



Department of
Environmental
Conservation

FACT SHEET

Brownfield Cleanup Program

1585 Hertel Avenue Site

1585 Hertel Avenue
Buffalo, NY 14216

SITE No. C915328

NYSDEC REGION 9

October 2018

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

Where to Find Information:

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

North Park Branch Library

975 Hertel Avenue,
Buffalo, NY 14216
(716) 875-3748

Who to Contact:

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

Project-Related Questions

Damianos T. Skaros, P.E., Project Manager
NYSDEC
270 Michigan Avenue
Buffalo, NY 14203
(716) 851-7220
damianos.skaros@dec.ny.gov

Health-Related Questions

Arunesh Ghosh, Public Health Specialist I
NYSDOH
Empire State Plaza
Corning Tower, Room 1787
(518) 402-7860
beej@health.ny.gov

For more information about New York's
Brownfield Cleanup Program, visit:
www.dec.ny.gov/chemical/8450.html

The public is invited to comment on a proposed no further action remedy for the 1585 Hertel Avenue site ("site") located at 1585 Hertel Avenue, 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 to the left under "Where to Find Information."

The New York State Department of Environmental Conservation (NYSDEC) is reviewing a report that recommends no further action at the site. The report, called a Draft Interim Remedial Measures/Alternatives Analysis Report, was prepared and submitted to NYSDEC by TurnKey Environmental Restoration, LLC ("applicant(s)") dated October 2018.

How to Comment: NYSDEC is accepting written comments about the report for 45 days, from **October 24** through **December 7, 2018**. The report is available for public review at the location(s) identified at left under "Where to Find Information." Please submit comments to the NYSDEC project manager listed under Project-Related Questions in the "Who to Contact" area at left.

Proposed No Further Action Remedy: The no further action proposal is based on the completion of expedited cleanups known as Interim Remedial Measures (IRM) conducted before the report was submitted by the applicant. The completed IRMs included the following:

- Demolishing the existing structure;
- Removing a total of nine (9) underground storage tanks (USTs), pump island, storage drums, and associated piping;
- Removing existing in-ground hydraulic lift systems;
- Removal and proper disposal of sediments from interior drains;
- Removing and disposing off-site contaminated soil attributed to the pump island areas, UST areas, and hydraulic lift areas; and
- Performing post excavation samples, to ensure proper cleanup goals were obtained for an unrestricted cleanup.

The applicant will be submitting a Final Engineering Report for NYSDEC review, to document that cleanup requirements have been achieved to fully protect public health and the environment for the proposed site use.

Next Steps: NYSDEC will consider public comments, make any necessary revisions and, if appropriate, approve the report and its no further action recommendation. The approved report will be made available to the public under "Where to Find Information" on Page 1 of this fact sheet.

When the report and other final documents are approved, NYSDEC will issue a "Certificate of Completion" (COC) to the applicant(s). Upon receiving the COC, 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.

Site Description: The site is a 0.18-acre parcel in a mixed residential/commercial business area at 1585 Hertel Avenue in the City of Buffalo. The site currently is vacant. The site has been used as a gasoline service station and auto repair facility since the 1930s. The existing gasoline service station was constructed in 1963. The site has an extensive history of underground storage tanks and automotive lift stations, which are associated with previous operations at the site.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the Site ID, C915328) at:

<http://www.dec.ny.gov/cfm/xtapps/derexternal/index.cfm?pageid=3>

Summary of the Investigation: Petroleum related compounds and heavy metal contamination within the surface and subsoil was identified, resulting from the operation of former gasoline and automotive service stations. Petroleum related compounds were found in the soil from 1.5 to 13.5 feet below ground surface near the former pump islands and underground storage tanks. The concentrations of the petroleum compounds exceeded Industrial, Commercial, and Residential soil cleanup objectives and exhibited nuisance petroleum odors. Groundwater samples showed low level

exceedances, which are attributed to the urban nature of the site and surrounding area. Metals contamination was found in the surface soils from 0 to 2 feet below ground surface, along the south and eastern portions of the property. Confirmatory sampling was performed to ensure clean up objectives were obtained, following the excavation of contaminated materials.

Brownfield Cleanup Program Overview: 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>

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 at:

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.

BROWNFIELD CLEANUP PROGRAM

Site Location Map

