

(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

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.

This page intentionally left blank.



FACT SHEET

Brownfield Cleanup Program

Receive Site Fact Sheets by **Email**. See "For More Information" to Learn How.

Site Name: 1360 Niagara Street
DEC Site #: C915302
Address: 1336, 1340 and 1360 Niagara Street
Buffalo, NY 14213

Have questions?
See
"Who to Contact"
Below

Report Recommends No Further Action at Brownfield Site; Public Comment Period Announced

The public is invited to comment on a no further action remedy for the 1360 Niagara Street site ("site") located at 1336, 1340 and 1360 Niagara 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."

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

<http://www.dec.ny.gov/cfm/external/derexternal/haz/details.cfm?pageid=3&progno=C915302>

New York State Department of Environmental Conservation (NYSDEC) is reviewing a report that recommends no further action at the site. The report, called a "Remedial Investigation Report," was submitted to NYSDEC by 1360 Niagara Street Owner, LLC ("applicant(s)"). The report describes the results of the site investigation as well as the Interim Remedial Measures (IRMs).

How to Comment

NYSDEC is accepting written comments about the investigation report for 30 days, from **October 25, 2017** through **November 24, 2017**. The investigation report is available for public 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.

No Further Action Remedy

To address contamination identified by the Remedial Investigation, the following IRMs were completed:

- Between March and December of 2016, excavation and off-site disposal of all urban fill material and upper layers of contaminated native soils (21,693 tons) achieving unrestricted soil cleanup objectives;
- Remove and properly dispose off-site of four underground storage tanks;
- Back-fill the excavation to grade with clean soil, stone and proper cover material; and
- Mitigate asbestos and lead-based paint within the existing on-site building.

Additional Details

The depth of the excavation was based on the sampling completed during the remedial investigation and ranged from 3 to 12 feet below ground surface (fbgs). Excavated fill was direct-loaded into trucks for off-site disposal and/or stockpiled and loaded onto trucks for off-site disposal.

Institutional and Engineering Controls

Institutional controls and engineering controls generally are designed to reduce or eliminate exposure to contaminants of concern. An *institutional control* is a non-physical restriction on use of the site, such as a deed restriction, when contamination left over after the cleanup action makes the site suitable for some, but not all uses. An *engineering control* is a physical barrier or method to manage contamination such as a cap or vapor barrier.

No institutional controls have been or will be put in place on the site as the IRMs fully addressed the contamination.

No engineering controls have been or will be put in place on the site as the IRMs fully addressed the contamination.

Next Steps

NYSDEC will complete its review, make any necessary revisions and, if appropriate, approve the investigation report and its no further action recommendation. The approved report will be made available to the public (see "Where to Find Information" below).

If the approved investigation report concludes that no further action is needed to address the site, NYSDEC will issue a "Certificate of Completion" to the applicant(s). Upon receiving a Certificate of Completion, the applicant(s):

- would have no liability to the State for contamination at or coming from the site, subject to certain conditions; and
- would be eligible for tax credits to offset the costs of performing cleanup activities and for redevelopment of the site.

The applicant(s) will be eligible to redevelop the site after receiving the Certificate of Completion from NYSDEC. A Certificate of Completion may be modified or revoked if, for example, an applicant does not comply with the terms and conditions of its Brownfield Cleanup Agreement with NYSDEC.

Background

Location:

The 1360 Niagara Street Site is a 1.83 acre site located in an urban area near the intersection of Niagara Street and Lafayette Avenue.

Site Features:

The site is relatively flat and includes one un-occupied four-story commercial building, a small attached storage structure to the north, and paved parking lots. The site is bisected by City owned Brace Street which is underlain by utilities.

Current Zoning and Land Use:

The site is currently inactive and is zoned commercial use. The surrounding parcels are currently used for a combination of light industrial, commercial, residential and utility right-of-way's.

Past Use of the Site:

Until 2016 the site was used for residential purposes, a lubricating factory, planning mill, pharmaceuticals production and leather operations. Prior uses that appear to have led to site contamination include the use of fill throughout the site, fuel USTs, a CSX rail line to the west, the 1318 Niagara Street BCP Site to the south, and groundwater contamination migrating from the ChemCore Superfund Site to the north.

Site Geology and Hydrogeology:

The site contains 3-4 feet of urban fill underlain by native clay. Groundwater is 20-25 feet below ground surface (fbgs) and flows south west.

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** site is any real property where a contaminant is present at levels exceeding the soil cleanup objectives or other health-based or environmental standards, criteria or guidance adopted by DEC that are applicable based on the reasonably anticipated use of the property, in accordance with applicable regulations.

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: Carol Ann Batt
Buffalo & Erie County Public Library System
1 Lafayette Square
Buffalo, NY 14203
phone: 716-858-7191
(battc@buffalolib.org)

NYS DEC
Attn: Anthony Lopes
270 Michigan Avenue
Buffalo, NY 14203
phone: 716-851-7220

Project documents are also available on the NYSDEC website at:

<http://www.dec.ny.gov/chemical/37554.html>

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

Sarita Wagh
New York State Department of Health
Albany, NY
BEEI@health.ny.gov

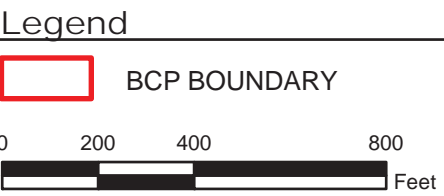
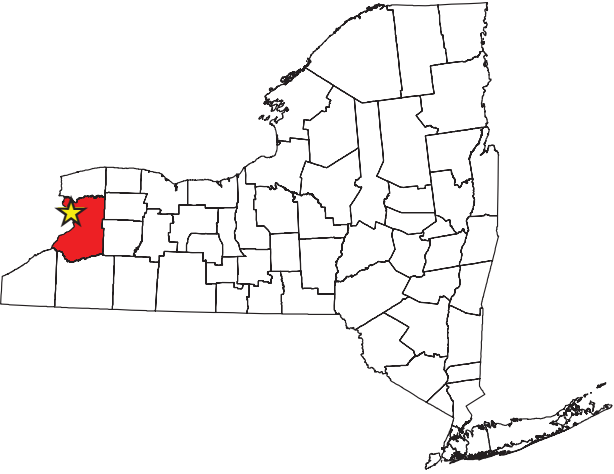
We encourage you to share this fact sheet with neighbors and tenants, and/or post this fact sheet in a prominent area of your building for others to see.

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.



C&S Engineers, Inc.
141 Elm Street
Buffalo, New York 14203
Phone: 716-847-1630
Fax: 716-847-1454
www.cscos.com

N

GARRETT LEATHER
REMEDIAL INVESTIGATION-
INTERIM REMEDIAL MEASURES
WORK PLAN
BUFFALO, NEW YORK
APRIL 2016

MARK	DATE	DESCRIPTION
REVISIONS		
PROJECT NO: E67.018.001		
DATE: APRIL 2016		
DRAWN BY: S. HERBERGER		
DESIGNED BY: S. HERBERGER		
CHECKED BY:		
NO ALTERATION PERMITTED HEREON EXCEPT AS PROVIDED UNDER SECTION 7209 SUBDIVISION 2 OF THE NEW YORK EDUCATION LAW		

SITE LOCATION

FIGURE 1