

(Fact Sheet Begins Next)

## Act Now to Continue Receiving Information About This Site!

DEC's Division of Environmental Remediation (DER) now distributes information about contaminated sites *electronically by email*.

If you would like to continue to receive information about the contaminated site featured in this fact sheet:

**You must sign up for the DER email listserv:**

[www.dec.ny.gov/chemical/61092.html](http://www.dec.ny.gov/chemical/61092.html)

DER cannot register your email address - only the email address owner can do so. If you already have signed up for the listserv for the county in which the site is located, you need do nothing.



### **Why You Should Go “Paperless”:**

Get site information faster and share it easily;

Receive information about all sites in a chosen county - read what you want, delete the rest;

It helps the environment and stretches your tax dollars.

**If “paperless” is not an option for you**, call or write to the DER project manager identified in this fact sheet. Indicate that you need to receive paper copies of fact sheets through the Postal Service. Include the site name in your correspondence. The option to receive paper is available to individuals only. Groups, organizations, businesses, and government entities are assumed to have email access.

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<h1>FACT SHEET</h1>	<h2>Brownfield Cleanup Program</h2>
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**Receive Site Fact Sheets by *Email*.** See "For More Information" to Learn How.

**Site Name:** 399 Ohio Street Site  
**DEC Site #:** C915287  
**Address:** 399 Ohio Street  
 Buffalo, NY 14204

Have questions?  
See  
"Who to Contact"  
Below

### **Draft Investigation Work Plan for Brownfield Site Available for Public Comment**

The public is invited to comment on a draft work plan being reviewed by the New York State Department of Environmental Conservation (NYSDEC) to investigate the 399 Ohio Street Site ("site") located at 399 Ohio Street, Buffalo, Erie County. Please see the map for the site location. Documents related to the cleanup of this site can be found at the location(s) identified below under "Where to Find Information."

#### **Draft Investigation Work Plan**

The draft investigation work plan, called a "Remedial Investigation Work Plan," was submitted to NYSDEC under New York's Brownfield Cleanup Program. The investigation will be performed by 1093 Group, LLC ("applicant") with oversight by NYSDEC and the New York State Department of Health (NYSDOH).

#### **How to Comment**

NYSDEC is accepting written comments about the draft investigation work plan for 30 days, from **January 16, 2015** through **February 14, 2015**. The proposed plan is available for review at the location(s) identified below under "Where to Find Information." Please submit comments to the NYSDEC project manager listed under Project Related Questions in the "Who to Contact" area below.

#### **Highlights of the Proposed Site Investigation**

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

A total of 24 soil/fill exploratory sample locations are planned to be collected across the BCP Site to assess the subsurface soil/fill, including the excavation of twelve (12) test pits, two (2) soil borings within the interior of the onsite building, five (5) borings to be developed into groundwater monitoring wells, and five (5) native soil samples, if encountered.

#### **Next Steps**

NYSDEC will consider public comments, revise the plan as necessary, and approve the work plan. NYSDOH must concur with the plan. The approved work plan will be made available to the

public (see “Where to Find Information” below). After the work plan is approved, the activities detailed in the work plan will be implemented.

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

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

## **Background**

**Location:** The 399 Ohio Street Site is located in an urban area of the City of Buffalo. The site is approximately 1/4 mile south of the intersection with Michigan Avenue.

**Site Features:** The site is currently improved with an approximately 10,000 square foot vehicle maintenance and office building, with the remainder of the site covered by asphalt and/or concrete. The site is bordered by the River Fest Park to the north, a rowing club to the south, Ohio Street to the east, and the Buffalo River to the west.

**Current Zoning/Use:** The site is zoned for commercial use and currently used for various storage, recycling of road base materials from the Ohio Street re-construction project, and a maintenance building. The surrounding parcels are currently used for a combination of commercial, light industrial, and utility right-of-ways. The nearest residential area is 0.3 miles to the east.

**Past Use of the Site:** The site has been utilized for various industrial and commercial operations since at least 1889. Operations included rail lines, material handling and shipping equipment maintenance, and the use and storage of paints, solvents, thinners, greases, hydraulic oils and lubricants common among former commercial operations. More recently property uses have included the operation of bus and trucking terminal and maintenance operations, including the placement of underground storage tanks, aboveground storage tanks, and fuel dispensing pump(s).

**Geology and Hydrogeology:** The Site consists of 4-6 feet of fill (soil, ash, brick, and sand) grading to native clay. Shallow groundwater was encountered at 4-6 feet below ground surface and flows westward towards the Buffalo River.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's website at:

<http://www.dec.ny.gov/cfmx/extapps/derexternal/haz/details.cfm?pageid=3&progno=C915287>

**Brownfield Cleanup Program:** New York's Brownfield Cleanup Program (BCP) encourages the voluntary cleanup of contaminated properties known as "brownfields" so that they can be reused and redeveloped. These uses may include recreation, housing, business or other uses.

A **brownfield** is any real property that is difficult to reuse or redevelop because of the presence or potential presence of contamination.

For more information about the BCP, visit: <http://www.dec.ny.gov/chemical/8450.html>

## FOR MORE INFORMATION

### Where to Find Information

Project documents are available at the following location(s) to help the public stay informed.

Buffalo & Erie County Public Library  
Attn: Mary Jean Jakubowski  
1 Lafayette Square  
Buffalo, NY 14203  
phone: 716-858-8900

### Who to Contact

Comments and questions are always welcome and should be directed as follows:

#### Project Related Questions

Anthony Lopes, P.E.  
Department of Environmental Conservation  
Division of Environmental Remediation  
270 Michigan Ave  
Buffalo, NY 14203-2915  
716-851-7220  
anthony.lopes@dec.ny.gov

#### Site-Related Health Questions

Melissa Doroski  
New York State Department of Health  
Empire State Plaza - Corning Tower Room #1787  
Albany, NY 12237  
518-402-7860  
BEEI@health.ny.gov

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

### Receive Site Fact Sheets by Email

Have site information such as this fact sheet sent right to your email inbox. NYSDEC invites you to sign up with one or more contaminated sites county email listservs available at the following web page: <http://www.dec.ny.gov/chemical/61092.html>. It's quick, it's free, and it will help keep you *better informed*.



As a listserv member, you will periodically receive site-related information/announcements for all contaminated sites in the county(ies) you select.

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