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BROWNFIELD CLEANUP PROGRAM

MONTHLY PROGRESS REPORT

FOR

MEDICAL OFFICE BUILDING

1001 MAIN STREET

BUFFALO, NEW YORK

NYSDEC SITE NO. C915260

PROGRESS REPORT #5

REPORTING PERIOD: MAY 1, 2013 – MAY 31, 2013

June 7, 2013

Introduction

This progress report has been prepared in accordance with the requirements of the Brownfield Cleanup Agreement (“BCA”). This report has been prepared to inform the NYS Department of Environmental Conservation (“NYSDEC”) on the cleanup progress for the Medical Office Building (“MOB”) site located at 1001 Main Street in the City of Buffalo, New York.

Work Completed During Reporting Period

Progress made toward the completion of the Remedial Investigation and Interim Remedial Measure (“RI/IRM”) during the reporting period includes:

- Transport of non-impacted native soil to 129 Holden Street BCP site (C915261).
- Continued excavation of soils from the deep excavation area (to 40 feet below grade).
- A total of 688 truckloads of fill/soil removed (based on truck logs from 5/1/13 to 5/31/13). A total of 194 truckloads of non-impacted native soil and 494 truckloads of petroleum impacted material were removed during excavation.

Deliverables Completed and Submitted

The following reports and other deliverables were completed during this reporting period:

- LETTER: To Jaspal Walia, NYSDEC, dated May 9, 2013; *RE: NYSDEC BCP Site # C915260 1001 Main Street, Buffalo NY Backfill Material Approval.*

- Concurrence from NYSDEC to use fill was provided via email from Jaspal Wallia on May 15, 2013

Work to be completed Next Month (June 1, 2013 to June 30, 2013)

The following is a list of work that is anticipated to be completed for next month:

- Continue excavation of fill/soil to 26 feet below grade across site (in area of access ramp), approximately 90% complete.
- Continue excavation of soil to 40 feet below grade at the deep excavation area (approximately 80% complete).
- Install up to 5 monitoring wells for potential use of short term, post excavation groundwater monitoring

Percentage Complete and Delays Encountered/Anticipated

The RI/IRM for this Brownfield Cleanup Agreement is 75% complete. Soil contamination associated with soil in the deep excavation area may create some schedule delays.

Sincerely,

C&S ENGINEERS, INC.



Mark Colmerauer
Regional Environmental Service Manager

cc: R. Bragg/M. Mariacher; Kaleida Properties
D. Juron-Borgese; CREC
D. Elia, T. Marsh, D. Rook and B. Fisher, LP Ciminelli
M. Romanowski, HSE