



Enclosure 2
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Site Management Periodic Review Report Notice
Institutional and Engineering Controls Certification Form



Site Details		Box 1	
Site No.	C915321		
Site Name 1550 Harlem Road			
Site Address: 1550 Harlem Road		Zip Code: 14206	
City/Town: Cheektowaga			
County: Erie			
Site Acreage: 0.421			
Reporting Period: April 28, 2021 to April 28, 2022			
		YES	NO
1. Is the information above correct?		<input checked="" type="checkbox"/>	<input type="checkbox"/>
If NO, include handwritten above or on a separate sheet.			
2. Has some or all of the site property been sold, subdivided, merged, or undergone a tax map amendment during this Reporting Period?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
3. Has there been any change of use at the site during this Reporting Period (see 6NYCRR 375-1.11(d))?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. Have any federal, state, and/or local permits (e.g., building, discharge) been issued for or at the property during this Reporting Period?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
If you answered YES to questions 2 thru 4, include documentation or evidence that documentation has been previously submitted with this certification form.			
5. Is the site currently undergoing development?		<input type="checkbox"/>	<input checked="" type="checkbox"/>

		Box 2	
		YES	NO
6. Is the current site use consistent with the use(s) listed below? Restricted-Residential, Commercial, and Industrial		<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Are all ICs in place and functioning as designed?		<input checked="" type="checkbox"/>	<input type="checkbox"/>
<p>IF THE ANSWER TO EITHER QUESTION 6 OR 7 IS NO, sign and date below and DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.</p> <p>A Corrective Measures Work Plan must be submitted along with this form to address these issues.</p>			
 Signature of Owner, Remedial Party or Designated Representative		<u>5-27-22</u> Date	

		Box 2A
		YES NO
8.	Has any new information revealed that assumptions made in the Qualitative Exposure Assessment regarding offsite contamination are no longer valid?	<input type="checkbox"/> <input checked="" type="checkbox"/>
If you answered YES to question 8, include documentation or evidence that documentation has been previously submitted with this certification form.		
9.	Are the assumptions in the Qualitative Exposure Assessment still valid? (The Qualitative Exposure Assessment must be certified every five years)	<input checked="" type="checkbox"/> <input type="checkbox"/>
If you answered NO to question 9, the Periodic Review Report must include an updated Qualitative Exposure Assessment based on the new assumptions.		

SITE NO. C915321		Box 3
Description of Institutional Controls		
<u>Parcel</u>	<u>Owner</u>	<u>Institutional Control</u>
113.54-2-13	American Tire, Inc.	Ground Water Use Restriction Landuse Restriction Site Management Plan IC/EC Plan Soil Management Plan
Site Management Plan - Excavation Work Plan 113.54-2-4.1	American Tire, Inc.	Soil Management Plan Ground Water Use Restriction Landuse Restriction Site Management Plan IC/EC Plan
Site Management Plan - Excavation Work Plan		

		Box 4
Description of Engineering Controls		
None Required		
Not Applicable/No EC's		

Box 5

Periodic Review Report (PRR) Certification Statements

1. I certify by checking "YES" below that:

- a) the Periodic Review report and all attachments were prepared under the direction of, and reviewed by, the party making the Engineering Control certification;
- b) to the best of my 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 the information presented is accurate and complete.

YES NO
☒ ☐

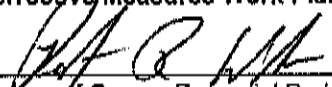
2. For each Engineering control listed in Box 4, I certify by checking "YES" below that all of the following statements are true:

- (a) The Engineering Control(s) employed at this site is unchanged since the date that the Control was put in-place, or was last approved by the Department;
- (b) nothing has occurred that would impair the ability of such Control, to protect public health and the environment;
- (c) access to the site will continue to be provided to the Department, to evaluate the remedy, including access to evaluate the continued maintenance of this Control;
- (d) nothing has occurred that would constitute a violation or failure to comply with the Site Management Plan for this Control; and
- (e) if a financial assurance mechanism is required by the oversight document for the site, the mechanism remains valid and sufficient for its intended purpose established in the document.

YES NO
☒ ☐

**IF THE ANSWER TO QUESTION 2 IS NO, sign and date below and
DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.**

A Corrective Measures Work Plan must be submitted along with this form to address these issues.


Signature of Owner, Remedial Party or Designated Representative

5-22-22
Date

**IC CERTIFICATIONS
SITE NO. C915321****Box 6****SITE OWNER OR DESIGNATED REPRESENTATIVE SIGNATURE**

I certify that all information and statements in Boxes 1, 2, and 3 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

I Robert R Wilson at 397 Ludington st 14206
print name print business address

am certifying as Owner (Owner or Remedial Party)

for the Site named in the Site Details Section of this form.

Robert R Wilson
Signature of Owner, Remedial Party, or Designated Representative
Rendering Certification

5-27-22
Date








HOME MAIL NEWS FINANCE SPORTS ENTERTAINMENT LIFE SEARCH SHOPPING  Upgrade Now

Find messages, documents, photos or people



Home

Compose

 Back    Archive  Move  Delete  Spam

Inbox

18

Unread

Starred

Drafts

228

Sent

Archive

Spam

Trash

Less

Views

Show

Folders

Hide

+ New Folder

617 Nautical ...

11

auctions

bob

15

coupons

golf

20

Harlem Rd

2

Ludington

14

Notes

2

southwest

25

Uber

11

Morning Bob --

Could you please send over the signed IC-EC Certification?

Thanks in advance,




Megan Kuczka*she/her/hers*

Environmental Program Specialist 1, Division of Environmental Remediation

New York State Department of Environmental Conservation

700 Delaware Avenue, Buffalo, NY 14209

P: (716) 851-7220 | F: (716) 851-7226

| Megan.Kuczka@dec.ny.govwww.dec.ny.gov |   Department of
Environmental
Conservation

> Show original message

**Kuczka, Megan E (DEC)** megan.kuczka@dec.ny.gov

(716) 851-7226

+ Add to contacts