

MICHAEL P. KEARNS, ERIE COUNTY CLERK  
REF:

DATE: 12/17/2024  
TIME: 9:06:04 AM  
RECEIPT: 24198719

KAVINOKY & COOK LLP-ESCROW  
ACCOUNT #: 1366

ITEM - 01 785  
RECD: 12/17/2024 9:09:37 AM  
FILE: 2024217653 BK/PG D 11439/8954  
Deed Sequence: TT2024009594  
AIM RECYCLING ERIE LLC  
NEW YORK STATE DEPT OF ENVIRONMENTAL CONSERV  
ATION

Recording Fees	90.00
TP584	10.00
Subtotal	100.00

TOTAL DUE	\$100.00
PAID TOTAL	\$100.00
PAID ESCROW	\$100.00

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REC BY: David M  
COUNTY RECORDER

ENVIRONMENTAL EASEMENT GRANTED PURSUANT TO ARTICLE 71, TITLE 36  
OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW

**THIS INDENTURE** made this 25th day of November, 2024 between Owner(s) AIM Recycling Erie, LLC, having an office at 9100 boul Henri-Bourassa Est., Montreal, Quebec, Canada, H1E 2S4 (the "Grantor"), and The People of the State of New York (the "Grantee"), acting through their Commissioner of the Department of Environmental Conservation (the "Commissioner", or "NYSDEC" or "Department" as the context requires) with its headquarters located at 625 Broadway, Albany, New York 12233,

**WHEREAS**, the Legislature of the State of New York has declared that it is in the public interest to encourage the remediation of abandoned and likely contaminated properties ("sites") that threaten the health and vitality of the communities they burden while at the same time ensuring the protection of public health and the environment; and

**WHEREAS**, the Legislature of the State of New York has declared that it is in the public interest to establish within the Department a statutory environmental remediation program that includes the use of Environmental Easements as an enforceable means of ensuring the performance of operation, maintenance, and/or monitoring requirements and the restriction of future uses of the land, when an environmental remediation project leaves residual contamination at levels that have been determined to be safe for a specific use, but not all uses, or which includes engineered structures that must be maintained or protected against damage to perform properly and be effective, or which requires groundwater use or soil management restrictions; and

**WHEREAS**, the Legislature of the State of New York has declared that Environmental Easement shall mean an interest in real property, created under and subject to the provisions of Article 71, Title 36 of the New York State Environmental Conservation Law ("ECL") which contains a use restriction and/or a prohibition on the use of land in a manner inconsistent with engineering controls which are intended to ensure the long term effectiveness of a site remedial program or eliminate potential exposure pathways to hazardous waste or petroleum; and

**WHEREAS**, Grantor, is the owner of real property located at the address of 207 Marilla Street, a/k/a 267 Marilla Street in the City of Buffalo, County of Erie and State of New York, known and designated on the tax map of the Clerk of Erie County as tax map parcel numbers: Section 133.17 Block 1 Lot 4, being the same as that property conveyed to Grantor by deed dated September 18, 2023 and recorded in the Erie County Clerk's Office in Book (Deeds) 11422, Page 1592. The property subject to this Environmental Easement (the "Controlled Property") comprises approximately 8.03 +/- acres, and is hereinafter more fully described in the Land Title Survey dated December 18, 2015, with resurvey performed October 11, 2023 (revision dated November 17, 2023) and last revision dated May 22, 2024, prepared by Mark J. Andrews, LS, which will be attached to the Site Management Plan. The Controlled Property description is set forth in and attached hereto as Schedule A; and

**WHEREAS**, the Department accepts this Environmental Easement in order to ensure the protection of public health and the environment and to achieve the requirements for remediation established for the Controlled Property until such time as this Environmental Easement is [2/12]

extinguished pursuant to ECL Article 71, Title 36; and

**NOW THEREFORE**, in consideration of the mutual covenants contained herein and the terms and conditions of Brownfield Cleanup Agreement Index Number C915290-02-15, Grantor conveys to Grantee a permanent Environmental Easement pursuant to ECL Article 71, Title 36 in, on, over, under, and upon the Controlled Property as more fully described herein ("Environmental Easement").

1. **Purposes.** Grantor and Grantee acknowledge that the Purposes of this Environmental Easement are: to convey to Grantee real property rights and interests that will run with the land in perpetuity in order to provide an effective and enforceable means of encouraging the reuse and redevelopment of this Controlled Property at a level that has been determined to be safe for a specific use while ensuring the performance of operation, maintenance, and/or monitoring requirements; and to ensure the restriction of future uses of the land that are inconsistent with the above-stated purpose.

2. **Institutional and Engineering Controls.** The controls and requirements listed in the Department-approved Site Management Plan ("SMP"), including any and all Department-approved amendments to the SMP, are incorporated into and made part of this Environmental Easement. These controls and requirements apply to the use of the Controlled Property, run with the land, are binding on the Grantor and the Grantor's successors and assigns, and are enforceable in law or equity against any owner of the Controlled Property, any lessees and any person using the Controlled Property.

A. (1) The Controlled Property may be used for:

**Commercial as described in 6 NYCRR Part 375-1.8(g)(2)(iii) and Industrial as described in 6 NYCRR Part 375-1.8(g)(2)(iv)**

(2) All Engineering Controls must be operated and maintained as specified in the Site Management Plan (SMP);

(3) All Engineering Controls must be inspected at a frequency and in a manner defined in the SMP;

(4) Groundwater and other environmental or public health monitoring must be performed as defined in the SMP;

(5) Data and information pertinent to Site Management of the Controlled Property must be reported at the frequency and in a manner defined in the SMP;

(6) All future activities on the property that will disturb remaining contaminated material must be conducted in accordance with the SMP;

(7) Monitoring to assess the performance and effectiveness of the remedy must be performed as defined in the SMP;

(8) Operation, maintenance, monitoring, inspection, and reporting of any mechanical or physical components of the remedy shall be performed as defined in the SMP;

(9) Access to the site must be provided to agents, employees or other representatives of the State of New York with reasonable prior notice to the property owner to assure compliance with the restrictions identified by this Environmental Easement.

B. The Controlled Property shall not be used for Residential or Restricted Residential purposes as defined in 6NYCRR 375-1.8(g)(2)(i) and (ii), and the above-stated engineering controls may not be discontinued without an amendment or extinguishment of this Environmental Easement.

C. The SMP describes obligations that the Grantor assumes on behalf of Grantor, its successors and assigns. The Grantor's assumption of the obligations contained in the SMP, which may include sampling, monitoring, and/or operating a treatment system, and providing certified reports to the NYSDEC, is and remains a fundamental element of the Department's determination that the Controlled Property is safe for a specific use, but not all uses. The SMP may be modified in accordance with the Department's statutory and regulatory authority. The Grantor and all successors and assigns, assume the burden of complying with the SMP and obtaining an up-to-date version of the SMP from:

Site Control Section  
Division of Environmental Remediation  
NYSDEC  
625 Broadway  
Albany, New York 12233  
Phone: (518) 402-9553

D. Grantor must provide all persons who acquire any interest in the Controlled Property a true and complete copy of the SMP that the Department approves for the Controlled Property and all Department-approved amendments to that SMP.

E. Grantor covenants and agrees that until such time as the Environmental Easement is extinguished in accordance with the requirements of ECL Article 71, Title 36 of the ECL, the property deed and all subsequent instruments of conveyance relating to the Controlled Property shall state in at least fifteen-point bold-faced type:

**This property is subject to an Environmental Easement held by the New York State Department of Environmental Conservation pursuant to Title 36 of Article 71 of the Environmental Conservation Law.**

F. Grantor covenants and agrees that this Environmental Easement shall be incorporated in full or by reference in any leases, licenses, or other instruments granting a right to

use the Controlled Property.

G. Grantor covenants and agrees that it shall annually, or at such time interval as NYSDEC may allow, submit to NYSDEC a written statement by an expert the NYSDEC finds acceptable certifying under penalty of perjury, in such form and manner as the Department may require, that:

- (1) the inspection of the site to confirm the effectiveness of the institutional and engineering controls required by the remedial program was performed under the direction of the individual set forth at 6 NYCRR Part 375-1.8(h)(3).
- (2) the institutional controls and/or engineering controls employed at such site:
  - (i) are in-place;
  - (ii) are unchanged from the previous certification, or that any identified changes to the controls employed were approved by the NYSDEC and that all controls are in the Department-approved format; and
  - (iii) that nothing has occurred that would impair the ability of such control to protect the public health and environment;
- (3) the owner will continue to allow access to such real property to evaluate the continued maintenance of such controls;
- (4) nothing has occurred that would constitute a violation or failure to comply with any site management plan for such controls;
- (5) the report and all attachments were prepared under the direction of, and reviewed by, the party making the certification;
- (6) to the best of his/her knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted engineering practices; and
- (7) the information presented is accurate and complete.

3. Right to Enter and Inspect. Grantee, its agents, employees, or other representatives of the State may enter and inspect the Controlled Property in a reasonable manner and at reasonable times to assure compliance with the above-stated restrictions.

4. Reserved Grantor's Rights. Grantor reserves for itself, its assigns, representatives, and successors in interest with respect to the Property, all rights as fee owner of the Property, including:

A. Use of the Controlled Property for all purposes not inconsistent with, or limited by the terms of this Environmental Easement;

B. The right to give, sell, assign, or otherwise transfer part or all of the underlying fee interest to the Controlled Property, subject and subordinate to this Environmental Easement;

5. Enforcement

A. This Environmental Easement is enforceable in law or equity in perpetuity by Grantor, Grantee, or any affected local government, as defined in ECL Section 71-3603, against the owner of the Property, any lessees, and any person using the land. Enforcement shall not be defeated because of any subsequent adverse possession, laches, estoppel, or waiver. It is not a defense in any action to enforce this Environmental Easement that: it is not appurtenant to an interest in real property; it is not of a character that has been recognized traditionally at common law; it imposes a negative burden; it imposes affirmative obligations upon the owner of any interest

[2/12]

in the burdened property; the benefit does not touch or concern real property; there is no privity of estate or of contract; or it imposes an unreasonable restraint on alienation.

B. If any person violates this Environmental Easement, the Grantee may revoke the Certificate of Completion with respect to the Controlled Property.

C. Grantee shall notify Grantor of a breach or suspected breach of any of the terms of this Environmental Easement. Such notice shall set forth how Grantor can cure such breach or suspected breach and give Grantor a reasonable amount of time from the date of receipt of notice in which to cure. At the expiration of such period of time to cure, or any extensions granted by Grantee, the Grantee shall notify Grantor of any failure to adequately cure the breach or suspected breach, and Grantee may take any other appropriate action reasonably necessary to remedy any breach of this Environmental Easement, including the commencement of any proceedings in accordance with applicable law.

D. The failure of Grantee to enforce any of the terms contained herein shall not be deemed a waiver of any such term nor bar any enforcement rights.

6. Notice. Whenever notice to the Grantee (other than the annual certification) or approval from the Grantee is required, the Party providing such notice or seeking such approval shall identify the Controlled Property by referencing the following information:

County, NYSDEC Site Number, NYSDEC Brownfield Cleanup Agreement, State Assistance Contract or Order Number, and the County tax map number or the Liber and Page or computerized system identification number.

Parties shall address correspondence to:      Site Number: C915290  
Office of General Counsel  
NYSDEC  
625 Broadway  
Albany New York 12233-5500

With a copy to:    Site Control Section  
Division of Environmental Remediation  
NYSDEC  
625 Broadway  
Albany, NY 12233

All notices and correspondence shall be delivered by hand, by registered mail or by Certified mail and return receipt requested. The Parties may provide for other means of receiving and communicating notices and responses to requests for approval.

7. Recordation. Grantor shall record this instrument, within thirty (30) days of execution of this instrument by the Commissioner or her/his authorized representative in the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

8. Amendment. Any amendment to this Environmental Easement may only be executed by  
[2/12]

the Commissioner of the New York State Department of Environmental Conservation or the Commissioner's Designee, and filed with the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

9. Extinguishment. This Environmental Easement may be extinguished only by a release by the Commissioner of the New York State Department of Environmental Conservation, or the Commissioner's Designee, and filed with the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

10. Joint Obligation. If there are two or more parties identified as Grantor herein, the obligations imposed by this instrument upon them shall be joint and several.

**IN WITNESS WHEREOF**, Grantor has caused this instrument to be signed in its name.

AIM Recycling Erie, LLC:

By: 

Print Name: Herbert Black

Title: President Date: NOVEMBER 5TH, 2024

**Grantor's Acknowledgment**

STATE OF NEW YORK )  
 ) ss:  
COUNTY OF ERIE )

On the 5th day of November, in the year 2024, before me, the undersigned, personally appeared Herbert Black, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

  
Notary Public - State of New York

Deborah J. Chadsey  
Notary Public, State of New York  
Reg. #02Ch10008228  
Qualified in Erie County  
My Commission Expires June 7, 2027

This electronic notarial act involved remote on-line appearance involving the use of communication technology.


**CERTIFICATE OF AUTHENTICITY**

CERTIFICATE OF AUTHENTICITY

State of New York  
County of Erie

The attached document, Environmental Easement Granted Pursuant to Article 71, Title 36 of The New York State Environmental Conservation Law, dated November 25, 2024 and containing 8 pages, is a true and correct copy of an electronic record printed by me or under my supervision. At the time of printing, no security features present on the electronic record indicated any changes or errors in an electronic signature or other information in the electronic record after the electronic record's creation or execution. This declaration is made under penalty of perjury.

Signed this 4th day of December, 2024.

  
(signature of notary public or other officer)  
(seal of office)

Deborah J Chadsey  
(printed name of notary public or other officer)

My commission expires: June 7, 2027

Deborah J. Chadsey  
Notary Public, State of New York  
Reg. #02CH0009229  
Qualified in Erie County  
My Commission Expires June 7, 2027



**THIS ENVIRONMENTAL EASEMENT IS HEREBY ACCEPTED BY THE PEOPLE OF THE STATE OF NEW YORK, Acting By and Through the Department of Environmental Conservation as Designee of the Commissioner,**

By: Andrew Guglielmi  
Andrew O. Guglielmi, Director  
Division of Environmental Remediation

**Grantee's Acknowledgment**

STATE OF NEW YORK    )  
  ) ss:  
COUNTY OF ALBANY    )

On the 25<sup>th</sup> day of November in the year 2024 before me, the undersigned, personally appeared Andrew O. Guglielmi, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity as Designee of the Commissioner of the State of New York Department of Environmental Conservation, and that by his/her/their signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Cheryl A. Salem  
~~Notary Public - State of New York~~

Cheryl A. Salem Notary Public State of New York Registration No. 01SA0002177 <del>Qualified in Albany County</del> My Commission Expires March 3, <u>2027</u>
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## SCHEDULE "A" PROPERTY DESCRIPTION

### Easement Area Description

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF BUFFALO, COUNTY OF ERIE, STATE OF NEW YORK, BEING PART OF LOT 43, TOWNSHIP 10, RANGE 8 OF THE BUFFALO CREEK RESERVATION, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE SOUTH LINE OF MARILLA STREET DISTANT 1551.66 FEET WESTERLY FROM THE EAST LINE OF LOT 43; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF LOT 43, A DISTANCE OF 795.90 FEET TO THE NORTHEASTERLY LINE OF LANDS CONVEYED TO THE BUFFALO, ROCHESTER, AND PITTSBURGH RAILROAD COMPANY BY DEED RECORDED IN THE ERIE COUNTY CLERK'S OFFICE IN LIBER 446 OF DEEDS AT PAGE 21; THENCE NORTHWESTERLY ALONG THE NORTHEAST LINE OF SAID RAILROAD, A DISTANCE OF 924.62 FEET TO THE SOUTHEASTERLY LINE OF MAP 19, PARCEL 22 OF LAND TAKEN BY DEED RECORDED IN SAID CLERK'S OFFICE IN LIBER 2777 OF DEEDS AT PAGE 399; THENCE NORTHEASTERLY ALONG SAID SOUTHEAST LINE, A DISTANCE OF 56.50 FEET TO THE EASTERLY LINE OF SAID PARCEL 22; THENCE NORTHERLY ALONG THE EAST LINE OF SAID PARCEL 22, A DISTANCE OF 164.92 FEET TO THE SOUTHERLY LINE OF MARILLA STREET; THENCE EASTERLY ALONG THE SOUTH LINE OF MARILLA STREET, A DISTANCE OF 673.82 FEET TO THE POINT OF BEGINNING. CONTAINING 8.03 ACRES MORE OR LESS.

### Deed Description

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF BUFFALO, COUNTY OF ERIE, STATE OF NEW YORK, BEING PART OF LOT 43, TOWNSHIP 10, RANGE 8 OF THE BUFFALO CREEK RESERVATION, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE SOUTH LINE OF MARILLA STREET DISTANT ONE THOUSAND FIVE HUNDRED FIFTY-ONE AND SIXTY-SIX HUNDREDTHS (1551.66) FEET WESTERLY FROM THE EAST LINE OF LOT NO. 43; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF LOT NO. 43, SEVEN HUNDRED NINETY-SIX (796) FEET MORE OR LESS TO THE NORTHEASTERLY LINE OF LANDS CONVEYED TO THE BUFFALO, ROCHESTER, AND PITTSBURGH RAILROAD COMPANY BY DEED RECORDED IN THE ERIE COUNTY CLERK'S OFFICE IN LIBER 446 OF DEEDS AT PAGE 21; THENCE NORTHWESTERLY ALONG THE NORTHEAST LINE OF SAID RAILROAD, NINE HUNDRED TWENTY-SIX (926) FEET MORE OR LESS TO THE SOUTHEASTERLY LINE OF PARCEL 22 OF LAND TAKEN BY DEED RECORDED IN SAID CLERK'S OFFICE IN LIBER 2777 OF DEEDS PAGE 399; THENCE NORTHEASTERLY ALONG SAID SOUTHEAST LINE FIFTY-FIVE AND SEVENTY-TWO HUNDREDTHS (55.72) FEET TO THE EASTERLY LINE OF SAID PARCEL 22; THENCE NORTHERLY ALONG THE EAST LINE OF SAID PARCEL 22, ONE HUNDRED SIXTY-FOUR AND NINETY-TWO HUNDREDTHS (164.92) FEET TO THE SOUTHERLY LINE OF MARILLA STREET; THENCE EASTERLY ALONG THE SOUTH LINE OF MARILLA STREET SIX HUNDRED SEVENTY-THREE AND EIGHTY-TWO HUNDREDTHS (673.82) FEET TO THE POINT OF BEGINNING.

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December 17, 2024

**VIA CERTIFIED/RETURN RECEIPT**

Office of the Mayor  
65 Niagara Square  
Room 201  
Buffalo, NY 14202

Re: NYS Brownfield Program  
Hurwitz Company Site  
Site No. C915290

Dear Mayor Scanlon:

Attached please find a copy of an environmental easement granted to the New York State Department of Environmental Conservation (“Department”) on November 25, 2024 and recorded December 17, 2024, by AIM Recycling Erie, LLC, for property listed on the attached Schedule A, in Buffalo, New York 14220, DEC Site No.: C915290.

This Environmental Easement restricts future use of the above-referenced property to restricted residential or commercial uses. Any on-site activity must be done in accordance with the Environmental Easement and the Site Management Plan which is incorporated into the Environmental Easement. Department approval is also required prior to any groundwater use.

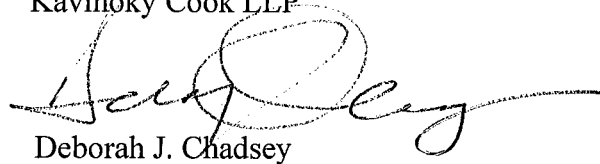
Article 71, Section 71-3607 of the New York State Environmental Conservation Law requires that:

1. Whenever the department is granted an environmental easement, it shall provide each affected local government with a copy of such easement and shall also provide a copy of any documents modifying or terminating such environmental easement.
2. Whenever an affected local government receives an application for a building permit or any other application affecting land use or development of land that is

subject to an environmental easement and that may related to or impact such easement, the affected local government shall notify the department and refer such application to the department. The department shall evaluate whether the application is consistent with the environmental easement and shall notify the affected local government of its determination in a timely fashion, considering the time frame for the local government's review of the application. The affected local government shall not approve the application until it receives approval from the department.

An electronic version of every environmental easement that has been accepted by the Department is available to the public at: <http://www.dec.ny.gov/chemical/36045.html>. Please forward this notice to your building and/or planning departments, as applicable, to ensure your compliance with these provisions in New York State Environmental Conservation Law. If you have any questions or comments regarding this matter, please do not hesitate to contact me.

Very truly yours,  
Kavinoky Cook LLP



Deborah J. Chadsey

DJC/elf  
Enclosure  
10989/37154/639518

October 8, 2019

**VIA CERTIFIED/RETURN RECEIPT**

Office of the City Planning Board  
920 City Hall  
65 Niagara Square  
Buffalo, New York 14202

Re: NYS Brownfield Program  
Hurwitz Company Site  
Site No. C915290

To whom it may concern:

Attached please find a copy of an environmental easement granted to the New York State Department of Environmental Conservation (“Department”) on November 25, 2024 and recorded December 17, 2024, by AIM Recycling Erie, LLC, for property listed on the attached Schedule A, in Buffalo, New York 14220, DEC Site No.: C915290.

This Environmental Easement restricts future use of the above-referenced property to restricted residential or commercial uses. Any on-site activity must be done in accordance with the Environmental Easement and the Site Management Plan which is incorporated into the Environmental Easement. Department approval is also required prior to any groundwater use.

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application is consistent with the environmental easement and shall notify the affected local government of its determination in a timely fashion, considering the time frame for the local government's review of the application. The affected local government shall not approve the application until it receives approval from the department.

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Very truly yours,  
Kavinoky Cook LLP



Deborah J. Chadsey

DJC/elf  
Enclosure  
10989/37154/639520

December 17, 2024

**VIA CERTIFIED/RETURN RECEIPT**

Office of Administration, Finance, Policy  
& Urban Affairs  
65 Niagara Square  
Room 214  
Buffalo, New York 14202

Re: NYS Brownfield Program  
Hurwitz Company Site  
Site No. C915290

To whom it may concern:

Attached please find a copy of an environmental easement granted to the New York State Department of Environmental Conservation (“Department”) on November 25, 2024 and recorded December 17, 2024, by AIM Recycling Erie, LLC, for property listed on the attached Schedule A, in Buffalo, New York 14220, DEC Site No.: C915290.

This Environmental Easement restricts future use of the above-referenced property to restricted residential or commercial uses. Any on-site activity must be done in accordance with the Environmental Easement and the Site Management Plan which is incorporated into the Environmental Easement. Department approval is also required prior to any groundwater use.

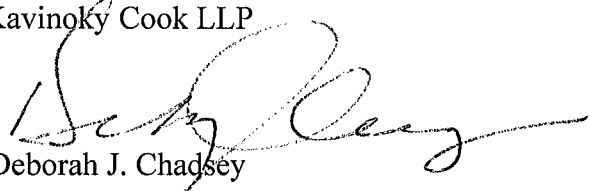
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2. Whenever an affected local government receives an application for a building permit or any other application affecting land use or development of land that is subject to an environmental easement and that may related to or impact such easement, the affected local government shall notify the department and refer such application to the department. The department shall evaluate whether the

application is consistent with the environmental easement and shall notify the affected local government of its determination in a timely fashion, considering the time frame for the local government's review of the application. The affected local government shall not approve the application until it receives approval from the department.

An electronic version of every environmental easement that has been accepted by the Department is available to the public at: <http://www.dec.ny.gov/chemical/36045.html>. Please forward this notice to your building and/or planning departments, as applicable, to ensure your compliance with these provisions in New York State Environmental Conservation Law. If you have any questions or comments regarding this matter, please do not hesitate to contact me.

Very truly yours,  
Kavinoky Cook LLP



Deborah J. Chadsey

DJC/elf  
Enclosure  
10989/37154/639520



CERTIFICATION OF MAILING

SITE NAME: Hurwitz Company Site  
SITE NO: C915290

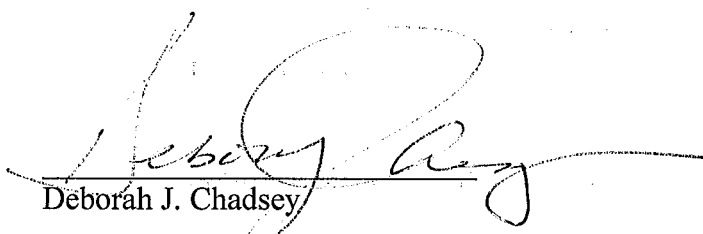
I hereby certify that on December 17, 2024 I notified the following persons of the recorded Environmental Easement by depositing a true copy thereof, securely enclosed in a postpaid wrapper Certified Mail, Return Receipt Requested, in the Post Office box at 726 Exchange Street, Buffalo, New York 14210 in the City of Buffalo, New York, which box is under the exclusive case and custody of the United States Post Office:

Office of the Mayor  
Mayor Scanlon  
65 Niagara Square, Room 201  
Buffalo, New York 14202

Office of Administration, Finance, Policy  
& Urban Affairs  
65 Niagara Square  
Room 214  
Buffalo, New York 14202

Office of Planning Board  
920 City Hall  
65 Niagara Street  
Buffalo, New York 14202

Dated: December 17, 2024

  
Deborah J. Chadsey