violation Determined: 01/15/1987
Actual Date Achieved Compliance: 01/17/1987

Enforcement Action: WRITTEN INFORMAL
Enforcement Action Date: 01/15/1987
Penalty Type: Not reported

There are 3 violation record(s) reported at this site:

Evaluation	Area of Violation	Date of Compliance
Compliance Evaluation Inspection	GENERATOR-MANIFEST REQUIREMENTS	20001215
	GENERATOR-ALL REQUIREMENTS (OVERSIGHT)	20001215
Non-Financial Record Review	GENERATOR-MANIFEST REQUIREMENTS	19870117

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

FINDS:
Other Pertinent Environmental Activity Identified at Site

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LTANKS:

Site ID:	263238
Spill Date:	11/25/87
Facility Addr2:	Not reported
Facility ID:	8707399
Program Number:	8707399
SWIS:	1522
Region of Spill:	9
Investigator:	MXFRANKS
Referred To:	Not reported
Reported to Dept:	11/28/87
CID:	Not reported
Spill Cause:	Tank Test Failure
Water Affected:	Not reported
Spill Source:	Commercial/Industrial
Spill Notifier:	Tank Tester
Cleanup Ceased:	08/24/88
Cleanup Meets Standard:	True
Last Inspection:	05/09/88
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	False
Spill Class:	Not reported
Spill Closed Dt:	08/24/88
Remediation Phase:	0
Date Entered In Computer:	11/30/87
Spill Record Last Update:	10/31/88
Spille Namer:	Not reported
Spiller Company:	ERIE COMMUNITY COLLEGE
Spiller Phone:	(716) 634-0800
Spiller Extention:	Not reported
Spiller Address:	MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221
Spiller County:	001
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	8707399
DER Facility ID:	214599
Site ID:	263238
Operable Unit ID:	913096
Operable Unit:	01
Material ID:	466353
Material Code:	0001

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

Material Name:	#2 Fuel Oil
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
Site ID:	263238
Spill Tank Test:	7029
Tank Number:	Not reported
Tank Size:	0
Test Method:	00
Leak Rate:	0.00
Gross Fail:	Not reported
Modified By:	Spills
Last Modified:	10/01/04
Test Method:	Unknown
DEC Remarks:	Start CallerRemark - 8707399 UNABLE TO OBTAIN LEAK RATE END CallerRemark - 8707399
Remarks:	Start DECRemark - 8707399 Prior to Sept, 2004 data translation this spill Lead DEC Field was "MF" / / : JDC TELCON TO MR CONRAD BURCHECK, ERIE COMM COLLEGE 11/30/87 - NO ANSWER. / / : JDC RECIEVED LETTER 12/28/87 - WORK TO BE COMPLETED 1/1/88. TELCON W/ CONRAD G. 1/7/88 - WAITING ON WRITTEN WORK COST ESTIMATES. / / : 12/14/87 JDC TELCON W/ MR GRZYBEK, MAINT SUPER ECC NORTH - TANK FAILED SECOND AND THIRD TEST. TANK EMPTIED/ REMOVAL BEING SCHEDUALED. / / : JDC TELCON W/ MR GRUZACK 12/23/87 - LETTER OF INTENT CONCERNING FAILED TANK BEING FORWARDED. 03/31/88: JDC TELCON W/ MR GRYZBECK REGARDING REMOVAL STATUS - ACCEPTED BIDS FROM CONTRACTORS HAVE GONE TO BUDGE DEPT FOR SELECTION HE WILL CONTACT WHEN A CONTRACTOR HAS BEEN SELECTED. 05/02/88: MF SITE VISIT/CONRAD GRZYBEK & DR. J. MCDONNELL VP OF NORTH CAMPUS, I EXPLAINED THE WORK TO BE DONE & THAT THE COUNTY WILL GET BILLED FOR THIS WORK. DR. MCDONNELL SIGNED RIGHT OF ENTRY FORM. 05/02/88: MF TELECON FLEISHMANN'S TO GIVE THEM THE JOB OF REMOVING THE TANK, THEY DECLINED. GAVE THE JOB TO SLC CONSULTANTS. 05/05/88: MF SITE VISIT/SLC, TANK BEING REMOVED & CLEANED. NO CONTAMINATION NOTICED IN GROUNDWATER. 05/06/88: MF SITE VISIT, SLC ON SITE CLEANING TANK& BACKFILLING AREA. I GOT CALLED OFF SITE AFTER 15 MINUTES FOR SPILL # 8801147. 05/09/88: MF SITE VISIT AREA BACKFILLED, RESOILED & GRASS SEED IN PLACE. NO FUTHER VISITS NECESSARY. 08/24/88: MF ALL BILLS IN AND SENT TO ALBANY. END DECRemark -8707399
Site ID:	99891
Spill Date:	12/07/87
Facility Addr2:	Not reported
Facility ID:	8707682
Program Number:	8707682
SWIS:	1522
Region of Spill:	9
Investigator:	MXFRANKS
Referred To:	Not reported
Reported to Dept:	12/07/87
CID:	Not reported
Spill Cause:	Tank Test Failure
Water Affected:	Not reported
Spill Source:	Gasoline Station
Spill Notifier:	Tank Tester
Cleanup Ceased:	12/15/87

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	False
Spill Class:	Not reported
Spill Closed Dt:	12/15/87
Remediation Phase:	0
Date Entered In Computer:	12/08/87
Spill Record Last Update:	09/08/88
Spille Namer:	Not reported
Spiller Company:	ERIE COMMUNITY COLLEGE
Spiller Phone:	(716) 634-0800
Spiller Extention:	Not reported
Spiller Address:	YOUNGS ROAD
Spiller City,St,Zip:	AMHERST, NY
Spiller County:	001
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	8707682
DER Facility ID:	88736
Site ID:	99891
Operable Unit ID:	913366
Operable Unit:	01
Material ID:	466618
Material Code:	0001
Material Name:	#2 Fuel Oil
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
Site ID:	99891
Spill Tank Test:	7130
Tank Number:	Not reported
Tank Size:	0
Test Method:	00
Leak Rate:	0.00
Gross Fail:	Not reported
Modified By:	Spills
Last Modified:	10/01/04
Test Method:	Unknown
DEC Remarks:	Start CallerRemark - 8707682 8000 GALLON TANK FAILED TIGHTNESS TEST LEAK RATE 0.75GPH, SEE SPILL #8707399 FOR FURTHER INFORMATION END CallerRemark - 8707682
Remarks:	Start DECRemark - 8707682 Prior to Sept, 2004 data translation this spill Lead DEC Field was "MF" / / : TANK TO BE ISOLATED AND RETESTED. 12/15/87: DEC CLEANED UP SPILL, THIS SPILL SAME AS SPILL #8707399, SEE 8707399 FOR FURTHER INFORMATION.END DECRemark - 8707682
Site ID:	263239
Spill Date:	12/12/87
Facility Addr2:	Not reported
Facility ID:	8707889
Program Number:	8707889

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

SWIS:	1522
Region of Spill:	9
Investigator:	COOKE
Referred To:	Not reported
Reported to Dept:	12/12/87
CID:	Not reported
Spill Cause:	Tank Test Failure
Water Affected:	Not reported
Spill Source:	Institutional, Educational, Gov., Other
Spill Notifier:	Tank Tester
Cleanup Ceased:	03/30/88
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	False
Spill Class:	Not reported
Spill Closed Dt:	03/30/88
Remediation Phase:	0
Date Entered In Computer:	03/31/88
Spill Record Last Update:	04/07/88
Spille Namer:	Not reported
Spiller Company:	ERIE COMMUNITY COLLEGE
Spiller Phone:	(716) 634-0800
Spiller Extention:	Not reported
Spiller Address:	YOUNGS RD
Spiller City,St,Zip:	WILLIAMSVILLE, ZZ
Spiller County:	001
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	8707889
DER Facility ID:	214599
Site ID:	263239
Operable Unit ID:	912231
Operable Unit:	01
Material ID:	463292
Material Code:	0002
Material Name:	#4 Fuel Oil
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
Site ID:	263239
Spill Tank Test:	7209
Tank Number:	Not reported
Tank Size:	0
Test Method:	00
Leak Rate:	0.00
Gross Fail:	Not reported
Modified By:	Spills
Last Modified:	10/01/04
Test Method:	Unknown
DEC Remarks:	Start CallerRemark - 8707889 8000 GAL TANK FAILED TIGHTNESS TEST -0.265 GPH END

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

Remarks: CallerRemark - 8707889
Start DECRemark - 8707889 Prior to Sept, 2004 data translation this spill Lead DEC Field was "JDC" 03/31/88: SAME SPILL AS 8707682. END DECRemark - 8707889

NY MANIFEST:

Document ID:	MIA8792637
Manifest Status:	Not reported
Trans1 State ID:	NYD986903904
Trans2 State ID:	NYD986903904
Generator Ship Date:	07/22/2003
Trans1 Recv Date:	07/22/2003
Trans2 Recv Date:	07/25/2003
TSD Site Recv Date:	07/31/2003
Part A Recv Date:	Not reported
Part B Recv Date:	Not reported
Generator EPA ID:	NYD980211783
Trans1 EPA ID:	MID980615298
Trans2 EPA ID:	Not reported
TSDF ID:	33302PANY
Waste Code:	F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV
Quantity:	00055
Units:	G - Gallons (liquids only)* (8.3 pounds)
Number of Containers:	001
Container Type:	DM - Metal drums, barrels
Handling Method:	B Incineration, heat recovery, burning.
Specific Gravity:	01.00
Year:	03
Facility Type:	Generator
EPA ID:	NYD980211783
Facility Name:	ERIE COMMUNITY COLLEGE NORTH
Facility Address:	MAIN ST & YOUNG ST
Facility City:	WILLIAMSVILLE
Facility Zip 4:	Not reported
Country:	Not reported
County:	ERIE
Mailing Name:	ERIE COMMUNITY COLLEGE NORTH
Mailing Contact:	CONRAD J GRZYBEK
Mailing Address:	MAIN ST & YOUNG ST
Mailing City:	BUFFALO
Mailing State:	NY
Mailing Zip:	14221
Mailing Zip4:	Not reported
Mailing Country:	USA
Mailing Phone:	716-634-0800

Click this hyperlink while viewing on your computer to access
54 additional NY MANIFEST: record(s) in the EDR Site Report.

HIST LTANKS:

Region of Spill:	9
Spill Number:	8707399
Investigator:	MF
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Caller Extension:	Not reported

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Notifier Extension:	Not reported
Spill Date:	11/25/1987
Spill Time:	10:30
Reported to Department Date:	11/28/87
Reported to Department Time:	13:09
SWIS:	14
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
Spiller Name:	ERIE COMMUNITY COLLEGE
Spiller Address:	MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221
Facility Contact:	Not reported
Facility Phone:	(716) 634-0800
Facility Extention:	Not reported
Spill Cause:	Tank Test Failure
Resource Affectd:	Groundwater
Water Affected:	Not reported
Spill Source:	Other Commercial/Industrial
Spill Notifier:	Tank Tester
PBS Number:	Not reported
Cleanup Ceased:	08/24/88
Cleanup Meets Standard:	True
Last Inspection:	05/09/88
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Date:	/ /
Enforcement Date:	/ /
Investigation Complete:	/ /
UST Involvement:	False
Spill Class:	Not reported
Spill Closed Dt:	08/24/88
Date Region Sent Summary to Central Office:	10/31/88
Corrective Action Plan Submitted:	/ /
Date Spill Entered In Computer Data File:	11/30/87
Time Spill Entered In Computer Data File:	Not reported
Spill Record Last Update:	10/31/88
Is Updated:	False
PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	0
Test Method:	Not reported
Leak Rate Failed Tank:	0.00
Gross Leak Rate:	Not reported
Material Class Type:	Petroleum
Quantity Spilled:	0
Unkonwn Quantity Spilled:	False
Units:	Gallons
Quantity Recovered:	0
Unkonwn Quantity Recovered:	False
Material:	#2 FUEL OIL
Class Type:	#2 FUEL OIL
Times Material Entry In File:	24464
CAS Number:	Not reported
Last Date:	19941207

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

DEC Remarks: / / : JDC TELCON TO MR CONRAD BURCHECK, ERIE COMM COLLEGE 11/30/87 - NO ANSWER. / / : JDC RECIEVED LETTER 12/28/87 - WORK TO BE COMPLETED 1/1/88. TELCON W/ CONRAD G. 1/7/88 - WAITING ON WRITTEN WORK COST ESTIMATES. / / : 12/14/87 JDC TELCON W/MR GRZYBEK, MAINT SUPER ECC NORTH - TANK FAILED SECOND AND THIRD TEST. TANK EMPTIED/ REMOVAL BEING SCHEDUALED. / / : JDC TELCON W/ MR GRUZACK 12/23/87 - LETTER OF INTENT CONCERNING FAILED TANK BEING FORWARDED. 03/31/88: JDC TELCON W/ MR GRYZBECK REGARDING REMOVAL STATUS - ACCEPTED BIDS FROM CONTRACTORS HAVE GONE TO BUDGE DEPT FOR SELECTION. HE WILL CONTACT WHEN A CONTRACTOR HAS BEEN SELECTED. 05/02/88: MF SITE VISIT/CONRAD GRZYBEK DR. J. MCDONNELL VP OF NORTH CAMPUS, I EXPLAINED THE WORK TOBE DONE THAT THE COUNTY WILL GET BILLED FOR THIS WORK. DR. MCDONNELL SIGNED RIGHT OF ENTRY FORM. 05/02/88: MF TELECON FLEISHMANN S TO GIVE THEM THE JOB OF REMOVING THE TANK, THEY DECLINED. GAVE THE JOB TO SLC CONSULTANTS. 05/05/88: MF SITE VISIT/SLC, TANK BEING REMOVED CLEANED. NO CONTAMINATION NOTICED IN GROUNDWATER. 05/06/88: MF SITE VISIT, SLC ON SITE CLEANING TANK BACKFILLING AREA. I GOT CALLED OFF SITE AFTER 15 MINUTES FOR SPILL 8801147. 05/09/88: MF SITE VISIT AREA BACKFILLED, RESOILED GRASS SEED IN PLACE. NO FUTHER VISITS NECESSARY. 08/24/88: MF ALL BILLS IN AND SENT TO ALBANY.

Spill Cause: UNABLE TO OBTAIN LEAK RATE

Region of Spill:	9
Spill Number:	8707682
Investigator:	MF
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Caller Extension:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Notifier Extension:	Not reported
Spill Date:	12/07/1987
Spill Time:	20:30
Reported to Department Date:	12/07/87
Reported to Department Time:	20:35
SWIS:	14
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
Spiller Name:	ERIE COMMUNITY COLLEGE
Spiller Address:	YOUNGS ROAD
Spiller City,St,Zip:	AMHERST, NY
Facility Contact:	Not reported
Facility Phone:	(716) 634-0800
Facility Extention:	Not reported
Spill Cause:	Tank Test Failure
Resource Affectd:	Groundwater
Water Affected:	Not reported
Spill Source:	Gas Station
Spill Notifier:	Tank Tester
PBS Number:	Not reported
Cleanup Ceased:	12/15/87
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Date:	/ /
Enforcement Date:	/ /

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

Investigation Complete: / /
UST Involvement: False
Spill Class: Not reported
Spill Closed Dt: 12/15/87
Date Region Sent Summary to Central Office: / /
Corrective Action Plan Submitted: / /
Date Spill Entered In Computer Data File: 12/08/87
Time Spill Entered In Computer Data File: Not reported
Spill Record Last Update: 09/08/88
Is Updated: False
PBS Number: Not reported
Tank Number: Not reported
Tank Size: 0
Test Method: Not reported
Leak Rate Failed Tank: 0.00
Gross Leak Rate: Not reported
Material Class Type: Petroleum
Quantity Spilled: 0
Unkonwn Quantity Spilled: False
Units: Gallons
Quantity Recovered: 0
Unkonwn Quantity Recovered: False
Material: #2 FUEL OIL
Class Type: #2 FUEL OIL
Times Material Entry In File: 24464
CAS Number: Not reported
Last Date: 19941207
DEC Remarks: / / : TANK TO BE ISOLATED AND RETESTED. 12/15/87: DEC CLEANED UP SPILL, THIS SPILL SAME AS SPILL 8707399, SEE 8707399 FOR FURTHER INFORMATION.
Spill Cause: 8000 GALLON TANK FAILED TIGHTNESS TEST LEAK RATE 0.75GPH, SEE SPILL 8707399 FOR FURTHER INFORMATION

Region of Spill: 9
Spill Number: 8707889
Investigator: JDC
Caller Name: Not reported
Caller Agency: Not reported
Caller Phone: Not reported
Caller Extension: Not reported
Notifier Name: Not reported
Notifier Agency: Not reported
Notifier Phone: Not reported
Notifier Extension: Not reported
Spill Date: 12/12/1987
Spill Time: 10:00
Reported to Department Date: 12/12/87
Reported to Department Time: 10:44
SWIS: 14
Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Extention: Not reported
Spiller Name: ERIE COMMUNITY COLLEGE
Spiller Address: YOUNGS RD
Spiller City,St,Zip: WILLIAMSVILLE
Facility Contact: Not reported
Facility Phone: (716) 634-0800
Facility Extention: Not reported

ERIE COMMUNITY COLLEGE NORTH CAMPUS (Continued) **1000196080**

Spill Cause:	Tank Test Failure
Resource Affectd:	Groundwater
Water Affected:	Not reported
Spill Source:	Other Non Commercial/Industrial
Spill Notifier:	Tank Tester
PBS Number:	Not reported
Cleanup Ceased:	03/30/88
Cleanup Meets Standard:	True
Last Inspection:	/ /
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Date:	/ /
Enforcement Date:	/ /
Investigation Complete:	/ /
UST Involvement:	False
Spill Class:	Not reported
Spill Closed Dt:	03/30/88
Date Region Sent Summary to Central Office:	/ /
Corrective Action Plan Submitted:	/ /
Date Spill Entered In Computer Data File:	03/31/88
Time Spill Entered In Computer Data File:	Not reported
Spill Record Last Update:	04/07/88
Is Updated:	False
PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	0
Test Method:	Not reported
Leak Rate Failed Tank:	0.00
Gross Leak Rate:	Not reported
Material Class Type:	Petroleum
Quantity Spilled:	0
Unkonwn Quantity Spilled:	False
Units:	Gallons
Quantity Recovered:	0
Unkonwn Quantity Recovered:	False
Material:	#4 FUEL OIL
Class Type:	#4 FUEL OIL
Times Material Entry In File:	1751
CAS Number:	Not reported
Last Date:	19941205
DEC Remarks:	03/31/88: SAME SPILL AS 8707682.
Spill Cause:	8000 GAL TANK FAILED TIGHTNESS TEST -0.265 GPH

C18 **SAFETY-KLEEN NE INC** **FINDS** **1001028580**
East **6205 MAIN ST** **RCRA-LQG** **NYR000008128**
1/8-1/4 **WILLIAMSVILLE, NY 14221** **NY MANIFEST**
1061 ft.

Site 3 of 3 in cluster C

Relative:
Lower

FINDS:
Other Pertinent Environmental Activity Identified at Site

Actual:
694 ft.

RCRAInfo is a national information system that supports the Resource Conservation and Recovery Act (RCRA) program through the tracking of events and activities related to facilities that generate, transport, and treat, store, or dispose of hazardous waste. RCRAInfo allows RCRA program staff to track the notification, permit, compliance, and corrective action activities required under RCRA.

SAFETY-KLEEN NE INC (Continued) **1001028580**

RCRAInfo:
Owner: ERIE COMMUNITY COLLEGE
(716) 858-7897
EPA ID: NYR000008128

Contact: LEEANN MERASHOFF
(508) 683-1002

Classification: Large Quantity Generator
TSDF Activities: Not reported

Violation Status: No violations found

NY MANIFEST:

Document ID:	MAM2917490
Manifest Status:	Not reported
Trans1 State ID:	SCR000074591
Trans2 State ID:	SCR000074591
Generator Ship Date:	11/01/2000
Trans1 Recv Date:	11/01/2000
Trans2 Recv Date:	11/02/2000
TSD Site Recv Date:	11/03/2000
Part A Recv Date:	Not reported
Part B Recv Date:	Not reported
Generator EPA ID:	NYR000008128
Trans1 EPA ID:	MAD000604447
Trans2 EPA ID:	Not reported
TSDF ID:	11484MA
Waste Code:	D001 - NON-LISTED IGNITABLE WASTES
Quantity:	00050
Units:	P - Pounds
Number of Containers:	001
Container Type:	DF - Fiberboard or plastic drums (glass)
Handling Method:	B Incineration, heat recovery, burning.
Specific Gravity:	01.00
Waste Code:	F003 - UNKNOWN
Quantity:	00500
Units:	P - Pounds
Number of Containers:	001
Container Type:	DM - Metal drums, barrels
Handling Method:	B Incineration, heat recovery, burning.
Specific Gravity:	01.00
Waste Code:	D001 - NON-LISTED IGNITABLE WASTES
Quantity:	00440
Units:	P - Pounds
Number of Containers:	002
Container Type:	DF - Fiberboard or plastic drums (glass)
Handling Method:	B Incineration, heat recovery, burning.
Specific Gravity:	01.00
Waste Code:	U077 - ETHYLENE DICHLORIDE
Quantity:	00015
Units:	P - Pounds
Number of Containers:	001
Container Type:	DF - Fiberboard or plastic drums (glass)
Handling Method:	B Incineration, heat recovery, burning.
Specific Gravity:	01.00
Year:	00
Facility Type:	Generator

SAFETY-KLEEN NE INC (Continued) **1001028580**

EPA ID:	NYR000008128
Facility Name:	SAFETY-KLEEN T/O AMHERST
Facility Address:	6205 MAIN ST
Facility City:	WILLIAMSVILLE
Facility Zip 4:	Not reported
Country:	Not reported
County:	ERIE
Mailing Name:	SAFETY-KLEEN T/O AMHERST
Mailing Contact:	MICHAEL ALLEN
Mailing Address:	221 SUTTON ST
Mailing City:	NORTH ANDOVER
Mailing State:	MA
Mailing Zip:	01845
Mailing Zip4:	Not reported
Mailing Country:	USA
Mailing Phone:	978-683-1002

Click this hyperlink while viewing on your computer to access
23 additional NY MANIFEST: record(s) in the EDR Site Report.

19
WSW
1/4-1/2
1842 ft.

VILLAGE CLEANERS
5939 MAIN STREET
WILLIAMSVILLE, NY

NY Spills **S102245620**
NY Hist Spills **N/A**

Relative:
Lower

Actual:
688 ft.

NY Spills:

Site ID:	313199
Facility Addr2:	Not reported
Facility ID:	9605229
Spill Number:	9605229
Facility Type:	ER
SWIS:	1500
Region of Spill:	9
Investigator:	COOKE
Referred To:	Not reported
Spill Date:	07/01/96
Reported to Dept:	07/19/96
CID:	27
Spill Cause:	Deliberate
Water Affected:	Not reported
Spill Source:	Commercial/Industrial
Spill Notifier:	Citizen
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	07/26/96
Recommended Penalty:	Penalty Not Recommended
UST Trust:	False
Spill Class:	No spill occured. No DEC Response. No corrective action required.
Spill Closed Dt:	07/26/96
Remediation Phase:	0
Date Entered In Computer:	07/23/96
Spill Record Last Update:	06/15/98
Spiller Name:	Not reported
Spiller Company:	NONE
Spiller Address:	Not reported
Spiller City,St,Zip:	ZZ -
Spiller Company:	001
Spiller Phone:	Not reported

VILLAGE CLEANERS (Continued) **S102245620**

Contact Name: Not reported
Contact Phone: Not reported
DEC Region: 9
Program Number: 9605229
DER Facility ID: 252530
Site ID: 313199
Operable Unit ID: 1032752
Operable Unit: 01
Material ID: 347979
Material Code: 0063A
Material Name: UNKNOWN HAZARDOUS MATERIAL
Case No.: Not reported
Material FA: Hazardous Material
Quantity: 0.00
Units: Gallons
Recovered: 0.00
Resource Affected: Soil
Oxygenate: False
DEC Remarks: Start CallerRemark - 9605229 SUBJECTS ARE DUMPING UNKNOWN CHEMICALS BEHIND THE DRY CLEANING BUILDING NEXT TO THE FENCE - THE DRY CLEANERS ARE GOING OUT OF BUSINESS AND BANKRUPT END CallerRemark - 9605229
Remarks: Start DECRemark - 9605229 Prior to Sept, 2004 data translation this spill Lead
DEC Field was "JDC" 7/19/96: JDC ON SITE AND INSPECTED BEHIND BUILDING AND FOUND NO EVIDENCE OF SPILLAGE. WILL REVISIT AND SPEEAK WITH MANAGEMENT. 7/26/96: JDC ON SITEAND REINSPECTED SITE W/ MS ANN YAMARIAN, MGR AND AGAIN FOUND NO EVIDENCE OF SPILLAGE OR HOUSEKEEP PROBLEMS. MR. JOHN DIPIETRO WILL BE THE NEW OWNER OF THE CLEANERS AND WILL BE OPENING FOR BUSINESS NEXT WEEK. ALL CLEANING SOLUTIONS ARE RECYCLED THROUGH SAFETY CLEAN. OBSERVED TWO 25 GALLON BLUE PLASTIC DRUMS USED TO STORE WASTE MATERIALS. NO FURTHER ACTION REQUIRED WITH THIS INVESTIGATION, FILE IS CLOSED. END DECRemark - 9605229

NY Hist Spills:
Region of Spill: 9
Spill Number: 9605229
Investigator: JDC
Caller Name: Not reported
Caller Agency: Not reported
Caller Phone: Not reported
Notifier Name: Not reported
Notifier Agency: Not reported
Notifier Phone: Not reported
Spill Date/Time: 07/01/1996 12:00
Reported to Dept Date/Time: 07/19/96 11:20
SWIS: 14
Spiller Name: NONE
Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Address: Not reported
Spiller City,St,Zip: -
Spill Cause: Deliberate
Reported to Dept: On Land
Water Affected: Not reported
Spill Source: 01
Spill Notifier: Citizen
PBS Number: Not reported
Cleanup Ceased: / /
Cleanup Meets Std: True

VILLAGE CLEANERS (Continued) **S102245620**

Last Inspection:	07/26/96
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Dt:	/ /
Enforcement Date:	/ /
Invstgn Complete:	/ /
UST Involvement:	False
Spill Class:	No spill occured. No DEC Response. No corrective action required.
Spill Closed Dt:	07/26/96
Corrective Action Plan Submitted:	/ /
Date Region Sent Summary to Central Office:	/ /
Date Spill Entered In Computer Data File:	07/23/96
Date Spill Entered In Computer Data File:	Not reported
Update Date:	06/15/98
Is Updated:	False
PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate Failed Tank:	Not reported
Gross Leak Rate:	Not reported
Material Class Type:	Nonpetroleum/Nonhazardous
Quantity Spilled:	0
Unkonwn Quantity Spilled:	False
Units:	Gallons
Quantity Recovered:	0
Unkonwn Quantity Recovered:	False
Material:	UNKNOWN HAZARDOUS MATERIAL
Class Type:	UNKNOWN HAZARDOUS MATERIAL
Times Material Entry In File:	2093
CAS Number:	Not reported
Last Date:	19940728
DEC Remarks:	7/19/96: JDC ON SITE AND INSPECTED BEHIND BUILDING AND FOUND NO EVIDENCE OF SPILLAGE. WILL REVISIT AND SPEEAK WITH MANAGEMENT. 7/26/96: JDC ON SITE AND REINSPECTED SITE W/ MS ANN YAMARIAN, MGR AND AGAIN FOUND NO EVIDENCE OF SPILLAGE OR HOUSEKEEPPROBLEMS. MR. JOHN DIPIETRO WILL BE THE NEW OWNER OF THE CLEANERS AND WILL BE OPENING FOR BUSINESS NEXT WEEK. ALL CLEANING SOLUTIONS ARE RECYCLED THROUGH SAFETY CLEAN. OBSERVED TWO 25 GALLON BLUE PLASTIC DRUMS USED TO STORE WASTE MATERIALS. NO FURTHER ACTION REQUIRED WITH THIS INVESTIGATION, FILE IS CLOSED.
Remark:	SUBJECTS ARE DUMPING UNKNOWN CHEMICALS BEHIND THE DRY CLEANING BUILDING NEXT TO THE FENCE - THE DRY CLEANERS ARE GOING OUT OF BUSINESS AND BANKRUPT

D20
SSE
1/4-1/2
2090 ft.

ECC NORTH - NITRIC ACID
MAIN / YOUNGS STREETS
AMHERST, NY

LTANKS **S102179649**
NY Spills **N/A**
NY Hist Spills

Site 1 of 2 in cluster D

Relative:
Higher

Actual:
697 ft.

LTANKS:

Site ID:	73443
Spill Date:	11/18/98
Facility Addr2:	Not reported
Facility ID:	9875220
Program Number:	9875220
SWIS:	1500
Region of Spill:	9
Investigator:	JFOTTO
Referred To:	Not reported

ECC NORTH - NITRIC ACID (Continued) **S102179649**

Reported to Dept:	11/18/98
CID:	Not reported
Spill Cause:	Tank Failure
Water Affected:	Not reported
Spill Source:	Gasoline Station
Spill Notifier:	Responsible Party
Cleanup Ceased:	/ /
Cleanup Meets Standard:	True
Last Inspection:	11/18/98
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	True
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	08/12/99
Remediation Phase:	0
Date Entered In Computer:	11/20/98
Spill Record Last Update:	01/31/00
Spille Namer:	ART MULLER
Spiller Company:	NOCO ENERGY
Spiller Phone:	(716) 833-6626
Spiller Extention:	Not reported
Spiller Address:	700 GRAND ISLAND BLVD
Spiller City,St,Zip:	TONAWANDA, NY 14150-
Spiller County:	001
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	9875220
DER Facility ID:	274453
Site ID:	73443
Operable Unit ID:	1074734
Operable Unit:	01
Material ID:	306829
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Soil
Oxygenate:	False
Site ID:	Not reported
Spill Tank Test:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate:	Not reported
Gross Fail:	Not reported
Modified By:	Not reported
Last Modified:	Not reported
Test Method:	Not reported
DEC Remarks:	Start CallerRemark - 9875220 CONTAMINATED SOILS FOUND DURING TANK PULL END CallerRemark - 9875220
Remarks:	Start DECRemark - 9875220 Prior to Sept, 2004 data translation this spill Lead DEC Field was "JFO" 11/18/98: JDC SITE INSPECTION, CONFIRMED TANK REMOVALS. ALI

ECC NORTH - NITRIC ACID (Continued) **S102179649**

SOILS TRANSPORTED TO NOCO RIVER ROAD FACILITY 12/02/98: JDC SENT LETTER REQUIRING CLEANUP. 08/09/99: JFO ASSUMED SPILL LEAD SINCE JDC NO LONGER WORKS FOR DEPARTMENT JFO TELECON WITH ART MULLER OF NOCO. CONTAMINATED SOIL WAS REMOVED AND SHIPPED TO NOCO TERMINAL FOR BIO TREATMENT. SIDEWALLS AND BOTTOM WAS SAMPLED AND ANALYZED. ART WILL FORWARD CLOSURE REPORT. 08/12/99: JFO RECEIVED SAMPLE RESULTS ALONG WITH THE BILLS OF LADING FOR 207 TONS OF SOIL. NO FURTHER ACTION REQUIRED. CLOSED END DECRemark - 9875220

NY Spills:

Site ID:	73442
Facility Addr2:	Not reported
Facility ID:	9506621
Spill Number:	9506621
Facility Type:	ER
SWIS:	1522
Region of Spill:	9
Investigator:	SORGI
Referred To:	Not reported
Spill Date:	08/29/95
Reported to Dept:	08/29/95
CID:	Not reported
Spill Cause:	Equipment Failure
Water Affected:	Not reported
Spill Source:	Institutional, Educational, Gov., Other
Spill Notifier:	Fire Department
Cleanup Ceased:	08/30/95
Cleanup Meets Std:	True
Last Inspection:	08/29/95
Recommended Penalty:	Penalty Not Recommended
UST Trust:	False
Spill Class:	Known release that creates a file or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	08/30/95
Remediation Phase:	0
Date Entered In Computer:	08/30/95
Spill Record Last Update:	09/08/95
Spiller Name:	Not reported
Spiller Company:	ECC NORTH CAMPUS
Spiller Address:	MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY
Spiller Company:	001
Spiller Phone:	Not reported
Contact Name:	Not reported
Contact Phone:	Not reported
DEC Region:	9
Program Number:	9506621
DER Facility ID:	69127
Site ID:	Not reported
Operable Unit ID:	Not reported
Operable Unit:	Not reported
Material ID:	Not reported
Material Code:	Not reported
Material Name:	Not reported
Case No.:	Not reported
Material FA:	Not reported
Quantity:	Not reported
Units:	Not reported

ECC NORTH - NITRIC ACID (Continued) **S102179649**

Recovered: Not reported
Resource Affected: Not reported
Oxygenate: Not reported
DEC Remarks: Start CallerRemark - 9506621 ACID SPILLED. BUILDING EVACUATED. END CallerRemark - 9506621
Remarks: Start DECRemark - 9506621 Prior to Sept, 2004 data translation this spill Lead DEC Field was "MJS" 08/29/95: 1540 HRS - MJS ARRIVE AT SITE. MET W/ MR ZYMANEK, DEAN MESSING. HEAVY VAPORS IN BLDG - USING POSITIVE VENTILATION. SHELF COLLAPSE IS CAUSE OF SPILL. MOST OF ACID WENT INTO FLOOR DRAIN. SEWER AUTH NOTI. 08/29/95: 1610 HRS - FIRE DEPT ENTERED BLDG AND RINSED FLOOR AND DRAIN. BROKEN GLASS PICKED UP AND WILL BE RINSED AND DISPOSED. 4 GAL NITRIC, 3 GAL ACETIC, 3 GAL SULFURIC ACID SPILLED TOTAL. 08/30/95: MJS CONTACTED MR ZYMANEK W/ SPILL #. NO FURTHER ACTION REQUIRED NO RECEIPTS NEEDED. MJS CLOSE FILE. 09/29/95: This is additional information about material spilled from the translation of the old spill file: NITRIC, ACIDIC. END DECRemark - 9506621

NY Hist Spills:
Region of Spill: 9
Spill Number: 9506621
Investigator: MJS
Caller Name: Not reported
Caller Agency: Not reported
Caller Phone: Not reported
Notifier Name: Not reported
Notifier Agency: Not reported
Notifier Phone: Not reported
Spill Date/Time: 08/29/1995 15:00
Reported to Dept Date/Time: 08/29/95 15:10
SWIS: 14
Spiller Name: ECC NORTH CAMPUS
Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Address: MAIN STREET
Spiller City,St,Zip: WILLIAMSVILLE, NY
Spill Cause: Equipment Failure
Reported to Dept: In Sewer
Water Affected: Not reported
Spill Source: 02
Spill Notifier: Fire Department
PBS Number: Not reported
Cleanup Ceased: 08/30/95
Cleanup Meets Std: True
Last Inspection: 08/29/95
Recommended Penalty: Penalty Not Recommended
Spiller Cleanup Dt: / /
Enforcement Date: / /
Invstgn Complete: / /
UST Involvement: False
Spill Class: Known release that creates a file or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt: 08/30/95
Corrective Action Plan Submitted: / /
Date Region Sent Summary to Central Office: / /
Date Spill Entered In Computer Data File: 08/30/95
Date Spill Entered In Computer Data File: Not reported
Update Date: 09/08/95
Is Updated: False

ECC NORTH - NITRIC ACID (Continued) **S102179649**

PBS Number:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate Failed Tank:	Not reported
Gross Leak Rate:	Not reported
Material Class Type:	Not reported
Quantity Spilled:	Not reported
Unkonwn Quantity Spilled:	Not reported
Units:	Not reported
Quantity Recovered:	Not reported
Unkonwn Quantity Recovered:	Not reported
Material:	Not reported
Class Type:	Not reported
Times Material Entry In File:	Not reported
CAS Number:	Not reported
Last Date:	Not reported
DEC Remarks:	08/29/95: 1540 HRS - MJS ARRIVE AT SITE. MET W/ MR ZYMANEK, DEAN MESSING. HEAVY VAPORS IN BLDG - USING POSITIVE VENTILATION. SHELF COLLAPSE IS CAUSE OF SPILL. MOST OF ACID WENT INTO FLOOR DRAIN. SEWER AUTH NOTI. 08/29/95: 1610 HRS - FIRE DEPT ENTERED BLDG AND RINSED FLOOR AND DRAIN. BROKEN GLASS PICKED UP AND WILL BE RINSED AND DISPOSED. 4 GAL NITRIC, 3 GAL ACETIC, 3 GAL SULFURIC ACID SPILLED TOTAL. 08/30/95: MJS CONTACTED MR ZYMANEK W/ SPILL . NO FURTHER ACTION REQUIRED NO RECEIPTS NEEDED. MJS CLOSE FILE. 09/29/95: This is additional information about material spilled from the translation of the old spill file: NITRIC, ACIDIC.
Remark:	ACID SPILLED. BUILDING EVACUATED.

D21 **ERIE COUNTY COMMUNITY COL** **LTANKS S102178611**
SSE **MAIN STREET** **HIST LTANKS N/A**
1/4-1/2 **WILLIAMSVILLE (AMHERST), NY**
2090 ft.

Site 2 of 2 in cluster D

Relative: Higher

Actual: 697 ft.

LTANKS:

Site ID:	263255
Spill Date:	05/01/94
Facility Addr2:	Not reported
Facility ID:	9402789
Program Number:	9402789
SWIS:	1500
Region of Spill:	9
Investigator:	COOKE
Referred To:	Not reported
Reported to Dept:	05/25/94
CID:	Not reported
Spill Cause:	Tank Failure
Water Affected:	Not reported
Spill Source:	Institutional, Educational, Gov., Other
Spill Notifier:	Affected Persons
Cleanup Ceased:	/ /
Cleanup Meets Standard:	True
Last Inspection:	04/15/97
Recommended Penalty:	Penalty Not Recommended
UST Involvement:	True
Spill Class:	Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	04/29/97

ERIE COUNTY COMMUNITY COL (Continued) **S102178611**

Remediation Phase:	0
Date Entered In Computer:	05/31/94
Spill Record Last Update:	06/18/97
Spille Namer:	TONY NESCI
Spiller Company:	ERIE COMMUNITY COLLEGE
Spiller Phone:	(716) 634-0800
Spiller Extention:	Not reported
Spiller Address:	6205 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221-
Spiller County:	001
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
DEC Region:	9
Program Number:	9402789
DER Facility ID:	282390
Site ID:	263255
Operable Unit ID:	996591
Operable Unit:	01
Material ID:	382965
Material Code:	0009
Material Name:	Gasoline
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	0.00
Units:	Gallons
Recovered:	0.00
Resource Affected:	Groundwater
Oxygenate:	False
Site ID:	Not reported
Spill Tank Test:	Not reported
Tank Number:	Not reported
Tank Size:	Not reported
Test Method:	Not reported
Leak Rate:	Not reported
Gross Fail:	Not reported
Modified By:	Not reported
Last Modified:	Not reported
Test Method:	Not reported
DEC Remarks:	Start CallerRemark - 9402789 GASOLINE ODORS IN GROUNDWATER IRRIGATION SYSTEM END CallerRemark - 9402789
Remarks:	Start DECRemark - 9402789 Prior to Sept, 2004 data translation this spill Lead DEC Field was "JDC" 05/26/94: JDC INSPECTED NOCO AND PETRO SERVICE STATIONS FOUND NO IMMEDIATED SPILL OR STORAGE PROBLEMS. JDC/A FELTZ, MAINT SUPER. WELL TO BE ACTIVATEDTOMORROW. 05/27/94: JDC ON SITE AND COLLECETED WATER SAMPLE FOR TESTING UNDER 8021. CALL BACK 6/15/94. 06/15/94: GW ANALYSIS DATED 5/27/94 SHOWS MTBE. NO SPILL RECORDS FOR PETRO OR NOCO SITES; ECC SN:9104381 GASOLINE TANK REMOVED AND 8707399FUEL OIL TANK REMOVED. WILL PURSUE THROUGH ERIE COUNTY, RICK RUTKOWSKI 06/20/94: JDC TELCON WITH RUTKOWOSKI, TO OBTAIN WELL INFORMATION AT ECC WITH ED O'CONNER, MAINT SUPER. 06/20/94: ECC SN: 87O7399, NO CONTAMINATION TO SOIL OR WATER WAS FOUND. SN: 9104381, CONTAMINATED SOILS REMOVED, GW PUMPED AND TESTED CLEAN. 06/21/94: JDC ON SITE AND BAILED MONITORING WELL AT NUNAN CTR, FOUND NO EVIDENCE OF SHEEN OR PETROLEUM ODOR. WILL CONTACT COUNTY TO DISCUSS SITE INVESTIGATION. 06/24/94: JDC TELCON WITH RUTKOWSKI, EC ENVIRONMENTAL - NO DECISION ON WHICH OFFICE WILL CONTINUE WITH THE INVESTIGATION, COUNTY OR DEC. ANSWER EXPECTED WEEK OF 6/27/94. 07/06/94: JDC TELCON WITH RUTKOOWSKI, STILL SEARCHING INFO ON IRRIGATION WELLS.

ERIE COUNTY COMMUNITY COL (Continued) **S102178611**

SITE INVESTIGATION RESPONSIBILITIES BETWEEN DEC AND ERIE COUNTY BEING DISCUSSED. CHECK BACK 7/15/94. 07/12/94: JDC TELCON WITH RUTKOWSKI, NO INFORMATION AVAILIABLE ON WELL INSTALLATIONS. WILL SEND LETTER TO CAMPUS PRES. REQUESTING FURTHER SITE INVESTIGATION WORK. 07/12/94: JDC INSPECTED PETRO USA SITE AT LINE EXCAVATION AND REPAIR AND FOUND NO EVIDENCE OF CONTAMINATION. ADVISED RON HALPIN THAT TANK TESTING MAY BE REQUIRED. 07/12/94: JDC INSPECTED PETRO USA SITE AT LINE EXCAVATION AND REPAIR AND FOUND NO EVIDENCE OF CONTAMINATION. ADVISED RON HALPIN THAT TANK TESTING MAY BE REQUIRED. 07/19/94: JDC TELCON WITH RUTKOWSKI WHO REPORTED PRODUCT LOSS FROM THEIR 1,OOO GALLON GASOLINE STORAGE TANK AT 100 GALLONS ON 7/13/94. SUSPECTEDLOSS DUE TO VANDALS, LOCKED TANK AND FOUND 3-4 GALLONS LOSS ON 7/1. 07/19/94: (CON'T) TANK FILLED FOR TESTING ON 7/15. ON 7/18 TANK LOST APPROX. 30 GALLONS. NO TESTING WAS DONE AND PRODUCT WAS REMOVED FROM THE TANK ON 7/18 & 19. SENT LETTER TO ECC REQUESTING SITE INVESTIGATION. 07/19/94: (CON'T) R RUTKOWSKI REQUESTED DEC DO TANK REMOVAL AND SITE INVESTIGATION BECAUSE OF TIME CONSTRAINTS. ADVISED HE RESPOND TO OUR LETTER IN WRITTING STATING SAME. 07/21/94: JDC TELCON WITH RUTKOWSKI,COUNTY WILL DO TANK REMOVAL AND WELL TESTING. 08/24/94: SAC ON SITE WITH RUTKOWSKI, J.OCONNER AND A.FELTZ, WELL HEADS TO BE OPENED FOR SAMPLING, TANK TO BE REMOVED BY DEC THROUGH SLC AT LATER DATE. 09/1/94: JDC ON SITE WITH SLC, HIRED BY DECTO DO TANK REMOVAL AND CLEANUP. 1,000 GALLON TANK REMOVED, APPROX 80 CU YDS OF CONT. SOIL REMOVED FOR DISPOSAL. NOT ALL CONTAMINATED SOILS WERE REMOVED DUE DO LIMITED STAGING AREA AT THE SITE AND HEAVY WATER SATURATION OF THE SOILS. DECIDED WITH MRO'CONNER AND R. RUTKOWSKI TO ESTABLISH A WELL FOR GORUNDWATER RECOVERY AND TREATMENT. WILL SAMPLE GW FOR BASELINE AFTER WELL HAS BEEN ESTABLISHED. 09/27/94: SOIL AND GW SAMPLES INDICATE HIGH LEVEL OF PETROLEUM CONTAMINATION. WILL SEND LETTER TORP REQUESTING FURTHER INVESTIGATION AND REMEDIATION BE DONE. 10/17/94: SENT LETTER TO DR RICCI REQUESTING A SITE REMEDIATION PLAN TO ADDRESS SOIL AND GROUNDWATER CONTAMINATION. 11/18/94: RECEIVED LETTER FROM ECC REQUESTING DEC CONTINUE TO DOSITE INVESTIGATION AND CLEANUP. 11/18/94: JDC COLLECTED SAMPLES FROM IW 1,2,3 AND FROM MW 1 AT TANK FIELD AND HAD ANALYZED BY ADVANCED ENVIRO SERVICES. SAMPLES WILL BE TESTED UNDER 8021 + MTBE. 12/05/94: TEST RESULTS ON IRRIGATION WELLS 1,2AND 3 INDICATED NO CONTAMINATION. MW 1 AT TANK SITE WAS CONTAMINATED WITH BTEX AND MTBE. CONTACTED SLC TO DEVELOP PUMP AND TREAT AND TO DO SOIL DISPOSAL. SPOKE WITH DON AT SLC. 1/23/95: JDC ON SITE W/ SLC AND OBSERVED SLC ESTABLISH RECOVERY SYSTEM. 04/11/95: REVIEWED ANALYTICAL AFTER PUMPING 3,000 GALLONS OF WELL WATER THROUGH CARBON TREATMENT. BTEX AT 28,600 PPB. TREATMENT SYSTEM BY ANALYTICAL RESULTS SHOWS SYSTEM OPERATING. WILL RESAMPLE AT 6K TREATED. 04/17/95: RECEIVED PAYMENT PACKAGE FROM SLC FOR 1/95-3/95 REGARDING CARBON TREAT SYSTEM OPERATION COST TO DATE. 08/25/95: SLC ADVISED ON CURRENT STATUS. PUMP AND TREAT WILL CONTINUE AT 6K OF WATER SAMPLE WILL BE ANALYZED TO DETERMINE IF FURTHER REMEDIATION IS REQUIRED.11/01/95: JDC TELCON WITH DON MENO, SLC AND REQUESTED WELL BE SAMPLED FOR 8021. LAST SAMPLES WERE IN APRIL 94. 11/3/95: JDC TELCON WITH JIM PECK, ECC GROUNDS MGR AND UPDATED HIM ON CURRENT STATUS. BASED ON SAMPLES RESULTS FROM WELL, MAY ELECT TOCHANGE CURRENT REMEDIATION SYSTEM. 12/20/95: REVIEWED 11/29/95 SAMPLING REPORT AND FOUND BTEX LEVELS HIGH. WILL RECOMMEND THAT SOILS BE REMOVED AND GW TREATMENT BE DISCONTINUED. 12/27/95: JDC TELCON WITH RUTKOWSKI, ADVISED THAT SOIL SHOULD BEREMOVED. HE WAS UNSURE WHO SOULD BE CONTACTED TO DECIDE ON CLEANUP AUTHORIZATION FOR ECCN. 3/22/96: JDC, RNL AND SAC MET WITH RICK RUTKOWSKI AND ECC MANAGEMENT. ECC WILL TRENCH AROUND WELL SITE TO DETERMINE CONTAMINATION EXTENT. CONTAMINATED SOILS WILL BE REMOVED AS DISCOVERED. POST TEST WILL BE DONE IF SOILS ARE REMOVED, TO DETERMINE CLEAN STATUS. AGREED TO HAVE DEC SAMPLE MW-1 TO DETERMINE CURRENT LEVELS. 11/27/96: JDC ON SITE AND FOUND NO REMEDIAL ACTIVITY UNDERWAY AT THE SITE. 12/2/96: JDC TELCON WITH RICK RUTKOWSKI, HE WILL CONTACT THE NEW ADMINISTRATORS AT ECC AND DETERMINE SITE STATUS. TO HIS KNOWLEDGE THERE HAS BEEN NO ACTIVITY.

ERIE COUNTY COMMUNITY COL (Continued) **S102178611**

HE WILL FORWARD A STATUS REPORT WITHIN THE NEXT FEW WEEKS. 12/30/96: JDC MET WITH TONY NESCI, MAINT SUPER AND DETERMINED THAT HE WILL ESTABLISH A TIME IN THE SPRING OF 97 TO DO THE EXCAVTION AROUND THE TANK SITE. HE WILL FORWARD A REMEDIATION PLAN. 4/14/97: JDC TELCON WITH TONY NESCI, WILL MEET ON SITE TO DETERMINE AREA OF EXCAVATIONFOR CONTAMINATED SOILS. ECC WILL COORDINATE THE EXCAVATION AND DISPOSAL OF THE MATERIAL. 4/14/97: JDC MET WITH GARY GOESCHEN, REPLACEMENT MAINT SUPER. MET ON SITE AND DETERMINED THE EXCAVATION AREA. WILL START WORK TOMORROW. 4/15/97: JDC ON SITE AND MET WITH GARY GROCIAN, TRENCHED AROUND WELL 20 FT TO THE EAST AND 10 FT TO THE NORTH, NO CONTAMINATED SOILS FOUND AT TANK DEPTH. EXCAVATED 6 FT NORTH OF MW-1 AND FOUND NO SOIL CONTAMINATION AT TANK DEPTH. MW-1 WAS DRY, WILL REMOVE WELL AND EXPLORE SOIL ZONE AROUND WELL TOMORROW. 4/17/97: EXCAVATE AROUND MONITORING WELL. NO CONTAMINATION WAS DETECTED. COLLECTED SOIL SAMPLE MB-1, WILL TEST UNDER 8021 TCLP. KANTI LABS WILL BE DOING THE SOIL TESTING. 4/28/97: REVIEWED ANALYTICAL RESULTS FOR TANK MB-1 AND FOUND NO VIOLATIONS UNDER 8021. NO FURTHER WORK REQUIRED, WILL FORWARD FOR INVESTIGATION/REIMBURSEMENT. SENT LETTER TO RP ADVISING OF THE CURRENT STATUS. 06/04/97: RNL UPDATE, SOIL ONLY WAS SAMPLED, (LETTER INCORRECTLY STATESWATER), NO GROUNDWATER PRESENT DURING FINAL SAMPLE, TANK MB-1 IS MW-1, SITE IS "I" DUE TO GROUNDWATER VIOLATION END DECRemark - 9402789

HIST LTANKS:

Region of Spill:	9
Spill Number:	9402789
Investigator:	JDC
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Caller Extension:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Notifier Extension:	Not reported
Spill Date:	05/01/1994
Spill Time:	12:00
Reported to Department Date:	05/25/94
Reported to Department Time:	09:00
SWIS:	14
Spiller Contact:	Not reported
Spiller Phone:	Not reported
Spiller Extention:	Not reported
Spiller Name:	ERIE COMMUNITY COLLEGE
Spiller Address:	6205 MAIN STREET
Spiller City,St,Zip:	WILLIAMSVILLE, NY 14221-
Facility Contact:	TONY NESCI
Facility Phone:	(716) 634-0800
Facility Extention:	Not reported
Spill Cause:	Tank Failure
Resource Affectd:	Groundwater
Water Affected:	Not reported
Spill Source:	Other Non Commercial/Industrial
Spill Notifier:	Affected Persons
PBS Number:	Not reported
Cleanup Ceased:	/ /
Cleanup Meets Standard:	True
Last Inspection:	04/15/97
Recommended Penalty:	Penalty Not Recommended

ERIE COUNTY COMMUNITY COL (Continued) **S102178611**

Spiller Cleanup Date: / /
Enforcement Date: / /
Investigation Complete: / /
UST Involvement: True
Spill Class: Known release with minimal potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt: 04/29/97
Date Region Sent Summary to Central Office: 06/01/97
Corrective Action Plan Submitted: / /
Date Spill Entered In Computer Data File: 05/31/94
Time Spill Entered In Computer Data File: Not reported
Spill Record Last Update: 06/18/97
Is Updated: False
PBS Number: Not reported
Tank Number: Not reported
Tank Size: Not reported
Test Method: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported
Material Class Type: Petroleum
Quantity Spilled: 0
Unkonwn Quantity Spilled: True
Units: Gallons
Quantity Recovered: 0
Unkonwn Quantity Recovered: True
Material: GASOLINE
Class Type: GASOLINE
Times Material Entry In File: 21329
CAS Number: Not reported
Last Date: 19940929
DEC Remarks: 05/26/94: JDC INSPECTED NOCO AND PETRO SERVICE STATIONS FOUND NO IMMEDIATED SPILL OR STORAGE PROBLEMS. JDC/A FELTZ, MAINT SUPER. WELL TO BE ACTIVATED TOMORROW. 05/27/94: JDC ON SITE AND COLLECETED WATER SAMPLE FOR TESTING UNDER 8021. CALL BACK 6/15/94. 06/15/94: GW ANALYSIS DATED 5/27/94 SHOWS MTBE. NO SPILL RECORDS FOR PETRO OR NOCO SITES; ECC SN:9104381 GASOLINE TANK REMOVED AND 8707399 FUEL OIL TANK REMOVED. WILL PURSUE THROUGH ERIE COUNTY, RICK RUTKOWSKI 06/20/94: JDC TELCON WITH RUTKOWOSKI, TO OBTAIN WELL INFORMATION AT ECC WITH ED O CONNER, MAINT SUPER. 06/20/94: ECC SN: 87O7399, NO CONTAMINATION TO SOIL OR WATER WAS FOUND. SN: 9104381, CONTAMINATED SOILS REMOVED, GW PUMPED AND TESTED CLEAN. 06/21/94: JDC ON SITE AND BAILED MONITORING WELL AT NUNAN CTR, FOUND NO EVIDENCE OF SHEEN OR PETROLEUM ODOR. WILL CONTACT COUNTY TO DISCUSS SITE INVESTIGATION. 06/24/94: JDC TELCON WITH RUTKOWSKI, EC ENVIRONMENTAL - NO DECISION ON WHICH OFFICE WILL CONTINUE WITH THE INVESTIGATION, COUNTYOR DEC. ANSWER EXPECTED WEEK OF 6/27/94. 07/06/94: JDC TELCON WITH RUTKOOWSKI, STILL SEARCHING INFO ON IRRIGATION WELLS. SITE INVESTIGATION RESPONSIBILITIES BETWEEN DEC AND ERIE COUNTY BEING DISCUSSED. CHECK BACK 7/15/94. 07/12/94: JDC TELCON WITH RUTKOWSKI, NO INFORMATION AVAILIABLE ON WELL INSTALLATIONS. WILL SEND LETTER TO CAMPUS PRES. REQUESTING FURTHER SITE INVESTIGATION WORK. 07/12/94: JDC INSPECTED PETRO USA SITE AT LINE EXCAVATION AND REPAIR AND FOUND NO EVIDENCE OF CONTAMINATION. ADVISED RON HALPIN THAT TANK TESTING MAY BE REQUIRED. 07/12/94: JDC INSPECTED PETRO USA SITE AT LINE EXCAVATION AND REPAIR AND FOUND NO EVIDENCE OF CONTAMINATION. ADVISED RON HALPIN THAT TANK TESTING MAY BE REQUIRED. 07/19/94: JDC TELCON WITH RUTKOWSKIWHO REPORTED PRODUCT LOSS FROM THEIR 1,OOO GALLON GASOLINE STORAGE TANK AT 100 GALLONS ON 7/13/94. SUSPECTED LOSS DUE TO VANDALS, LOCKED TANK AND FOUND 3-4 GALLONS LOSS ON 7/1. 07/19/94: CON T) TANK FILLED FOR TESTING ON 7/15. ON 7/18 TANK LOST APPROX. 30 GALLONS. NO TESTING WAS DONE AND PRODUCT WAS REMOVED FROM THE TANK ON 7/18 19.

ERIE COUNTY COMMUNITY COL (Continued) **S102178611**

SENT LETTER TO ECC REQUESTING SITE INVESTIGATION. 07/19/94: CON T) R RUTKOWSKI REQUESTED DEC DO TANK REMOVAL AND SITE INVESTIGATION BECAUSE OF TIME CONSTRAINTS.ADVISED HE RESPOND TO OUR LETTER IN WRITTING STATING SAME. 07/21/94: JDC TELCON WITH RUTKOWSKI, COUNTY WILL DO TANK REMOVAL AND WELL TESTING. 08/24/94: SAC ON SITE WITH RUTKOWSKI, J.OCONNER AND A.FELTZ, WELL HEADS TO BE OPENED FOR SAMPLING, TANK TOBE REMOVED BY DEC THROUGH SLC AT LATER DATE. 09/1/94: JDC ON SITE WITH SLC, HIRED BY DEC TO DO TANK REMOVAL AND CLEANUP. 1,000 GALLON TANK REMOVED, APPROX 80 CU YDS OF CONT. SOIL REMOVED FOR DISPOSAL. NOT ALL CONTAMINATED SOILS WERE REMOVED DUE DOLIMITED STAGING AREA AT THE SITE AND HEAVY WATER SATURATION OF THE SOILS. DECIDED WITH MR O CONNER AND R. RUTKOWSKI TO ESTABLISH A WELL FOR GORUNDWATER RECOVERY AND TREATMENT. WILL SAMPLE GW FOR BASELINE AFTER WELL HAS BEEN ESTABLISHED. 09/27/94: SOIL AND GW SAMPLES INDICATE HIGH LEVEL OF PETROLEUM CONTAMINATION. WILL SEND LETTER TO RP REQUESTING FURTHER INVESTIGATION AND REMEDIATION BE DONE. 10/17/94: SENT LETTER TO DR RICCI REQUESTING A SITE REMEDIATION PLAN TO ADDRESS SOIL AND GROUNDWATER CONTAMINATION. 11/18/94: RECEIVED LETTER FROM ECC REQUESTING DEC CONTINUE TO DO SITE INVESTIGATION AND CLEANUP. 11/18/94: JDC COLLECTED SAMPLES FROM IW 1,2,3 AND FROM MW 1 AT TANK FIELD AND HAD ANALYZED BY ADVANCED ENVIRO SERVICES. SAMPLES WILL BE TESTED UNDER 8021 + MTBE. 12/05/94: TEST RESULTS ON IRRIGATION WELLS 1,2 AND 3 INDICATED NO CONTAMINATION. MW 1 AT TANK SITE WAS CONTAMINATED WITH BTEX AND MTBE. CONTACTED SLC TO DEVELOP PUMP AND TREAT AND TO DO SOIL DISPOSAL. SPOKE WITH DON AT SLC. 1/23/95: JDC ON SITE W/ SLC AND OBSERVED SLC ESTABLISH RECOVERY SYSTEM. 04/11/95: REVIEWED ANALYTICAL AFTER PUMPING 3,000 GALLONS OF WELL WATER THROUGH CARBON TREATMENT. BTEX AT 28,600 PPB. TREATMENT SYSTEM BY ANALYTICAL RESULTS SHOWS SYSTEM OPERATING. WILL RESAMPLE AT 6K TREATED. 04/17/95: RECEIVED PAYMENT PACKAGE FROM SLC FOR 1/95-3/95 REGARDING CARBON TREAT SYSTEM OPERATION COST TO DATE. 08/25/95: SLC ADVISED ON CURRENT STATUS. PUMP AND TREAT WILL CONTINUE AT 6K OF WATER SAMPLE WILL BE ANALYZED TO DETERMINE IF FURTHER REMEDIATION IS REQUIRED. 11/01/95: JDC TELCON WITH DON MENO, SLC AND REQUESTED WELL BE SAMPLED FOR 8021. LAST SAMPLES WERE IN APRIL 94. 11/3/95: JDC TELCON WITH JIM PECK, ECC GROUNDS MGR AND UPDATED HIM ON CURRENT STATUS.BASED ON SAMPLES RESULTS FROM WELL, MAY ELECT TO CHANGE CURRENT REMEDIATION SYSTEM. 12/20/95: REVIEWED 11/29/95 SAMPLING REPORT AND FOUND BTEX LEVELS HIGH. WILL RECOMMEND THAT SOILS BE REMOVED AND GW TREATMENT BE DISCONTINUED. 12/27/95: JDC TELCON WITH RUTKOWSKI, ADVISED THAT SOIL SHOULD BE REMOVED. HE WAS UNSURE WHO SOULD BE CONTACTED TO DECIDE ON CLEANUP AUTHORIZATION FOR ECCN. 3/22/96: JDC, RNL AND SAC MET WITH RICK RUTKOWSKI AND ECC MANAGEMENT. ECC WILL TRENCH AROUND WELL SITE TO DETERMINECONTAMINATION EXTENT. CONTAMINATED SOILS WILL BE REMOVED AS DISCOVERED. POST TEST WILL BE DONE IF SOILS ARE REMOVED, TO DETERMINE CLEAN STATUS. AGREED TO HAVE DEC SAMPLE MW-1 TO DETERMINE CURRENT LEVELS. 11/27/96: JDC ON SITE AND FOUND NO REMEDIAL ACTIVITY UNDERWAY AT THE SITE. 12/2/96: JDC TELCON WITH RICK RUTKOWSKI, HE WILL CONTACT THE NEW ADMINISTRATORS AT ECC AND DETERMINE SITE STATUS. TO HIS KNOWLEDGE THERE HAS BEEN NO ACTIVITY. HE WILL FORWARD A STATUS REPORT WITHIN THE NEXT FEW WEEKS. 12/30/96: JDC MET WITH TONY NESCI, MAINT SUPER AND DETERMINED THAT HE WILL ESTABLISH A TIME IN THE SPRING OF 97 TO DO THE EXCAVTION AROUND THE TANK SITE. HE WILL FORWARD A REMEDIATION PLAN. 4/14/97: JDC TELCON WITH TONY NESCI, WILL MEET ON SITE TO DETERMINE AREA OF EXCAVATION FOR CONTAMINATED SOILS. ECC WILL COORDINATE THE EXCAVATION AND DISPOSAL OF THE MATERIAL. 4/14/97: JDC MET WITH GARY GOESCHEN, REPLACEMENT MAINT SUPER. MET ON SITE AND DETERMINED THE EXCAVATION AREA. WILL START WORK TOMORROW. 4/15/97: JDC ON SITE AND MET WITH GARY GROCIAN, TRENCHED AROUND WELL 20 FT TO THE EAST AND 10 FT TO THE NORTH, NO CONTAMINATED SOILS FOUND AT TANK DEPTH. EXCAVATED 6 FT NORTH OF MW-1 AND FOUND NO SOIL CONTAMINATION AT TANK DEPTH. MW-1 WAS DRY, WILL REMOVE WELL AND EXPLORE SOIL ZONE AROUND WELL TOMORROW. 4/17/97: EXCAVATE AROUND MONITORING WELL. NO CONTAMINATION WAS DETECTED. COLLECTED SOIL SAMPLE MB-1, WILL TEST UNDER 8021 TCLP. KANTI LABS

ERIE COUNTY COMMUNITY COL (Continued) **S102178611**

WILL BE DOING THE SOIL TESTING. 4/28/97: REVIEWED ANALYTICAL RESULTS FOR TANK MB-1 AND FOUND NO VIOLATIONS UNDER 8021. NO FURTHER WORK REQUIRED, WILL FORWARD FOR INVESTIGATION/REIMBURSEMENT. SENT LETTER TO RP ADVISING OF THE CURRENT STATUS. 06/04/97: RNL UPDATE, SOIL ONLY WAS SAMPLED, LETTER INCORRECTLY STATES WATER), NO GROUNDWATER PRESENT DURING FINAL SAMPLE, TANK MB-1 IS MW-1, SITE IS I DUE TO GROUNDWATER VIOLATION

Spill Cause: GASOLINE ODORS IN GROUNDWATER IRRIGATION SYSTEM

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22 **WILLIAM STATTENECK** **NY Spills S102175493**
WSW **MAIN / HIGHLAND DR.** **NY Hist Spills N/A**
1/4-1/2 **WILLIAMSVILLE, NY**
2416 ft.

Relative:
Lower

Actual:
687 ft.

NY Spills:

Site ID:	190021
Facility Addr2:	Not reported
Facility ID:	8607412
Spill Number:	8607412
Facility Type:	ER
SWIS:	1500
Region of Spill:	9
Investigator:	ROSS
Referred To:	Not reported
Spill Date:	03/06/87
Reported to Dept:	03/06/87
CID:	Not reported
Spill Cause:	Traffic Accident
Water Affected:	Not reported
Spill Source:	Commercial Vehicle
Spill Notifier:	Police Department
Cleanup Ceased:	03/06/87
Cleanup Meets Std:	True
Last Inspection:	03/06/87
Recommended Penalty:	Penalty Not Recommended
UST Trust:	False
Spill Class:	Not reported
Spill Closed Dt:	03/06/87
Remediation Phase:	0
Date Entered In Computer:	03/10/87
Spill Record Last Update:	09/30/04
Spiller Name:	Not reported
Spiller Company:	WILLIAM STATTENECK
Spiller Address:	2268 BRANCROFT
Spiller City,St,Zip:	ROCHESTER, ZZ
Spiller Company:	001
Spiller Phone:	Not reported
Contact Name:	Not reported
Contact Phone:	Not reported
DEC Region:	9
Program Number:	8607412
DER Facility ID:	158566
Site ID:	190021
Operable Unit ID:	905170
Operable Unit:	01
Material ID:	472918
Material Code:	0046A
Material Name:	COOKING GREASE
Case No.:	Not reported

WILLIAM STATTENECK (Continued) **S102175493**

Material FA: Other
Quantity: 30.00
Units: Gallons
Recovered: 30.00
Resource Affected: Soil
Oxygenate: False
DEC Remarks: Not reported
Remarks: Start DECRemark - 8607412 Prior to Sept, 2004 data translation this spill Lead DEC Field was "LQR" / / : LQR SITE INSP. 03/06/87,SPEEDY DRY PLACED ON SPILLAGE BY VILLAGE DPW,CLEAN UP COMPLT. END DECRemark - 8607412

NY Hist Spills:
Region of Spill: 9
Spill Number: 8607412
Investigator: LQR
Caller Name: Not reported
Caller Agency: Not reported
Caller Phone: Not reported
Notifier Name: Not reported
Notifier Agency: Not reported
Notifier Phone: Not reported
Spill Date/Time: 03/06/1987 07:53
Reported to Dept Date/Time: 03/06/87 09:15
SWIS: 14
Spiller Name: WILLIAM STATTENECK
Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Address: 2268 BRANCROFT
Spiller City,St,Zip: ROCHESTER
Spill Cause: Traffic Accident
Reported to Dept: On Land
Water Affected: Not reported
Spill Source: 07
Spill Notifier: Police Department
PBS Number: Not reported
Cleanup Ceased: 03/06/87
Cleanup Meets Std: True
Last Inspection: 03/06/87
Recommended Penalty: Penalty Not Recommended
Spiller Cleanup Dt: / /
Enforcement Date: / /
Invstgn Complete: / /
UST Involvement: False
Spill Class: Not reported
Spill Closed Dt: 03/06/87
Corrective Action Plan Submitted: / /
Date Region Sent Summary to Central Office: / /
Date Spill Entered In Computer Data File: 03/10/87
Date Spill Entered In Computer Data File: Not reported
Update Date: / /
Is Updated: False
PBS Number: Not reported
Tank Number: Not reported
Tank Size: Not reported
Test Method: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported

WILLIAM STATTENECK (Continued) **S102175493**

Material Class Type:	Hazardous Material
Quantity Spilled:	30
Unkonwn Quantity Spilled:	False
Units:	Gallons
Quantity Recovered:	30
Unkonwn Quantity Recovered:	False
Material:	COOKING GREASE
Class Type:	COOKING GREASE
Times Material Entry In File:	59
CAS Number:	Not reported
Last Date:	Not reported
DEC Remarks:	/ / : LQR SITE INSP. 03/06/87,SPEEDY DRY PLACED ON SPILLAGE BY VILLAGE DPW,CLEAN UP COMPLT.
Remark:	Not reported

ORPHAN SUMMARY

City	EDR ID	Site Name	Site Address	Zip	Database(s)
AMHERST	S103829162	TRUCK ROLLOVER	I290 / ROUTE 62 INTERCH		NY Spills, NY Hist Spills
AMHERST	S102179372	CAR ACCIDENT ON RT.78	RT.78 / MILLERSPORT RD.		NY Spills, NY Hist Spills
AMHERST	S102175857	FRENCH RD AND RT 990	FRENCH RD / RT 990		NY Spills, NY Hist Spills
AMHERST	A100294196	GETTY #58871	6130 MAIN ST	14221	AST
AMHERST	U004046107	BECKER PROPERTY	5601 MAIN ST	14221	UST
AMHERST	U004046906	GERSTNER'S COLLISION SERVICE	6599 MAIN ST	14221	UST
AMHERST	U004047062	HARRIS HILL VOLUNTEER FIRE CO	8630 MAIN ST	14221	UST
AMHERST	U004048762	WILLIAM CAMP PROPERTY	5732 MAIN ST	14221	UST
AMHERST	U004062647	ERIE COMMUNITY COLLEGE/NORTH	6205 MAIN ST	14221	UST
AMHERST	U004062906	GETTY #58871	6130 MAIN ST	14221	UST
AMHERST	U004063235	JIM CULLIGAN, INC.	8129 MAIN ST.	14221	UST
AMHERST	U004064551	SUNOCO #0363-9176	8000 MAIN ST & TRANSIT	14221	UST
AMHERST	S103571319	NATIONAL FUEL & GAS	MAIN / YOUNG STREETS		NY Spills, NY Hist Spills
AMHERST	S102176033	NATIONAL FUEL GAS	MAIN STREET		NY Spills, NY Hist Spills
AMHERST	S106720325	ELLICOTT CREEK	MILLERS PORT HIGHWAY/N FO		NY Spills
AMHERST	S102403056	DRUM NEAR I290 OVERPASS	MILLERSPORT HWY		NY Spills, NY Hist Spills
AMHERST	S102174447	OVERTURNED TRUCK	MILLERSPORT HIGHWAY		NY Spills, NY Hist Spills
AMHERST	S102667845	VAC CON TRUCK	SHERIDAN DRIVE ROUTE 324		NY Spills, NY Hist Spills
AMHERST	U004062497	DELTA SONIC CAR LUBE	4983 TRANSIT RD	14221	UST
AMHERST	S106770142	CTS CRUSHING & RECYCLING	TRANSIT AND MAPLE ROAD	14221	SWF/LF
AMHERST	S102175968	SUPERIOR LUBRICANTS	I290 YOUNGMAN HIGHWAY		NY Spills, NY Hist Spills
AMHERST	1000872200	NYS THRUWAY AUTH	YOUNGS RD BRIDGE MP 418.35	14221	RCRA-SQG, FINDS, NY MANIFEST
AMHERST	U004062412	COUNTRY CLUB OF BUFFALO	250 NORTH YOUNGS ROAD	14221	UST
AMHERST	S104790357	NIAGARA MOHAWK POLE 109	YOUNGS ROAD		NY Spills, NY Hist Spills
AMHERST	S104790493	NIAGARA MOHAWK POLE #109	YOUNGS ROAD		NY Spills, NY Hist Spills
AMHERST	S102173954	ROADSIDE DITCH	2225 YOUNGS ROAD		NY Spills, NY Hist Spills
AMHERST	S102245143	COCA COLA TRUCK	YOUNGS ROAD		NY Spills, NY Hist Spills
AMHERST	S102174289	GREEN CREEK	YOUNGS ROAD		NY Spills, NY Hist Spills
CHEEKTOWAGA	S106780962	PFOHL BROTHERS LANDFILL	AERO DRIVE AND TRANSIT ROAD	14221	SHWS, INST CONTROL
ERIE COUNTY	S105841842	COMMUNITY DISP. TRAN STA.	UNKNOWN		SWF/LF
ERIE COUNTY	S105842568	LAMB & WEBSTER C & D	UNKNOWN		SWF/LF
WILLIAMSVILLE	1009225586	COMPREHENSIVE DIALYSIS CENTER	6010 MAIN ST	14221	NY MANIFEST
WILLIAMSVILLE	1009231246	DADSWELLS SERVICE INC	8490 MAIN STREET	14221	NY MANIFEST
WILLIAMSVILLE	1009232097	WILLIAMSVILLE, VILLAGE OF	5565 MAIN STREET	14221	NY MANIFEST
WILLIAMSVILLE	S106970921	OVERHEAD TRANSFORMER	5759 MAIN STREET / GARRISON	14221	NY Spills
WILLIAMSVILLE	S107786961	GREAT LAKES MOTOR CORP.	8185 MAIN STREET	14221	HIST AST
WILLIAMSVILLE	S107786981	TOWNE BMW	8215 MAIN STREET	14221	HIST AST
WILLIAMSVILLE	U003317455	GETTY FACILITY #58871	6130 MAIN ST	14221	HIST UST
WILLIAMSVILLE	U003399979	TOPS MARKETS, INC.	6363 MAIN STREET	14221	HIST AST

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

To maintain currency of the following federal and state databases, EDR contacts the appropriate governmental agency on a monthly or quarterly basis, as required.

Number of Days to Update: Provides confirmation that EDR is reporting records that have been updated within 90 days from the date the government agency made the information available to the public.

FEDERAL RECORDS

NPL: National Priority List

National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 09/27/2006
Date Data Arrived at EDR: 11/01/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 21

Source: EPA
Telephone: N/A
Last EDR Contact: 11/01/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: Quarterly

NPL Site Boundaries

Sources:

EPA's Environmental Photographic Interpretation Center (EPIC)
Telephone: 202-564-7333

EPA Region 1
Telephone 617-918-1143

EPA Region 3
Telephone 215-814-5418

EPA Region 4
Telephone 404-562-8033

EPA Region 5
Telephone 312-886-6686

EPA Region 10
Telephone 206-553-8665

EPA Region 6
Telephone: 214-655-6659

EPA Region 7
Telephone: 913-551-7247

EPA Region 8
Telephone: 303-312-6774

EPA Region 9
Telephone: 415-947-4246

Proposed NPL: Proposed National Priority List Sites

Date of Government Version: 09/27/2006
Date Data Arrived at EDR: 11/01/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 21

Source: EPA
Telephone: N/A
Last EDR Contact: 11/01/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: Quarterly

DELISTED NPL: National Priority List Deletions

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 09/27/2006
Date Data Arrived at EDR: 11/01/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 21

Source: EPA
Telephone: N/A
Last EDR Contact: 11/01/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: Quarterly

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

NPL RECOVERY: Federal Superfund Liens

Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991
Date Data Arrived at EDR: 02/02/1994
Date Made Active in Reports: 03/30/1994
Number of Days to Update: 56

Source: EPA
Telephone: 202-564-4267
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: No Update Planned

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System

CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 08/09/2006
Date Data Arrived at EDR: 09/21/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 62

Source: EPA
Telephone: 703-603-8960
Last EDR Contact: 12/19/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Quarterly

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned

Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 10/10/2006
Date Data Arrived at EDR: 10/25/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 28

Source: EPA
Telephone: 703-603-8960
Last EDR Contact: 12/18/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Quarterly

CORRACTS: Corrective Action Report

CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 09/27/2006
Date Data Arrived at EDR: 10/11/2006
Date Made Active in Reports: 12/13/2006
Number of Days to Update: 63

Source: EPA
Telephone: 800-424-9346
Last EDR Contact: 12/04/2006
Next Scheduled EDR Contact: 03/05/2007
Data Release Frequency: Quarterly

RCRA: Resource Conservation and Recovery Act Information

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System (RCRIS). The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month. Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator off-site to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/13/2006
Date Data Arrived at EDR: 06/28/2006
Date Made Active in Reports: 08/23/2006
Number of Days to Update: 56

Source: EPA
Telephone: 800-424-9346
Last EDR Contact: 12/13/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

ERNS: Emergency Response Notification System

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 12/31/2005
Date Data Arrived at EDR: 01/12/2006
Date Made Active in Reports: 02/21/2006
Number of Days to Update: 40

Source: National Response Center, United States Coast Guard
Telephone: 202-260-2342
Last EDR Contact: 10/24/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: Annually

HMIRS: Hazardous Materials Information Reporting System

Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 08/01/2006
Date Data Arrived at EDR: 10/18/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 35

Source: U.S. Department of Transportation
Telephone: 202-366-4555
Last EDR Contact: 10/18/2006
Next Scheduled EDR Contact: 01/15/2007
Data Release Frequency: Annually

US ENG CONTROLS: Engineering Controls Sites List

A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 03/21/2006
Date Data Arrived at EDR: 03/27/2006
Date Made Active in Reports: 05/22/2006
Number of Days to Update: 56

Source: Environmental Protection Agency
Telephone: 703-603-8905
Last EDR Contact: 09/07/2006
Next Scheduled EDR Contact: 10/02/2006
Data Release Frequency: Varies

US INST CONTROL: Sites with Institutional Controls

A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 03/21/2006
Date Data Arrived at EDR: 03/27/2006
Date Made Active in Reports: 05/22/2006
Number of Days to Update: 56

Source: Environmental Protection Agency
Telephone: 703-603-8905
Last EDR Contact: 09/07/2006
Next Scheduled EDR Contact: 10/02/2006
Data Release Frequency: Varies

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

DOD: Department of Defense Sites

This data set consists of federally owned or administered lands, administered by the Department of Defense, that have any area equal to or greater than 640 acres of the United States, Puerto Rico, and the U.S. Virgin Islands.

Date of Government Version: 12/31/2004
Date Data Arrived at EDR: 02/08/2005
Date Made Active in Reports: 08/04/2005
Number of Days to Update: 177

Source: USGS
Telephone: 703-692-8801
Last EDR Contact: 11/10/2006
Next Scheduled EDR Contact: 02/05/2007
Data Release Frequency: Semi-Annually

FUDS: Formerly Used Defense Sites

The listing includes locations of Formerly Used Defense Sites properties where the US Army Corps of Engineers is actively working or will take necessary cleanup actions.

Date of Government Version: 12/31/2005
Date Data Arrived at EDR: 09/20/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 63

Source: U.S. Army Corps of Engineers
Telephone: 202-528-4285
Last EDR Contact: 09/18/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Varies

US BROWNFIELDS: A Listing of Brownfields Sites

Included in the listing are brownfields properties addresses by Cooperative Agreement Recipients and brownfields properties addressed by Targeted Brownfields Assessments. Targeted Brownfields Assessments-EPA's Targeted Brownfields Assessments (TBA) program is designed to help states, tribes, and municipalities--especially those without EPA Brownfields Assessment Demonstration Pilots--minimize the uncertainties of contamination often associated with brownfields. Under the TBA program, EPA provides funding and/or technical assistance for environmental assessments at brownfields sites throughout the country. Targeted Brownfields Assessments supplement and work with other efforts under EPA's Brownfields Initiative to promote cleanup and redevelopment of brownfields. Cooperative Agreement Recipients-States, political subdivisions, territories, and Indian tribes become Brownfields Cleanup Revolving Loan Fund (BCRLF) cooperative agreement recipients when they enter into BCRLF cooperative agreements with the U.S. EPA. EPA selects BCRLF cooperative agreement recipients based on a proposal and application process. BCRLF cooperative agreement recipients must use EPA funds provided through BCRLF cooperative agreement for specified brownfields-related cleanup activities.

Date of Government Version: 10/17/2006
Date Data Arrived at EDR: 10/20/2006
Date Made Active in Reports: 12/13/2006
Number of Days to Update: 54

Source: Environmental Protection Agency
Telephone: 202-566-2777
Last EDR Contact: 12/11/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Semi-Annually

CONSENT: Superfund (CERCLA) Consent Decrees

Major legal settlements that establish responsibility and standards for cleanup at NPL (Superfund) sites. Released periodically by United States District Courts after settlement by parties to litigation matters.

Date of Government Version: 12/14/2004
Date Data Arrived at EDR: 02/15/2005
Date Made Active in Reports: 04/25/2005
Number of Days to Update: 69

Source: Department of Justice, Consent Decree Library
Telephone: Varies
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: Varies

ROD: Records Of Decision

Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 10/07/2006
Date Data Arrived at EDR: 10/13/2006
Date Made Active in Reports: 12/13/2006
Number of Days to Update: 61

Source: EPA
Telephone: 703-416-0223
Last EDR Contact: 10/02/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

UMTRA: Uranium Mill Tailings Sites

Uranium ore was mined by private companies for federal government use in national defense programs. When the mills shut down, large piles of the sand-like material (mill tailings) remain after uranium has been extracted from the ore. Levels of human exposure to radioactive materials from the piles are low; however, in some cases tailings were used as construction materials before the potential health hazards of the tailings were recognized.

Date of Government Version: 11/04/2005
Date Data Arrived at EDR: 11/28/2005
Date Made Active in Reports: 01/30/2006
Number of Days to Update: 63

Source: Department of Energy
Telephone: 505-845-0011
Last EDR Contact: 12/18/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Varies

ODI: Open Dump Inventory

An open dump is defined as a disposal facility that does not comply with one or more of the Part 257 or Part 258 Subtitle D Criteria.

Date of Government Version: 06/30/1985
Date Data Arrived at EDR: 08/09/2004
Date Made Active in Reports: 09/17/2004
Number of Days to Update: 39

Source: Environmental Protection Agency
Telephone: 800-424-9346
Last EDR Contact: 06/09/2004
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

TRIS: Toxic Chemical Release Inventory System

Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2004
Date Data Arrived at EDR: 06/22/2006
Date Made Active in Reports: 08/23/2006
Number of Days to Update: 62

Source: EPA
Telephone: 202-566-0250
Last EDR Contact: 12/19/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Annually

TSCA: Toxic Substances Control Act

Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2002
Date Data Arrived at EDR: 04/14/2006
Date Made Active in Reports: 05/30/2006
Number of Days to Update: 46

Source: EPA
Telephone: 202-260-5521
Last EDR Contact: 10/18/2006
Next Scheduled EDR Contact: 01/15/2007
Data Release Frequency: Every 4 Years

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Date Data Arrived at EDR: 10/27/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 26

Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Telephone: 202-566-1667
Last EDR Contact: 12/18/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Quarterly

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

Date of Government Version: 10/19/2006
Date Data Arrived at EDR: 10/27/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 26

Source: EPA
Telephone: 202-566-1667
Last EDR Contact: 12/18/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Quarterly

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

SSTS: Section 7 Tracking Systems

Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2004
Date Data Arrived at EDR: 05/11/2006
Date Made Active in Reports: 05/22/2006
Number of Days to Update: 11

Source: EPA
Telephone: 202-564-4203
Last EDR Contact: 11/07/2006
Next Scheduled EDR Contact: 01/15/2007
Data Release Frequency: Annually

ICIS: Integrated Compliance Information System

The Integrated Compliance Information System (ICIS) supports the information needs of the national enforcement and compliance program as well as the unique needs of the National Pollutant Discharge Elimination System (NPDES) program.

Date of Government Version: 02/13/2006
Date Data Arrived at EDR: 04/21/2006
Date Made Active in Reports: 05/11/2006
Number of Days to Update: 20

Source: Environmental Protection Agency
Telephone: 202-564-5088
Last EDR Contact: 07/17/2006
Next Scheduled EDR Contact: 10/16/2006
Data Release Frequency: Quarterly

PADS: PCB Activity Database System

PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 07/07/2006
Date Data Arrived at EDR: 08/09/2006
Date Made Active in Reports: 09/06/2006
Number of Days to Update: 28

Source: EPA
Telephone: 202-566-0500
Last EDR Contact: 11/29/2006
Next Scheduled EDR Contact: 02/05/2007
Data Release Frequency: Annually

MLTS: Material Licensing Tracking System

MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Date Data Arrived at EDR: 10/31/2006
Date Made Active in Reports: 12/13/2006
Number of Days to Update: 43

Source: Nuclear Regulatory Commission
Telephone: 301-415-7169
Last EDR Contact: 10/02/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Quarterly

MINES: Mines Master Index File

Contains all mine identification numbers issued for mines active or opened since 1971. The data also includes violation information.

Date of Government Version: 08/09/2006
Date Data Arrived at EDR: 09/27/2006
Date Made Active in Reports: 11/27/2006
Number of Days to Update: 61

Source: Department of Labor, Mine Safety and Health Administration
Telephone: 303-231-5959
Last EDR Contact: 09/27/2006
Next Scheduled EDR Contact: 12/25/2006
Data Release Frequency: Semi-Annually

FINDS: Facility Index System/Facility Registry System

Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 10/11/2006
Date Data Arrived at EDR: 10/18/2006
Date Made Active in Reports: 12/13/2006
Number of Days to Update: 56

Source: EPA
Telephone: N/A
Last EDR Contact: 10/02/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Quarterly

RAATS: RCRA Administrative Action Tracking System

RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995
Date Data Arrived at EDR: 07/03/1995
Date Made Active in Reports: 08/07/1995
Number of Days to Update: 35

Source: EPA
Telephone: 202-564-4104
Last EDR Contact: 12/04/2006
Next Scheduled EDR Contact: 03/05/2007
Data Release Frequency: No Update Planned

BRS: Biennial Reporting System

The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2003
Date Data Arrived at EDR: 06/17/2005
Date Made Active in Reports: 08/04/2005
Number of Days to Update: 48

Source: EPA/NTIS
Telephone: 800-424-9346
Last EDR Contact: 12/15/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Biennially

STATE AND LOCAL RECORDS

HSWDS: Hazardous Substance Waste Disposal Site Inventory

The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-Registry sites that U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared. Hazardous Substance Waste Disposal Sites are eligible to be Superfund sites now that the New York State Superfund has been refinanced and changed. This means that the study inventory has served its purpose and will no longer be maintained as a separate entity. The last version of the study inventory is frozen in time. The sites on the study will not automatically be made Superfund sites, rather each site will be further evaluated for listing on the Registry. So overtime they will be added to the registry or not.

Date of Government Version: 01/01/2003
Date Data Arrived at EDR: 10/20/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 41

Source: Department of Environmental Conservation
Telephone: 518-402-9564
Last EDR Contact: 11/27/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: No Update Planned

SHWS: Inactive Hazardous Waste Disposal Sites in New York State

Referred to as the State Superfund Program, the Inactive Hazardous Waste Disposal Site Remedial Program is the cleanup program for inactive hazardous waste sites and now includes hazardous substance sites

Date of Government Version: 08/04/2006
Date Data Arrived at EDR: 09/14/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 518-402-9622
Last EDR Contact: 12/14/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Annually

DEL SHWS: Delisted Registry Sites

A database listing of sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites.

Date of Government Version: 08/04/2006
Date Data Arrived at EDR: 09/14/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 518-402-9622
Last EDR Contact: 12/14/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Annually

SWF/LF: Facility Register

Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/31/2006
Date Data Arrived at EDR: 10/31/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 30

Source: Department of Environmental Conservation
Telephone: 518-457-2051
Last EDR Contact: 10/30/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: Semi-Annually

SWRCY: Registered Recycling Facility List

A listing of recycling facilities.

Date of Government Version: 10/31/2006
Date Data Arrived at EDR: 10/31/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 30

Source: Department of Environmental Conservation
Telephone: 518-402-8705
Last EDR Contact: 10/30/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: Semi-Annually

SWTIRE: Registered Waste Tire Storage & Facility List

Date of Government Version: 08/01/2006
Date Data Arrived at EDR: 11/15/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 15

Source: Department of Environmental Conservation
Telephone: 518-402-8694
Last EDR Contact: 11/15/2006
Next Scheduled EDR Contact: 02/12/2007
Data Release Frequency: Annually

LTANKS: Spills Information Database

Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 09/14/2006
Date Data Arrived at EDR: 10/25/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 36

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 10/25/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: Varies

HIST LTANKS: Listing of Leaking Storage Tanks

A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 07/08/2005
Date Made Active in Reports: 07/14/2005
Number of Days to Update: 6

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 07/07/2005
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

UST: Petroleum Bulk Storage (PBS) Database
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 09/14/2006
Date Data Arrived at EDR: 10/25/2006
Date Made Active in Reports: 11/28/2006
Number of Days to Update: 34

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 10/25/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: No Update Planned

CBS UST: Chemical Bulk Storage Database
Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 02/20/2002
Date Made Active in Reports: 03/22/2002
Number of Days to Update: 30

Source: NYSDEC
Telephone: 518-402-9549
Last EDR Contact: 10/24/2005
Next Scheduled EDR Contact: 01/23/2006
Data Release Frequency: No Update Planned

MOSF UST: Major Oil Storage Facilities Database
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 02/20/2002
Date Made Active in Reports: 03/22/2002
Number of Days to Update: 30

Source: NYSDEC
Telephone: 518-402-9549
Last EDR Contact: 07/25/2005
Next Scheduled EDR Contact: 10/24/2005
Data Release Frequency: Varies

HIST UST: Historical Petroleum Bulk Storage Database
These facilities have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons. This database contains detailed information per site. It is no longer updated due to the sensitive nature of the information involved. See UST for more current data.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 06/02/2006
Date Made Active in Reports: 07/20/2006
Number of Days to Update: 48

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 10/23/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: Varies

AST: Petroleum Bulk Storage
Registered Aboveground Storage Tanks.

Date of Government Version: 09/14/2006
Date Data Arrived at EDR: 10/25/2006
Date Made Active in Reports: 11/22/2006
Number of Days to Update: 28

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 10/25/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: No Update Planned

CBS AST: Chemical Bulk Storage Database
Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater, and/or in underground tanks of any size.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 02/20/2002
Date Made Active in Reports: 03/22/2002
Number of Days to Update: 30

Source: NYSDEC
Telephone: 518-402-9549
Last EDR Contact: 07/25/2005
Next Scheduled EDR Contact: 10/24/2005
Data Release Frequency: No Update Planned

HIST AST: Historical Petroleum Bulk Storage Database
These facilities have petroleum storage capabilities in excess of 1,100 gallons and less than 400,000 gallons. This database contains detailed information per site. No longer updated due to the sensitive nature of the information involved. See AST for more current data.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 06/02/2006
Date Made Active in Reports: 07/20/2006
Number of Days to Update: 48

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 10/23/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: No Update Planned

MOSF AST: Major Oil Storage Facilities Database

Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 02/20/2002
Date Made Active in Reports: 03/22/2002
Number of Days to Update: 30

Source: NYSDEC
Telephone: 518-402-9549
Last EDR Contact: 07/25/2005
Next Scheduled EDR Contact: 10/24/2005
Data Release Frequency: No Update Planned

NY MANIFEST: Facility and Manifest Data

Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 08/01/2006
Date Data Arrived at EDR: 08/30/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 47

Source: Department of Environmental Conservation
Telephone: 518-402-8651
Last EDR Contact: 11/29/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Annually

SPILLS: Spills Information Database

Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 09/14/2006
Date Data Arrived at EDR: 10/25/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 36

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 10/25/2006
Next Scheduled EDR Contact: 01/22/2007
Data Release Frequency: Varies

HIST SPILLS: SPILLS Database

This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Date Data Arrived at EDR: 07/08/2005
Date Made Active in Reports: 07/14/2005
Number of Days to Update: 6

Source: Department of Environmental Conservation
Telephone: 518-402-9549
Last EDR Contact: 07/07/2005
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

ENG CONTROLS: Registry of Engineering Controls

Environmental Remediation sites that have engineering controls in place.

Date of Government Version: 08/04/2006
Date Data Arrived at EDR: 09/14/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 518-402-9553
Last EDR Contact: 12/14/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Quarterly

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

INST CONTROL: Registry of Institutional Controls
Environmental Remediation sites that have institutional controls in place.

Date of Government Version: 08/04/2006
Date Data Arrived at EDR: 09/14/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 518-402-9553
Last EDR Contact: 12/14/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Quarterly

VCP: Voluntary Cleanup Agreements
New York established its Voluntary Cleanup Program (VCP) to address the environmental, legal and financial barriers that often hinder the redevelopment and reuse of contaminated properties. The Voluntary Cleanup Program was developed to enhance private sector cleanup of brownfields by enabling parties to remediate sites using private rather than public funds and to reduce the development pressures on "greenfield" sites.

Date of Government Version: 08/04/2006
Date Data Arrived at EDR: 09/14/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 518-402-9711
Last EDR Contact: 12/14/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Semi-Annually

DRYCLEANERS: Registered Drycleaners
A listing of all registered drycleaning facilities.

Date of Government Version: 06/15/2004
Date Data Arrived at EDR: 06/15/2004
Date Made Active in Reports: 07/29/2004
Number of Days to Update: 44

Source: Department of Environmental Conservation
Telephone: 518-402-8403
Last EDR Contact: 05/21/2004
Next Scheduled EDR Contact: N/A
Data Release Frequency: Varies

BROWNFIELDS: Brownfields Site List
A Brownfield is any real property where redevelopment or re-use may be complicated by the presence or potential presence of a hazardous waste, petroleum, pollutant, or contaminant.

Date of Government Version: 08/04/2006
Date Data Arrived at EDR: 09/14/2006
Date Made Active in Reports: 10/16/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 518-402-9764
Last EDR Contact: 12/14/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Semi-Annually

SPDES: State Pollutant Discharge Elimination System
New York State has a state program which has been approved by the United States Environmental Protection Agency for the control of wastewater and stormwater discharges in accordance with the Clean Water Act. Under New York State law the program is known as the State Pollutant Discharge Elimination System (SPDES) and is broader in scope than that required by the Clean Water Act in that it controls point source discharges to groundwaters as well as surface waters.

Date of Government Version: 11/08/2006
Date Data Arrived at EDR: 11/10/2006
Date Made Active in Reports: 11/30/2006
Number of Days to Update: 20

Source: Department of Environmental Conservation
Telephone: 518-402-8233
Last EDR Contact: 11/06/2006
Next Scheduled EDR Contact: 02/05/2007
Data Release Frequency: No Update Planned

AIRS: Air Emissions Data

Date of Government Version: 12/31/2002
Date Data Arrived at EDR: 09/13/2004
Date Made Active in Reports: 10/18/2004
Number of Days to Update: 35

Source: Department of Environmental Conservation
Telephone: 518-402-8452
Last EDR Contact: 11/20/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

TRIBAL RECORDS

INDIAN RESERV: Indian Reservations
This map layer portrays Indian administered lands of the United States that have any area equal to or greater than 640 acres.

Date of Government Version: 12/31/2004
Date Data Arrived at EDR: 02/08/2005
Date Made Active in Reports: 08/04/2005
Number of Days to Update: 177

Source: USGS
Telephone: 202-208-3710
Last EDR Contact: 11/10/2006
Next Scheduled EDR Contact: 02/05/2007
Data Release Frequency: Semi-Annually

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 09/07/2006
Date Data Arrived at EDR: 09/08/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 61

Source: EPA Region 1
Telephone: 617-918-1313
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Varies

INDIAN LUST R6: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in New Mexico and Oklahoma.

Date of Government Version: 01/04/2005
Date Data Arrived at EDR: 01/21/2005
Date Made Active in Reports: 02/28/2005
Number of Days to Update: 38

Source: EPA Region 6
Telephone: 214-665-6597
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Varies

INDIAN LUST R10: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Alaska, Idaho, Oregon and Washington.

Date of Government Version: 09/11/2006
Date Data Arrived at EDR: 09/11/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 58

Source: EPA Region 10
Telephone: 206-553-2857
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

INDIAN LUST R9: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Arizona, California, New Mexico and Nevada

Date of Government Version: 09/06/2006
Date Data Arrived at EDR: 10/04/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 35

Source: Environmental Protection Agency
Telephone: 415-972-3372
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

INDIAN LUST R8: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming.

Date of Government Version: 08/30/2006
Date Data Arrived at EDR: 09/06/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 63

Source: EPA Region 8
Telephone: 303-312-6271
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

INDIAN LUST R7: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Iowa, Kansas, and Nebraska

Date of Government Version: 09/06/2006
Date Data Arrived at EDR: 10/04/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 35

Source: EPA Region 7
Telephone: 913-551-7003
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Varies

INDIAN LUST R4: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Florida, Minnesota, Mississippi and North Carolina.

Date of Government Version: 08/24/2006
Date Data Arrived at EDR: 09/11/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 58

Source: EPA Region 4
Telephone: 404-562-8677
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Semi-Annually

INDIAN UST R4: Underground Storage Tanks on Indian Land

Date of Government Version: 08/24/2006
Date Data Arrived at EDR: 09/11/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 58

Source: EPA Region 4
Telephone: 404-562-9424
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Semi-Annually

INDIAN UST R7: Underground Storage Tanks on Indian Land

Date of Government Version: 09/06/2006
Date Data Arrived at EDR: 10/04/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 35

Source: EPA Region 7
Telephone: 913-551-7003
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Varies

INDIAN UST R9: Underground Storage Tanks on Indian Land

Date of Government Version: 09/06/2006
Date Data Arrived at EDR: 10/04/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 35

Source: EPA Region 9
Telephone: 415-972-3368
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

INDIAN UST R10: Underground Storage Tanks on Indian Land

Date of Government Version: 09/11/2006
Date Data Arrived at EDR: 09/11/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 58

Source: EPA Region 10
Telephone: 206-553-2857
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

INDIAN UST R5: Underground Storage Tanks on Indian Land

Date of Government Version: 12/02/2004
Date Data Arrived at EDR: 12/29/2004
Date Made Active in Reports: 02/04/2005
Number of Days to Update: 37

Source: EPA Region 5
Telephone: 312-886-6136
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Varies

INDIAN UST R8: Underground Storage Tanks on Indian Land

Date of Government Version: 08/30/2006
Date Data Arrived at EDR: 09/06/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 63

Source: EPA Region 8
Telephone: 303-312-6137
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Quarterly

INDIAN UST R6: Underground Storage Tanks on Indian Land

Date of Government Version: 08/28/2006
Date Data Arrived at EDR: 08/29/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 71

Source: EPA Region 6
Telephone: 214-665-7591
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Semi-Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

INDIAN UST R1: Underground Storage Tanks on Indian Land
A listing of underground storage tank locations on Indian Land.

Date of Government Version: 09/07/2006
Date Data Arrived at EDR: 09/08/2006
Date Made Active in Reports: 11/08/2006
Number of Days to Update: 61

Source: EPA, Region 1
Telephone: 617-918-1313
Last EDR Contact: 11/17/2006
Next Scheduled EDR Contact: 02/19/2007
Data Release Frequency: Varies

EDR PROPRIETARY RECORDS

Manufactured Gas Plants: EDR Proprietary Manufactured Gas Plants
The EDR Proprietary Manufactured Gas Plant Database includes records of coal gas plants (manufactured gas plants) compiled by EDR's researchers. Manufactured gas sites were used in the United States from the 1800's to 1950's to produce a gas that could be distributed and used as fuel. These plants used whale oil, rosin, coal, or a mixture of coal, oil, and water that also produced a significant amount of waste. Many of the byproducts of the gas production, such as coal tar (oily waste containing volatile and non-volatile chemicals), sludges, oils and other compounds are potentially hazardous to human health and the environment. The byproduct from this process was frequently disposed of directly at the plant site and can remain or spread slowly, serving as a continuous source of soil and groundwater contamination.

Date of Government Version: N/A
Date Data Arrived at EDR: N/A
Date Made Active in Reports: N/A
Number of Days to Update: N/A

Source: EDR, Inc.
Telephone: N/A
Last EDR Contact: N/A
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

COUNTY RECORDS

CORTLAND COUNTY:

Cortland County Storage Tank Listing

Date of Government Version: 09/20/2006
Date Data Arrived at EDR: 09/28/2006
Date Made Active in Reports: 11/06/2006
Number of Days to Update: 39

Source: Cortland County Health Department
Telephone: 607-753-5035
Last EDR Contact: 11/27/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Quarterly

Cortland County Storage Tank Listing

Date of Government Version: 09/20/2006
Date Data Arrived at EDR: 09/28/2006
Date Made Active in Reports: 11/06/2006
Number of Days to Update: 39

Source: Cortland County Health Department
Telephone: 607-753-5035
Last EDR Contact: 11/27/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Quarterly

NASSAU COUNTY:

Registered Tank Database

Date of Government Version: 05/21/2003
Date Data Arrived at EDR: 05/27/2003
Date Made Active in Reports: 06/09/2003
Number of Days to Update: 13

Source: Nassau County Health Department
Telephone: 516-571-3314
Last EDR Contact: 10/31/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: No Update Planned

Storage Tank Database

Date of Government Version: 06/28/2006
Date Data Arrived at EDR: 07/28/2006
Date Made Active in Reports: 08/21/2006
Number of Days to Update: 24

Source: Nassau County Office of the Fire Marshal
Telephone: 516-572-1000
Last EDR Contact: 11/06/2006
Next Scheduled EDR Contact: 02/05/2007
Data Release Frequency: Varies

Storage Tank Database

Date of Government Version: 06/28/2006
Date Data Arrived at EDR: 07/28/2006
Date Made Active in Reports: 08/21/2006
Number of Days to Update: 24

Source: Nassau County Office of the Fire Marshal
Telephone: 516-572-1000
Last EDR Contact: 11/06/2006
Next Scheduled EDR Contact: 02/05/2007
Data Release Frequency: Varies

Registered Tank Database

Date of Government Version: 05/21/2003
Date Data Arrived at EDR: 05/27/2003
Date Made Active in Reports: 06/09/2003
Number of Days to Update: 13

Source: Nassau County Health Department
Telephone: 516-571-3314
Last EDR Contact: 10/31/2006
Next Scheduled EDR Contact: 01/29/2007
Data Release Frequency: No Update Planned

ROCKLAND COUNTY:

Petroleum Bulk Storage Database

Date of Government Version: 10/24/2006
Date Data Arrived at EDR: 10/24/2006
Date Made Active in Reports: 11/14/2006
Number of Days to Update: 21

Source: Rockland County Health Department
Telephone: 914-364-2605
Last EDR Contact: 10/02/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Quarterly

Petroleum Bulk Storage Database

Date of Government Version: 10/24/2006
Date Data Arrived at EDR: 10/24/2006
Date Made Active in Reports: 11/13/2006
Number of Days to Update: 20

Source: Rockland County Health Department
Telephone: 914-364-2605
Last EDR Contact: 10/02/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Quarterly

SUFFOLK COUNTY:

Storage Tank Database

Date of Government Version: 06/21/2005
Date Data Arrived at EDR: 09/19/2005
Date Made Active in Reports: 11/03/2005
Number of Days to Update: 45

Source: Suffolk County Department of Health Services
Telephone: 631-854-2521
Last EDR Contact: 11/29/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Annually

Storage Tank Database

Date of Government Version: 06/21/2005
Date Data Arrived at EDR: 09/19/2005
Date Made Active in Reports: 11/03/2005
Number of Days to Update: 45

Source: Suffolk County Department of Health Services
Telephone: 631-854-2521
Last EDR Contact: 11/29/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Annually

WESTCHESTER COUNTY:

Listing of Storage Tanks
Listing of aboveground storage tanks in Westchester County.

Date of Government Version: 05/05/2005
Date Data Arrived at EDR: 05/31/2005
Date Made Active in Reports: 06/30/2005
Number of Days to Update: 30

Source: Westchester County Department of Health
Telephone: 914-813-5161
Last EDR Contact: 11/27/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Varies

Listing of Storage Tanks
Listing of underground storage tanks in Westchester County.

Date of Government Version: 05/05/2005
Date Data Arrived at EDR: 05/31/2005
Date Made Active in Reports: 06/30/2005
Number of Days to Update: 30

Source: Westchester County Department of Health
Telephone: 914-813-5161
Last EDR Contact: 11/27/2006
Next Scheduled EDR Contact: 02/26/2007
Data Release Frequency: Varies

OTHER DATABASE(S)

Depending on the geographic area covered by this report, the data provided in these specialty databases may or may not be complete. For example, the existence of wetlands information data in a specific report does not mean that all wetlands in the area covered by the report are included. Moreover, the absence of any reported wetlands information does not necessarily mean that wetlands do not exist in the area covered by the report.

CT MANIFEST: Hazardous Waste Manifest Data
Facility and manifest data. Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a tsd facility.

Date of Government Version: 12/31/2004
Date Data Arrived at EDR: 02/17/2006
Date Made Active in Reports: 04/07/2006
Number of Days to Update: 49

Source: Department of Environmental Protection
Telephone: 860-424-3375
Last EDR Contact: 12/11/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Annually

NJ MANIFEST: Manifest Information
Hazardous waste manifest information.

Date of Government Version: 11/01/2006
Date Data Arrived at EDR: 11/13/2006
Date Made Active in Reports: 12/13/2006
Number of Days to Update: 30

Source: Department of Environmental Protection
Telephone: N/A
Last EDR Contact: 11/13/2006
Next Scheduled EDR Contact: 01/01/2007
Data Release Frequency: Annually

PA MANIFEST: Manifest Information
Hazardous waste manifest information.

Date of Government Version: 12/31/2005
Date Data Arrived at EDR: 03/17/2006
Date Made Active in Reports: 06/06/2006
Number of Days to Update: 81

Source: Department of Environmental Protection
Telephone: N/A
Last EDR Contact: 12/11/2006
Next Scheduled EDR Contact: 03/12/2007
Data Release Frequency: Annually

RI MANIFEST: Manifest information
Hazardous waste manifest information

Date of Government Version: 04/11/2006
Date Data Arrived at EDR: 10/31/2006
Date Made Active in Reports: 12/18/2006
Number of Days to Update: 48

Source: Department of Environmental Management
Telephone: 401-222-2797
Last EDR Contact: 12/18/2006
Next Scheduled EDR Contact: 03/19/2007
Data Release Frequency: Annually

VT MANIFEST: Hazardous Waste Manifest Data
Hazardous waste manifest information.

Date of Government Version: 12/31/2005
Date Data Arrived at EDR: 06/29/2006
Date Made Active in Reports: 07/31/2006
Number of Days to Update: 32

Source: Department of Environmental Conservation
Telephone: 802-241-3443
Last EDR Contact: 11/13/2006
Next Scheduled EDR Contact: 02/12/2007
Data Release Frequency: Annually

WI MANIFEST: Manifest Information
Hazardous waste manifest information.

Date of Government Version: 12/31/2005
Date Data Arrived at EDR: 03/17/2006
Date Made Active in Reports: 05/02/2006
Number of Days to Update: 46

Source: Department of Natural Resources
Telephone: N/A
Last EDR Contact: 10/23/2006
Next Scheduled EDR Contact: 01/08/2007
Data Release Frequency: Annually

Oil/Gas Pipelines: This data was obtained by EDR from the USGS in 1994. It is referred to by USGS as GeoData Digital Line Graphs from 1:100,000-Scale Maps. It was extracted from the transportation category including some oil, but primarily gas pipelines.

Electric Power Transmission Line Data
Source: PennWell Corporation
Telephone: (800) 823-6277
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Sensitive Receptors: There are individuals deemed sensitive receptors due to their fragile immune systems and special sensitivity to environmental discharges. These sensitive receptors typically include the elderly, the sick, and children. While the location of all sensitive receptors cannot be determined, EDR indicates those buildings and facilities - schools, daycares, hospitals, medical centers, and nursing homes - where individuals who are sensitive receptors are likely to be located.

AHA Hospitals:
Source: American Hospital Association, Inc.
Telephone: 312-280-5991
The database includes a listing of hospitals based on the American Hospital Association's annual survey of hospitals.

Medical Centers: Provider of Services Listing
Source: Centers for Medicare & Medicaid Services
Telephone: 410-786-3000
A listing of hospitals with Medicare provider number, produced by Centers of Medicare & Medicaid Services, a federal agency within the U.S. Department of Health and Human Services.

Nursing Homes
Source: National Institutes of Health
Telephone: 301-594-6248
Information on Medicare and Medicaid certified nursing homes in the United States.

Public Schools
Source: National Center for Education Statistics
Telephone: 202-502-7300
The National Center for Education Statistics' primary database on elementary and secondary public education in the United States. It is a comprehensive, annual, national statistical database of all public elementary and secondary schools and school districts, which contains data that are comparable across all states.

Private Schools
Source: National Center for Education Statistics
Telephone: 202-502-7300
The National Center for Education Statistics' primary database on private school locations in the United States.

Daycare Centers: Day Care Providers
Source: Department of Health
Telephone: 212-676-2444

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 1999 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002 and 2005 from the U.S. Fish and Wildlife Service.

State Wetlands Data: Freshwater Wetlands
Source: Department of Environmental Conservation
Telephone: 518-402-8961

STREET AND ADDRESS INFORMATION

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EDR Site Report™

GETTY #58871
6130 MAIN ST
AMHERST, NY 14221

Inquiry Number:

December 27, 2006

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road
Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050
Fax: 1-800-231-6802
Internet: www.edrnet.com

TABLE OF CONTENTS

The EDR-Site Report™ is a comprehensive presentation of government filings on a facility identified in a search of over 4 million government records from more than 600 federal, state and local environmental databases. The report is divided into three sections:

Section 1: Facility Summary ..... **Page 3**

Summary of facility filings including a review of the following areas: waste management, waste disposal, multi-media issues, and Superfund liability.

Section 2: Facility Detail Reports ..... **Page 4**

All available detailed information from databases where sites are identified.

Section 3: Databases Searched and Update Information. ..... **Page 5**

Name, source, update dates, contact phone number and description of each of the databases searched for this report.

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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SECTION 1: FACILITY SUMMARY

FACILITY AREA	FACILITY 1 **GETTY #58871** 6130 MAIN ST AMHERST, NY 14221 EDR ID #A100294196
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	**YES - p4**
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	NO
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility manages registered aboveground storage tanks

DATABASE: Aboveground Storage Tank Database (AST)

GETTY #58871
6130 MAIN ST
AMHERST, NY 14221
EDR ID #A100294196

AST:

Facility ID:	9-383708
Program Type:	PBS
Facility Addr2:	Not reported
Locality:	WILLIAMSVILLE
SWIS Code:	1522
DEC Region:	9
Registered:	1
Expiration Date:	9/28/2009
Site Status:	Active
Site Type:	Retail Gasoline Sales
Above Ground Tanks:	Yes
Under Ground Tanks:	Yes

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

WASTE MANAGEMENT

RCRA: Resource Conservation and Recovery Act Information
Source: EPA
Telephone: 800-424-9346
RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System (RCRIS). The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month. Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator off-site to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/13/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/13/2006
Date of Next Scheduled Update: 02/19/2007

BRS: Biennial Reporting System
Source: EPA/NTIS
Telephone: 800-424-9346
The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2003
Database Release Frequency: Biennially
Date of Last EDR Contact: 12/15/2006
Date of Next Scheduled Update: 03/12/2007

RAATS: RCRA Administrative Action Tracking System
Source: EPA
Telephone: 202-564-4104
RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

CORRACTS: Corrective Action Report
Source: EPA
Telephone: 800-424-9346
CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 09/27/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

PADS: PCB Activity Database System
Source: EPA
Telephone: 202-566-0500
PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 07/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

MLTS: Material Licensing Tracking System
Source: Nuclear Regulatory Commission
Telephone: 301-415-7169
MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NY AST: Petroleum Bulk Storage
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY UST: Petroleum Bulk Storage (PBS) Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

ERNS: Emergency Response Notification System
Source: National Response Center, United States Coast Guard
Telephone: 202-260-2342
Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 12/31/2005
Database Release Frequency: Annually
Date of Last EDR Contact: 10/24/2006
Date of Next Scheduled Update: 01/22/2007

HMIRS: Hazardous Materials Information Reporting System
Source: U.S. Department of Transportation
Telephone: 202-366-4555
Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

WASTE DISPOSAL

NPL: National Priority List
Source: EPA
Telephone: Not reported
National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

Proposed NPL: Proposed National Priority List Sites
Source: EPA
Telephone: Not reported

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

DELISTED NPL: National Priority List Deletions
Source: EPA
Telephone: Not reported
The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System
Source: EPA
Telephone: 703-603-8960
CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 08/09/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 09/21/2006
Elapsed ASTM Days: 62
Date of Last EDR Contact: 12/19/2006

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned
Source: EPA
Telephone: 703-603-8960
Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 10/10/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

ROD: Records Of Decision
Source: EPA
Telephone: 703-416-0223
Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 10/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NPL RECOVERY: Federal Superfund Liens
Source: EPA
Telephone: 202-564-4267
Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991
Date Made Active at EDR: 03/30/1994
Database Release Frequency: No Update Planned
Date of Data Arrival at EDR: 02/02/1994
Elapsed ASTM Days: 56
Date of Last EDR Contact: 11/17/2006

NY SHWS: Inactive Hazardous Waste Disposal Sites in New York State
Source: Department of Environmental Conservation
Telephone: 518-402-9622
Referred to as the State Superfund Program, the Inactive Hazardous Waste Disposal Site Remedial Program is the cleanup program for inactive hazardous waste sites and now includes hazardous substance sites

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY SWF/LF: Facility Register
Source: Department of Environmental Conservation
Telephone: 518-457-2051
Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

MULTIMEDIA

TRIS: Toxic Chemical Release Inventory System
Source: EPA
Telephone: 202-566-0250
Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 12/19/2006
Date of Next Scheduled Update: 03/19/2007

SSTS: Section 7 Tracking Systems
Source: EPA
Telephone: 202-564-4203
Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 11/07/2006
Date of Next Scheduled Update: 01/15/2007

TSCA: Toxic Substances Control Act
Source: EPA
Telephone: 202-260-5521
Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2002
Database Release Frequency: N/A
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Telephone: 202-566-1667
FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA
Telephone: 202-566-1667

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

FINDS: Facility Index System/Facility Registry System
Source: EPA
Telephone: Not reported
Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 10/11/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

RMP: Risk Management Plans
Source: Environmental Protection Agency
Telephone: 202-564-8600
When Congress passed the Clean Air Act Amendments of 1990, it required EPA to publish regulations and guidance for chemical accident prevention at facilities using extremely hazardous substances. The Risk Management Program Rule (RMP Rule) was written to implement Section 112(r) of these amendments. The rule, which built upon existing industry codes and standards, requires companies of all sizes that use certain flammable and toxic substances to develop a Risk Management Program, which includes a(n): Hazard assessment that details the potential effects of an accidental release, an accident history of the last five years, and an evaluation of worst-case and alternative accidental releases; Prevention program that includes safety precautions and maintenance, monitoring, and employee training measures; and Emergency response program that spells out emergency health care, employee training measures and procedures for informing the public and response agencies (e.g the fire department) should an accident occur.

Date of Government Version: 09/01/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

STORMWATER: Storm Water General Permits
Source: Environmental Protection Agency
Telephone: 202-564-0746
A listing of all facilities with Storm Water General Permits.

Date of Government Version: 06/02/2005
Database Release Frequency: Quarterly
Date of Last EDR Contact: 11/28/2006
Date of Next Scheduled Update: 01/01/2007

US ENG CONTROLS: Engineering Controls Sites List
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

US INST CONTROL: Sites with Institutional Controls
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land
Source: EPA Region 1
Telephone: 617-918-1313
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 09/07/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HSWDS: Hazardous Substance Waste Disposal Site Inventory
Source: Department of Environmental Conservation
Telephone: 518-402-9564
The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-Registry sites that U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared. Hazardous Substance Waste Disposal Sites are eligible to be Superfund sites now that the New York State Superfund has been refinanced and changed. This means that the study inventory has served its purpose and will no longer be maintained as a separate entity. The last version of the study inventory is frozen in time. The sites on the study will not automatically be made Superfund sites, rather each site will be further evaluated for listing on the Registry. So overtime they will be added to the registry or not.

Date of Government Version: 01/01/2003
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/27/2006
Date of Next Scheduled Update: 02/26/2007

NY DEL SHWS: Delisted Registry Sites
Source: Department of Environmental Conservation
Telephone: 518-402-9622
A database listing of sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SWRCY: Registered Recycling Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8705
A listing of recycling facilities.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

NY SWTIRE: Registered Waste Tire Storage & Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8694

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/15/2006
Date of Next Scheduled Update: 02/12/2007

NY LTANKS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY HIST LTANKS: Listing of Leaking Storage Tanks
Source: Department of Environmental Conservation
Telephone: 518-402-9549
A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY CBS UST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/24/2005
Date of Next Scheduled Update: 01/23/2006

NY MOSF UST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST UST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY CBS AST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater, and/or in underground tanks of any size.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST AST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY MOSF AST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY NY MANIFEST: Facility and Manifest Data
Source: Department of Environmental Conservation
Telephone: 518-402-8651
Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/26/2007

NY SPILLS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HIST SPILLS: SPILLS Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

NY ENG CONTROLS: Registry of Engineering Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have engineering controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY INST CONTROL: Registry of Institutional Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have institutional controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY VCP: Voluntary Cleanup Agreements
Source: Department of Environmental Conservation
Telephone: 518-402-9711
New York established its Voluntary Cleanup Program (VCP) to address the environmental, legal and financial barriers that often hinder the redevelopment and reuse of contaminated properties. The Voluntary Cleanup Program was developed to enhance private sector cleanup of brownfields by enabling parties to remediate sites using private rather than public funds and to reduce the development pressures on "greenfield" sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY DRYCLEANERS: Registered Drycleaners
Source: Department of Environmental Conservation
Telephone: 518-402-8403
A listing of all registered drycleaning facilities.

Date of Government Version: 06/15/2004
Database Release Frequency: Varies
Date of Last EDR Contact: 05/21/2004
Date of Next Scheduled Update: Not reported

NY BROWNFIELDS: Brownfields Site List
Source: Department of Environmental Conservation
Telephone: 518-402-9764
A Brownfield is any real property where redevelopment or re-use may be complicated by the presence or potential presence of a hazardous waste, petroleum, pollutant, or contaminant.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SPDES: State Pollutant Discharge Elimination System
Source: Department of Environmental Conservation
Telephone: 518-402-8233
New York State has a state program which has been approved by the United States Environmental Protection Agency for the control of wastewater and stormwater discharges in accordance with the Clean Water Act. Under New York State law the program is known as the State Pollutant Discharge Elimination System (SPDES) and is broader in scope than that required by the Clean Water Act in that it controls point source discharges to groundwaters as well as surface waters.

Date of Government Version: 11/08/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/06/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY AIRS: Air Emissions Data
Source: Department of Environmental Conservation
Telephone: 518-402-8452

Date of Government Version: 12/31/2002
Database Release Frequency: Annually

Date of Last EDR Contact: 11/20/2006
Date of Next Scheduled Update: 02/19/2007

NY E DESIGNATION: E DESIGNATION SITE LISTING
Source: New York City Department of City Planning
Telephone: 718-595-6658
The (E (Environmental)) designation would ensure that sampling and remediation take place on the subject properties, and would avoid any significant impacts related to hazardous materials at these locations. The (E) designations would require that the fee owner of the sites conduct a testing and sampling protocol, and remediation where appropriate, to the satisfaction of the NYCDEP before the issuance of a building permit by the Department of Buildings pursuant to the provisions of Section 11-15 of the Zoning Resolution (Environmental Requirements). The (E) designations also include a mandatory construction-related health and safety plan which must be approved by NYCDEP.

Date of Government Version: 08/01/2006
Database Release Frequency: Varies

Date of Last EDR Contact: 10/17/2006
Date of Next Scheduled Update: 01/15/2007

POTENTIAL SUPERFUND LIABILITY

PRP: Potentially Responsible Parties
Source: EPA
Telephone: 202-564-6064
A listing of verified Potentially Responsible Parties

Date of Government Version: 10/07/2006
Database Release Frequency: Quarterly

Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

EDR Site Report™

GETTY #58871
6130 MAIN ST
AMHERST, NY 14221

Inquiry Number:

December 27, 2006

EDR® Environmental
Data Resources Inc

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road
Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050
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Internet: www.edrnet.com

TABLE OF CONTENTS

The EDR-Site Report™ is a comprehensive presentation of government filings on a facility identified in a search of over 4 million government records from more than 600 federal, state and local environmental databases. The report is divided into three sections:

Section 1: Facility Summary ..... **Page 3**

Summary of facility filings including a review of the following areas: waste management, waste disposal, multi-media issues, and Superfund liability.

Section 2: Facility Detail Reports ..... **Page 4**

All available detailed information from databases where sites are identified.

Section 3: Databases Searched and Update Information. ..... **Page 5**

Name, source, update dates, contact phone number and description of each of the databases searched for this report.

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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SECTION 1: FACILITY SUMMARY

FACILITY AREA	FACILITY 1 **GETTY #58871** 6130 MAIN ST AMHERST, NY 14221 EDR ID #U004062906
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	**YES - p4**
Facility has reported leaking underground storage tank incidents (LUST)	NO
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility manages registered underground storage tanks

DATABASE: Petroleum Storage Tank Database (UST)

GETTY #58871
6130 MAIN ST
AMHERST, NY 14221
EDR ID #U004062906

UST:

Facility ID:	9-383708
Program Type:	PBS
Facility Addr2:	Not reported
Locality:	WILLIAMSVILLE
SWIS Code:	1522
DEC Region:	9
Registered:	1
Expiration Date:	9/28/2009
Site Status:	Active
Site Type:	Retail Gasoline Sales
Above Ground Tanks:	Yes
Under Ground Tanks:	Yes

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

WASTE MANAGEMENT

RCRA: Resource Conservation and Recovery Act Information
Source: EPA
Telephone: 800-424-9346
RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System (RCRIS). The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month. Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator off-site to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/13/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/13/2006
Date of Next Scheduled Update: 02/19/2007

BRS: Biennial Reporting System
Source: EPA/NTIS
Telephone: 800-424-9346
The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2003
Database Release Frequency: Biennially
Date of Last EDR Contact: 12/15/2006
Date of Next Scheduled Update: 03/12/2007

RAATS: RCRA Administrative Action Tracking System
Source: EPA
Telephone: 202-564-4104
RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

CORRACTS: Corrective Action Report
Source: EPA
Telephone: 800-424-9346
CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 09/27/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

PADS: PCB Activity Database System
Source: EPA
Telephone: 202-566-0500
PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 07/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

MLTS: Material Licensing Tracking System
Source: Nuclear Regulatory Commission
Telephone: 301-415-7169
MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NY AST: Petroleum Bulk Storage
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY UST: Petroleum Bulk Storage (PBS) Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

ERNS: Emergency Response Notification System
Source: National Response Center, United States Coast Guard
Telephone: 202-260-2342
Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 12/31/2005
Database Release Frequency: Annually
Date of Last EDR Contact: 10/24/2006
Date of Next Scheduled Update: 01/22/2007

HMIRS: Hazardous Materials Information Reporting System
Source: U.S. Department of Transportation
Telephone: 202-366-4555
Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

WASTE DISPOSAL

NPL: National Priority List
Source: EPA
Telephone: Not reported
National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

Proposed NPL: Proposed National Priority List Sites
Source: EPA
Telephone: Not reported

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

DELISTED NPL: National Priority List Deletions
Source: EPA
Telephone: Not reported
The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System
Source: EPA
Telephone: 703-603-8960
CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 08/09/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 09/21/2006
Elapsed ASTM Days: 62
Date of Last EDR Contact: 12/19/2006

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned
Source: EPA
Telephone: 703-603-8960
Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 10/10/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

ROD: Records Of Decision
Source: EPA
Telephone: 703-416-0223
Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 10/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NPL RECOVERY: Federal Superfund Liens
Source: EPA
Telephone: 202-564-4267
Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991
Date Made Active at EDR: 03/30/1994
Database Release Frequency: No Update Planned
Date of Data Arrival at EDR: 02/02/1994
Elapsed ASTM Days: 56
Date of Last EDR Contact: 11/17/2006

NY SHWS: Inactive Hazardous Waste Disposal Sites in New York State
Source: Department of Environmental Conservation
Telephone: 518-402-9622
Referred to as the State Superfund Program, the Inactive Hazardous Waste Disposal Site Remedial Program is the cleanup program for inactive hazardous waste sites and now includes hazardous substance sites

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY SWF/LF: Facility Register
Source: Department of Environmental Conservation
Telephone: 518-457-2051
Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

MULTIMEDIA

TRIS: Toxic Chemical Release Inventory System
Source: EPA
Telephone: 202-566-0250
Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 12/19/2006
Date of Next Scheduled Update: 03/19/2007

SSTS: Section 7 Tracking Systems
Source: EPA
Telephone: 202-564-4203
Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 11/07/2006
Date of Next Scheduled Update: 01/15/2007

TSCA: Toxic Substances Control Act
Source: EPA
Telephone: 202-260-5521
Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2002
Database Release Frequency: N/A
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Telephone: 202-566-1667
FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA
Telephone: 202-566-1667

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

FINDS: Facility Index System/Facility Registry System
Source: EPA
Telephone: Not reported
Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 10/11/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

RMP: Risk Management Plans
Source: Environmental Protection Agency
Telephone: 202-564-8600
When Congress passed the Clean Air Act Amendments of 1990, it required EPA to publish regulations and guidance for chemical accident prevention at facilities using extremely hazardous substances. The Risk Management Program Rule (RMP Rule) was written to implement Section 112(r) of these amendments. The rule, which built upon existing industry codes and standards, requires companies of all sizes that use certain flammable and toxic substances to develop a Risk Management Program, which includes a(n): Hazard assessment that details the potential effects of an accidental release, an accident history of the last five years, and an evaluation of worst-case and alternative accidental releases; Prevention program that includes safety precautions and maintenance, monitoring, and employee training measures; and Emergency response program that spells out emergency health care, employee training measures and procedures for informing the public and response agencies (e.g the fire department) should an accident occur.

Date of Government Version: 09/01/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

STORMWATER: Storm Water General Permits
Source: Environmental Protection Agency
Telephone: 202-564-0746
A listing of all facilities with Storm Water General Permits.

Date of Government Version: 06/02/2005
Database Release Frequency: Quarterly
Date of Last EDR Contact: 11/28/2006
Date of Next Scheduled Update: 01/01/2007

US ENG CONTROLS: Engineering Controls Sites List
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

US INST CONTROL: Sites with Institutional Controls
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land
Source: EPA Region 1
Telephone: 617-918-1313
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 09/07/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HSWDS: Hazardous Substance Waste Disposal Site Inventory
Source: Department of Environmental Conservation
Telephone: 518-402-9564
The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-Registry sites that U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared. Hazardous Substance Waste Disposal Sites are eligible to be Superfund sites now that the New York State Superfund has been refinanced and changed. This means that the study inventory has served its purpose and will no longer be maintained as a separate entity. The last version of the study inventory is frozen in time. The sites on the study will not automatically be made Superfund sites, rather each site will be further evaluated for listing on the Registry. So overtime they will be added to the registry or not.

Date of Government Version: 01/01/2003
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/27/2006
Date of Next Scheduled Update: 02/26/2007

NY DEL SHWS: Delisted Registry Sites
Source: Department of Environmental Conservation
Telephone: 518-402-9622
A database listing of sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SWRCY: Registered Recycling Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8705
A listing of recycling facilities.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

NY SWTIRE: Registered Waste Tire Storage & Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8694

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/15/2006
Date of Next Scheduled Update: 02/12/2007

NY LTANKS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY HIST LTANKS: Listing of Leaking Storage Tanks
Source: Department of Environmental Conservation
Telephone: 518-402-9549
A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY CBS UST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/24/2005
Date of Next Scheduled Update: 01/23/2006

NY MOSF UST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST UST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY CBS AST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater, and/or in underground tanks of any size.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST AST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY MOSF AST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY NY MANIFEST: Facility and Manifest Data
Source: Department of Environmental Conservation
Telephone: 518-402-8651
Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/26/2007

NY SPILLS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HIST SPILLS: SPILLS Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

NY ENG CONTROLS: Registry of Engineering Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have engineering controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY INST CONTROL: Registry of Institutional Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have institutional controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY VCP: Voluntary Cleanup Agreements
Source: Department of Environmental Conservation
Telephone: 518-402-9711
New York established its Voluntary Cleanup Program (VCP) to address the environmental, legal and financial barriers that often hinder the redevelopment and reuse of contaminated properties. The Voluntary Cleanup Program was developed to enhance private sector cleanup of brownfields by enabling parties to remediate sites using private rather than public funds and to reduce the development pressures on "greenfield" sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY DRYCLEANERS: Registered Drycleaners
Source: Department of Environmental Conservation
Telephone: 518-402-8403
A listing of all registered drycleaning facilities.

Date of Government Version: 06/15/2004
Database Release Frequency: Varies
Date of Last EDR Contact: 05/21/2004
Date of Next Scheduled Update: Not reported

NY BROWNFIELDS: Brownfields Site List
Source: Department of Environmental Conservation
Telephone: 518-402-9764
A Brownfield is any real property where redevelopment or re-use may be complicated by the presence or potential presence of a hazardous waste, petroleum, pollutant, or contaminant.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SPDES: State Pollutant Discharge Elimination System
Source: Department of Environmental Conservation
Telephone: 518-402-8233
New York State has a state program which has been approved by the United States Environmental Protection Agency for the control of wastewater and stormwater discharges in accordance with the Clean Water Act. Under New York State law the program is known as the State Pollutant Discharge Elimination System (SPDES) and is broader in scope than that required by the Clean Water Act in that it controls point source discharges to groundwaters as well as surface waters.

Date of Government Version: 11/08/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/06/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY AIRS: Air Emissions Data
Source: Department of Environmental Conservation
Telephone: 518-402-8452

Date of Government Version: 12/31/2002
Database Release Frequency: Annually

Date of Last EDR Contact: 11/20/2006
Date of Next Scheduled Update: 02/19/2007

NY E DESIGNATION: E DESIGNATION SITE LISTING
Source: New York City Department of City Planning
Telephone: 718-595-6658
The (E (Environmental)) designation would ensure that sampling and remediation take place on the subject properties, and would avoid any significant impacts related to hazardous materials at these locations. The (E) designations would require that the fee owner of the sites conduct a testing and sampling protocol, and remediation where appropriate, to the satisfaction of the NYCDEP before the issuance of a building permit by the Department of Buildings pursuant to the provisions of Section 11-15 of the Zoning Resolution (Environmental Requirements). The (E) designations also include a mandatory construction-related health and safety plan which must be approved by NYCDEP.

Date of Government Version: 08/01/2006
Database Release Frequency: Varies

Date of Last EDR Contact: 10/17/2006
Date of Next Scheduled Update: 01/15/2007

POTENTIAL SUPERFUND LIABILITY

PRP: Potentially Responsible Parties
Source: EPA
Telephone: 202-564-6064
A listing of verified Potentially Responsible Parties

Date of Government Version: 10/07/2006
Database Release Frequency: Quarterly

Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007



EDR® Environmental
Data Resources Inc

EDR Site Report™

NATIONAL FUEL & GAS
MAIN / YOUNG STREETS
AMHERST, NY

Inquiry Number:

December 27, 2006

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road
Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050
Fax: 1-800-231-6802
Internet: www.edrnet.com

TABLE OF CONTENTS

The EDR-Site Report™ is a comprehensive presentation of government filings on a facility identified in a search of over 4 million government records from more than 600 federal, state and local environmental databases. The report is divided into three sections:

Section 1: Facility Summary ..... Page 3

Summary of facility filings including a review of the following areas: waste management, waste disposal, multi-media issues, and Superfund liability.

Section 2: Facility Detail Reports ..... Page 4

All available detailed information from databases where sites are identified.

Section 3: Databases Searched and Update Information. ..... Page 6

Name, source, update dates, contact phone number and description of each of the databases searched for this report.

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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SECTION 1: FACILITY SUMMARY

FACILITY AREA	FACILITY 1 **NATIONAL FUEL & GAS** MAIN / YOUNG STREETS AMHERST, NY EDR ID #S103571319
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	NO
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	**YES - p4**
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

MULTIMEDIA

Facility is listed in a county/local unique database

DATABASE: State/County (LOCAL)

NATIONAL FUEL & GAS
MAIN / YOUNG STREETS
AMHERST, NY
EDR ID #S103571319

Database: NY SPILLS

NY Spills:

Site ID:	136810
Facility Addr2:	Not reported
Facility ID:	9709050
Spill Number:	9709050
Facility Type:	ER
SWIS:	1522
Region of Spill:	9
Investigator:	RMCROSSE
Referred To:	Not reported
Spill Date:	11/03/97
Reported to Dept:	11/03/97
CID:	999
Spill Cause:	Other
Water Affected:	Not reported
Spill Source:	Commercial/Industrial
Spill Notifier:	Responsible Party
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	11/06/97
Recommended Penalty:	Penalty Not Recommended
UST Trust:	False
Spill Class:	Known release that creates potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	04/20/98
Remediation Phase:	0
Date Entered In Computer:	11/03/97
Spill Record Last Update:	05/04/98
Spiller Name:	TONYA ALEXANDER
Spiller Company:	NATIONAL FUEL GAS
Spiller Address:	10 LAFAYETTE SQUARE
Spiller City,St,Zip:	BUFFALO, NY 14203-
Spiller Company:	001
Spiller Phone:	(716) 857-7410
Contact Name:	Not reported
Contact Phone:	Not reported
DEC Region:	9
Program Number:	9709050
DER Facility ID:	117065
Site ID:	136810
Operable Unit ID:	1052123
Operable Unit:	01
Material ID:	330978
Material Code:	0022
Material Name:	Waste Oil/Used Oil
Case No.:	Not reported
Material FA:	Petroleum
Quantity:	30.00
Units:	Gallons
Recovered:	30.00
Resource Affected:	Soil
Oxygenate:	False
DEC Remarks:	Start CallerRemark - 9709050 OIL FROM CUT LINE ENTERED EXCAVATION-CONTRACTOR HIRED TO CLEAN UP. END CallerRemark - 9709050
Remarks:	Start DECRemark - 9709050 Prior to Sept, 2004 data translation this spill Lead DEC Field was "RMC" 11/03/97 RMC/SITE NFG REPLACING HIGH AND LOW PRESSURE LINES, UPON CUTTING LINE ABOUT 30 GALLONS OF OIL ACCUMULATED IN THE LINE, RAN INTO THE EXCAVATION, NFG HIRED IWSS TO CLEAN UP 11/06/97 RMC/SITE, TONYA ALEXANDER/PHONE, OIL CONTINUES TO ENTER EXCAVATION, RMC ADVISED THAT PIPE NEEDS TO BE CLEANED OUT AND CONTAMINATED WATER IN EXCAVATION PRIOR TO CLOSING, AGREED, TO REINSPECT 11/12/97 RMC/FILE, RECEIVED MESSAGE THAT HOLE WILL BE PUMPED DOWN AGAIN AND BACKFILLED. 12/13/97 RMC/ALEXANDER/PHONE, PIPE WILL BE CLEANED AND CAPED AND EXCAVATION PUMPED DOWN PRIOR TO CLOSURE, DISPOSAL RECEIPT DUE 12/31/97 03/31/98 RMC/FILE, LEFT MESSAGEWITH CAROL, THAT WE HAVE NOT YET RECEIVED THE DISPOSAL RECEIPT, DUE 5/1/98 04/20/98 RMC/FILE, RECEIVED DISPOSAL RECEIPT, OK, CLOSE OUT END DECRemark - 9709050

SECTION 2: FACILITY DETAIL REPORTS

...Continued...

Database: NY HIST SPILLS

NY Hist Spills:

Region of Spill:	9
Spill Number:	9709050
Investigator:	RMC
Caller Name:	Not reported
Caller Agency:	Not reported
Caller Phone:	Not reported
Notifier Name:	Not reported
Notifier Agency:	Not reported
Notifier Phone:	Not reported
Spill Date/Time:	11/03/1997 13:00
Reported to Dept Date/Time:	11/03/97 13:30
SWIS:	14
Spiller Name:	NATIONAL FUEL GAS
Spiller Contact:	TONYA ALEXANDER
Spiller Phone:	(716) 857-7410
Spiller Phone:	( ) -
Spiller Address:	10 LAFAYETTE SQUARE
Spiller City,St,Zip:	BUFFALO, NY 14203-
Spill Cause:	Other
Reported to Dept:	On Land
Water Affected:	Not reported
Spill Source:	01
Spill Notifier:	Responsible Party
PBS Number:	Not reported
Cleanup Ceased:	/ /
Cleanup Meets Std:	True
Last Inspection:	11/06/97
Recommended Penalty:	Penalty Not Recommended
Spiller Cleanup Dt:	/ /
Enforcement Date:	/ /
Invstgn Complete:	/ /
UST Involvement:	False
Spill Class:	Known release that creates potential for fire or hazard. DEC Response. Willing Responsible Party. Corrective action taken.
Spill Closed Dt:	04/20/98
Corrective Action Plan Submitted:	/ /
Date Region Sent Summary to Central Office:	/ /
Date Spill Entered In Computer Data File:	11/03/97
Date Spill Entered In Computer Data File:	Not reported
Update Date:	05/04/98
Is Updated:	False
DEC Remarks:	11/03/97 RMC/SITE NFG REPLACING HIGH AND LOW PRESSURE LINES, UPON CUTTING LINE ABOUT 30 GALLONS OF OIL ACCUMULATED IN THE LINE, RAN INTO THE EXCAVATION, NFG HIRED IWSS TO CLEAN UP 11/06/97 RMC/SITE, TONYA ALEXANDER/PHONE, OIL CONTINUES TO ENTER EXCAVATION, RMC ADVISED THAT PIPE NEEDS TO BE CLEANED OUT AND CONTAMINATED WATER IN EXCAVATION PRIOR TO CLOSING, AGREED, TO REINSPECT 11/12/97 RMC/FILE, RECEIVED MESSAGE THAT HOLE WILL BE PUMPED DOWN AGAIN AND BACKFILLED. 12/13/97 RMC/ALEXANDER/PHONE, PIPE WILL BE CLEANED AND CAPED AND EXCAVATION PUMPED DOWN PRIOR TO CLOSURE, DISPOSAL RECEIPT DUE 12/31/97 03/31/98 RMC/FILE, LEFT MESSAGE WITH CAROL, THAT WE HAVE NOT YET RECEIVED THE DISPOSAL RECEIPT, DUE 5/1/98 04/20/98 RMC/FILE,RECEIVED DISPOSAL RECEIPT, OK, CLOSE OUT
Remark:	OIL FROM CUT LINE ENTERED EXCAVATION-CONTRACTOR HIRED TO CLEAN UP.

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

WASTE MANAGEMENT

RCRA: Resource Conservation and Recovery Act Information
Source: EPA
Telephone: 800-424-9346
RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System (RCRIS). The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month. Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator off-site to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/13/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/13/2006
Date of Next Scheduled Update: 02/19/2007

BRS: Biennial Reporting System
Source: EPA/NTIS
Telephone: 800-424-9346
The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2003
Database Release Frequency: Biennially
Date of Last EDR Contact: 12/15/2006
Date of Next Scheduled Update: 03/12/2007

RAATS: RCRA Administrative Action Tracking System
Source: EPA
Telephone: 202-564-4104
RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

CORRACTS: Corrective Action Report
Source: EPA
Telephone: 800-424-9346
CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 09/27/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

PADS: PCB Activity Database System
Source: EPA
Telephone: 202-566-0500
PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 07/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

MLTS: Material Licensing Tracking System
Source: Nuclear Regulatory Commission
Telephone: 301-415-7169
MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NY AST: Petroleum Bulk Storage
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY UST: Petroleum Bulk Storage (PBS) Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

ERNS: Emergency Response Notification System
Source: National Response Center, United States Coast Guard
Telephone: 202-260-2342
Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 12/31/2005
Database Release Frequency: Annually
Date of Last EDR Contact: 10/24/2006
Date of Next Scheduled Update: 01/22/2007

HMIRS: Hazardous Materials Information Reporting System
Source: U.S. Department of Transportation
Telephone: 202-366-4555
Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

WASTE DISPOSAL

NPL: National Priority List
Source: EPA
Telephone: Not reported
National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

Proposed NPL: Proposed National Priority List Sites
Source: EPA
Telephone: Not reported

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

DELISTED NPL: National Priority List Deletions
Source: EPA
Telephone: Not reported
The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System
Source: EPA
Telephone: 703-603-8960
CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 08/09/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 09/21/2006
Elapsed ASTM Days: 62
Date of Last EDR Contact: 12/19/2006

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned
Source: EPA
Telephone: 703-603-8960
Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 10/10/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

ROD: Records Of Decision
Source: EPA
Telephone: 703-416-0223
Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 10/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NPL RECOVERY: Federal Superfund Liens
Source: EPA
Telephone: 202-564-4267
Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991
Date Made Active at EDR: 03/30/1994
Database Release Frequency: No Update Planned
Date of Data Arrival at EDR: 02/02/1994
Elapsed ASTM Days: 56
Date of Last EDR Contact: 11/17/2006

NY SHWS: Inactive Hazardous Waste Disposal Sites in New York State
Source: Department of Environmental Conservation
Telephone: 518-402-9622
Referred to as the State Superfund Program, the Inactive Hazardous Waste Disposal Site Remedial Program is the cleanup program for inactive hazardous waste sites and now includes hazardous substance sites

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SWF/LF: Facility Register
Source: Department of Environmental Conservation
Telephone: 518-457-2051
Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

MULTIMEDIA

TRIS: Toxic Chemical Release Inventory System
Source: EPA
Telephone: 202-566-0250
Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 12/19/2006
Date of Next Scheduled Update: 03/19/2007

SSTS: Section 7 Tracking Systems
Source: EPA
Telephone: 202-564-4203
Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 11/07/2006
Date of Next Scheduled Update: 01/15/2007

TSCA: Toxic Substances Control Act
Source: EPA
Telephone: 202-260-5521
Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2002
Database Release Frequency: N/A
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Telephone: 202-566-1667
FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA
Telephone: 202-566-1667

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

FINDS: Facility Index System/Facility Registry System
Source: EPA
Telephone: Not reported
Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 10/11/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

RMP: Risk Management Plans
Source: Environmental Protection Agency
Telephone: 202-564-8600
When Congress passed the Clean Air Act Amendments of 1990, it required EPA to publish regulations and guidance for chemical accident prevention at facilities using extremely hazardous substances. The Risk Management Program Rule (RMP Rule) was written to implement Section 112(r) of these amendments. The rule, which built upon existing industry codes and standards, requires companies of all sizes that use certain flammable and toxic substances to develop a Risk Management Program, which includes a(n): Hazard assessment that details the potential effects of an accidental release, an accident history of the last five years, and an evaluation of worst-case and alternative accidental releases; Prevention program that includes safety precautions and maintenance, monitoring, and employee training measures; and Emergency response program that spells out emergency health care, employee training measures and procedures for informing the public and response agencies (e.g the fire department) should an accident occur.

Date of Government Version: 09/01/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

STORMWATER: Storm Water General Permits
Source: Environmental Protection Agency
Telephone: 202-564-0746
A listing of all facilities with Storm Water General Permits.

Date of Government Version: 06/02/2005
Database Release Frequency: Quarterly
Date of Last EDR Contact: 11/28/2006
Date of Next Scheduled Update: 01/01/2007

US ENG CONTROLS: Engineering Controls Sites List
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

US INST CONTROL: Sites with Institutional Controls
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land
Source: EPA Region 1
Telephone: 617-918-1313
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 09/07/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HSWDS: Hazardous Substance Waste Disposal Site Inventory
Source: Department of Environmental Conservation
Telephone: 518-402-9564
The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-Registry sites that U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared. Hazardous Substance Waste Disposal Sites are eligible to be Superfund sites now that the New York State Superfund has been refinanced and changed. This means that the study inventory has served its purpose and will no longer be maintained as a separate entity. The last version of the study inventory is frozen in time. The sites on the study will not automatically be made Superfund sites, rather each site will be further evaluated for listing on the Registry. So overtime they will be added to the registry or not.

Date of Government Version: 01/01/2003
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/27/2006
Date of Next Scheduled Update: 02/26/2007

NY DEL SHWS: Delisted Registry Sites
Source: Department of Environmental Conservation
Telephone: 518-402-9622
A database listing of sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SWRCY: Registered Recycling Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8705
A listing of recycling facilities.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

NY SWTIRE: Registered Waste Tire Storage & Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8694

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/15/2006
Date of Next Scheduled Update: 02/12/2007

NY LTANKS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY HIST LTANKS: Listing of Leaking Storage Tanks
Source: Department of Environmental Conservation
Telephone: 518-402-9549
A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY CBS UST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/24/2005
Date of Next Scheduled Update: 01/23/2006

NY MOSF UST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST UST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY CBS AST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater, and/or in underground tanks of any size.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST AST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY MOSF AST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY NY MANIFEST: Facility and Manifest Data
Source: Department of Environmental Conservation
Telephone: 518-402-8651
Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/26/2007

NY SPILLS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HIST SPILLS: SPILLS Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

NY ENG CONTROLS: Registry of Engineering Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have engineering controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY INST CONTROL: Registry of Institutional Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have institutional controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY VCP: Voluntary Cleanup Agreements
Source: Department of Environmental Conservation
Telephone: 518-402-9711
New York established its Voluntary Cleanup Program (VCP) to address the environmental, legal and financial barriers that often hinder the redevelopment and reuse of contaminated properties. The Voluntary Cleanup Program was developed to enhance private sector cleanup of brownfields by enabling parties to remediate sites using private rather than public funds and to reduce the development pressures on "greenfield" sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY DRYCLEANERS: Registered Drycleaners
Source: Department of Environmental Conservation
Telephone: 518-402-8403
A listing of all registered drycleaning facilities.

Date of Government Version: 06/15/2004
Database Release Frequency: Varies
Date of Last EDR Contact: 05/21/2004
Date of Next Scheduled Update: Not reported

NY BROWNFIELDS: Brownfields Site List
Source: Department of Environmental Conservation
Telephone: 518-402-9764
A Brownfield is any real property where redevelopment or re-use may be complicated by the presence or potential presence of a hazardous waste, petroleum, pollutant, or contaminant.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SPDES: State Pollutant Discharge Elimination System
Source: Department of Environmental Conservation
Telephone: 518-402-8233
New York State has a state program which has been approved by the United States Environmental Protection Agency for the control of wastewater and stormwater discharges in accordance with the Clean Water Act. Under New York State law the program is known as the State Pollutant Discharge Elimination System (SPDES) and is broader in scope than that required by the Clean Water Act in that it controls point source discharges to groundwaters as well as surface waters.

Date of Government Version: 11/08/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/06/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY AIRS: Air Emissions Data
Source: Department of Environmental Conservation
Telephone: 518-402-8452

Date of Government Version: 12/31/2002
Database Release Frequency: Annually

Date of Last EDR Contact: 11/20/2006
Date of Next Scheduled Update: 02/19/2007

NY E DESIGNATION: E DESIGNATION SITE LISTING
Source: New York City Department of City Planning
Telephone: 718-595-6658
The (E (Environmental)) designation would ensure that sampling and remediation take place on the subject properties, and would avoid any significant impacts related to hazardous materials at these locations. The (E) designations would require that the fee owner of the sites conduct a testing and sampling protocol, and remediation where appropriate, to the satisfaction of the NYCDEP before the issuance of a building permit by the Department of Buildings pursuant to the provisions of Section 11-15 of the Zoning Resolution (Environmental Requirements). The (E) designations also include a mandatory construction-related health and safety plan which must be approved by NYCDEP.

Date of Government Version: 08/01/2006
Database Release Frequency: Varies

Date of Last EDR Contact: 10/17/2006
Date of Next Scheduled Update: 01/15/2007

POTENTIAL SUPERFUND LIABILITY

PRP: Potentially Responsible Parties
Source: EPA
Telephone: 202-564-6064
A listing of verified Potentially Responsible Parties

Date of Government Version: 10/07/2006
Database Release Frequency: Quarterly

Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007



EDR Site Report™

GETTY FACILITY #58871
6130 MAIN ST
WILLIAMSVILLE, NY 14221

Inquiry Number:

December 27, 2006

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road
Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050
Fax: 1-800-231-6802
Internet: www.edrnet.com

TABLE OF CONTENTS

The EDR-Site Report™ is a comprehensive presentation of government filings on a facility identified in a search of over 4 million government records from more than 600 federal, state and local environmental databases. The report is divided into three sections:

Section 1: Facility Summary ..... **Page 3**

Summary of facility filings including a review of the following areas: waste management, waste disposal, multi-media issues, and Superfund liability.

Section 2: Facility Detail Reports ..... **Page 4**

All available detailed information from databases where sites are identified.

Section 3: Databases Searched and Update Information. ..... **Page 10**

Name, source, update dates, contact phone number and description of each of the databases searched for this report.

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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SECTION 1: FACILITY SUMMARY

FACILITY AREA	FACILITY 1 **GETTY FACILITY #58871** 6130 MAIN ST WILLIAMSVILLE, NY 14221 EDR ID #U003317455
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	NO
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	**YES - p4**
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

MULTIMEDIA

Facility is listed in a county/local unique database

DATABASE: State/County (LOCAL)

GETTY FACILITY #58871
6130 MAIN ST
WILLIAMSVILLE, NY 14221
EDR ID #U003317455

Database: NY HIST UST

HIST UST:

PBS Number:	9-383708
SPDES Number:	Not reported
Emergency Contact:	SCOTT J HANLEY
Emergency Telephone:	(718) 324-5110
Operator:	GETTY
Operator Telephone:	(716) 633-4188
Owner Name:	GETTY
Owner Address:	125 JERICHO TURNPIKE
Owner City,St,Zip:	JERICHO, NY 11753
Owner Telephone:	(516) 338-6000
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	GETTY PETROLEUM MARKETING, INC.
Mailing Address:	86 DOREMUS AVENUE
Mailing Address 2:	Not reported
Mailing City,St,Zip:	NEWARK, NJ 07105
Mailing Contact:	DALE HOLDEN REG. ENGINEER
Mailing Telephone:	(973) 344-7860
Owner Mark:	Second Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	005
Tank Location:	UNDERGROUND
Install Date:	19990801
Capacity (gals):	10000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Fiberglass reinforced plastic [FRP]
Tank Internal:	Fiberglass Liner (FRP)
Tank External:	40
Pipe Location:	Underground
Pipe Type:	STAINLESS STEEL ALLOY
Pipe Internal:	Fiberglass Liner (FRP)
Pipe External:	40
Second Containment:	20
Leak Detection:	90
Overfill Prot:	Automatic Shut-Off, Catch Basin
Dispenser:	Submersible
Date Tested:	Not reported
Next Test Date:	08/01/2014
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	04/20/2000
Expiration Date:	09/28/2004
Renew Flag:	False
Renewal Date:	19920527
Total Capacity:	22000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST

County Code:	14
Town or City:	22
Region:	9
PBS Number:	9-383708
SPDES Number:	Not reported
Emergency Contact:	SCOTT J HANLEY
Emergency Telephone:	(718) 324-5110
Operator:	GETTY
Operator Telephone:	(716) 633-4188
Owner Name:	GETTY
Owner Address:	125 JERICHO TURNPIKE
Owner City,St,Zip:	JERICHO, NY 11753
Owner Telephone:	(516) 338-6000
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	GETTY PETROLEUM MARKETING, INC.
Mailing Address:	86 DOREMUS AVENUE
Mailing Address 2:	Not reported
Mailing City,St,Zip:	NEWARK, NJ 07105
Mailing Contact:	DALE HOLDEN REG. ENGINEER
Mailing Telephone:	(973) 344-7860
Owner Mark:	Second Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	006
Tank Location:	UNDERGROUND
Install Date:	19990801
Capacity (gals):	12000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Fiberglass reinforced plastic [FRP]
Tank Internal:	Fiberglass Liner (FRP)
Tank External:	40
Pipe Location:	Underground
Pipe Type:	STAINLESS STEEL ALLOY
Pipe Internal:	Fiberglass Liner (FRP)
Pipe External:	40
Second Containment:	20
Leak Detection:	90
Overfill Prot:	Automatic Shut-Off, Catch Basin
Dispenser:	Submersible
Date Tested:	Not reported
Next Test Date:	08/01/2014
Missing Data for Tank:	No Missing Data
Date Closed:	Not reported
Test Method:	Not reported
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	04/20/2000
Expiration Date:	09/28/2004
Renew Flag:	False
Renewal Date:	19920527
Total Capacity:	22000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9
PBS Number:	9-383708
SPDES Number:	Not reported
Emergency Contact:	SCOTT J HANLEY
Emergency Telephone:	(718) 324-5110
Operator:	GETTY
Operator Telephone:	(716) 633-4188
Owner Name:	GETTY
Owner Address:	125 JERICHO TURNPIKE
Owner City,St,Zip:	JERICHO, NY 11753
Owner Telephone:	(516) 338-6000

SECTION 2: FACILITY DETAIL REPORTS

...Continued...

Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	GETTY PETROLEUM MARKETING, INC.
Mailing Address:	86 DOREMUS AVENUE
Mailing Address 2:	Not reported
Mailing City,St,Zip:	NEWARK, NJ 07105
Mailing Contact:	DALE HOLDEN REG. ENGINEER
Mailing Telephone:	(973) 344-7860
Owner Mark:	Second Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	1
Tank Location:	UNDERGROUND
Install Date:	19810401
Capacity (gals):	6000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	10
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	Automatic Shut-Off
Dispenser:	Suction
Date Tested:	05/01/1997
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	08/01/1999
Test Method:	Horner EZ Check
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	04/20/2000
Expiration Date:	09/28/2004
Renew Flag:	False
Renewal Date:	19920527
Total Capacity:	22000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-383708
SPDES Number:	Not reported
Emergency Contact:	SCOTT J HANLEY
Emergency Telephone:	(718) 324-5110
Operator:	GETTY
Operator Telephone:	(716) 633-4188
Owner Name:	GETTY
Owner Address:	125 JERICHO TURNPIKE
Owner City,St,Zip:	JERICHO, NY 11753
Owner Telephone:	(516) 338-6000
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	GETTY PETROLEUM MARKETING, INC.
Mailing Address:	86 DOREMUS AVENUE
Mailing Address 2:	Not reported
Mailing City,St,Zip:	NEWARK, NJ 07105
Mailing Contact:	DALE HOLDEN REG. ENGINEER
Mailing Telephone:	(973) 344-7860
Owner Mark:	Second Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	2
Tank Location:	UNDERGROUND

Install Date:	19790301
Capacity (gals):	4000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	10
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	Automatic Shut-Off
Dispenser:	Suction
Date Tested:	07/01/1994
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	08/01/1999
Test Method:	Alternate Test per 613.5a2v (PBS Regulations)
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	04/20/2000
Expiration Date:	09/28/2004
Renew Flag:	False
Renewal Date:	19920527
Total Capacity:	22000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-383708
SPDES Number:	Not reported
Emergency Contact:	SCOTT J HANLEY
Emergency Telephone:	(718) 324-5110
Operator:	GETTY
Operator Telephone:	(716) 633-4188
Owner Name:	GETTY
Owner Address:	125 JERICHO TURNPIKE
Owner City,St,Zip:	JERICHO, NY 11753
Owner Telephone:	(516) 338-6000
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	GETTY PETROLEUM MARKETING, INC.
Mailing Address:	86 DOREMUS AVENUE
Mailing Address 2:	Not reported
Mailing City,St,Zip:	NEWARK, NJ 07105
Mailing Contact:	DALE HOLDEN REG. ENGINEER
Mailing Telephone:	(973) 344-7860
Owner Mark:	Second Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	3
Tank Location:	UNDERGROUND
Install Date:	19790301
Capacity (gals):	4000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	10
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	Automatic Shut-Off
Dispenser:	Suction

Date Tested:	05/01/1997
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	08/01/1999
Test Method:	Horner EZ Check
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK
Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	04/20/2000
Expiration Date:	09/28/2004
Renew Flag:	False
Renewal Date:	19920527
Total Capacity:	22000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

PBS Number:	9-383708
SPDES Number:	Not reported
Emergency Contact:	SCOTT J HANLEY
Emergency Telephone:	(718) 324-5110
Operator:	GETTY
Operator Telephone:	(716) 633-4188
Owner Name:	GETTY
Owner Address:	125 JERICHO TURNPIKE
Owner City,St,Zip:	JERICHO, NY 11753
Owner Telephone:	(516) 338-6000
Owner Type:	Corporate/Commercial
Owner Subtype:	Not reported
Mailing Name:	GETTY PETROLEUM MARKETING, INC.
Mailing Address:	86 DOREMUS AVENUE
Mailing Address 2:	Not reported
Mailing City,St,Zip:	NEWARK, NJ 07105
Mailing Contact:	DALE HOLDEN REG. ENGINEER
Mailing Telephone:	(973) 344-7860
Owner Mark:	Second Owner
Facility Status:	1 - Active PBS facility, i.e. total capacity of the PBS tanks is greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist or not at the facility.
Facility Addr2:	Not reported
Tank Id:	4
Tank Location:	UNDERGROUND
Install Date:	19631201
Capacity (gals):	6000
Product Stored:	UNLEADED GASOLINE
Tank Type:	Steel/carbon steel
Tank Internal:	None
Tank External:	10
Pipe Location:	Underground
Pipe Type:	GALVANIZED STEEL
Pipe Internal:	None
Pipe External:	None
Second Containment:	None
Leak Detection:	None
Overfill Prot:	Automatic Shut-Off
Dispenser:	Suction
Date Tested:	05/01/1997
Next Test Date:	Not reported
Missing Data for Tank:	No Missing Data
Date Closed:	08/01/1999
Test Method:	Horner EZ Check
Deleted:	False
Updated:	True
Lat/long:	Not reported
Lat/long:	Not reported
SWIS ID:	1422
Old PBS Number:	Not reported
Facility Type:	RETAIL GASOLINE SALES
Inspected Date:	20000225
Inspector:	PFK

Inspection Result:	Not reported
Federal ID:	Not reported
Certification Flag:	False
Certification Date:	04/20/2000
Expiration Date:	09/28/2004
Renew Flag:	False
Renewal Date:	19920527
Total Capacity:	22000
FAMT:	True
Facility Screen:	No Missing Data
Owner Screen:	No Missing Data
Tank Screen:	No Missing Data
Dead Letter:	False
CBS Number:	Not reported
Town or City:	AMHERST
County Code:	14
Town or City:	22
Region:	9

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

WASTE MANAGEMENT

RCRA: Resource Conservation and Recovery Act Information
Source: EPA
Telephone: 800-424-9346
RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System (RCRIS). The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month. Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator off-site to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/13/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/13/2006
Date of Next Scheduled Update: 02/19/2007

BRS: Biennial Reporting System
Source: EPA/NTIS
Telephone: 800-424-9346
The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2003
Database Release Frequency: Biennially
Date of Last EDR Contact: 12/15/2006
Date of Next Scheduled Update: 03/12/2007

RAATS: RCRA Administrative Action Tracking System
Source: EPA
Telephone: 202-564-4104
RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

CORRACTS: Corrective Action Report
Source: EPA
Telephone: 800-424-9346
CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 09/27/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/04/2006
Date of Next Scheduled Update: 03/05/2007

PADS: PCB Activity Database System
Source: EPA
Telephone: 202-566-0500
PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 07/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

MLTS: Material Licensing Tracking System
Source: Nuclear Regulatory Commission
Telephone: 301-415-7169
MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NY AST: Petroleum Bulk Storage
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY UST: Petroleum Bulk Storage (PBS) Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 09/14/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

ERNS: Emergency Response Notification System
Source: National Response Center, United States Coast Guard
Telephone: 202-260-2342
Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 12/31/2005
Database Release Frequency: Annually
Date of Last EDR Contact: 10/24/2006
Date of Next Scheduled Update: 01/22/2007

HMIRS: Hazardous Materials Information Reporting System
Source: U.S. Department of Transportation
Telephone: 202-366-4555
Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

WASTE DISPOSAL

NPL: National Priority List
Source: EPA
Telephone: Not reported
National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

Proposed NPL: Proposed National Priority List Sites
Source: EPA
Telephone: Not reported

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

DELISTED NPL: National Priority List Deletions
Source: EPA
Telephone: Not reported
The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 09/27/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 11/01/2006
Elapsed ASTM Days: 21
Date of Last EDR Contact: 11/01/2006

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System
Source: EPA
Telephone: 703-603-8960
CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 08/09/2006
Date Made Active at EDR: 11/22/2006
Database Release Frequency: Quarterly
Date of Data Arrival at EDR: 09/21/2006
Elapsed ASTM Days: 62
Date of Last EDR Contact: 12/19/2006

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned
Source: EPA
Telephone: 703-603-8960
Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 10/10/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

ROD: Records Of Decision
Source: EPA
Telephone: 703-416-0223
Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 10/07/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

NPL RECOVERY: Federal Superfund Liens
Source: EPA
Telephone: 202-564-4267
Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991
Date Made Active at EDR: 03/30/1994
Database Release Frequency: No Update Planned
Date of Data Arrival at EDR: 02/02/1994
Elapsed ASTM Days: 56
Date of Last EDR Contact: 11/17/2006

NY SHWS: Inactive Hazardous Waste Disposal Sites in New York State
Source: Department of Environmental Conservation
Telephone: 518-402-9622
Referred to as the State Superfund Program, the Inactive Hazardous Waste Disposal Site Remedial Program is the cleanup program for inactive hazardous waste sites and now includes hazardous substance sites

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY SWF/LF: Facility Register
Source: Department of Environmental Conservation
Telephone: 518-457-2051
Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

MULTIMEDIA

TRIS: Toxic Chemical Release Inventory System
Source: EPA
Telephone: 202-566-0250
Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 12/19/2006
Date of Next Scheduled Update: 03/19/2007

SSTS: Section 7 Tracking Systems
Source: EPA
Telephone: 202-564-4203
Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2004
Database Release Frequency: Annually
Date of Last EDR Contact: 11/07/2006
Date of Next Scheduled Update: 01/15/2007

TSCA: Toxic Substances Control Act
Source: EPA
Telephone: 202-260-5521
Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2002
Database Release Frequency: N/A
Date of Last EDR Contact: 10/18/2006
Date of Next Scheduled Update: 01/15/2007

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Telephone: 202-566-1667
FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
Source: EPA
Telephone: 202-566-1667

Date of Government Version: 10/19/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/18/2006
Date of Next Scheduled Update: 03/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

FINDS: Facility Index System/Facility Registry System
Source: EPA
Telephone: Not reported
Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 10/11/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

RMP: Risk Management Plans
Source: Environmental Protection Agency
Telephone: 202-564-8600
When Congress passed the Clean Air Act Amendments of 1990, it required EPA to publish regulations and guidance for chemical accident prevention at facilities using extremely hazardous substances. The Risk Management Program Rule (RMP Rule) was written to implement Section 112(r) of these amendments. The rule, which built upon existing industry codes and standards, requires companies of all sizes that use certain flammable and toxic substances to develop a Risk Management Program, which includes a(n): Hazard assessment that details the potential effects of an accidental release, an accident history of the last five years, and an evaluation of worst-case and alternative accidental releases; Prevention program that includes safety precautions and maintenance, monitoring, and employee training measures; and Emergency response program that spells out emergency health care, employee training measures and procedures for informing the public and response agencies (e.g the fire department) should an accident occur.

Date of Government Version: 09/01/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

STORMWATER: Storm Water General Permits
Source: Environmental Protection Agency
Telephone: 202-564-0746
A listing of all facilities with Storm Water General Permits.

Date of Government Version: 06/02/2005
Database Release Frequency: Quarterly
Date of Last EDR Contact: 11/28/2006
Date of Next Scheduled Update: 01/01/2007

US ENG CONTROLS: Engineering Controls Sites List
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

US INST CONTROL: Sites with Institutional Controls
Source: Environmental Protection Agency
Telephone: 703-603-8905
A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 03/21/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 09/07/2006
Date of Next Scheduled Update: 10/02/2006

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land
Source: EPA Region 1
Telephone: 617-918-1313
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 09/07/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 11/17/2006
Date of Next Scheduled Update: 02/19/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HSWDS: Hazardous Substance Waste Disposal Site Inventory
Source: Department of Environmental Conservation
Telephone: 518-402-9564
The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-Registry sites that U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared. Hazardous Substance Waste Disposal Sites are eligible to be Superfund sites now that the New York State Superfund has been refinanced and changed. This means that the study inventory has served its purpose and will no longer be maintained as a separate entity. The last version of the study inventory is frozen in time. The sites on the study will not automatically be made Superfund sites, rather each site will be further evaluated for listing on the Registry. So overtime they will be added to the registry or not.

Date of Government Version: 01/01/2003
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/27/2006
Date of Next Scheduled Update: 02/26/2007

NY DEL SHWS: Delisted Registry Sites
Source: Department of Environmental Conservation
Telephone: 518-402-9622
A database listing of sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SWRCY: Registered Recycling Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8705
A listing of recycling facilities.

Date of Government Version: 10/31/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 10/30/2006
Date of Next Scheduled Update: 01/29/2007

NY SWTIRE: Registered Waste Tire Storage & Facility List
Source: Department of Environmental Conservation
Telephone: 518-402-8694

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/15/2006
Date of Next Scheduled Update: 02/12/2007

NY LTANKS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

NY HIST LTANKS: Listing of Leaking Storage Tanks
Source: Department of Environmental Conservation
Telephone: 518-402-9549
A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY CBS UST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/24/2005
Date of Next Scheduled Update: 01/23/2006

NY MOSF UST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST UST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 01/01/2002
Database Release Frequency: Varies
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY CBS AST: Chemical Bulk Storage Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater, and/or in underground tanks of any size.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY HIST AST: Historical Petroleum Bulk Storage Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Registered Aboveground Storage Tanks.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 10/23/2006
Date of Next Scheduled Update: 01/22/2007

NY MOSF AST: Major Oil Storage Facilities Database
Source: NYSDEC
Telephone: 518-402-9549
Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/25/2005
Date of Next Scheduled Update: 10/24/2005

NY NY MANIFEST: Facility and Manifest Data
Source: Department of Environmental Conservation
Telephone: 518-402-8651
Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 08/01/2006
Database Release Frequency: Annually
Date of Last EDR Contact: 11/29/2006
Date of Next Scheduled Update: 02/26/2007

NY SPILLS: Spills Information Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 09/14/2006
Database Release Frequency: Varies
Date of Last EDR Contact: 10/25/2006
Date of Next Scheduled Update: 01/22/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY HIST SPILLS: SPILLS Database
Source: Department of Environmental Conservation
Telephone: 518-402-9549
This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 07/07/2005
Date of Next Scheduled Update: Not reported

NY ENG CONTROLS: Registry of Engineering Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have engineering controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY INST CONTROL: Registry of Institutional Controls
Source: Department of Environmental Conservation
Telephone: 518-402-9553
Environmental Remediation sites that have institutional controls in place.

Date of Government Version: 08/04/2006
Database Release Frequency: Quarterly
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY VCP: Voluntary Cleanup Agreements
Source: Department of Environmental Conservation
Telephone: 518-402-9711
New York established its Voluntary Cleanup Program (VCP) to address the environmental, legal and financial barriers that often hinder the redevelopment and reuse of contaminated properties. The Voluntary Cleanup Program was developed to enhance private sector cleanup of brownfields by enabling parties to remediate sites using private rather than public funds and to reduce the development pressures on "greenfield" sites.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY DRYCLEANERS: Registered Drycleaners
Source: Department of Environmental Conservation
Telephone: 518-402-8403
A listing of all registered drycleaning facilities.

Date of Government Version: 06/15/2004
Database Release Frequency: Varies
Date of Last EDR Contact: 05/21/2004
Date of Next Scheduled Update: Not reported

NY BROWNFIELDS: Brownfields Site List
Source: Department of Environmental Conservation
Telephone: 518-402-9764
A Brownfield is any real property where redevelopment or re-use may be complicated by the presence or potential presence of a hazardous waste, petroleum, pollutant, or contaminant.

Date of Government Version: 08/04/2006
Database Release Frequency: Semi-Annually
Date of Last EDR Contact: 12/14/2006
Date of Next Scheduled Update: 03/12/2007

NY SPDES: State Pollutant Discharge Elimination System
Source: Department of Environmental Conservation
Telephone: 518-402-8233
New York State has a state program which has been approved by the United States Environmental Protection Agency for the control of wastewater and stormwater discharges in accordance with the Clean Water Act. Under New York State law the program is known as the State Pollutant Discharge Elimination System (SPDES) and is broader in scope than that required by the Clean Water Act in that it controls point source discharges to groundwaters as well as surface waters.

Date of Government Version: 11/08/2006
Database Release Frequency: No Update Planned
Date of Last EDR Contact: 11/06/2006
Date of Next Scheduled Update: 02/05/2007

SECTION 3: DATABASES SEARCHED AND UPDATE DATES

...Continued...

NY AIRS: Air Emissions Data
Source: Department of Environmental Conservation
Telephone: 518-402-8452

Date of Government Version: 12/31/2002
Database Release Frequency: Annually

Date of Last EDR Contact: 11/20/2006
Date of Next Scheduled Update: 02/19/2007

NY E DESIGNATION: E DESIGNATION SITE LISTING
Source: New York City Department of City Planning
Telephone: 718-595-6658
The (E (Environmental)) designation would ensure that sampling and remediation take place on the subject properties, and would avoid any significant impacts related to hazardous materials at these locations. The (E) designations would require that the fee owner of the sites conduct a testing and sampling protocol, and remediation where appropriate, to the satisfaction of the NYCDEP before the issuance of a building permit by the Department of Buildings pursuant to the provisions of Section 11-15 of the Zoning Resolution (Environmental Requirements). The (E) designations also include a mandatory construction-related health and safety plan which must be approved by NYCDEP.

Date of Government Version: 08/01/2006
Database Release Frequency: Varies

Date of Last EDR Contact: 10/17/2006
Date of Next Scheduled Update: 01/15/2007

POTENTIAL SUPERFUND LIABILITY

PRP: Potentially Responsible Parties
Source: EPA
Telephone: 202-564-6064
A listing of verified Potentially Responsible Parties

Date of Government Version: 10/07/2006
Database Release Frequency: Quarterly

Date of Last EDR Contact: 10/02/2006
Date of Next Scheduled Update: 01/01/2007

10.6 MUNICIPAL INFORMATION

realRecord™

OWNERSHIP INFORMATION

BUSSHART DEVELOPMENT LLC
6126 MAIN ST
AMHERST NY 14221-7065

PARCEL NO: 69.18-7-39

Mail: 2421 CLINTON ST
W SENECA, NY 14224-

PHONE NUMBER:

COUNTY: ERIE

PROPERTY CLASS: 433 - AUTO BODY, TIRE SHOPS, OTHER RELATED AUTO SA

CENSUS TRACT: 0096.00

SWIS_SBL: 142289069180000 7039000

SALE DATE	PRICE	DEED DATE	LIBER	PAGE	ARMS. LEN.	SELLER	PERS. PROP.	# PARCELS
11/22/1995	$ 17,650	11/22/1995	10894	1055	N	BUSSHART JAMES L	0	0
05/31/1991	$ 325,000	05/31/1991	10292	744	Y	COHEN RONALD S &	0	1

Note: Since the sale is part of a parcel, the owner's name is not updated.

STRUCTURAL INFORMATION

Overall Eff. Yr Built	1991
Overall Grade	
Overall Condition	AVERAGE
Construction Type	

TAX INFORMATION

SBL(Tax ID)#:	69.18-7-39
Assessed Value $	325,000.00
Land Assesment $	113,000
School Tax $	6,328
County/Town Tax $	3,286
City/Village Tax $	0
Total Tax $	9,614
Full Tax Value $	325,000.00
Equalization Rate	1.00
Prior Tax ID#	
Full Land Value $	113,000.00

*The calculated tax amounts are not exact. No special district tax amounts or exemptions have been included. Taxes should be verified directly from the local tax collector.

Updated:11/28/2006 12:47 pm

LOT INFORMATION

Lot Size Dim.:	205.00x244.00
Zoning	
Nbhd Code	00028
School District	142203 - WILLIAMSVILLE
Lot Size Acres	0.91
Desirability	SUPERIOR
Water Front	NO
Sewer	COMM/PUBLIC
Water	COMM/PUBLIC
Utilities	GAS & ELEC
Nbhd. Rating	
Nbhd. Type	UNKNOWN
# Res. Sites	0
# Comm. Sites	1
Swis Code	142289

BUILDING USAGE

Auto srv ctr | Total Rent SQ. FT.: 1860

BUILDING BREAKDOWN

# IDENT. BLDS.	BOECKH MODEL	YR. BUILT	QUALITY	CONDITION	PERIMETER	GROSS SQ.FT.	STORY STORIES	HEIGHT	AC%	SPRINKLER%	ALARM%	BSMT. TYPE	BSMT. SQ.FT.
1	AUTO DRIVEIN	1991	AVERAGE	NORMAL	184	1,860	1	12	0	0	0	PARTIAL FIN	1,860
						0	0	0					0
						0	0	0					0
						0	0	0					0

IMPROVEMENTS :

(2.00) TANK-UNDRGRN, BUILT 1968, 6000.00 SQFT, CONDITION NORMAL

(1.00) TANK-UNDRGRN, BUILT 1968, 3000.00 SQFT, CONDITION NORMAL
(1.00) PAVNG-CONCR, BUILT 1968, DIMENSIONS (2676.00 X 4.00), CONDITION NORMAL
(1.00) PAVNG-ASPHLT, BUILT 1968, DIMENSIONS (11680.00 X 4.00), CONDITION FAIR
Note: Display indicates first residential site and up to four improvements.

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LCS, INC.
MUNICIPAL INFORMATION

PROJECT#: 0683604.21
MUNICIPALITY (identify Village/Town/City): Amherst
ADDRESS (identify all potential addresses): 6126 Main St.

Office: Assessment
Date: 12-28-06

***obtain copy of tax map**

SBL #/Tax Parcel #: 69.18-7-39
Owner: Busshart Development, LLC
Past owner(s): James Busshart, J. Deck, Ronald Cohen

Size: 0.96 acres
Utilities: All

Additional info.: 1,860 ± oil change facility built 1991, (Amended) Survey dated 11-6-2000 shows O/W Sep North of existing Bldg. Additional survey dated January 2000 shows proposed 21 X 36 addition to west portion of S.S. along w/ OW Sep, + 2 manholes N of S.S.
(→ Cleanout)

Office: Building/Code Enforcement Department
Date:

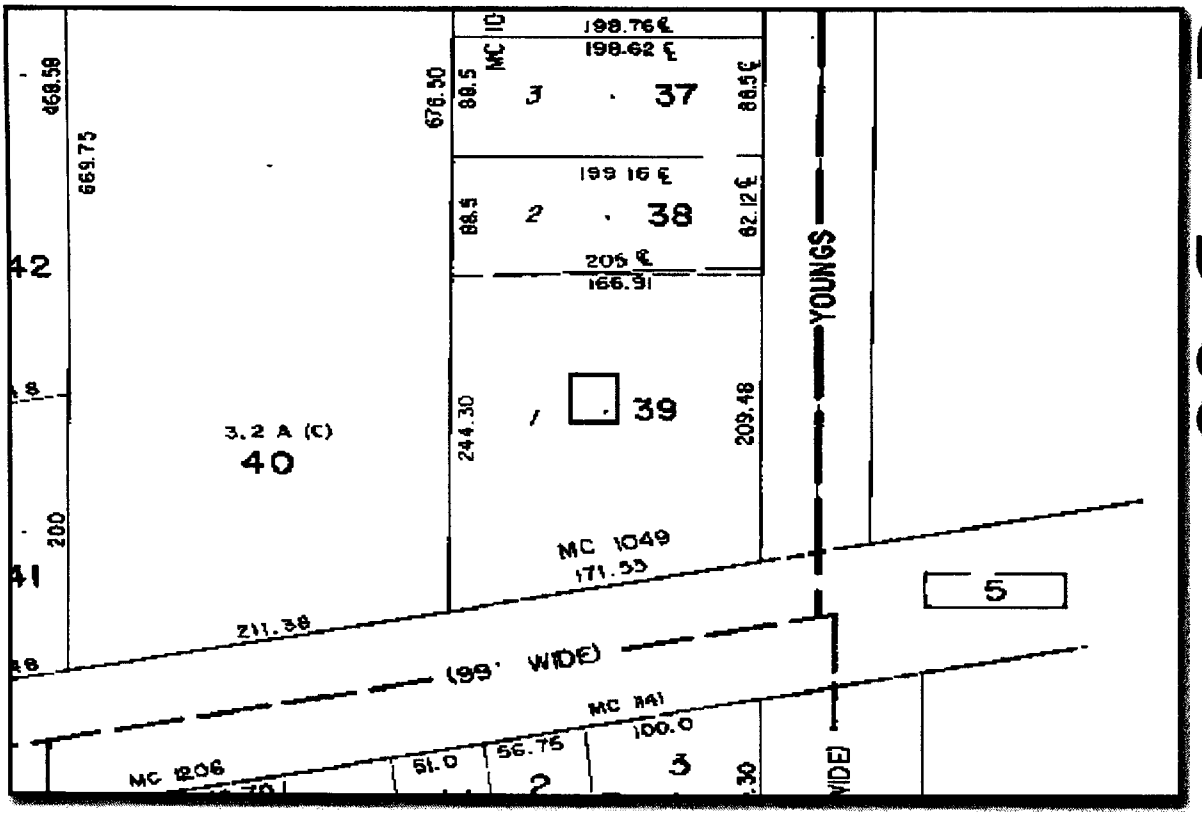
*Review permits, complaints, violations, records of historic heating systems, etc.

→ FOIL

Office: Assessment info Continued;
Date:

*Use this section for any additional or as extra for sections above.

Date=3/16/91 → Comm. Prop inventory Record shows former Gas station Bldg w/ 2 vehicle repair bays. Also lists 1-6,000-gal UST + 1-3,000-gal UST (both in stalled 1968) → built 1968


198.76 ℄
198.62 ℄
88.5
3 · 37
88.5℄
199.16 ℄
88.5
2 · 38
82.12℄
205 ℄
166.91
676.50
669.75
459.58
42
3.2 A (C)
40
244.30
/ 39
209.48
YOUNGS
MC 1049
171.55
211.38
41
200
(99' WIDE)
MC 1041
100.0
MC 1206
51.0
56.75
2
3
5
WIDE)

10.7 AERIAL PHOTOGRAPHS

Due Date: _____

LCS, INC. AERIAL PHOTOGRAPH REVIEW

PROJECT #: 0683604.21
SITE ADDRESS: _____
OFFICE REVIEWED AT: Erie County USDA, East Aurora, NY
DATE REVIEWED: 12-14-06

DATE: PHOTO ID / DESCRIPTION

Yr. 40: Subject property: 390-68
Developed w/ comm Bldg
North: Resi
South: comm
East: comm
West: wooded

Yr. 28: Subject property: 125
SAA
North: SAA
South: ↓
East: ↓
West: Fallow

Yr. 66: Subject property: 366-57
developed w/ additional comm Bldg (Not the Aforementioned Bldg)
North:
South: SAA
East:
West:

Yr. 58: Subject property: ~~K~~ 3V-136
SAA
North:
South:
East: SAA
West:

Yr. 51: Subject property: K5
SAA
North:
South:
East: SAA
West:

Yr. 42: Subject property: F7/67
SAA
North: SAA
South: ↓
East: Resi
West: SAA

Yr. 38: Subject property: 4-109/13-66
SAA
North:
South:
East: SAA
West:

Yr. ___: Subject property:
North:
South:
East:
West:

**Please add site arrows, dates and north arrows to the copies of the aerials prior to sending them to Buffalo.

Rev. Date 7-2004

1938



1942



1951



1958



1966



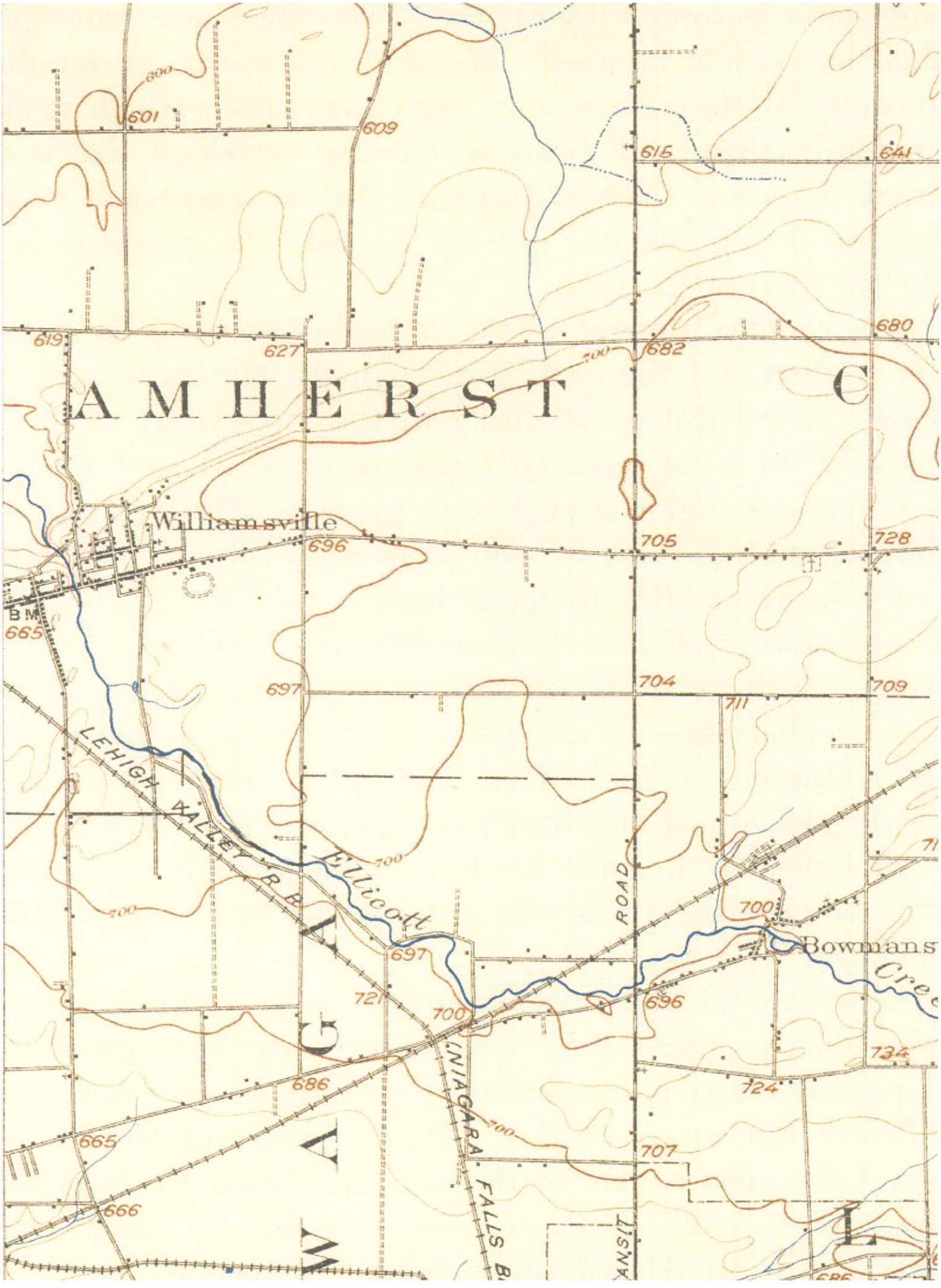
1978

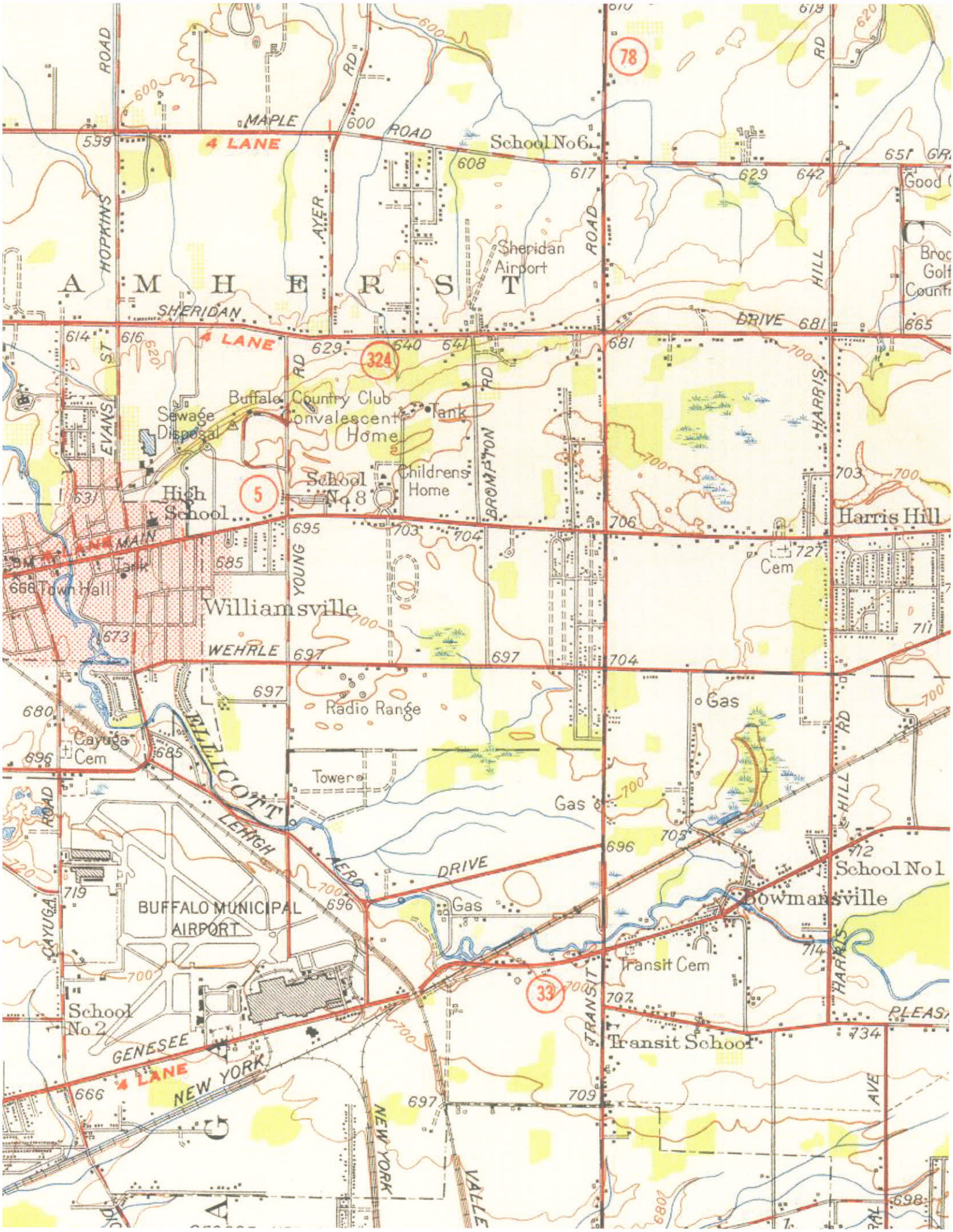


1990



10.8 HISTORICAL INFORMATION


AMHERST
Williamsville
LEHIGH VALLEY R.R.
Elliott
ROAD
Bowmans
Creek
NIAGARA FALLS
THRUWAY
600
601
609
615
641
619
627
680
682
700
705
728
696
BM
665
697
704
709
711
700
697
721
686
734
724
707
666


MAPLE ROAD
4 LANE
School No 6
Sheridan Airport
AMHERST
SHERIDAN
4 LANE
Buffalo Country Club
Convalescent Home
Sewage Disposal
Tank
Childrens Home
School No 8
High School
Harris Hill
Cem
MAIN
Town Hall
Williamsville
WEHRLE
Radio Range
Gas
Cayuga Cem
WILLCOTT
Tower
LEHIGH
DRIVE
School No 1
Bowmansville
BUFFALO MUNICIPAL AIRPORT
Transit Cem
School No 2
GENESEE
4 LANE
NEW YORK
Transit School
PLEASA
YOUNG
BROMPTON
HARRIS HILL
EVANS
HOPKINS
AYER
78
324
5
33

adjacent to 26 Youngs Rd (2)

LCS, INC.
HISTORICAL RECORDS REVIEW

PROJECT #: 06B3009.21 (1)
SITE ADDRESS: 6126 Main St, Amherst, NY
OFFICE REVIEWED AT: ISEC PL, BFlo, NY
DATE REVIEWED: 12-26-06

Polk Directories: Attempt to identify former occupants dating back to at least the 1930s, if possible. Conduct the searches in approximate five year intervals identifying both the subject property and the adjacent properties. (Remember that the immediately adjacent listed site may actually be located on the opposite side of the street.)

YEAR		OCCUPANTS (address in parentheses)
1999	Subject Property (1)	(6126) Mr. oil change
	(2)	N/L
	Adjacent/Nearby Properties (1)	(6123) - Sarette Temporaries (help svc)
	(2)	(6125) - NOCO, 6130 - Petroleum sales + SVC (gas station) 13-25 + 26 = Res.
1989/90	Subject Property (1)	(6126) - Avis used car sales
	(2)	N/L
	Adjacent/Nearby Properties (1)	6123 - Rubino Real Estate, 6125 + 6130 = SAA
	(2)	SAA
1980	Subject Property (1)	6126 - vacant
	(2)	N/L
	Adjacent/Nearby Properties (1)	6123 - Century 21, 6125 - Mobil Gas station 6130 - Amoco Gas station
	(2)	SAA
1975	Subject Property (1)	Exxon Gas station (6126)
	(2)	N/L
	Adjacent/Nearby Properties (1)	6123 - Document control, 6125, 6130 = SAA
	(2)	SAA
1967, 1960	Subject Property (1)	6126 - vacant
	(2)	N/L
	Adjacent/Nearby Properties (1)	6123 - Interior Decorators, 6125 + 6130 = SAA
	(2)	SAA
1963	Subject Property (1)	6126 - M+M antiques
	(2)	N/L
	Adjacent/Nearby Properties (1)	SAA
	(2)	SAA

Polks (continued)

YEAR		OCCUPANTS (address in parentheses)
1957	Subject Property N/C	
	Adjacent/Nearby Properties N/C	
	Subject Property	
	Adjacent/Nearby Properties	
	Subject Property	
	Adjacent/Nearby Properties	
	Subject Property	
	Adjacent/Nearby Properties	
	Subject Property	
	Adjacent/Nearby Properties	
	Subject Property	
	Adjacent/Nearby Properties	
	Subject Property	
	Adjacent/Nearby Properties	
	Subject Property	
	Adjacent/Nearby Properties	

EDR® Environmental Data Resources Inc

"Linking Technology with Tradition"®

Sanborn® Map Report

Ship To: Erin Murphy
LCS, Inc
232 Delaware Avenue
Buffalo, NY 14202

Order Date: 12/22/2006 **Completion Date:** 12/22/2006
Inquiry #: 1823502.2
P.O. #: 06B3604.21
Site Name: Fast Track Quick Lube
Address: 6126 Main Street
City/State: Amherst, NY 14221
Cross Streets:

Customer Project: 06B3604.21
2014000ERK 716-845-6145

This document reports that the largest and most complete collection of Sanborn fire insurance maps has been reviewed based on client supplied information, and fire insurance maps depicting the target property at the specified address were not identified.

NO COVERAGE

This Report contains certain information obtained from a variety of public and other sources reasonably available to Environmental Data Resources, Inc. It cannot be concluded from this Report that coverage information for the target and surrounding properties does not exist from other sources. NO WARRANTY EXPRESSED OR IMPLIED, IS MADE WHATSOEVER IN CONNECTION WITH THIS REPORT. ENVIRONMENTAL DATA RESOURCES, INC. SPECIFICALLY DISCLAIMS THE MAKING OF ANY SUCH WARRANTIES, INCLUDING WITHOUT LIMITATION, MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE. ALL RISK IS ASSUMED BY THE USER. IN NO EVENT SHALL ENVIRONMENTAL DATA RESOURCES, INC. BE LIABLE TO ANYONE, WHETHER ARISING OUT OF ERRORS OR OMISSIONS, NEGLIGENCE, ACCIDENT OR ANY OTHER CAUSE, FOR ANY LOSS OF DAMAGE, INCLUDING, WITHOUT LIMITATION, SPECIAL, INCIDENTAL, CONSEQUENTIAL, OR EXEMPLARY DAMAGES. ANY LIABILITY ON THE PART OF ENVIRONMENTAL DATA RESOURCES, INC. IS STRICTLY LIMITED TO A REFUND OF THE AMOUNT PAID FOR THIS REPORT. Purchaser accepts this Report AS IS. Any analyses, estimates, ratings, environmental risk levels or risk codes provided in this Report are provided for illustrative purposes only, and are not intended to provide, nor should they be interpreted as providing any facts regarding, or prediction or forecast of, any environmental risk for any property. Only a Phase I Environmental Site Assessment performed by an environmental professional can provide information regarding the environmental risk for any property. Additionally, the information provided in this Report is not to be construed as legal advice.

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10.9 HYDROLOGIC/HYDROGEOLOGIC INFORMATION

LCS, INC.
QUAD/WETLANDS/SOILS/GEOLOGY

PROJECT #: 06B3604.21
SITE ADDRESS:
OFFICE REVIEWED AT: In house
DATE REVIEWED: 12-29-06

USGS QUAD: ~~Elma~~ Lancaster ELEV.: 695 DATE: 1982
Anticipated groundwater flow: west
Nearest creek: Ellicott Dist.: 1/2 mile Dir.: west

NYSDEC: Lancaster #9 OF 31 DATE: 1975
(indicate if none within 2 miles)
NEAREAST WETLAND: MI: 1.2 NSEW NE CLASS LA-3

USFWS: Lancaster DATE: 1978
(indicate if none within 2 miles)
NEAREST WETLAND: MI: 0.5 NSEW NW CLASS PAWZx

GEOLOGY: SHEET: Niagara DATE: 1970
CLASS: Onondaga & Bois Blanc Limestone
SUBCLASS: Seneca, Morehouse & Clarence Limestone Members

SURFICIAL GEOLOGY: SHEET: Niagara DATE: 1988
CLASS: till w/bedrock stipple overprint

SOILS: SOIL SURVEY (CO.): Erie SHEET #: 31 DATE: 1986
CLASS: Farmington clay loam (0-3%) HYDRIC No
CLASS: HYDRIC
CLASS: HYDRIC
CLASS: HYDRIC
CLASS: HYDRIC
CLASS: HYDRIC

RADON: COUNTY NAME: Erie VALUE: 5.42
TOWN NAME: Amherst VALUE: 2.34

DRAINAGE BASIN: Major: L Erie/Niagara River Minor: Tonawanda Creek

LEAD IN DRIKING WATER: See template

Rev. Date 7-2004

10.10 LIMITATIONS

This **ENVIRONMENTAL SITE ASSESSMENT BUSINESS/LENDER PHASE I, ASTM E1527-00** is based on the SCOPE OF SERVICES contained within this report prepared on January 3, 2007 and LCS' site visit on December 21, 2006. This report is not to be considered as an environmental audit of the subject property or a complete environmental investigation of the subject property.

We have prepared this report for the exclusive use of our client. LCS' liability is limited to use by this client for a period of six months. Use by any other party is strictly prohibited except by authorization in writing from this consultant. LCS has no liability for others' use of this report.

The purpose of this assessment is not to proclaim a property is devoid of environmental impact but rather to identify recognized environmental concern. This is defined by the ASTM standard as "the presence or likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substance or petroleum products into structures on the property. The term includes hazardous substances or petroleum products even under conditions in compliance with laws. The term is not intended to include de minimis conditions that generally do not present a material risk of harm to the public health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies. Conditions determined to be de minimis are not recognized environmental conditions."

This study was conducted using the ASTM 1527-00 Standard. The study should not be misconstrued as being completed to meet either the USEPA AAI or the ASTM 1527-05 Standard. This assessment (as defined by ASTM) is intended to reduce, but not eliminate, uncertainty regarding the potential for RECs in connection with a subject property. This assessment does not include any testing or sampling of materials.

This **ENVIRONMENTAL SITE ASSESSMENT BUSINESS/LENDER PHASE I, ASTM E1527-00** makes no warranties nor implies any liability regarding:

1) Site specific practices and/or disposal methods of the past or future owners.

2) The presence of lead containing materials, asbestos, radon and/or environmental impact of such substances on the subject property or buildings and structures on the subject property, other than noted here in.

3) Adjacent property owners, their environmental practices and/or impact of such properties and practices on the subject property other than observed from the subject property.

4) Unreported spills.

5) Practices, waste disposal, environmental concerns and/or modifications to waste site indexes after the date on this report.

6) Site groundwater or soil conditions.

10.10 LIMITATIONS (continued)

7) Accuracy or completeness of information supplied to LCS by others, including local municipalities.

8) Environmental conditions in areas that were not accessible or not otherwise shown to LCS (locked rooms, behind walls or ceilings, etc.).

This report is also subject to any and all limitations defined within the ASTM Phase I Standard. This includes, but is not limited to, the limitation that this report is intended to identify environmental conditions at a specific time and the report is only valid for a period of six months from the date of issuance. According to ASTM, asphalt pavement is considered a limitation.

11.0 PERSONNEL QUALIFICATIONS

Name:	**Mark V. LiPuma**
Title:	Chief Executive Officer
Years with Firm:	Twelve
Education:	Bachelors of Science, Canisius College, Buffalo, New York
Affiliations:	AIA, CSI, NLAC
Certifications:	EPA Certified Contractor/Supervisor New York State Department of Labor Certified Asbestos Contractor/Supervisor Certified Lead Designer, Planner and Inspector Certified HUD/EPA Inspector and DELEADER ASTM Conference on Environmental Site Assessments for Property Transfer

Experience:

Mr. LiPuma is a graduate of Canisius College with a Bachelors Degree of Science. Over the years, Mr. LiPuma has developed and administered the operations of LCS, Inc.

As the President and Chief Executive Officer of LCS, Mr. LiPuma retains overall responsibility for all environmental investigation projects. Mr. LiPuma is knowledgeable of applicable environmental laws, rules and regulations; and is well recognized in Western New York as well as with select national companies throughout the United States.

Mr. LiPuma recently prepared the asbestos abatement plans and specifications for a $2,000,000 project involving the removal of sprayed-on fireproofing in a facility. Scaffold decking, tight containment requirements and difficult working conditions added to the challenges of this project. The project was recently completed successfully.

Mr. LiPuma has prepared and assisted in the development of asbestos inspection reports for over 800 clients encompassing over 22,000,000 square feet of building space. Additionally, Mr. LiPuma has supervised the inspection, specifications design and project management for LBP and asbestos abatement in over 20 Public housing projects.

Mr. LiPuma's experience is sought after by many lenders and developers. He has assisted in designing environmental policies and has experience in property re-development. This includes asbestos inspection and removal projects through building demolition.

Name:	**Robert J. Szustakowski**
Title:	Chief Operating Officer
Years with Firm:	Seven
Education:	Masters of Science degree in Geology (hydrogeochemistry concentration), Syracuse University (1987), Syracuse, New York Bachelors of Science degree in Geochemistry/Chemistry, State University of New York at Fredonia (1985), Fredonia, New York
Certifications:	HAZWOPER OSHA Personnel Protection and Safety Course OSHA Supervisory Course ASTM Conference on Environmental Site Assessments for Property Transfer

Experience:

At LCS, Mr. Szustakowski is responsible for review of all environmental investigations completed. He specializes in counseling financial institutions in environmental risks associated with real estate lending and foreclosures as well as policy preparation.

Mr. Szustakowski is a graduate of Syracuse University with a Masters of Science in Geology. Over the past seventeen years, Mr. Szustakowski has been involved in all aspects of the management of environmental field projects on a nation wide basis. He has managed environmental projects ranging from small corner gasoline stations to multi-million dollar industrial sites. He has been involved with permit preparation and training and developed and implemented seminars to industries related to hazardous material handling and disposal. Mr. Szustakowski has overseen numerous hydrogeologic investigations, groundwater contaminant studies and related work around solid and hazardous waste facilities.

Mr. Szustakowski was previously the Assistant Vice President, Environmental Risk Analysis, for a multi-national bank. He was responsible for developing the Environmental Risk Analysis Unit of the bank, including writing policy and assessing appropriate due diligence requirements. He designed and enforced environmental due diligence policies based on the bank's risk tolerance and regulations. Responsibilities included: pre-qualifying consultants; competitive bidding and ordering; oversight and issuance of internal reports of all environmental projects (amounting to over 600 projects per year, nation-wide); final decision making authority related to environmental risks to the bank; and day-to-day monitoring of large environmental projects (budget tracking, internal reporting and invoice reconciliation). Major accomplishments include: review and remediating bank owned "environmentally impaired" properties to allow for subsequent sale; completed pre-acquisition environmental due diligence on banks with multi-billion dollar mortgage portfolios and real estate holdings; and realizing a 35% decrease in overall environmental due diligence fees by implementing appropriate levels of due diligence for projects.

Mr. Szustakowski has made numerous presentations to lenders, real estate developers and government agencies on financing environmentally impaired properties and Brownfield developments.

Name:	**Mary Facklam**
Title:	Vice President, Due Diligence Services
Years with Firm:	Five
Education:	Masters of Arts degree in Science Education, State University of New York at Buffalo, Buffalo, New York Bachelor of Arts degree in Geology and Anthropology, University of Rochester, Rochester, New York
Affiliations:	Buffalo Association of Professional Geologists NYS Association of Professional Geologists

Experience:

Ms. Facklam is currently Vice President of Environmental Due Diligence Services. She is responsible for the management, preparation and/or review of every environmental report prepared by LCS.

Prior to joining LCS, Ms. Facklam held a position with a local environmental consulting firm where she performed various duties as Geologist and Environmental Specialist.

Ms. Facklam has conducted over 500 Phase I Environmental Site Assessments of commercial properties, including automotive dealerships, office buildings and apartment complexes. In addition, she maintained databases for environmental information, coordinated operations for drilling and environmental fieldwork, classified soil and rock samples, performed physical laboratory soil testing and wrote final reports.

While at LCS, Ms. Facklam has been involved with over 5,000 Environmental Site Assessments. In addition, she is knowledgeable in environmental laws.

Name:	**Andrew J. Kucserik, CPG, PG**
Title:	General Manager, Buffalo Office
Years with Firm:	Four
Education:	Bachelors of Arts degree in Geological Sciences, State University of New York at Buffalo (1977), Buffalo, New York
Registrations:	American Institute of Professional Geologists, Certified Professional Geologist #7951 Commonwealth of Pennsylvania, Professional Geologist #PG002551G Buffalo Association of Professional Geologists, Board of Directors (2000 - 2002) New York Council of Professional Geologists
Certifications:	Site Assessment of Hazardous Waste Sites (October 1987) OSHA 1910.120 40-Hour Hazardous Waste Certification (December 1987) IAH Symposium, Modern Trends in Hydrogeology (May 1992) Asbestos Handlers & Supervisors Course (February 1989) ASCE Course on Foundation Design (April 1997) ASTM Seminar, Risk-Based Corrective Action (June 1997) Federal and State Spill Reporting Requirements (October 1997) Wetlands Identification & Delineation (December 2000) USEPA Fractured Bedrock Symposium (February 2001) HAZWOPER Recertification (March 2006) Radiation Worker II Safety Refresher (May 2003)

Experience:

Mr. Kucserik brings 25 years of geologic and environmental consulting capabilities to the firm. As the General Manager of the Buffalo Office, Mr. Kucserik is involved with scheduling and management of all Phase I and transaction screen environmental site assessment projects in the Western New York area. Mr. Kucserik is responsible for providing professional services with regards to Phase I and II Environmental Site Assessments, remedial investigations and system designs, soil and groundwater sampling, geophysical investigations, construction oversight monitoring, regulatory agency interfacing, business development, report preparations.

Mr. Kucserik's education and experience have helped him become proficient in soil, groundwater and air sampling, drilling and well installation methods and applications, underground storage tank (UST) removals, remedial investigations/feasibility studies, as well as technical reporting and data analysis.

In addition, Mr. Kucserik has completed over 500 Phase I and Phase II Environmental Site Assessments, over 200 remedial investigations and geophysical surveys utilizing magnetometer, ground penetrating radar, seismic blast monitoring and reflection/refraction equipment for state, commercial and financial institutions.

Name:	**Heather J. Ankrah**
Title:	Manager, Due Diligence Services
Years with Firm:	Five
Education:	Bachelors of Science degree in Environmental Science, State University of New York at Fredonia, Fredonia, New York
Certifications:	ASTM Conference on Environmental Site Assessments for Property Transfer

Experience:

Currently, Mrs. Ankrah is the Assistant Manager of Due Diligence Services for LCS. While at LCS, Mrs. Ankrah has been involved with over 1,000 Transaction Screen and Phase I Environmental Site Assessments. Her duties include performing site inspections, data collection, report preparation and review of final reports as well as supervision of report writers.

While attending SUNY Fredonia, Mrs. Ankrah was involved with research for the State of the Lake Report for Chautauqua Lake. Her research involved sampling and testing of rainwater for such atmospheric pollutants as nitrous oxides and total phosphorous load. Additionally, Mrs. Ankrah spent three months in China on a research grant researching the effects of biogenic silica on marine life in addition to researching the exchange of nutrients between sediment and water and the chemical method of wet alkaline extraction. Her research involved testing sediment from the Yellow and Bohai Seas and researching various methods of chemical analyses related to biogenic silica.

Name:	**Bryan Mayback**
Title:	Senior Environmental Technician
Years with Firm:	Three
Education:	Associates in Applied Science, Trocaire College, Buffalo, New York (1999) Bachelors of Science, State University of New York College at Buffalo (2002)
Certification:	HAZWOPER ASTM Conference on Environmental Site Assessments for Property Transfer Air Dispersion Modeling Radiological Worker II

Experience:

Currently, Mr. Mayback is an Environmental Analyst working in the corporate office of LCS, primarily assigned as technical report preparation and all aspects of Transaction Screen and Phase I Environmental Site Assessments. While with LCS, Mr. Mayback has been involved with over 2,000 Environmental Site Assessments. Mr. Mayback is also involved with site inspections, municipal record gathering and Phase II (intrusive) assessments.

Previously, Mr. Mayback was in charge of the decommissioning of a remediation site as well as the construction of a remediation field. He has experience in the field as well as lab-work. He performed duties in the laboratory such as: TOC, pH, ignitability and density in regards to quality control. He has experience using AA, PID and other air monitoring equipment.

While studying at Trocaire College, Bryan interned at the Department of Environmental Services of Niagara Falls and the Waste Water Facility of Niagara Falls. Bryan was introduced to environmental regulations and took part in a recycling survey of Niagara Falls.

Name:	**Erin Murphy**
Title:	Environmental Analyst
Years with Firm:	One
Education:	Bachelors of Arts, Biology, Buffalo State College (2001), Buffalo, New York
Certification:	ASTM Environmental Site Assessments for Commercial Real Estate Course
Experience:	Currently, Ms. Murphy is working in the corporate office of LCS, primarily for technical report preparation of EAQuick, Transaction Screen, and Phase I Environmental Site Assessments.

While at Buffalo State College, Ms. Murphy was a member of the All College Honors Program and participated in a National Student Exchange program through Marshall University in Huntington, West Virginia. While there, Ms. Murphy studied the effects of urban development on the environment. In addition to this coursework, Ms. Murphy studied biologic and natural science courses in ecology, environmental biology and microbiology at Buffalo State College.

Ms. Murphy has over four years analytical laboratory experience, with extraction and testing of waters and soils performed at a local Environmental Testing facility, Severn Trent Laboratories, with additional laboratory experience in microbiology.

12.0 REFERENCES

1 GEOLOGIC MAP OF NEW YORK-- NIAGARA SHEET
Compiled and edited by Lawrence V. Rickard and Donald W. Fisher, March 1970.
University of the State of New York; The State of New York Education Department.

2 SURFICIAL GEOLOGIC MAP OF NEW YORK-- NIAGARA SHEET
Compiled and edited by Donald H. Cadwell, 1988.
University of the State of New York; The State of New York Education Department.

3 FRESHWATER WETLAND MAPS CREATED AS PER THE FRESHWATER WETLANDS ACT: (ARTICLE 24 OF THE ENVIRONMENTAL CONSERVATION LAW OF THE STATE OF NEW YORK).

4 SOIL SURVEY OF ERIE COUNTY, NEW YORK.
U.S. Department of Agriculture, 1986.

5 NEW YORK HYDRIC SOILS AND SOILS WITH POTENTIAL HYDRIC INCLUSIONS
Soil Conservation Service, Syracuse, New York. Rev. March 1989.

ERIE COUNTY, NEW YORK, HYDRIC SOILS AND SOILS WITH POTENTIAL HYDRIC INCLUSIONS. USDA Soil Conservation Service, East Aurora Field Office. Revised December 1990.

6 EDR, Environmental Data Resources, Inc., The EDR-Radius Map Report, Inquiry #1823502.3s. Report Dated December 22, 2006.

13.0 ACRONYMS/ABBREVIATIONS

ACM	Asbestos-Containing Materials
AIRS	Aerometric Information Retrieval System
AST	Aboveground Storage Tank
ASTM	American Society for Testing and Materials
CBS	Chemical Bulk Storage
CERCLA	Comprehensive Environmental Response, Compensation and Liability Act
CERCLIS	Comprehensive Environmental Response, Compensation and Liability Information System
CORRACTS	Corrective Action
EDR	Environmental Data Resources
ERNS	Emergency Response and Notification System
FINDS	Facility Index System
FOIA	Freedom of Information Act
FOIL	Freedom of Information Law
FWS	Freshwater Wetlands Map
LCS	Lender Consulting Services, Inc.
LQG	Large Quantity Generator
LTANK	Leaking Tank
LUST	Leaking Underground Storage Tank
MOSF	Major Oil Storage Facility
MSDS	Material Data Safety Sheets
mVOC	Microbial Volatile Organic Compound
N/A	Not Available, Not Applicable
NFRAP	No Further Remedial Action Planned
NPDES	National Pollution Discharge Elimination System
NPL	National Priorities List ("Superfund")
NRCS	Natural Resource Conservation Service (by County)
NWI	National Wetlands Inventory
NYS	New York State
NYSDEC	New York State Department of Environmental Conservation
NYSDOH	New York State Department of Health
PBS	Petroleum Bulk Storage
PCB	Polychlorinated Biphenyl
PCi/L	Pico Curies per Liter
RCRA	Resource Conservation and Recovery Act
RCRIS	Resource Conservation and Recovery Information System
REC	Recognized Environmental Condition
SPDES	State Pollution Discharge Elimination System
SQG	Small Quantity Generator
TSDF	Treatment, Storage and Disposal Facility
USDA	United States Department of Agriculture
USGS	United States Geological Survey
UST	Underground Storage Tanks
USEPA	United States Environmental Protection Agency
USFWS	United State Fish and Wildlife Service

LCS INC.
Environmental and Real Estate Consultants

CORPORATE OFFICES
232 DELAWARE AVENUE, SUITE 33
BUFFALO, NEW YORK 14202

PO BOX 406
BUFFALO, NEW YORK 14205

TEL: 800.474.6802
716.845.6145
FAX: 716.845.6164
www.lenderconsulting.com

February 19, 2007

OFFICES

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NEW YORK

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PENNSYLVANIA

PITTSBURGH
PENNSYLVANIA

ALLENTOWN
PENNSYLVANIA

BALTIMORE
MARYLAND

SALISBURY
MARYLAND

CLEVELAND
OHIO

Mr. Dave Reilly
Uniland Development Company
University Corporate Office
100 Corporate Parkway
Amherst, New York 14226

Re: Limited and Focused Magnetometer and Subsurface Soil Investigation
Fast Track Quick Lube
6126 Main Street
Amherst, New York
LCS Project # 06B3604.22

Dear Mr. Reilly:

At your request, Lender Consulting Services, Inc. (LCS) completed a limited and focused magnetometer and subsurface soil investigation at the above-referenced property. This investigation was recommended based on LCS' Business/Lender Phase I Environmental Site Assessment report for the above-referenced property, dated January 3, 2007 and a subsequent Magnetometer study. Through those studies, the following potential concerns were identified warranting further study at that time.

- The subject property utilizes one approximately 1,000-gallon waste oil underground storage tank (UST). The UST is located along the northern exterior portion of the subject structure.
- The Town of Amherst assessment records indicate that one 6,000-gallon UST and one 3,000-gallon UST were installed on-site in 1968.
- The subject property was identified as a gasoline station in the 1975 City directory and a used automobile sales facility in 1989/90.
- In addition, EDR identified the subject property as a UST/HIST UST and an AST site, utilizing three 1,000-gallon unidentified material USTs and one 2,000-gallon used oil UST.
- An adjacent property addressed as 6125 Main Street has been identified as a LTANK site and a NY Spills site, with one "closed" spill and one "active" spill. In addition, this site has been identified as a UST/HIST UST site, utilizing various unleaded gasoline and leaded gasoline USTs.
- An adjacent property addressed as 6130 Main Street has been identified as a LTANK site and a NY Spills site. Two spills are classified as "inactive" and one spill is classified as "closed". In addition, this site has been identified as an AST site and a small quantity RCRA waste generator site, with no violations on-file.

Due to the discovery of petroleum-impacted soils on-site during this intrusive investigation, as required by law, the New York State Department of Environmental Conservation (NYSDEC) was notified and spill number 0612426 was assigned to the site.

The purpose of this intrusive study was to better assess the likelihood USTs remain on-site and to better determine the environmental quality of the soils on-site. Soil samples were collected for stratigraphic characterization and field monitoring with selected samples submitted for laboratory analysis.

The following is a summary of the methods and results of the investigation.

Methods of Investigation

Magnetometer Survey

LCS completed a site wide Magnetometer study in potential UST areas to investigate whether USTs likely remain on-site. An EM-61 Magnetometer was utilized to search for ferrous anomalies indicating the potential presence of USTs. Generally, the instrument used was carried across the area of suspect UST areas in a series of closely spaced traverses.

Soil

Boreholes BH1 through BH12 were completed on February 1, 2007, in accessible areas proximate to the waste oil UST and the suspect anomalies identified by LCS' magnetometer study. (See Figure 2). A truck-mounted percussion and hydraulically driven drive system was used to advance an approximate 2-inch diameter, approximate 48 inch long macro-core sampler into the soil for each of the boreholes. Soil samples were generally collected within each borehole continuously from the ground surface until the target depth of approximately 12 feet below the ground surface (ft. bgs) was reached or equipment refusal was encountered, whichever occurred first. Any down-hole equipment was decontaminated with an Alconox and tap water wash and tap water rinse between boreholes. The cutting shoes were decontaminated in a similar manner between collection of each sample.

The physical characteristics of all soil samples were classified using the Unified Soil Classification System (USCS) (Visual-Manual Method) and placed in separate sealable containers to allow any vapors to accumulate in the headspace. After several minutes, the container was opened slightly and total VOC concentrations in air within the sample container were measured using a photoionization detector (PID). (The PID is designed to detect VOCs, such as those associated with petroleum.) The results of this screening are included in the attached boring logs. Based on the field observations and/or screening results, soils were selected for analysis (see below).

Sample Analysis

Following labeling of the laboratory-supplied sample containers, selected soils were placed on ice. The samples were then submitted, under standard chain-of-custody, to a New York State Department of Health (NYSDOH) approved laboratory, for analysis in accordance with United States Environmental Protection Agency (USEPA) SW-846 Methods 8260 STARS list plus 10 Tentatively Identified Compounds (TICs) and 8270 STARS list plus 20 TICs; for volatile organic compounds (VOCs) and semi-volatile organic compounds, respectively.

The following table summarizes the specific analytical testing performed and their respective sample locations.

Sample Location	Analytical Testing Performed
BH02 (4-8 ft. bgs)	8260 STARS List + 10 TICs; 8270 STARS List + 20 TICs
BH03 (8-9 ft. bgs)	8260 STARS List + 10 TICs; 8270 STARS List + 20 TICs
BH04 (2-4 ft. bgs)	8260 STARS List + 10 TICs; 8270 STARS List + 20 TICs
BH05 (2-4 ft. bgs)	8260 STARS List + 10 TICs; 8270 STARS List + 20 TICs
BH09 (2-4 ft. bgs)	8260 STARS List + 10 TICs
BH10 (4-5 ft. bgs)	8260 STARS List + 10 TICs

Results of Field Investigation

Magnetometer Study
Six different anomalies were identified: one in the area of the waste oil UST, three proximate to south side of the subject structure and two along the southern edge and southeast corner of the property (See Figure 2). It appears that the anomalies along the southern portion and southeast corner of the property are associated with underground utilities.

Intrusive Study
Twelve boreholes (BH01 through BH12) were completed in accessible areas of the subject property (See Figure 2). Due to on-site operation, test borings were not able to be completed proximate to the three anomalies immediately south of the on-site structure. A total of 34 soil samples were collected for geologic description. The boreholes generally encountered asphalt or silt fill material. The fill material was generally underlain by native soils, consisting of various mixtures of clay, sand, silt and gravel. Groundwater was not encountered in any of the twelve test borings. Equipment refusal was encountered within each test boring between approximately 2 and 11.5 ft. bgs.

PID measurements were above total ambient air background VOC measurements (i.e., 0.0 parts per million, ppm) in all of the 34 samples collected. These elevated concentrations ranged from 0.2 parts per million (ppm) to 198 ppm (BH03, 8-9 ft. bgs). Suspect petroleum-type odors were noted within test boring BH3 (4-9 ft. bgs), In LCS' experience, the PID measurements and field observations suggest some VOC impact.

Refer to the attached subsurface logs for soil classification for each sample interval, field observations and PID measurements.

Analytical Testing Results

The soil samples collected and analyzed detected the following analytes. The respective concentrations as well as applicable regulatory guidance values are also listed for comparison. Analytes not detected are not shown.

Soil - VOC Analysis by 8260 (STARS list+10 TICs)

LCS Sample	BH02 (4-8)	BH03 (8-9)	BH04 (2-4)	BH05 (2-4)	BH09 (2-4)	BH10 (4-5)	STARS Memo #1 Guidance Value	TAGM Recommended Soil Cleanup Objectives
Date Sampled	2/1/07	2/1/07	2/1/07	2/1/07	2/1/07	2/1/07		
Units	ug/kg	ug/kg	ug/kg	ug/kg	ug/kg	ug/kg	ug/kg	ug/kg
benzene	<8	**54**	**19**	**19**	<9	<10	14	83 or MDL
toluene	<8	**537**	45	41	<9	12	100	1,500
ethylbenzene	<8	**4,110 D**	<8	<10	<9	<10	100	5,500
m,p-xylene	<16	**18,100 D**	46	30	<17	<20	100	1,200**
o-xylene	<8	**8,080 D**	12	<10	<9	<10	100	1,200**
isopropylbenzene	<8	**465**	<8	<10	<9	<10	100	2,300
n-propylbenzene	<8	**8,830 D**	<8	<10	<9	<10	100	3,700
1,3,5-trimethylbenzene	<8	**24,000 D**	13	<10	<9	<10	100	3,300
1,2,4-trimethylbenzene	<8	**85,400 D**	28	14	<9	<10	100	10,000*
sec-butylbenzene	<8	**4,050 D**	<8	<10	<9	<10	100	10,000*
p-isopropyltoluene	<8	**5,200 D**	<8	<10	<9	<10	100	10,000*
n-butylbenzene	<8	**20,200 D**	<8	<10	<9	<10	100	10,000*
naphthalene	<8	**17,200 D**	<8	<10	<9	<10	200	13,000
TICs	42 B,J	9,200 B,J	1,105 B,J	578 B,J	57 B,J	275 B,J	NL	10,000*

µg/kg = micrograms per kilogram
STARS Memo #1 Guidance Value = Spill Technology and Remediation Series Petroleum-Contaminated Soil Guidance Policy (August 1992)
NYSDEC Guidance Values = Division Technical and Administrative Guidance Memorandum No. 4046 (TAGM 4046): Determination of Soil Cleanup Objectives and Cleanup levels and addendum (August, 2001).
* = As per TAGM 4046 individual and sum of VOCs not listed (tentatively identified compounds (TICs)) must be less than or equal to 10,000 µg/kg.
** = Total xylenes must be less than 1,200 ug/kg.
< = Analyte was not detected at the detection level indicated.
NL = Not Listed
D = Analyte identified in an analysis at the second dilution factor.
B = Analyte was also found in laboratory's method blank and may be the result of laboratory contamination.
J = Indicates an estimated value.
Bold = Analyte concentration exceeds STARS Memo #1 Guidance Value.
= Analyte concentration exceeds TAGM Recommended Soil Cleanup Objectives.

Soil - SVOC Analysis by 8270 (STARS list+20 TICs)

LCS Sample	BH02 (4-8)	BH03 (8-9)	BH04 (2-4)	BH05 (2-4)	STARS Memo #1 Guidance Value	TAGM Recommended Soil Cleanup Objectives
Date Sampled	**2/1/07**	**2/1/07**	**2/1/07**	**2/1/07**		
Units	**ug/kg**	**ug/kg**	**ug/kg**	**ug/kg**	**ug/kg**	**ug/kg**
naphthalene	<67	**3,740**	<67	<67	200	13,000
anthracene	<67	114	<67	<67	1,000	50,000**
acenaphthene	<67	138	<67	<67	400	50,000**
benzo(a)anthracene	<67	**341**	**234**	**89**	0.04*	224 or MDL
benzo(b)fluoranthene	<67	**631**	**405**	**131**	0.04*	220 or MDL
benzo(k)fluoranthene	<67	**208**	**152**	<67	0.04*	220 or MDL
benzo(g,h,i)perylene	<67	**303**	**256**	<67	0.04*	50,000
benzo(a)pyrene	<67	**356**	**292**	**95**	0.04*	61 or MDL
chrysene	<67	**509**	**311**	**98**	0.04*	400
fluoranthene	<67	**1,050**	513	182	1,000	50,000**
fluorene	<67	172	<67	<67	1,000	50,000**
indeno(1,2,3-cd)pyrene	<67	**212**	**217**	**<67**	0.04*	3,200
phenanthrene	<67	815	182	84	1,000	50,000**
pyrene	<67	773	410	150	1,000	50,000**
TICs	1,409 B,J	173,300 B,J	5,467 B,J	1,865 B,J	NL	500,000**

µg/kg = micrograms per kilogram
STARS Memo #1 Guidance Value = Spill Technology and Remediation Series Petroleum-Contaminated Soil Guidance Policy (August 1992)
NYSDEC Guidance Values = Division Technical and Administrative Guidance Memorandum No. 4046 (TAGM 4046): Determination of Soil Cleanup Objectives and Cleanup levels and addendum (August, 2001).
* = When the Guidance Value or standard is below the detection limit, achieving the detection limit will be considered acceptable for meeting the Guidance Value.
** = Total SVOCs must be < 500,000 ug/kg, and individual non-carcinogenic SVOCs must be < 50,000 ug/kg
< = Analyte was not detected at the detection level indicated.
NL = Not Listed
B = Analyte was also found in laboratory's method blank and may be the result of laboratory contamination.
J = Indicates an estimated value.
Bold = Analyte concentration exceeds STARS Memo #1 Guidance Value
= Analyte concentration exceeds TAGM Recommended Soil Cleanup Objectives.

Conclusions

Based on the magnetometer study, several anomalies were detected suggesting the presence of buried ferrous objects. While some of the anomalies are suspected to be underground utilities, others may be associated with USTs. According to the analytical results, VOCs were detected above regulatory criteria within test boring BH3. SVOCs were detected above regulatory criteria within test borings BH3, BH4 and BH5. Additional study is necessary to determine the sources of the anomalies and to delineate the extent of the contamination.

Due to the discovery of petroleum-impacted soils on-site during the intrusive investigation, as required by law, the NYSDEC was notified and spill number 0612426 was assigned to the site. As of the date of this report, LCS has not been informed of the NYSDEC Spill Investigator assigned to the site.

Recommendations

A copy of this report should be provided to the NYSDEC for their review and comment. Following their review, the NYSDEC will determine if additional work will be required. LCS anticipates that the NYSDEC will require exploratory excavation to determine if the source of the anomalies identified by the magnetometer study. If any USTs are encountered they should be abandoned properly. Excavation of contaminated soil will also likely be required. LCS can prepare a cost estimate for any required work.

This study is subject to the limitations listed within the Appendix.

Thank you for allowing LCS to service your environmental needs. If you have any questions or require additional information, please do not hesitate to call our office.

Sincerely,

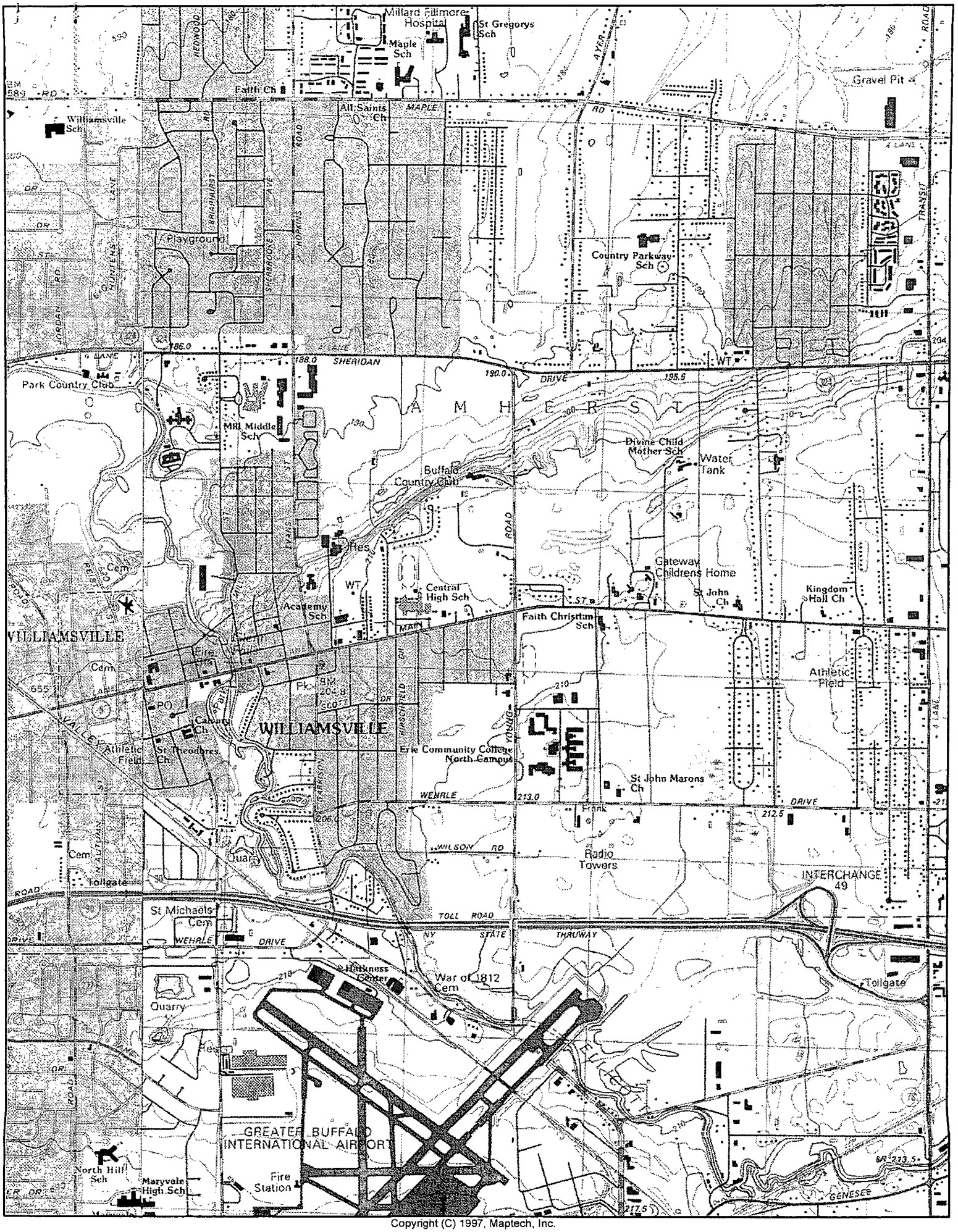
Dennis P. Sullivan
Environmental Analyst

Reviewed by:

Douglas B. Reid
VP, Environmental Service
Environmental Scientist

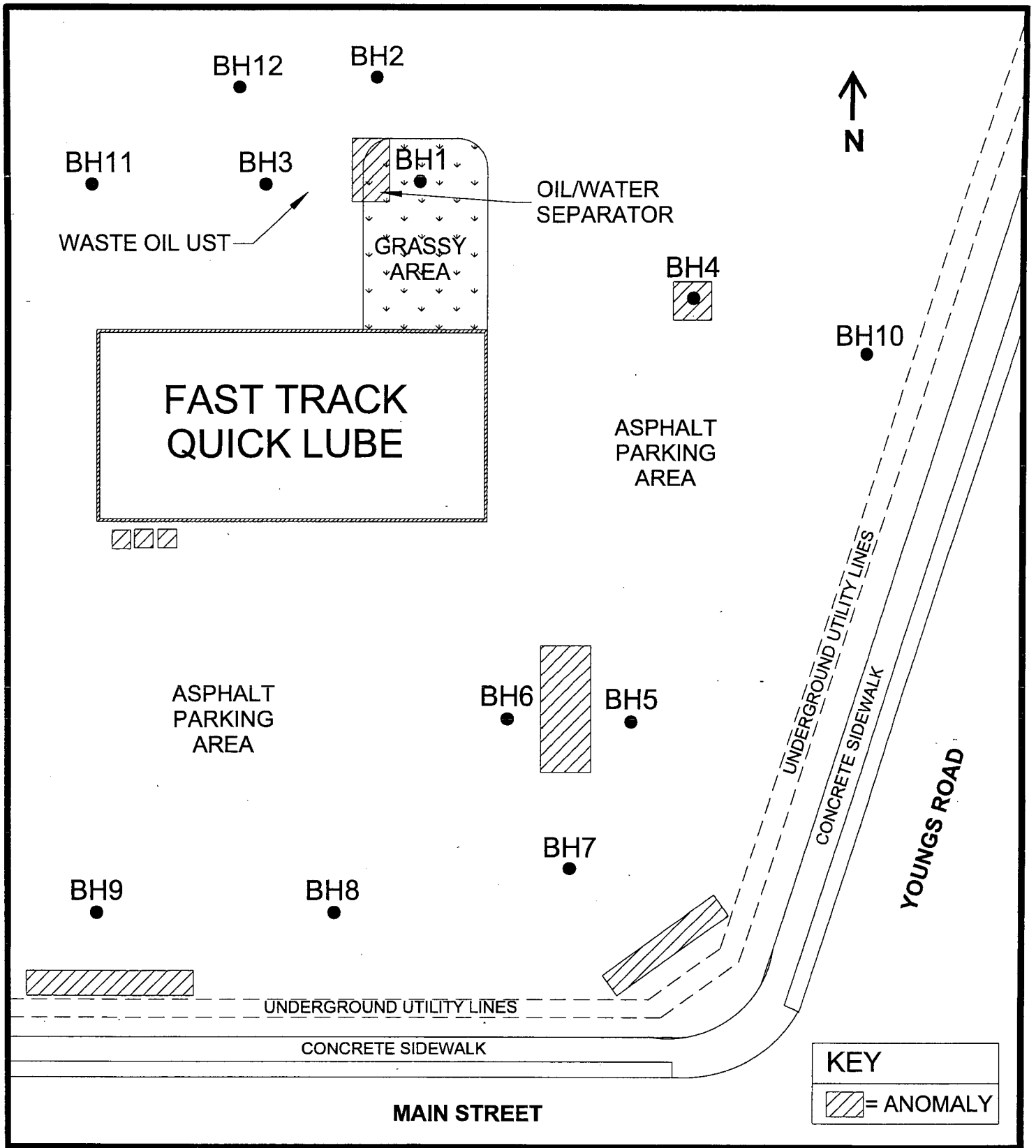
Attachments

SITE LOCATION MAP



Copyright (C) 1997, Maptech, Inc.

SUBSURFACE INVESTIGATION MAP



LCS INC.

FIGURE 2 - SITE INVESTIGATION PLAN

6126 Main Street
Amherst, New York

Drawn by: DPS

Checked by: DBR

0 20 30
Approximate Scale in Feet

LCS Project #06B3604.22

SUBSURFACE LOGS

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH1

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	0.6	0-2	U	-	-	12	0-1ft: Brown gravelly silt (no plasticity, moist)
2	2.6	2-4	U	-	-	12	1-3ft: Brownish gray sandy silty gravel (coarse, angular, loose, moist)
3	3.0	4-5.5	U	-	-	9	1-5.5ft: Brownish gray sandy silty gravel (coarse, angular, dense, moist) Refusal @ ~5.5 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~1.0 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH2

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	2.8	0.4-2	U	-	-	12	0-0.4ft: Asphalt
2	4.6	2-4	U	-	-	12	0.4-3.5ft: Brownish gray sandy silty gravel (coarse, angular, loose, moist)
3	5.1	4-8	U	-	-	14	3.5-9ft: Brownish gray sandy silty gravel (coarse, angular, dense, moist)
4	3.5	8-9	U	-	-	6	Refusal @ ~9 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH3

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	0.2	0.4-2	U	-	-	12	0-0.4ft: Asphalt
2	3.9	2-4	U	-	-	12	0.4-3.5ft: Brownish gray sandy silty gravel (coarse, angular, loose, moist)
3	78.6	4-8	U	-	-	14	3.5-9ft: Brownish gray sandy silty gravel (coarse, angular, dense, moist)
4	198	8-9	U	-	-	6	Refusal @ ~9 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

Petroleum-type odors detected @ ~4-9 ft. bgs

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No: 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH4

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	4.1	0.4-2	U	-	-	12	0-0.4ft: Asphalt
2	7.8	2-4	U	-	-	12	0.4-3ft: Brownish gray sandy silty gravel (coarse, angular, dense, moist)
3	5.4	4-6	U	-	-	10	3-5ft: Brown sandy silt (no plasticity, moist)
4	2.0	6-8	U	-	-	10	5-9ft: Brownish gray sandy silty gravel (coarse, angular, dense, moist)
5	1.7	8-9	U	-	-	6	Refusal @ ~9 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York PROJECT No. 06B3604.22

CLIENT: Uniland Development Company BORING/WELL No. BH5

DATE STARTED: 2/1/07 DATE COMPLETED: 2/1/07 RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy DRILL RIG: Geoprobe DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core SAMPLE HAMMER: WEIGHT NA FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	8.9	0.4-2	U	-	-	12	0-0.4ft: Asphalt
2	5.5	2-4	U	-	-	12	0.4-5ft: Brownish gray silty sandy gravel (coarse, angular, dense, moist)
3	3.7	4-5	U	-	-	8	Refusal @ ~5 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH6

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	1.3	0.4-2	U	-	-	10	0-0.4ft: Asphalt
2	2.1	2-4.5	U	-	-	14	0.4-4.5ft: Brownish gray silty sandy gravel (coarse, angular, dense, moist) Refusal @ ~4.5 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York PROJECT No. 06B3604.22

CLIENT: Uniland Development Company BORING/WELL No. BH7

DATE STARTED: 2/1/07 DATE COMPLETED: 2/1/07 RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy DRILL RIG: Geoprobe DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core SAMPLE HAMMER: WEIGHT NA FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	3.1	0.4-2	U	-	-	10	0-0.4ft: Asphalt 0.4-2ft: Brownish gray silty sandy gravel (coarse, angular, dense, moist) Refusal @ ~2 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH8

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	7.4	0.4-2	U	-	-	10	0-0.4ft: Asphalt 0.4-2ft: Brownish gray silty sandy gravel (coarse, angular, dense, moist) Refusal @ ~2 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH9

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	4.7	0.4-2	U	-	-	10	0-0.4ft: Asphalt
2	6.3	2-4	U	-	-	10	0.4-4.5ft: Reddish brown sandy clayey silt (moderate plasticity, moist)
3	2.9	4-6	U	-	-	12	4.5-11.5ft: Reddish brown sandy silty gravel (coarse, angular, dense, moist)
4	2.5	6-8	U	-	-	12	Refusal @ ~11.5 ft. bgs
5	2.1	8-10	U	-	-	12	
6	2.3	10-11.5	U	-	-	10	

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York PROJECT No. 06B3604.22

CLIENT: Uniland Development Company BORING/WELL No. BH10

DATE STARTED: 2/1/07 DATE COMPLETED: 2/1/07 RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy DRILL RIG: Geoprobe DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core SAMPLE HAMMER: WEIGHT NA FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	6.0	0.4-2	U	-	-	8	0-0.4ft: Asphalt
2	7.8	2-4	U	-	-	8	0.4-2ft: Brownish gray sandy silty gravel (coarse, angular, dense, moist)
3	12.0	4-5	U	-	-	6	2-5ft: Blackish brown gravelly silt (no plasticity, moist)
							Refusal @ ~5 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York PROJECT No. 06B3604.22

CLIENT: Uniland Development Company BORING/WELL No. BH11

DATE STARTED: 2/1/07 DATE COMPLETED: 2/1/07 RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy DRILL RIG: Geoprobe DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core SAMPLE HAMMER: WEIGHT NA FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	10.4	0-3	U	-	-	12	0-0.4ft: Asphalt 0.4-3ft: Brownish gray sandy silty gravel (coarse, angular, loose, moist) Refusal @ ~3 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

LCS Inc. SUBSURFACE LOG

PROJECT/ LOCATION: 6126 Main Street, Amherst, New York | PROJECT No. 06B3604.22

CLIENT: Uniland Development Company | BORING/WELL No. BH12

DATE STARTED: 2/1/07 | DATE COMPLETED: 2/1/07 | RECORDED BY: DPS

GROUNDWATER DEPTH WHILE DRILLING: NA | AFTER COMPLETION: NA

WEATHER: ~24°F, Cloudy | DRILL RIG: Geoprobe | DRILLER: BMS Drilling Services, Inc.

DRILL SIZE/TYPE: Macro-core | SAMPLE HAMMER: WEIGHT NA | FALL NA

Sample No.	PID/HNu Reading (ppm)	Depth (Feet)	Type *	Blows/6"	N	Recovery (Inches)	Material Classification and Description (Unified Soil Classification System-Visual Manual Method)
1	5.1	0.4-3	U	-	-	12	0-0.4ft: Asphalt 0.4-3ft: Brownish gray sandy silty gravel (coarse, angular, loose, moist) Refusal @ ~3 ft. bgs

NOTES NA = Not Applicable

ft. bgs = feet below ground surface

Fill to ~0.4 ft. bgs

No suspect odors detected

*SS - SPLIT-SPOON SAMPLE U - UNDISTURBED TUBE P - PISTON TUBE C - CORE

ANALYTICAL RESULTS

WASTE STREAM TECHNOLOGY, INC.
302 Grote Street
Buffalo, NY 14207
(716) 876-5290

Analytical Data Report
Report Date: 02/09/07
Work Order Number: 7B02017

Prepared For
Doug Reid
Lender Consulting Service
P.O. Box 406
Buffalo, NY 14205
Fax: (716) 845-6164

Site: 06B3604.22 (6126 Main St.)

Enclosed are the results of analyses for samples received by the laboratory on 02/02/07. If you have any questions concerning this report, please feel free to contact me.

Sincerely,

Brian S. Schepart, Ph.D., Laboratory Director

ENVIRONMENTAL LABORATORY ACCREDITATION CERTIFICATION NUMBERS
NYSDOH ELAP #11179 NJDEPE #73977 PADEP #68757 CTDPH #PH-0306 MADEP #M-NY068

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

ANALYTICAL REPORT FOR SAMPLES

Sample ID	Laboratory ID	Matrix	Date Sampled	Date Received
BH 02 (4-8)	7B02017-01	Soil	02/01/07 00:00	02/02/07 13:57
BH 03 (8-9)	7B02017-02	Soil	02/01/07 00:00	02/02/07 13:57
BH 04 (2-4)	7B02017-03	Soil	02/01/07 00:00	02/02/07 13:57
BH 05 (2-4)	7B02017-04	Soil	02/01/07 00:00	02/02/07 13:57
BH 09 (2-4)	7B02017-05	Soil	02/01/07 00:00	02/02/07 13:57
BH 10 (4-5)	7B02017-06	Soil	02/01/07 00:00	02/02/07 13:57

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Volatile Organic Compounds by EPA Method 8260B

Waste Stream Technology Inc.

Analyte	Result	Reporting Limit	Units	Dilution	Batch	Prepared	Analyzed	Method	Notes
BH 02 (4-8) (7B02017-01) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
Methyl tert-butyl ether	ND	8	ug/kg dry	1	AB70603	02/06/07	02/06/07	8260	U
benzene	ND	8	"	"	"	"	"	"	U
toluene	ND	8	"	"	"	"	"	"	U
ethylbenzene	ND	8	"	"	"	"	"	"	U
m,p-xylene	ND	16	"	"	"	"	"	"	U
o-xylene	ND	8	"	"	"	"	"	"	U
isopropylbenzene	ND	8	"	"	"	"	"	"	U
n-propylbenzene	ND	8	"	"	"	"	"	"	U
1,3,5-trimethylbenzene	ND	8	"	"	"	"	"	"	U
tert-butylbenzene	ND	8	"	"	"	"	"	"	U
1,2,4-trimethylbenzene	ND	8	"	"	"	"	"	"	U
sec-butylbenzene	ND	8	"	"	"	"	"	"	U
p-isopropyltoluene	ND	8	"	"	"	"	"	"	U
n-butylbenzene	ND	8	"	"	"	"	"	"	U
naphthalene	ND	8	"	"	"	"	"	"	U
Surrogate: Dibromofluoromethane		*95.3 %*		*70-130*		"	"	"	
Surrogate: 1,2-Dichloroethane-d4		*95.0 %*		*69-132*		"	"	"	
Surrogate: Toluene-d8		*92.7 %*		*81-121*		"	"	"	
Surrogate: Bromofluorobenzene		*95.7 %*		*83-121*		"	"	"	
BH 03 (8-9) (7B02017-02) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
Methyl tert-butyl ether	ND	10	ug/kg dry	1	AB70603	02/06/07	02/06/07	8260	U
benzene	**54**	10	"	"	"	"	"	"	
toluene	**537**	10	"	"	"	"	"	"	
ethylbenzene	**4110**	2510	"	251.15	"	"	"	"	D
m,p-xylene	**18100**	5020	"	"	"	"	"	"	D
o-xylene	**8080**	2510	"	"	"	"	"	"	D
isopropylbenzene	**465**	10	"	1	"	"	"	"	
n-propylbenzene	**8830**	2510	"	251.15	"	"	"	"	D
1,3,5-trimethylbenzene	**24000**	2510	"	"	"	"	"	"	D
tert-butylbenzene	ND	10	"	1	"	"	"	"	U
1,2,4-trimethylbenzene	**85400**	2510	"	251.15	"	"	"	"	D
sec-butylbenzene	**4050**	2510	"	"	"	"	"	"	D
p-isopropyltoluene	**5200**	2510	"	"	"	"	"	"	D
n-butylbenzene	**20200**	2510	"	"	"	"	"	"	D
naphthalene	**17200**	2510	"	"	"	"	"	"	D
Surrogate: Dibromofluoromethane		*96.7 %*		*70-130*		"	"	"	
Surrogate: 1,2-Dichloroethane-d4		*102 %*		*69-132*		"	"	"	
Surrogate: Toluene-d8		*95.7 %*		*81-121*		"	"	"	
Surrogate: Bromofluorobenzene		*390 %*		*83-121*		"	"	"	*S-04*

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Volatile Organic Compounds by EPA Method 8260B

Waste Stream Technology Inc.

Analyte	Result	Reporting Limit	Units	Dilution	Batch	Prepared	Analyzed	Method	Notes
BH 04 (2-4) (7B02017-03) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
Methyl tert-butyl ether	ND	8	ug/kg dry	1	AB70603	02/06/07	02/06/07	8260	U
benzene	**19**	8	"	"	"	"	"	"	
toluene	**45**	8	"	"	"	"	"	"	
ethylbenzene	ND	8	"	"	"	"	"	"	U
m,p-xylene	**46**	16	"	"	"	"	"	"	
o-xylene	**12**	8	"	"	"	"	"	"	
isopropylbenzene	ND	8	"	"	"	"	"	"	U
n-propylbenzene	ND	8	"	"	"	"	"	"	U
1,3,5-trimethylbenzene	**13**	8	"	"	"	"	"	"	
tert-butylbenzene	ND	8	"	"	"	"	"	"	U
1,2,4-trimethylbenzene	**28**	8	"	"	"	"	"	"	
sec-butylbenzene	ND	8	"	"	"	"	"	"	U
p-isopropyltoluene	ND	8	"	"	"	"	"	"	U
n-butylbenzene	ND	8	"	"	"	"	"	"	U
naphthalene	ND	8	"	"	"	"	"	"	U
Surrogate: Dibromofluoromethane		*97.3 %*	*70-130*		"	"	"	"	
Surrogate: 1,2-Dichloroethane-d4		*95.0 %*	*69-132*		"	"	"	"	
Surrogate: Toluene-d8		*94.0 %*	*81-121*		"	"	"	"	
Surrogate: Bromofluorobenzene		*106 %*	*83-121*		"	"	"	"	
BH 05 (2-4) (7B02017-04) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
Methyl tert-butyl ether	ND	10	ug/kg dry	1	AB70603	02/06/07	02/06/07	8260	U
benzene	**19**	10	"	"	"	"	"	"	
toluene	**41**	10	"	"	"	"	"	"	
ethylbenzene	ND	10	"	"	"	"	"	"	U
m,p-xylene	**30**	20	"	"	"	"	"	"	
o-xylene	ND	10	"	"	"	"	"	"	U
isopropylbenzene	ND	10	"	"	"	"	"	"	U
n-propylbenzene	ND	10	"	"	"	"	"	"	U
1,3,5-trimethylbenzene	ND	10	"	"	"	"	"	"	U
tert-butylbenzene	ND	10	"	"	"	"	"	"	U
1,2,4-trimethylbenzene	**14**	10	"	"	"	"	"	"	
sec-butylbenzene	ND	10	"	"	"	"	"	"	U
p-isopropyltoluene	ND	10	"	"	"	"	"	"	U
n-butylbenzene	ND	10	"	"	"	"	"	"	U
naphthalene	ND	10	"	"	"	"	"	"	U
Surrogate: Dibromofluoromethane		*97.3 %*	*70-130*		"	"	"	"	
Surrogate: 1,2-Dichloroethane-d4		*96.0 %*	*69-132*		"	"	"	"	
Surrogate: Toluene-d8		*93.3 %*	*81-121*		"	"	"	"	
Surrogate: Bromofluorobenzene		*106 %*	*83-121*		"	"	"	"	

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Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Volatile Organic Compounds by EPA Method 8260B

Waste Stream Technology Inc.

Analyte	Result	Reporting Limit	Units	Dilution	Batch	Prepared	Analyzed	Method	Notes
BH 09 (2-4) (7B02017-05) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
Methyl tert-butyl ether	ND	9	ug/kg dry	1	AB70603	02/06/07	02/06/07	8260	U
benzene	ND	9	"	"	"	"	"	"	U
toluene	ND	9	"	"	"	"	"	"	U
ethylbenzene	ND	9	"	"	"	"	"	"	U
m,p-xylene	ND	17	"	"	"	"	"	"	U
o-xylene	ND	9	"	"	"	"	"	"	U
isopropylbenzene	ND	9	"	"	"	"	"	"	U
n-propylbenzene	ND	9	"	"	"	"	"	"	U
1,3,5-trimethylbenzene	ND	9	"	"	"	"	"	"	U
tert-butylbenzene	ND	9	"	"	"	"	"	"	U
1,2,4-trimethylbenzene	ND	9	"	"	"	"	"	"	U
sec-butylbenzene	ND	9	"	"	"	"	"	"	U
p-isopropyltoluene	ND	9	"	"	"	"	"	"	U
n-butylbenzene	ND	9	"	"	"	"	"	"	U
naphthalene	ND	9	"	"	"	"	"	"	U
Surrogate: Dibromofluoromethane		*97.3 %*		*70-130*	"	"	"	"	
Surrogate: 1,2-Dichloroethane-d4		*97.0 %*		*69-132*	"	"	"	"	
Surrogate: Toluene-d8		*90.7 %*		*81-121*	"	"	"	"	
Surrogate: Bromofluorobenzene		*93.3 %*		*83-121*	"	"	"	"	
BH 10 (4-5) (7B02017-06) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
Methyl tert-butyl ether	ND	10	ug/kg dry	1	AB70603	02/06/07	02/06/07	8260	U
benzene	ND	10	"	"	"	"	"	"	U
toluene	**12**	10	"	"	"	"	"	"	
ethylbenzene	ND	10	"	"	"	"	"	"	U
m,p-xylene	ND	20	"	"	"	"	"	"	U
o-xylene	ND	10	"	"	"	"	"	"	U
isopropylbenzene	ND	10	"	"	"	"	"	"	U
n-propylbenzene	ND	10	"	"	"	"	"	"	U
1,3,5-trimethylbenzene	ND	10	"	"	"	"	"	"	U
tert-butylbenzene	ND	10	"	"	"	"	"	"	U
1,2,4-trimethylbenzene	ND	10	"	"	"	"	"	"	U
sec-butylbenzene	ND	10	"	"	"	"	"	"	U
p-isopropyltoluene	ND	10	"	"	"	"	"	"	U
n-butylbenzene	ND	10	"	"	"	"	"	"	U
naphthalene	ND	10	"	"	"	"	"	"	U
Surrogate: Dibromofluoromethane		*97.3 %*		*70-130*	"	"	"	"	
Surrogate: 1,2-Dichloroethane-d4		*92.0 %*		*69-132*	"	"	"	"	
Surrogate: Toluene-d8		*99.0 %*		*81-121*	"	"	"	"	
Surrogate: Bromofluorobenzene		*114 %*		*83-121*	"	"	"	"	

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Semivolatile Organic Compounds by EPA Method 8270C

Waste Stream Technology Inc.

Analyte	Result	Reporting Limit	Units	Dilution	Batch	Prepared	Analyzed	Method	Notes
BH 02 (4-8) (7B02017-01) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
naphthalene	ND	67	ug/kg dry	1	AB70401	02/04/07	02/06/07	8270	U
anthracene	ND	67	"	"	"	"	"	"	U
acenaphthene	ND	67	"	"	"	"	"	"	U
Acenaphthylene	ND	67	"	"	"	"	"	"	U
Benzo (a) anthracene	ND	67	"	"	"	"	"	"	U
Benzo (b) fluoranthene	ND	67	"	"	"	"	"	"	U
Benzo (k) fluoranthene	ND	67	"	"	"	"	"	"	U
Benzo (g,h,i) perylene	ND	67	"	"	"	"	"	"	U
Benzo (a) pyrene	ND	67	"	"	"	"	"	"	U
chrysene	ND	67	"	"	"	"	"	"	U
Dibenz (a,h) anthracene	ND	67	"	"	"	"	"	"	U
fluoranthene	ND	67	"	"	"	"	"	"	U
fluorene	ND	67	"	"	"	"	"	"	U
Indeno (1,2,3-cd) pyrene	ND	67	"	"	"	"	"	"	U
phenanthrene	ND	67	"	"	"	"	"	"	U
pyrene	ND	67	"	"	"	"	"	"	U
Surrogate: Nitrobenzene-d5		*72.9 %*	*50-98*		"	"	"	"	
Surrogate: 2-Fluorobiphenyl		*80.5 %*	*49-98*		"	"	"	"	
Surrogate: Terphenyl-d14		*107 %*	*43-108*		"	"	"	"	
BH 03 (8-9) (7B02017-02) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
naphthalene	**3740**	67	ug/kg dry	1	AB70401	02/04/07	02/06/07	8270	
anthracene	**114**	67	"	"	"	"	"	"	
acenaphthene	**138**	67	"	"	"	"	"	"	
Acenaphthylene	ND	67	"	"	"	"	"	"	U
Benzo (a) anthracene	**341**	67	"	"	"	"	"	"	
Benzo (b) fluoranthene	**631**	67	"	"	"	"	"	"	
Benzo (k) fluoranthene	**208**	67	"	"	"	"	"	"	
Benzo (g,h,i) perylene	**303**	67	"	"	"	"	"	"	
Benzo (a) pyrene	**356**	67	"	"	"	"	"	"	
chrysene	**509**	67	"	"	"	"	"	"	
Dibenz (a,h) anthracene	ND	67	"	"	"	"	"	"	U
fluoranthene	**1050**	67	"	"	"	"	"	"	
fluorene	**172**	67	"	"	"	"	"	"	
Indeno (1,2,3-cd) pyrene	**212**	67	"	"	"	"	"	"	
phenanthrene	**815**	67	"	"	"	"	"	"	
pyrene	**773**	67	"	"	"	"	"	"	
Surrogate: Nitrobenzene-d5		*92.1 %*	*50-98*		"	"	"	"	
Surrogate: 2-Fluorobiphenyl		*90.3 %*	*49-98*		"	"	"	"	
Surrogate: Terphenyl-d14		*92.1 %*	*43-108*		"	"	"	"	

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Semivolatile Organic Compounds by EPA Method 8270C

Waste Stream Technology Inc.

Analyte	Result	Reporting Limit	Units	Dilution	Batch	Prepared	Analyzed	Method	Notes
BH 04 (2-4) (7B02017-03) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
naphthalene	ND	67	ug/kg dry	1	AB70401	02/04/07	02/06/07	8270	U
anthracene	ND	67	"	"	"	"	"	"	U
acenaphthene	ND	67	"	"	"	"	"	"	U
Acenaphthylene	ND	67	"	"	"	"	"	"	U
Benzo (a) anthracene	**234**	67	"	"	"	"	"	"	
Benzo (b) fluoranthene	**405**	67	"	"	"	"	"	"	
Benzo (k) fluoranthene	**152**	67	"	"	"	"	"	"	
Benzo (g,h,i) perylene	**256**	67	"	"	"	"	"	"	
Benzo (a) pyrene	**292**	67	"	"	"	"	"	"	
chrysene	**311**	67	"	"	"	"	"	"	
Dibenz (a,h) anthracene	ND	67	"	"	"	"	"	"	U
fluoranthene	**513**	67	"	"	"	"	"	"	
fluorene	ND	67	"	"	"	"	"	"	U
Indeno (1,2,3-cd) pyrene	**217**	67	"	"	"	"	"	"	
phenanthrene	**182**	67	"	"	"	"	"	"	
pyrene	**410**	67	"	"	"	"	"	"	
Surrogate: Nitrobenzene-d5		*84.9 %*	*50-98*		"	"	"	"	
Surrogate: 2-Fluorobiphenyl		*92.4 %*	*49-98*		"	"	"	"	
Surrogate: Terphenyl-d14		*104 %*	*43-108*		"	"	"	"	
BH 05 (2-4) (7B02017-04) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
naphthalene	ND	67	ug/kg dry	1	AB70401	02/04/07	02/06/07	8270	U
anthracene	ND	67	"	"	"	"	"	"	U
acenaphthene	ND	67	"	"	"	"	"	"	U
Acenaphthylene	ND	67	"	"	"	"	"	"	U
Benzo (a) anthracene	**89**	67	"	"	"	"	"	"	
Benzo (b) fluoranthene	**131**	67	"	"	"	"	"	"	
Benzo (k) fluoranthene	ND	67	"	"	"	"	"	"	U
Benzo (g,h,i) perylene	ND	67	"	"	"	"	"	"	U
Benzo (a) pyrene	**95**	67	"	"	"	"	"	"	
chrysene	**98**	67	"	"	"	"	"	"	
Dibenz (a,h) anthracene	ND	67	"	"	"	"	"	"	U
fluoranthene	**182**	67	"	"	"	"	"	"	
fluorene	ND	67	"	"	"	"	"	"	U
Indeno (1,2,3-cd) pyrene	ND	67	"	"	"	"	"	"	U
phenanthrene	**84**	67	"	"	"	"	"	"	
pyrene	**150**	67	"	"	"	"	"	"	
Surrogate: Nitrobenzene-d5		*75.7 %*	*50-98*		"	"	"	"	
Surrogate: 2-Fluorobiphenyl		*85.4 %*	*49-98*		"	"	"	"	
Surrogate: Terphenyl-d14		*108 %*	*43-108*		"	"	"	"	

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Conventional Chemistry Parameters by EPA Methods

Waste Stream Technology Inc.

Analyte	Result	Reporting Limit	Units	Dilution	Batch	Prepared	Analyzed	Method	Notes
BH 02 (4-8) (7B02017-01) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
% Solids	**82.4**	0.1	%	1	AB70503	02/04/07	02/05/07	% calculation	
BH 03 (8-9) (7B02017-02) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
% Solids	**86.8**	0.1	%	1	AB70503	02/04/07	02/05/07	% calculation	
BH 04 (2-4) (7B02017-03) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
% Solids	**94.4**	0.1	%	1	AB70503	02/04/07	02/05/07	% calculation	
BH 05 (2-4) (7B02017-04) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
% Solids	**84.9**	0.1	%	1	AB70503	02/04/07	02/05/07	% calculation	
BH 09 (2-4) (7B02017-05) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
% Solids	**82.4**	0.1	%	1	AB70832	02/08/07	02/08/07	% calculation	
BH 10 (4-5) (7B02017-06) Soil Sampled: 02/01/07 00:00 Received: 02/02/07 13:57									
% Solids	**82.5**	0.1	%	1	AB70832	02/08/07	02/08/07	% calculation	

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

Lender Consulting Service	Project: New York State Projects	
P.O. Box 406	Project Number: 06B3604.22 (6126 Main St.)	**Reported:**
Buffalo NY, 14205	Project Manager: Doug Reid	02/09/07 14:37

Notes and Definitions

U	Analyte included in the analysis, but not detected
S-04	The surrogate recovery for this sample is outside of established control limits due to a sample matrix effect.
D	This flag assigned to compounds identified in an analysis at a secondary dilution factor.
DET	Analyte DETECTED
ND	Analyte NOT DETECTED at or above the reporting limit
NR	Not Reported
dry	Sample results reported on a dry weight basis
RPD	Relative Percent Difference

The results in this report apply to the samples analyzed in accordance with the chain of custody document. This analytical report must be reproduced in its entirety.

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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.
AB70603-BLK1

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: AB70603-BLK1

Sample wt/vol: 1.00 (g/mL) g Lab File ID: 0036853.d

Level: (low/med) low Date Received: NA

% Moisture: not dec. NA Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 1 Concentration Units: (ug/L or ug/Kg) µg/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 000075-09-2	Methylene Chloride	3.14	23	J
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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.

BH 02 (4-8)

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: 7B02017-01

Sample wt/vol: 1.29 (g/mL) g Lab File ID: 0036854.d

Level: (low/med) low Date Received: 02/02/07

% Moisture: not dec. 17.6 Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 2 Concentration Units: (ug/L or ug/Kg) µg/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 000075-09-2	Methylene Chloride	3.14	26	J,B
2. 000110-54-3	Hexane	3.70	16	J
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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.

BH 03 (8-9)

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: 7B02017-02

Sample wt/vol: 1.09 (g/mL) g Lab File ID: 0036859.d

Level: (low/med) low Date Received: 02/02/07

% Moisture: not dec. 13.2 Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 10 Concentration Units: (ug/L or ug/Kg) µg/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1.	Benzene, ethyl-methyl- isomer	16.86	590	J
2. 002847-72-5	Decane, 4-methyl-	17.21	760	J
3.	Benzene, trimethyl- isomer	18.25	1180	J
4.	Benzene, methyl-(methyl-ethyl)-	18.99	1250	J
5.	Substituted Cyclohexane	19.19	760	J
6. 001120-21-4	Undecane	19.35	930	J
7.	Benzene, ethyl-dimethyl- isomer	19.85	1240	J
8.	Benzene, tetramethyl- isomer	20.77	850	J
9.	Benzene, tetramethyl- isomer	20.90	730	J
10.	Benzene, tetramethyl- isomer	21.82	910	J
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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.

BH 04 (2-4)

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: 7B02017-03

Sample wt/vol: 1.23 (g/mL) g Lab File ID: 0036855.d

Level: (low/med) low Date Received: 02/02/07

% Moisture: not dec. 5.6 Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 10 Concentration Units: (ug/L or ug/Kg) µg/Kg

	CAS Number	Compound Name	RT	Est. Conc.	Q
1.		Unknown	1.36	250	J
2.	000075-28-5	Isobutane	1.49	110	J
3.	000106-97-8	Butane	1.60	190	J
4.	000078-78-4	Butane, 2-methyl-	1.99	110	J
5.	000109-66-0	Pentane	2.20	110	J
6.	000107-83-5	Pentane, 2-methyl-	3.08	72	J
7.	000096-14-0	Pentane, 3-methyl-	3.36	31	J
8.	000110-54-3	Hexane	3.70	87	J
9.	000142-82-5	Heptane	6.64	51	J
10.	000108-87-2	Cyclohexane, methyl-	7.62	94	J
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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.

BH 05 (2-4)

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: 7B02017-04

Sample wt/vol: 1.06 (g/mL) g Lab File ID: 0036856.d

Level: (low/med) low Date Received: 02/02/07

% Moisture: not dec. 15.1 Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 10 Concentration Units: (ug/L or ug/Kg) µg/Kg

	CAS Number	Compound Name	RT	Est. Conc.	Q
1.	000075-28-5	Isobutane	1.49	83	J
2.	000106-97-8	Butane	1.60	100	J
3.	000078-78-4	Butane, 2-methyl-	1.99	78	J
4.	000109-66-0	Pentane	2.20	66	J
5.	000107-83-5	Pentane, 2-methyl-	3.08	43	J
6.	000075-09-2	Methylene Chloride	3.14	41	J,B
7.	000110-54-3	Hexane	3.70	60	J
8.	000096-37-7	Cyclopentane, methyl-	4.58	27	J
9.	000142-82-5	Heptane	6.64	28	J
10.	000142-82-5	Cyclohexane, methyl-	7.62	52	J
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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.

BH 09 (2-4)

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: 7B02017-05

Sample wt/vol: 1.15 (g/mL) g Lab File ID: 0036857.d

Level: (low/med) low Date Received: 02/02/07

% Moisture: not dec. Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 2 Concentration Units: (ug/L or ug/Kg) µg/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 000075-09-2	Methylene Chloride	3.14	34	J,B
2. 000110-54-3	Hexane	3.70	23	J
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VOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.

BH 10 (4-5)

Lab Name: Waste Stream Technology Contract: LCS

Project No.: 06B3604.22 Location: 6126 Main St. Group: 7B02017

Matrix: (soil/water) soil Lab Sample ID: 7B02017-06

Sample wt/vol: 1.10 (g/mL) g Lab File ID: 0036858.d

Level: (low/med) low Date Received: 02/02/07

% Moisture: not dec. Date Analyzed: 02/06/07

GC Column: ZB-624 ID: 0.18 (mm) Dilution Factor: na

Soil Extract Volume: na (uL) Soil Aliquot Volume: na (uL)

Number TICs found: 8 Concentration Units: (ug/L or ug/Kg) µg/Kg

	CAS Number	Compound Name	RT	Est. Conc.	Q
1.		Unknown	1.36	27	J
2.	000075-28-5	Isobutane	1.49	29	J
3.	000106-97-8	Butane	1.60	44	J
4.	000078-78-4	Butane, 2-methyl-	1.99	31	J
5.	000109-66-0	Pentane	2.20	30	J
6.	000075-09-2	Methylene Chloride	3.14	44	J,B
7.	000110-54-3	Hexane	3.70	50	J
8.	000108-87-2	Cyclohexane, methyl-	7.62	20	J
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SEMIVOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.
AB70401-BLK1

Lab Name: WASTE STREAM TECHNOLOGY Contract:

Project No.: LCS Site: 6126 MAll Location: Group: 7B02017

Matrix: (soil/water) SOIL Lab Sample ID: AB70401-BLK1

Sample wt/vol: 30.0 (g/mL) g Lab File ID: 29607.D

Level: (low/med) LOW Date Received: 2/2/2007

% Moisture: 0 decanted: (Y/N) N Date Extracted: 2/4/2007

Concentrated Extract Volume: 1 (ML) Date Analyzed: 2/6/2007

Injection Volume: 1.0 (uL) Dilution Factor: 1.0

GPC Cleanup: (Y/N) N pH: NA

Number TICs found: 3 Concentration Units: (ug/L or ug/Kg) ug/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 79-00-5	ETHANE, 1,1,2-TRICHLORO	2.65	283	J
2.	UNKNOWN	3.62	186	J
3. 79-34-5	ETHANE, 1,1,2,2-TETRACHLOR	5.15	606	J
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SEMIVOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.
BH 02 (4-8)

Lab Name: WASTE STREAM TECHNOLOGY Contract:

Project No.: LCS Site: 6126 MAI Location: BH 02 (4-8) Group: 7B02017

Matrix: (soil/water) SOIL Lab Sample ID: 7B02017-01

Sample wt/vol: 30.7 (g/mL) g Lab File ID: 29915.D

Level: (low/med) LOW Date Received: 2/2/2007

% Moisture: 17.6 decanted: (Y/N) N Date Extracted: 2/4/2007

Concentrated Extract Volume: 1 (ML) Date Analyzed: 2/6/2007

Injection Volume: 1.0 (uL) Dilution Factor: 1.0

GPC Cleanup: (Y/N) N pH: NA

Number TICs found: 5 Concentration Units: (ug/L or ug/Kg) ug/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 79-00-5	ETHANE, 1,1,2-TRICHLORO	2.62	216	J,B
2. 79-34-5	ETHANE, 1,1,2,2-TETRACHLOR	5.12	453	J,B
3. 111-90-0	ETHANOL, 2-(2-ETHOXYETHXY	6.59	212	J
4.	UNKNOWN	29.93	340	J
5.	UNKNOWN	30.10	188	J
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SEMIVOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.
BH 03 (8-9)

Lab Name: WASTE STREAM TECHNOLOGY Contract:

Project No.: LCS Site: 6126 MAIl Location: BH 03 (8-9) Group: 7B02017

Matrix: (soil/water) SOIL Lab Sample ID: 7B02017-02

Sample wt/vol: 30.2 (g/mL) g Lab File ID: 29919.D

Level: (low/med) LOW Date Received: 2/2/2007

% Moisture: 13.2 decanted: (Y/N) N Date Extracted: 2/4/2007

Concentrated Extract Volume: 1 (ML) Date Analyzed: 2/6/2007

Injection Volume: 1.0 (uL) Dilution Factor: 1.0

GPC Cleanup: (Y/N) N pH: NA

Number TICs found: 18 Concentration Units: (ug/L or ug/Kg) ug/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 45911-04-6	NONANE, 3-METHYL	5.29	5830	J
2.	HEPTANE, ETHYL- METHYL ISO	5.38	5100	J
3.	BENZENE, TRIMETHYL ISOMER	6.42	14,400	J
4. 108-67-8	BENZENE, 1,2,3- TRIMETHYL IS	6.87	8610	J
5.	UNKNOWN LONG CHAIN HYDR	6.94	13400	J
6.	UNKNOWN LONG CHAIN HYDR	7.15	4780	J
7.	UNKNOWN LONG CHAIN HYDR	7.21	6010	J
8.	BENZENE, 1-METHYL- PROPYL	7.42	7240	J
9.	UNKNOWN	7.53	13500	J
10.	UNKNOWN LONG CHAIN HYDR	7.78	6470	J
11.	UNKNOWN	15.47	5890	J
12.	UNKNOWN	16.54	5210	J
13.	UNKNOWN	16.67	13600	J
14.	UNKNOWN	16.79	12900	J
15.	UNKNOWN	16.82	7630	J
16.	UNKNOWN	16.89	11500	J
17.	UNKNOWN	17.02	5150	J
18.	UNKNOWN	17.11	6760	J
19.	UNKNOWN	17.24	11200	J
20.	UNKNOWN	17.31	8120	J
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SEMIVOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.
BH 04 (2-4)

Lab Name: WASTE STREAM TECHNOLOGY Contract:

Project No.: LCS Site: 6126 MAll Location: BH 04 (2-4) Group: 7B02017

Matrix: (soil/water) SOIL Lab Sample ID: 7B02017-03

Sample wt/vol: 30.8 (g/mL) g Lab File ID: 29918.D

Level: (low/med) LOW Date Received: 2/2/2007

% Moisture: 5.6 decanted: (Y/N) N Date Extracted: 2/4/2007

Concentrated Extract Volume: 1 (ML) Date Analyzed: 2/6/2007

Injection Volume: 1.0 (uL) Dilution Factor: 1.0

GPC Cleanup: (Y/N) N pH: NA

Number TICs found: 18 Concentration Units: (ug/L or ug/Kg) ug/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 79-00-5	ETHANE, 1,1,2-TRICHLORO	2.62	262	J
2. 79-34-5	ETHANE, 1,1,2,2-TETRACHLOR	5.11	506	J
3.	UNKNOWN LONG CHAIN HYDR	6.54	176	J
4.	UNKNOWN LONG CHAIN HYDR	8.28	204	J
5.	UNKNOWN LONG CHAIN HYDR	9.90	298	J
6.	UNKNOWN LONG CHAIN HYDR	11.42	374	J
7.	UNKNOWN LONG CHAIN HYDR	12.84	348	J
8.	UNKNOWN LONG CHAIN HYDR	15.45	312	J
9.	UNKNOWN LONG CHAIN HYDR	16.65	439	J
10.	UNKNOWN LONG CHAIN HYDR	18.87	259	J
11. 112-95-8	EICOSANE	19.91	236	J
12. 544-76-3	HEXADECANE	20.90	210	J
13.	UNKNOWN LONG CHAIN HYDR	22.76	173	J
14.	UNKNOWN LONG CHAIN HYDR	23.63	186	J
15.	UNKNOWN LONG CHAIN HYDR	25.27	186	J
16.	UNKNOWN LONG CHAIN HYDR	26.05	155	J
17.	UNKNOWN LONG CHAIN AMID	26.66	923	J
18.	UNKNOWN PAH	27.33	220	J
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SEMIVOLATILE ORGANICS ANALYSIS DATA SHEET
TENTATIVELY IDENTIFIED COMPOUNDS

SAMPLE NO.
BH 05 (2-4)

Lab Name: WASTE STREAM TECHNOLOGY Contract:

Project No.: LCS Site: 6126 MAll Location: BH 05 (2-4) Group: 7B02017

Matrix: (soil/water) SOIL Lab Sample ID: 7B02017-04

Sample wt/vol: 30.1 (g/mL) g Lab File ID: 29917.D

Level: (low/med) LOW Date Received: 2/2/2007

% Moisture: 15.1 decanted: (Y/N) N Date Extracted: 2/4/2007

Concentrated Extract Volume: 1 (ML) Date Analyzed: 2/6/2007

Injection Volume: 1.0 (uL) Dilution Factor: 1.0

GPC Cleanup: (Y/N) N pH: NA

Number TICs found: 3 Concentration Units: (ug/L or ug/Kg) ug/Kg

CAS Number	Compound Name	RT	Est. Conc.	Q
1. 79-00-5	ETHANE, 1,1,2-TRICHLORO	2.62	228	J,B
2. 79-34-5	ETHANE, 1,1,2,2-TETRACHLOR	5.12	507	J,B
3.	UNKNOWN LONG CHAIN AMID	23.32	1130	J
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CHAIN OF CUSTODY

WASTE STREAM TECHNOLOGY

Waste Stream Technology Inc.
300 Gratto Street, Buffalo, NY 14207
(716) 876-5290 • FAX (716) 876-2412

OFFICE USE ONLY
GROUP # 78C2.017
DUE DATE

PAGE 1 OF 1

TURN AROUND TIME: 5 BD.
QUOTATION NUMBER:

ARE SPECIAL DETECTION LIMITS REQUIRED? YES NO
If yes please attach requirements

Is a QC Package required? YES NO
If yes please attach requirements

DW DRINKING WATER
GW GROUND WATER
SW SURFACE WATER
WW WASTE WATER
O OIL
SL SLUDGE
SO SOIL
S SOLID
W WIPE
A AIR
OTHER

REPORT TO: LCS INC.
232 Delaware Ave.
Buffalo, NY
CONTACT Doug Reed
PH # 716 845-6145
FAX # 716 845-6164
BILL TO: LCS, INC.
P.O.# 06B 3604.22
PROJECT DESCRIPTION 6126 Main St.
SAMPLER (SIGNATURE) Dan Lathrop

ANALYSES TO BE PERFORMED

	SAMPLE ID	DATE SAMPLED	TIME OF SAMPLING	SAMPLE TYPE	TOTAL NO. OF CONTAINERS	8260	8270 + 10 TICs	8270 + 20 TICs								TYPE OF CONTAINER/ COMMENTS	OFFICE USE ONLY WELL ID.
1	BH 02 (4-8)	2-1		SO	2	X	X									2oz, 4oz Clear	01
2	BH 03 (8-9)	2-1		SO	2	X	X									2oz, 4oz Clear	02
3	BH 04 (2-4)	2-1		SO	2	X	X									2oz, 4oz Clear	03
4	BH 05 (2-4)	2-1		SO	2	X	X									2oz, 4oz Clear	04
5	BH 09 (2-4)	2-1		SO	1	X										2oz. Clear	05
6	BH 10 (4-5)	2-1		SO	1	X										2oz. Clear	06
7																	
8																	
9																	
10																	

REMARKS

RELINQUISHED BY:	DATE:	TIME:	RECEIVED BY:	DATE:	TIME:
Dan Lathrop	2/2/07	1:55		2/2/07	1:55
RELINQUISHED BY:	DATE:	TIME:	RECEIVED BY:	DATE:	TIME:
	2/2/07	1:57	K. Bunsko	2/2/07	1:57

LIMITATIONS

This environmental study is limited by the scope of services contained within this report and time frames specified within the contract for services agreed to by you dated January 18, 2007. The scope of services was based on LCS' Business/Lender Phase I Environmental Site Assessment report, dated January 3, 2007.

This environmental study makes no warranties nor implies any liability regarding:

1. Any impacted media located beneath the on-site structure(s).
2. Any chemical analytes not included within the analytical test methods employed during this study.
3. Any impacted media present from off-site sources.
4. Any impacted groundwater either on-site or off-site.
5. Any impact at locations and depths not assessed in this study.
6. Any impact at locations where access was limited.

Conclusions and/or recommendations made within the study are based on the interpretation of data collected at individual sample locations and may change if additional data is collected during future study. Conditions between sampling locations are estimated based on available data. Intrusive studies serve to reduce, but not eliminate, the potential environmental risk associated with a property. No study is considered all-inclusive or representative of the entire subject property. Such would be cost prohibitive.

Reilly, David

From: Doug Reid [dreid@lenderconsulting.com]
Sent: Monday, February 19, 2007 8:28 AM
To: Dobson, Nancy; Reilly, David
Cc: 'Mark LiPuma'; 'Andy Kucserik'
Subject: RE: 6126 Main Street, Amherst, NY - 06B3604.22

Dear Nancy and Dave –

Please review the attached report and contact Andy or me with any questions.

Sincerely,

Douglas B. Reid
VP, Environmental Services
Environmental Scientist
716-845-6145

From: Mark LiPuma [mailto:mlipuma@lenderconsulting.com]
Sent: Friday, February 16, 2007 3:15 PM
To: ndobson@uniland.com
Cc: 'Doug Reid'; 'Andy Kucserik'; 'Reilly, David'
Subject: 6126 Main Street

Hi Nancy:

I spoke with Douglas Reid, our VP of Phase II Due Diligence, and with Andy Kucserik, GM of WNY Operations. We were engaged to perform the services under this contract on January 20, 2007. The report due date according to our contract is about 5 days out. However, I have asked both Doug and Andy to have this report ready for you first thing Monday morning. They have agreed to work the weekend to assure delivery to you.

There is an apparent underground storage tank on site and other sub surface anomalies present at this site which will likely require further investigation and assessment.

Please advise if you have any questions or comments. I will make myself available at your convenience. My personal cell # is 583-3414.

With every kindest wish for your continued success, I remain;

Yours truly,

Mark V. Li Puma
President/CEO
LCS, Inc.
(800) 474-6802
mlipuma@lenderconsulting.com
"What is best for the Client?"

SECTION VII. PROPERTY'S ENVIRONMENTAL HISTORY

ITEM 6. LIST OF KNOWN OWNERS

DATE	OWNER	ADDRESS/PHONE # (most recent available address & phone #)	RELATIONSHIP TO REQUESTOR
Prior to 4/2/1915	Michael & Magdalena Albert	N/A	None
4/2/1915 - 7/10/1917	Samuel & Stella Dickey	N/A	None
7/10/1917 - 3/5/1920	Estella Dickey	N/A	None
3/5/1920 – 6/23/1921	Norman Dickey	N/A	None
6/23/1921 – 3/4/1930	Samuel J. Dickey	N/A	None
3/4/1930 – 3/4/1930	Louis F. Wilhelm	N/A	None
3/4/1930 – 6/8/1933	Anna Canetti	N/A	None
6/8/1933 – 11/23/1936	Samuel J. Dickey	N/A	None
11/23/1936 – 10/3/1941	Home Owners' Loan Corporation	N/A	None
10/3/1941 – 11/12/1943	Andrew D. Hodge & Milton E. Praker	N/A	None
11/12/1943 – 3/17/1944	Home Owners' Loan Corporation	N/A	None
3/17/1944 – 7/24/1952	Warren D. & Charlotte J. Miller	N/A	None
7/24/1952 – 9/6/1963	Warren D. & Lydia C. Miller	N/A	None
9/6/1963 – 5/5/1966	M & M of Williamsville, Inc.	120 Delaware Avenue, Buffalo, New York Phone # (Not Available)	None
5/5/1966 – 9/29/1967	Casimir M. Culligan	14 North Long Street, Williamsville, New York Phone # (Not Available)	None
9/29/1967 – 1/16/1980	Humble Oil & Refining Company	c/o Exxon – 800 Bell Avenue, Houston, Texas 77002 Phone # (713-680-6500)	None
1/16/1980 – 1/17/1980	6126 Main Street, Inc.	984 Ellicott Square, Buffalo, New York 14203 Phone # (Not Available)	None
1/17/1980 – 4/12/1983	Ronald S. Cohen	506 Delaware Avenue, Buffalo, New York	None

	Joseph A. Deck Paul Wintringer	Phone # (Not Available) 506 Delaware Avenue, Buffalo, New York Phone # (Not Available) 71 Columbia Boulevard, Kenmore, New York Phone # (Not Available)	None None
4/12/1983 – 5/31/1991	Joseph A. Deck Ronald S. Cohen	506 Delaware Avenue, Buffalo, New York Phone # (Not Available) 506 Delaware Avenue, Buffalo, New York Phone # (Not Available)	None None
5/31/1991 – 10/16/1998	James L. Busshart	2421 Clinton Street, West Seneca, New York 14224 Phone # (Not Available)	None
10/16/1998 – 4/20/2007	Busshart Development, LLC	2421 Clinton Street, West Seneca, New York 14224 Phone # (Not Available)	None
4/20/2007 – Current	Uniland Federal Center, Inc.	100 University Corporate Centre, Amherst, New York 14226 Phone # (716-834-5000)	Corporate Affiliate

SECTION VII. PROPERTY'S ENVIRONMENTAL HISTORY

ITEM 7. LIST OF KNOWN OPERATORS:

DATE	OPERATOR	ADDRESS/PHONE # (most recent available address & phone #)	RELATIONSHIP TO REQUESTOR
1963	M&M Antiques	Not Available	None
1975	Exxon Gasoline	800 Bell Avenue, Houston, Texas 77002 Phone # (713-680-6500)	None
1989/90	Avis Used Cars	Not Available	None
1999 - Current	Fast Track Quick Lube (formerly Mr. Oil Change)	5123 Transit Road, Depew, New York 14043 Phone # (716-681-7161)	Tenant after Uniland's purchase

NOTE: Please also refer to Section VII, Item 6, "List of Known Owners".

SECTION VIII. CONTACT LIST INFORMATION

ITEM 1.

TITLE	NAME & ADDRESS	PHONE NUMBER
Town of Amherst Supervisor	Satish B. Mohan Amherst Municipal Building 5583 Main Street Williamsville, NY 14221	(716) 631-7032
Town of Amherst Planning Board, Chair	Catharine M. Weiss Amherst Municipal Building 5583 Main Street Williamsville, NY 14221	(716) 631-7051
Town of Amherst Zoning Board of Appeals, Chairman	Joseph A. Speth Amherst Municipal Building 5583 Main Street Williamsville, NY 14221	(716) 631-7000 General information
Erie County Executive	Joel A. Giambra Edward A. Rath County Office Building 95 Franklin Street Buffalo, NY 14202	(716) 858-8500
Deputy Commissioner for Planning and Economic Development	Andrew M. Eszak, AICP Edward A. Rath County Office Building 95 Franklin Street, 10th Floor Buffalo, NY 14202	(716) 858-8390
Deputy Commissioner for Environmental Compliance Services	Michael Raab Edward A. Rath County Office Building 95 Franklin Street, 10th Floor Buffalo, NY 14202	(716) 858-6370

SECTION VIII. CONTACT LIST INFORMATION

ITEM 2.

PROPERTY	OWNER	OCCUPANT
6126 Main Street Amherst, NY	Uniland Construction Corporation 100 Corporate Parkway Amherst, NY 14226 (716) 834-5000	Fast Track Quick Lube (716) 631-5561
6126 Main Street Amherst, NY	Lamar Outdoor Advertising 289 Exchange Street Buffalo, NY 14204 (716) 852-5791	Billboard occupying 435 square feet of land
6120 Main Street Amherst, NY (adjacent property)	I.C.C. South, Inc. 100 Corporate Parkway Amherst, NY 14226	Vacant commercial site
26 Youngs Road Amherst, NY (adjacent property)	I.C.C. South, Inc. 100 Corporate Parkway Amherst, NY 14226	

SECTION VIII. CONTACT LIST INFORMATION

ITEM 3.

LOCAL NEWS MEDIA	ADDRESS
Buffalo News	One News Plaza Buffalo, NY 14240 (716) 849-3434
WGRZ-TV	259 Delaware Avenue Buffalo, NY 14202 (716) 849-2222
WIVB-TV	2077 Elmwood Avenue Buffalo, NY 14207 (716) 874-4410
WKBW-TV	7 Broadcast Plaza Buffalo, NY 14202 (716) 845-6100

SECTION VIII. CONTACT LIST INFORMATION

ITEM 4.

PUBLIC WATER SUPPLIER:

Erie County Water Authority
350 Ellicott Square Building
Buffalo, NY 14203
(716) 849-8484

SECTION VIII. CONTACT LIST INFORMATION

ITEM 5.

ANY PERSON WHO HAS REQUESTED TO BE PLACED ON THE CONTACT LIST:

None to date.

SECTION VIII. CONTACT LIST INFORMATION

ITEM 6.

SCHOOLS / DAY CARE FACILITIES WITHIN ONE (1) MILE OF PROPERTY:

1) Erie Community College (North Campus)
6205 Main Street
Williamsville, NY 14221
(716) 634-0800

2) Williamsville South High School
5950 Main Street
Williamsville, NY 14221
(716) 626-8200
Elvin Simmons, Principal

3) Audubon at College Park (Day Care)
235 College Parkway (Wehrle / Youngs)
Williamsville, NY 14221
(716) 631-1993

SECTION VIII. CONTACT LIST INFORMATION

ITEM 7.

DOCUMENT REPOSITORY:

Eggertsville-Snyder Branch Public Library
4622 Main Street
Snyder, NY 14226

Rosanne Butler Smith, Director of Libraries
Phone: (716) 689-4922
Fax: (716) 689-6116

Phillips Lytle LLP

Via Fax

May 8, 2007

Rosanne Butler Smith
Director of Libraries
350 John James Audubon Parkway
Amherst, NY 14228

Re: Public Document Repository

Dear Ms. Smith:

We represent Uniland Construction Corporation located at 100 Corporate Parkway in Amherst, NY. Uniland Construction Corporation is applying for entrance into a governmental program. As part of their application, they will be creating a set of documents for public review over the next several months. We are writing to request permission to place this document repository at the Eggertsville-Snyder Branch Public Library for public review.

As part of the application, Uniland Construction Corporation is required to submit proof that the repository will allow the documents to be on file at their facility. If the Eggertsville-Snyder Branch Public Library will accept the placement of a document repository, please sign this document and fax it to my attention at 716-852-6100.

Thank you in advance for your consideration.

Very truly yours,

Phillips Lytle LLP
By:
John A. Orlowski
Attorney at Law
Doc # 01-1660202.1

The Eggertsville-Snyder Branch Public Library will allow Uniland Construction Corporation to create and place a document repository at the Eggertsville-Snyder Branch Public Library located at 4622 Main Street, Snyder, New York 14226.

Approved by: Rosanne Butler Smith
Date: May 11, 2007

John A. Orlowski
Direct 716 504 5730 jorlowski@phillipslytle.com

SECTION IX. LAND USE FACTORS

ITEM 12.

The Property, zoned commercial, is located on the northwest corner of a relatively busy corner of Main Street and Youngs Road in Amherst, New York. Across Main Street to the south exists commercial use, including a NOCO service station, and public service use (Erie Community College). Across Youngs Road to the east is a mix of commercial and residential uses, including a Citgo service station. Residential use exists to the north, and commercial and agricultural/vacant use exists to the west.

ITEM 13.

The Property is situated regionally in the Lake Erie-Niagara River Major Drainage Basin and locally within the Tonawanda Creek Sub-Basin. The Property does not have any surficial water bodies. Surface drainage appears to flow along with elevation, and toward designated storm drains. Utilities and subsurface structures would likely influence groundwater flow direction. It is not known whether groundwater is being affected by on-site contaminants.

ITEM 14.

The Property, zoned commercial, is located on the northwest corner of a relatively busy corner of Main Street and Youngs Road in Amherst, New York. Bedrock mapping indicates that the Property is underlain by bedrock of the Onondaga and Bois Blanc limestone. The Onondaga has Seneca, Morehouse (cherty) and Clarence Limestone members and an Edgecliff cherty Limestone member having local coral biotherms. The Bois Blanc limestone is thin, sandy and discontinuous. This formation ranges in thickness from 60 to 150 meters.