



Department of
Environmental
Conservation

Where to Find Information

Access project documents through the DECinfo Locator (<https://www.dec.ny.gov/pubs/109457.html>) and at these location(s):

Document Repository Name

Erie County Library*
East Clinton - Bailey Branch
1929 Clinton Street
Buffalo, NY 14206
Phone: 716-823-5626

*Library hours may be modified due to COVID-19 precautions. If you cannot access the online repository, please contact the DEC project manager listed below for assistance.

Key project documents also are available on the DEC website at: <https://www.dec.ny.gov/data/DecDocs/C915298/>

Who to Contact

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

Cleanup of Former J&J Auto Parts

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Off-site Parcel Investigation and Cleanup

David Chiusano, Project Manager
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Project-Related Health Questions

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For more information about New York's State Superfund Program, visit:

www.dec.ny.gov/chemical/8439.html

FACT SHEET

837 Bailey Avenue Off-Site
(Former J & J Auto Parts)
State Superfund Program
837 Bailey Avenue
Buffalo, NY 14206

SITE No. C915298A

November 2021

DEC REGION 9

Cleanup Action Completed at State Superfund Site

The New York State Department of Environmental Conservation (DEC) has completed action to address potential contamination of off-site residential and commercial properties located adjacent to the 837 Bailey Avenue Brownfield Cleanup Program (BCP) Site No. C915298 in the City of Buffalo. See the map below for the site location.

Remedial activities were completed on the Northern Properties Area (see attached map) in September 2021. Remedial activities on the Southern Properties Area were completed in October 2021. Remedial activities were performed by National Vacuum Environmental Services, and construction management and soil sampling were performed by Ecology and Environment Engineering and Geology, P.C.; both under contract and with oversight provided by DEC. Highlights of the cleanup activities are provided below.

Cleanup action at the 837 Bailey Avenue site was completed under the BCP by the current owner, Near Dingens LLC, in 2019. As a volunteer in the BCP, the site owner was not responsible for cleanup of off-site contamination. Therefore DEC, under the New York State Superfund Program, addressed off-site contamination attributed to prior site operations. During the BCP on-site investigation, soil samples were collected from the back yards of residential properties bordering the site to help assess the potential for off-site contamination. Analysis revealed the presence of metals, especially lead and arsenic, at levels above state soil cleanup objectives (SCOs). As a result, more extensive sampling of these properties was conducted to determine the extent of contamination. Subsequently, property-specific cleanup plans were developed and implemented with the consent of the respective property owners.

STATE SUPERFUND PROGRAM

Highlights of the Off-Site Cleanup:

The goal of the off-site cleanup action was to achieve cleanup levels that protect public health and the environment. Key components of the cleanup included:

- Soil samples were collected from potentially affected properties and evaluated during 2020. The results of the soil sampling program were provided to each property owner;
- A remedial plan for excavation and restoration was developed for each affected property and reviewed with the property owner prior to the start of excavation;
- Soils from areas that contained lead or arsenic at concentrations that exceeded residential soil cleanup objectives (SCOs) and related to former on-site operations were excavated and properly disposed;
- Affected property features were restored, including replacement of landscaping and other features affected by the cleanup activities.

Next Steps:

DEC, in coordination with the New York State Department of Health (DOH), will issue property-specific Construction Completion Reports and No Further Action determinations to each property owner to document completion of the cleanup. A Final Engineering Report will also be prepared to certify that overall cleanup requirements have been achieved. The Final Engineering Report will be available at the locations specified on the first page by the end of the first quarter of 2022.

Site Description:

The 837 Bailey Avenue Off-Site project consists of several properties that are adjacent to the 837 Bailey Avenue Brownfield Cleanup Program Site (C915298), which was used as an auto salvage/wrecking facility, an automotive repair facility, a tire recapping facility, and a filling station. The properties that are the subject of this project consist of six off-site residential parcels at the southeast corner of Bailey Avenue and Dingens Street (north of the site) as well as ten residential and commercial properties located along and near the north side of Peru Place (south of the site).

Additional off-site details, including environmental and health assessment summaries, are available on DEC's Environmental Site Remediation Database at:

<https://www.dec.ny.gov/cfm/x/extapps/derexternal/haz/detail.s.cfm?ProgNo=C915298A>

Summary of previous on-site activities at 837 Bailey:

In 2019, DEC issued a decision document and approved a Remedial Alternatives Analysis Report that presented the selected remedial plan for the on-site cleanup of the 837 Bailey Avenue site under the BCP. This plan required:

- Removal and off-site disposal of soil/fill contaminated with metals and polycyclic aromatic hydrocarbons (PAHs);
- Removal and off-site disposal of debris piles;
- Construction of a soil cover over the entire site within the site fenced area; and
- Filing of an Environmental Easement that would restrict site use to commercial or industrial uses (based on local zoning), prohibit the use of groundwater, and require compliance with the site management plan.

The specified work at the on-site portion of the 837 Bailey Avenue site was satisfactorily completed by the BCP participant and DEC issued a Certificate of Completion in December 2019. For related documents, visit: <https://www.dec.ny.gov/data/DecDocs/C915298/>.

State Superfund Program:

New York's State Superfund Program (SSF) identifies and characterizes suspected inactive hazardous waste disposal sites. Sites that pose a significant threat to public health and/or the environment go through a process of investigation, evaluation, cleanup, and monitoring. DEC attempts to identify parties responsible for site contamination and require cleanup before committing State funds.

For more information about the SSF, visit: <http://www.dec.ny.gov/chemical/8439.html>

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.

Stay Informed with DEC Delivers

Sign up to receive site updates by email:

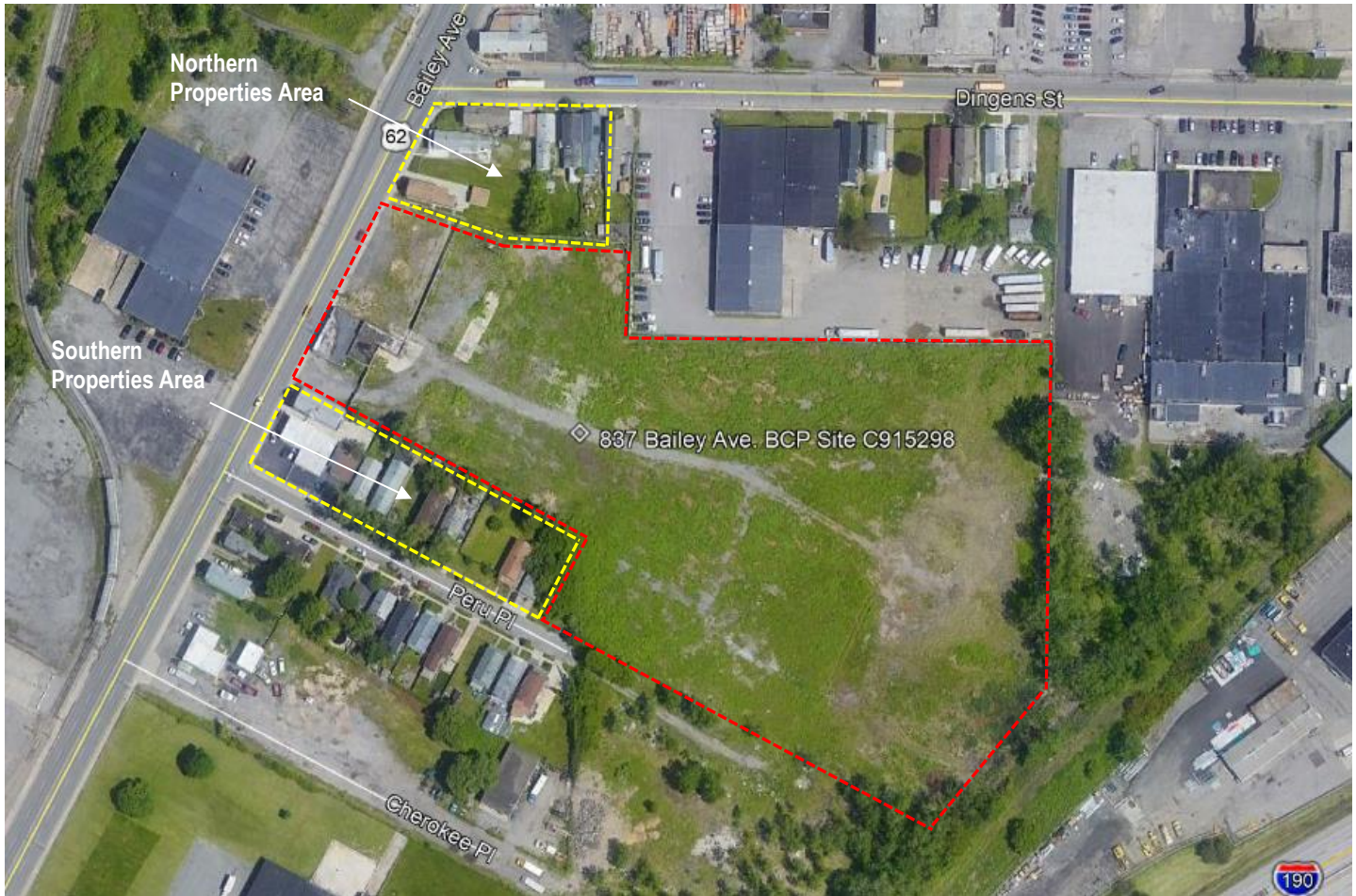
www.dec.ny.gov/chemical/61092.html

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

DECinfo Locator

Interactive map to access DEC documents and public data about the environmental quality of specific sites: <http://www.dec.ny.gov/pubs/109457.html>

Site Location



837 Bailey Avenue Off-Site Project
837 Bailey Avenue, Buffalo, NY
Site No. C915298A

