Phase I Environmental Site Assessment

Location:

Two Unaddressed Parcels
Lake Avenue (SBL No. 150.16-1-2.12)
Milestrip Road (SBL No. 150.20-1-1.12)
AKA 250 Lake Avenue
Blasdell, New York

Prepared for:

Mr. Greg Eisensmith 250 Lake Avenue Associates LLC 250 Lake Avenue Blasdell, New York 14219

LaBella Project No. 2151388

December 9, 2015

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LaBella Associates, D.P.C. (LaBella) has been contracted by 250 Lake Avenue Associates LLC to perform an All Appropriate Inquiry (AAI) Phase I Environmental Site Assessment (ESA) report for two unaddressed parcels commonly known as 250 Lake Avenue legally addressed as Lake Avenue (SBL No. 150.16-1-2.12 or Parcel 1) and Milestrip Road (SBL No. 150.20-1-1.12 or Parcel 2), Village of Blasdell, Erie County, New York, hereinafter referred to as the "Site". It should be noted that while the Site is commonly referred to as 250 Lake Avenue, the parcel located north adjacent to Parcel 1 is legally addressed as 250 Lake Avenue.

The findings of this report are based upon a preliminary assessment of the condition of the Site within the Scope of Work and objective described below as of the date of our site observations and documentation review. This assessment was prepared according to the American Society for Testing and Materials (ASTM) Standard Practice E1527-13 to satisfy the due diligence requirements set for 250 Lake Avenue Associates LLC. The information contained in this report is considered privileged and confidential and is intended solely for the use of 250 Lake Avenue Associates, LLC and the Bank of Akron, as it applies to the Site.

1.0 EXECUTIVE SUMMARY

Any exceptions to, or deletions from, this practice are described in Section 2.5 of this report. Based on the results of this assessment, no apparent Historic Recognized Environmental Conditions or Controlled Recognized Environmental Conditions have been identified associated with the Site. However, the following Recognized Environmental Conditions (RECs) have been identified associated with the Site at this time.

- It appears that the Site was operated as a large scale steel manufacturing facility from between at least 1909 and 1986. Steel manufacturing operations included wire shops, fabrication shops, an oil house, a grease house, a hot mill building, machine and blacksmith shops, and a pickling department. Several sets of railroad tracks were historically located throughout the Site.
- One "acid tank" and one "tank" was located east of Site Building 2 from between at least 1928 and 1950. The location (aboveground or underground) of the tanks is unknown. Furthermore, the contents of the "tank" are unknown.
- Several environmental assessments were completed at the Site from between 1986 and 2003. Although complete copies of the reports were not obtained within the scope if this assessment, it appears that elevated concentrations of chlorinated solvents, petroleum related constituents, semi-volatile organic compounds (SVOCs), polychlorinated biphenyls (PCBs), and metals were detected in soil samples collected from Parcel 1 and beneath Site Building 1. Soil and groundwater sampling conducted on Parcel 2 identified concentrations of chlorinated solvents, petroleum related constituents, SVOCs, and metals. In addition, it appears that one 6,000-gallon diesel underground storage tank (UST), one 2,000-gallon gasoline UST, one 2,000-gallon naptha/mineral spirits UST, three 2,000-gallon fuel oil USTs, and one 1,000-gallon fuel oil UST were removed from the Site. Reportedly, the USTs were in poor condition and had released their contents to the subsurface.
- Two New York State Department of Environmental Conservation (NYSDEC) spills (# 9975622 and # 0475165) were identified associated with the release of hydraulic fluid on the north adjacent parcel. It appears that the NYSDEC spills were remedied to the satisfaction of the NYSDEC; however, as no soil sampling appears to have been conducted associated with closure of the spills, there is the potential for subsurface hydraulic fluid impact to remain on the north adjacent property. Furthermore, the locations of the releases are unclear.

- Numerous 55-gallon drums, plastic and metal buckets, and various containers of hazardous materials and petroleum products are stored within the interior and exterior portions of the Site.

 Generally the largest concentration of the hazardous materials and petroleum products are located on Parcel 2 and within Site Building 2. Hazardous materials and petroleum products stored on the Site include large quantities of waste oil, gasoline, diesel fuel, miscellaneous paints and solvents, and equipment maintenance chemicals. Generally, storage conditions and general housekeeping of the hazardous materials and petroleum products was poor. At the time of the site visit, numerous containers were not covered, were not upright, were stored on uneven ground and in direct contact with soil, and were not labeled. Minor spillage of waste oil was also observed on the floor within Site Building 2.
- Floor drains are located throughout the interior of the Site Building 1 and Site Building 2.

 Reportedly, the floor drains discharge to the municipal sewer; however, the discharge location of the floor drains cannot be confirmed.

In addition, the following de minimis conditions have been identified associated with the Site at this time.

- Three out-of-use pole mounted transformers are located on the ground proximate the south exterior of Site Building 2.
- Large quantities of general refuse and debris (i.e. miscellaneous wood, pallets, scrap metal, empty 55-gallon drums, paint cans, several steel and fiberglass tanks, etc.) are located within Site Building 2 and on the exterior of the Site.
- A large circular sub-surface concrete structure is located north of Site Building 2. As the circular sub-surface concrete structure was covered by a heavy concrete or steel lid at the time of the Site visit, a visual inspection of the sub-surface concrete structure could not be completed. Although the sub-surface concrete structure appears consistent with storm water management systems, the nature of the sub-surface concrete structure is unknown.

Based on the regulatory records review completed as part of this assessment, it should be noted that it appears there are currently no NYSDEC active spills or violations on file for the Site or known remedial requirements associated with the Site in its current state. It is LaBella's understanding the Site's intended future use is to be limited to commercial and manufacturing operations and deed restrictions are being considered for the Site to formalize such.

2.0 INTRODUCTION

2.1 Purpose

This investigation was requested to identify, to the extent feasible, RECs in connection with the Site, including the identification of conditions indicative of releases and threatened releases of hazardous substances on, or in the vicinity of the Site. The AAI Phase I ESA report was conducted in general conformance with the Scope and Limitations of ASTM Standard Practice E1527-13.

The term, Recognized Environmental Condition (REC), is defined by ASTM as the presence or likely presence of any hazardous substances (as currently defined by the Comprehensive Environmental Response Compensation and Liability Act (CERCLA) including pollutants and contaminants) or petroleum products (excluded from the definition of hazardous substance and controlled substances; or the presence of petroleum products as defined by the Resource Conservation and Recovery Act, the Oil Pollution Act of 1990, and the Clean Water Act) in, on, or at a property due to release to the environment,

under conditions indicative of a release to the environment, or under conditions that pose a material threat of a future release to the environment.

The term is not intended to include "de minimis" a condition that generally does not present a threat to human health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies. Conditions determined to be de minimis conditions are neither Recognized Environmental Conditions nor Controlled Recognized Environmental Conditions.

The term "data gap" means lack or inability to obtain information required by the standards and practices as defined in ASTM Standard Practice E1527-13 despite good faith efforts by the Environmental Professional and Environmental Analyst.

The performance of ASTM Standard Practice E1527-13 is intended to reduce, but not eliminate, uncertainty regarding the potential for RECs and the potential liability for contamination to be present in connection with the Site recognizing reasonable limits of time and cost. It is also intended to add protection from CERCLA liability for innocent landowner defense, bona fide prospective purchaser, contiguous property owners and grants who meet certain statutory requirements.

The objective of this AAI Phase I ESA was to determine, using our professional judgment, by means of the Scope of Work hereafter described.

- 1. A general description of the Site.
- 2. The current and historical usage of the Site and adjoining properties.
- 3. Whether RECs exist or have the potential to exist at the Site.
- 4. Whether site conditions suggest further evaluation based on the presence or probable presence of such RECs.
- 5. Provide information which may assist the client in evaluating the fair market value of the Site.

2.2 Subsurface Risks/Unanticipated Hazardous Materials

This work for this report has been performed in accordance with generally accepted environmental engineering practices for this region. The conclusion and recommendations of this report are based upon our opinion and judgment, and are dependent upon LaBella's knowledge, information supplied by the present owner and managers of the Site, and data and information solicited from governmental agencies. LaBella makes no other warranty or representation, either expressed or implied, nor is one intended to be included as part of its services, proposals, contracts, or reports.

In addition, LaBella cannot provide guarantees, certifications, or warranties that the property is or is not free of environmental impairment without a subsurface investigation involving drilling, vapor analysis, laboratory soil analysis, groundwater monitoring well installation, and laboratory groundwater analysis. Even with such a program, the data and samples from any given soil boring or monitoring well will indicate conditions that apply only at that particular location, and such conditions may not necessarily apply to the general Site as a whole.

2.3 Scope of Work

The major components of an AAI Phase I ESA report include a visual inspection of the Site and adjoining properties; interviews and review of documents from past and present owners, occupants, managers, representatives and neighbors to the extent necessary; interviews with tribal and local government agency representatives; review of tribal, local and state records relative to the Site; and a review of tribal, local, *Privileged and Confidential*

state and federal standard environmental record sources relative to the Site. The findings and conclusions presented in this report are based on information gathered and limitations set forth in this report.

The Scope of Work performed in this assessment is limited to the areas described as follows:

- 1. Interview with the Owner, Mr. Greg Eisensmith, to evaluate the Site for the potential for environmental contamination to be present at the Site. Mr Eisensmith has reportedly been associated with the Site for approximately five years.
- 2. Interviews with and/or record reviews of each of the following to obtain information directly regarding environmental concerns at or in the immediate vicinity of the Site, which is available directly by file or through general knowledge of the individual being interviewed. Information sources include:
 - a. United States Environmental Protection Agency (USEPA)
 - b. New York State Department of Environmental Conservation (NYSDEC), Region 9; Division of Solid and Hazardous Waste, Division of Water, Legal Division
 - c. New York State Department of Health (NYSDOH)
 - d. Town of Hamburg Fire Marshall/Chief, Code Enforcement Officer, Building Inspector, Assessor, Clerk
- 3. Review of the following federal, state, and local environmental records and databases to aid in the identification of conditions at or related to the Site and property, adjacent to or in the immediate vicinity of the Site, including:
 - a. USEPA National Priority List (NPL) 1.0 mile
 - b. USEPA Delisted NPL 0.5 mile
 - USEPA Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS), and Archived (No Further Remedial Action Planned – NFRAP) CERCLIS Sites – 0.5 mile
 - d. USEPA Resource Conservation and Recovery Act (RCRA) Corrective Action Sites (CORRACTS) Treatment, Storage and Disposal Facility Listing (TSD) 1.0 mile
 - e. USEPA RCRA non-CORRACTS TSD 0.5 mile
 - f. USEPA RCRA Large and Small Quantity Generator Listing Site and adjoining properties
 - g. National Response Center Emergency Response and Notification System Listing (ERNS)– Site only
 - h. Federal, state, and local Institutional Controls/Engineering Controls and Land Use Restrictions Site only
 - i. NYSDEC Registry of Inactive Hazardous Waste Disposal Sites (IHWDS) (state equivalent of NPL Sites) 1.0 mile
 - j. NYSDEC Registry of Brownfield Cleanup Program Sites (BCP) and Voluntary Cleanup Program Sites (VCP) 0.5 miles
 - k. NYSDEC Hazardous Substance Waste Disposal Site Inventory (state equivalent of CERCLIS Sites) 0.5 mile
 - 1. NYSDEC Part 360 Permitted Solid Waste Disposal Facilities 0.5 mile
 - m. Local Inventory of Waste Disposal Sites 0.5 mile

- n. NYSDEC Listing of Registered Petroleum Bulk Storage Facilities (PBS), Chemical Bulk Storage Facilities (CBS), and Major Oil Storage Facilities (MOSF) Site and adjoining properties
- o. NYSDEC Listing of Active Spills and Leaking Storage Tanks 0.5 miles
- p. United States Geological Survey (USGS) Topographic Quadrangle Map Buffalo SE, New York
- q. United States Department of Agriculture (USDA) Erie County Soil Survey obtained from the Natural Resource Conservation Service (NRCS) website
- r. Phase I Environmental Site Assessment prepared by Panamerican Environmental, Inc. dated April-May 2003.
- s. Sanborn fire insurance maps
- t. Aerial photographs of the area
- u. Local plat maps
- v. Local street directories
- 4. Site visit on November 3, 2015 by Mr. Andrew Benkleman and Ms. Jessica Dombrowski of LaBella to photograph the Site and to visually identify areas of concern as defined in the agreement.
- 5. Completion of LaBella's AAI Phase I ESA Site Reconnaissance Report.

2.4 Significant Assumptions

As a result of the unavailability or lack of receipt of information the following assumptions were made in order to complete the Scope of Work in the time frame desired by 250 Lake Avenue Associates LLC.

• Groundwater flow direction in the vicinity of the Site was estimated based on review of area topographic maps. Determination of site-specific groundwater flow direction typically requires installing at least three groundwater monitoring wells, surveying the wells, and collecting groundwater elevation data (refer to Section 3.2).

As stated in the Agreement, 250 Lake Avenue Associates LLC acknowledges this assumption and hereby agrees to release and hold LaBella harmless from any liability arising from or relating to any conclusions made or not made based on this assumption.

2.5 Limitations and Exceptions of Assessment

ASTM Standard Practice E1527-13 expressly recognized the fact that no ESA can wholly eliminate uncertainty regarding the potential for RECs in connection with a property. LaBella's work is intended to reduce, but not eliminate, uncertainty regarding the potential for RECs in connection with the Site, and its Scope of Work reflects a recognition of the reasonable limits of time and cost.

The work for this report has been performed in accordance with generally accepted environmental engineering practices for this region. The conclusion and recommendations of this report are based upon LaBella's opinion and judgment, and are necessarily dependent on information supplied by the individuals, entities, and agencies described in Section 2.3. LaBella makes no other warranty or representation, either expressed or implied, nor is one intended to be included as part of its services, proposals, contracts, or reports.

The actual presence of radon, lead-based paint, lead in drinking water, mold-related issues, electromagnetic frequencies, asbestos-containing building materials, wetlands, cultural and historic resources, ecological resources, and endangered species are not included in the Scope of Work of this assessment. Additionally, regulatory compliance, industrial hygiene, health and safety, and indoor air quality are not included in the Scope of Work of this assessment.

It is further noted that due to post 9/11 terrorist related concerns, the NYSDEC has limited the availability of petroleum bulk storage, chemical bulk storage, and major oil storage facility details, and detailed spill information to the public. However, LaBella does have access to the addresses of current PBS, CBS, and MOSF locations accessed from the database from the NYSDEC website. In addition, this information can usually be acquired by a FOIL to the regulating agency to attempt to obtain this relevant and reasonably ascertainable environmental information for AAI Phase I ESA reports. If this information is not obtainable then it will be discussed as a data gap in Section 8.2.1.

The site visit was limited to visual observations of accessible areas only. No attempt was made to observe conditions in spaces not generally accessible, including but not limited to:

- 1. Crawlspaces
- 2. Attics and roofs
- 3. Pipe chases or plenums
- 4. Spaces concealed by walls, floors, or ceilings
- 5. Materials concealed by paneling, carpeting, or wallpaper

The site visit was also limited to visual observations within the perimeter of the property and other accessible areas only. Areas of the Site that were inaccessible were left to the judgment and discretion of the Environmental Analyst conducting the site visit. It should be noted that the interior observations within Site Building 1 and Site Building 2 were limited due to equipment and material storage.

2.6 Special Terms and Conditions

250 Lake Avenue Associates LLC and LaBella have agreed that the Scope of Work described in Section 2.3, and the Limitations and Exceptions described in Section 2.5 above, are acceptable to you and that to the fullest extent permitted by law, LaBella shall not be liable to you for limiting its investigation to the Scope of Work described. Based on the engagement and Scope of Work agreed upon, our evaluation of the Site is as presented herein.

2.7 User Reliance

250 Lake Avenue Associates LLC and the Bank of Akron may rely upon the findings of this report and should be aware of the agreed upon Scope of Work and the limitations associated with this Scope of Work.

3.0 SITE DESCRIPTION

The Site consists of two parcels (Parcel 1 and Parcel 2) totaling approximately 15.5 acres of land located south of Lake Avenue and north of Milestrip Road. A right-of-way owned by the Village of Blasdell bisects the Site parcels. The Site is developed with two large manufacturing structures (Site Building 1 and Site Building 2). The west interior of Site Building 1 (located on Parcel 1) is occupied by P&H Warehouse and includes animal feed and soy bean storage and distribution. The east interior of Site Building 1 utilized by Samuel Plate Buffalo for general storage. Site Building 2 (located on Parcel 2) is

also occupied by Samuel Plate Buffalo. Operations within Site Building 2 generally includes metal plate cutting using commercial "computer numerical control" cutting tables. The metal plates are stored throughout Site Building 2 prior to transport off-site. The south interior of Site Building 2 is utilized for storage of metal product in large cardboard boxes. The south exterior of Parcel 2 is utilized as a concrete crushing and recycling facility and includes storage of concrete and metal (i.e. rebar re-enforcing material) extracted from the concrete for subsequent off-site recycling. In addition, the exterior portions of the Site consist of gravel parking lots surrounding both Site Buildings, storage of trailers in the parking lot areas near Site Building 1, plastic pallets containing metal products, various automobiles and trucks parked throughout the gravel parking areas, railroad cars located to the east of Site Building 2, and railroad tracks intersecting the two parcels.

3.1 Site Location and Legal Description

The parcels that comprise the Site are outlined in the table below. Property boundaries for the purpose of this assessment were obtained from the Landmax Data Systems, Inc. website. A map depicting the individual tax parcels that comprise the Site is located in the Figures and Photographs Appendix of this report. The parcels that comprise the Site are outlined in the table below.

Parcel Number	Legal Address	Tax Account Number	Property Use Code	Acreage
Parcel 1	Lake Avenue	150.16-1-2.12	710 - Manufacturing	3.54
Parcel 2	Milestrip Road	150.20-1-1.12	710 - Manufacturing	12.0

It should be noted that while the Site is commonly referred to as 250 Lake Avenue, the parcel located north adjacent to Site parcel Lake Avenue, SBL No. 150.16-1-2.12 is legally addressed as 250 Lake Avenue.

3.2 Site and Vicinity Characteristics

The Site is located within an urban area. According to the 7.5-minute Buffalo SE New York quadrangle USGS Map, the Site consists of generally level land and the nearest water body is Rush Creek located approximately 40 feet southwest of the Site. Based on interpretation of the USGS topographic map, groundwater flow at the Site appears to be to the west-southwest. According to the USDA Erie County Soil Survey obtained from the Natural Resource Conservation Service (NRCS) website, soils at the Site consist mainly of Urban land. Urban land is characterized by soils that have been imported or disturbed and/or are covered with structures or other impermeable surfaces.

3.3 Present Ownership and Use

The Site is currently owned by 250 Lake Avenue Associates LLC. Site Building 1 is currently used for the storage and distribution of animal feed and soy beans within the west half of the building, while the east half of the building is used for the storage of miscellaneous equipment. Building 2 is currently occupied by Samuel Plate Buffalo. Their operations include the cutting of large metal plates with large commercial CNC cutting tables that are loaded onto tractor trailers for transport.

3.4 Site Improvements

3.4.1 Structures and Improvements

The Site is improved with two structures as detailed in the table below.

	Churching 1	Churchum 2
	Structure 1	Structure 2
Square Footage	154,202	109,149
Foundation Type	Slab-On-Grade	Slab-On-Grade
Number of Stories	One	One
Construction Date	1928	1928
Reported Current Use	Animal feed storage/distribution and miscellaneous storage	Metal plate cutting
Hereinafter referred to as	Site Building 1	Site Building 2

Although the construction dates of Site Building 1 and Site Building 2 cannot be confirmed, based on historical records portions of Site Building 1 and Site Building 2 were located on the Site in at least 1928. It should be noted that the Site was utilized for steel manufacturing in at least 1909. Refer to Section 5.5 for additional information.

3.4.2 Roads

The Site is bordered to the south by Mile Strip Road (Route 179).

3.4.3 Current Site Utilities

Structure	Site Building 1	Site Building 2
Heating/Cooling Source	Not Applicable	Natural Gas
Potable Water Source	Municipal	Municipal
Sanitary Wastewater Disposal	Municipal	Municipal
Non-Sanitary Wastewater Disposal	Municipal	Municipal

3.4.4 Current Use of the Adjoining Properties

The Site is bordered by the following properties.

Direction	Occupant		
North	Commercial properties		
East	Village of Blasdell Right-of Way and railroad tracks		
South beyond Milestrip Road	Commercial properties and railroad tracks		
West	Commercial properties		

Railroad tracks are located on the Site and on the east, and south adjoining properties. Railroad ties are commonly treated with chemicals, such as creosote, to prevent the wood from decaying. In addition, railroad ballast often contains elevated concentrations of heavy metals.

4.0 USER PROVIDED INFORMATION

In accordance with the ASTM E1527-13, a "User" is defined as the party seeking to complete an environmental site assessment of the property. If the user is aware of any specialized knowledge or experience that is material to RECs in connection with the Site, it is the user's responsibility to communicate any information based on such specialized knowledge or experience to the environmental professional. The User Questionnaire was not completed for the Site as the as information obtained associated with this Site was obtained within the Phase I Interview with Mr. Greg Eisensmith of 250 Lake Avenue Associates LLC. Refer to Section 7.1 for additional information. A copy of the interview document is included in Appendix 5.

4.1 Reason for Performing Phase I ESA

According to ASTM 1527-13, either the User shall make known to the environmental professional the reason why the User wants to have the Phase I ESA preformed or, if the User does not identify the purpose of the Phase I ESA, the environmental professional shall assume the purpose is to qualify for the Landowner Liability Protections under the Brownfields Amendments.

5.0 STANDARD ENVIRONMENTAL RECORD SOURCES – FEDERAL AND STATE

Federal, state, and local environmental records were reviewed as a part of this assessment, in accordance with ASTM 1527-13 standard. Listings identified within the standard search radius outlined in ASTM 1527-13 are detailed in their respective sections below. Each listing identified was reviewed by LaBella and evaluated. Copies of the regulatory records documentation are included in Appendix 1.

5.1 Site Listings

No regulatory listings were identified associated with the Site.

5.2 Adjoining Property Listings

North Adjoining - 250 Lake Avenue

Although the following regulatory listings were identified at 250 Lake Avenue, based on observations at the time of the site visit and conversations with Mr. Greg Eisensmith (refer to Section 7.1), such are associated with off-site operations. It should further be noted as discussed in Section 3.1 that although the Site is commonly referred to as 250 Lake Avenue, the parcel located north adjacent to Parcel 1 is legally addressed as 250 Lake Avenue. Copies of the listings are included in Appendix 1. The listings are summarized in the table below.

Listing	Identification #
Federal RCRA SQG	USEPA Handler ID: NYR 000073338, NYD987020674,
	NYD981487184, NYR000208702
State Listed Spill Site	Spill # 0475165 (closed), Spill # 9975622 (closed), Spill #
_	1101619 (inactive)

RCRA Small-Quantity Generator Listings

The presence of this listing implies that between 100 to 1,000 kilograms of hazardous waste is generated per month. The listing does not imply the release of hazardous waste has occurred to the subsurface.

NYSDEC Spill #9975622 (closed)

According to the closed NYSDEC Spill Report Form #9975622, dated January 1, 2000, last updated June 22, 2001, hydraulic fluid had leaked from cut hydraulic lines over a long period of time. The area from the leaking hydraulic lines was discolored and the NYSDEC indicated that the soil and gravel would need to excavated and disposed of. Approximately three yards of soil was excavated for disposal. Upon receipt of the disposal documents, the NYSDEC indicated that no further action was required and the spill was assigned a closed status.

NYSDEC Spill #0475165 (closed)

According to the closed NYSDEC Spill Report Form #0475165, dated June 1, 2004, last updated July 30, 2004, hydraulic oil was found to be leaking from cylinders that had been removed, as well as some oil spillage from collection bins that were used to recycle old cylinders. The NYSDEC indicated that the plant manager for the property would address the areas of spillage and the NYSDEC would be back out to re-inspect. Disposal receipts for five drums of contaminated soil and gravel were given to the NYSDEC and no further action was required. The spill was assigned a closed status by the NYSDEC.

NYSDEC Spill #1101619 (inactive)

According to the inactive NYSDEC Spill Report Form # 1101619, dated May 12, 2011, last updated May 19, 2011, approximately 30-40 gallons of paint/dye for mulch went directly into the storm drain. The NYSDEC obtained a copy of the Material Safety Data Sheet (MSDS) which indicated that the dye disperses in water and is a stable in the environment. Permanent diking would be installed to prevent future movement of the paint/dye and the spill was assigned an inactive status by the NYSDEC.

It appears that the NYSDEC spills associated with the north adjacent property were remedied to the satisfaction of the NYSDEC; however, as no soil sampling appears to have been conducted associated with closure of spill # 9975622 and 0475165, there is the potential for subsurface hydraulic fluid and oil impact to remain on the north adjacent property. Furthermore, the locations of the releases are unclear. As such, there is an apparent REC associated with NYSDEC spill # 9975622 and 0475165 at this time.

Adjoining West – Trucking Terminal

One inactive NYSDEC spill listing (Spill # 0501700) was identified associated with the west adjoining property identified as Trucking Terminal located at 290 Lake Avenue. According to the NYSDEC Spill Report Form, dated May 10, 2005, last updated May 18, 2005, a caller reported oil had been dumped onto a driveway and had not been cleaned up. Based on the NYDEC inspection of the property and discussions with a property representative, oil was not spilled and brine had been applied to the driveway. The spill was assigned an inactive status. Based on the nature and status of the spill, there are no apparent RECs associated with the listing at this time.

5.3 ASTM Standard Regulatory Database Listings

5.3.1 USEPA National Priority List (last updated October 21, 2015)

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	1.0 mile	No listings	No listings

5.3.2 USEPA Delisted National Priority List (last updated October 21, 2015)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification # (Address)
Listed Sites	Radius	Number	
0	0.50 mile	No listings	No listings

5.3.3 USEPA CERCLIS (last updated October 21, 2015)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	0.50 mile	No listings	

5.3.4 USEPA CERCLIS NFRAP (last updated October 21, 2015)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
1	0.50 mile	1	Blasdell Dump – NYD980507750 (Paieczonka Drive, Blasdell, NY)

Detailed Summary

Reference Number	Approximate Distance from Site (feet) – Direction	Groundwater Flow – Towards/Away From the Site	REC (Yes/No)	Additional Information/Rationale
1	2,900 – Southeast	West – Away from the Site	No	The listing does not appear to represent a REC to the Site based on the fact that no hazardous waste disposal occurred at this Site.

A copy of the listing is included in Appendix 1.

5.3.5 USEPA RCRA CORRACTS (last updated October 21, 2015)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	1.0 mile	No listings	

5.3.6 RCRA Treatment, Storage, and Disposal Facilities – non-CORRACTS (last updated October 21, 2015)

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	0.50 mile	No listings	

5.3.7 USEPA RCRA Generators

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification # - SQG/LQG
Listed Sites	Radius	Number	(Address)
4	North	1	Cobey Energy – NYR000208702 – SQG (250 Lake Avenue)
	adjoining	2	Delavan Industries – NYR000073338 – SQG – (250A Lake
	property		Avenue)
		3	Wagner Enterprises – NYD981487184 – SQG (250 Lake
			Avenue)
		4	Eaton Equipment – NYD987020674 – SQG (250 Lake
			Avenue)

Refer to Sections 5.2 above for details. Copies of the listings are included in Appendix 1.

5.3.8 National Response Center ERNS (last updated October 21, 2015)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	Site only	No listings	No listings

The National Response Center (NRC) database was searched for the years 1990 to 2015 for the Site; however, no listings were identified associated with the Site in the NRC searchable database. Additionally, a FOIL request was submitted to the NRC for a search of records prior to 1990 for the Site. A complete response has not been received as of the date of this report. Copies of the FOIL request and response are included in Appendix 6.

5.3.9 Federal Listed Sites with Institutional and/or Engineering Controls (last updated January 25, 2007)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	Site only	No listings	No listings

5.3.10 State Listed Facilities with Institutional and/or Engineering Controls (updated bi-weekly)

Number of	Search	Reference	Facility Name – State Identification #
Listed Sites	Radius	Number	(Address)
0	Site only	No listings	No listings

5.3.11 State Listed Inactive Hazardous Waste Disposal Facilities (updated bi-weekly)

Listing Summary

Number of	Search	Reference	Facility Name – State Identification #
Listed Sites	Radius	Number	(Address)
4	1.0 mile	1	Snyder Tank Company – 915049 (3773 and 3774 Lakeshore
			Road)
		2	Procknal & Katra Trucking Company Inc. – 915085 (Lake
			Avenue)
		3	Blasdell Village Landfill – 915101 (Pieczonka Drive)
		4	LSB Warehouse – 915132 (1995 Electric Avenue)

Detailed Summary

Reference Number	Approximate Distance from Site (feet) – Direction	Groundwater Flow – Towards/Away	REC (Yes/No)	Additional Information/ Rationale
		From the Site		
1	4,300 – Southwest	West – Away	No	The listing does not appear to represent
		from the Site		a REC to the Site based on the distance
				of this facility from the Site.
2	3,500 - Northeast	West – Away	No	The listing does not appear to represent
		from the Site		a REC to the Site based on the distance
				of this facility from the Site.
3	2,900 - Southeast	West – Away	No	Refer to Section 5.3.4.
		from the Site		
4	3,500 –Northeast	West – Away	No	The listing does not appear to represent
		from the Site		a REC to the Site based on the
				remedial status of the Site and its
				distance from the Site.

Copies of the listings are included in Appendix 1.

5.3.12 State Listed Voluntary Cleanup Program Facilities (updated bi-weekly)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification #
Listed Sites	Radius	Number	(Address)
0	0.50 mile	No listings	

5.3.13 State Listed Brownfield Cleanup Program Facilities (updated bi-weekly)

Number of	Search	Reference	Facility Name – Federal Identification # (Address)
Listed Sites	Radius	Number	
0	0.50 mile	No listings	No listings

5.3.14 State Listed Hazardous Substance Disposal Facilities (last updated 1998)

Listing Summary

Number of	Search	Reference	Facility Name – Federal Identification # (Address)
Listed Sites	Radius	Number	
0	0.50 mile	No listings	No listings

5.3.15 State Listed Part 360 Solid Waste Disposal Facilities (last updated February 2006)

Listing Summary

Number of Listed Sites	Search Radius	Reference Number	Facility Name – Federal Identification # (Address)
0	0.50 mile	No listings	No listings

5.3.16 Local Inventory of Solid Waste Disposal Locations

Listing Summary

Number of	Search	Reference	Facility Name – Identification #	
Listed Sites	Radius	Number	(Address)	
0	0.50 mile	No listings	No listings	

5.3.17 NYSDEC Major Oil Storage Facilities (updated nightly)

Listing Summary

Number of	Search Radius	earch Radius Reference Facility Name: Address – MOS Identification	
Listed Sites		Number	
0	Site and	No listings	No listings
	adjoining		
	properties only		

5.3.18 NYSDEC Chemical Bulk Storage Facilities (updated nightly)

Listing Summary

Number of	umber of Search Radius Reference Facility Name: Address – Cl		Facility Name: Address – CBS Identification #
Listed Sites		Number	
0	Site and adjoining properties only	No listings	No listings

5.3.19 NYSDEC Petroleum Bulk Storage Facilities (updated nightly)

Number of	Search Radius	Reference	Facility Name: Address – PBS Identification #	
Listed Sites		Number		
0	Site and	No listings	No listings	
	adjoining			
	properties only			

5.3.20 NYSDEC Active and Closed/Inactive Spill Listings (updated bi-weekly)

Listing Summary

Number of Listed Sites	Search Radius	Listing Number	Facility Name: Address – Spill # (status)
0 active	Active listings: 0.50 mile	1-3	Refer to Section 5.2
3 closed/inactive	Closed/inactive listings: Site and adjoining properties only		

5.3.21 Assessment of the Potential for Soil Vapor Intrusion

Vapor intrusion is the entry of volatile organic compounds (VOCs) to indoor air from underlying contamination in soil and groundwater. Based on the contents of the 2003 Phase I ESA (refer to Section 5.4), subsurface soil and groundwater chemical impact has been identified at the Site. However, as the severity and location of the chemical impact is not known, it is not possible to evaluate the potential for soil vapor intrusion at the Site at this time. Should subsurface impact be encountered in the future, the potential for soil vapor intrusion at the Site should be evaluated at that time.

5.4 Additional Environmental Record Sources

5.4.1 Review of Previous Environmental Reports

LaBella reviewed a Phase I ESA for the property identified as CSW Warehouse & Distribution, Inc. addressed as 250 Lake Road, Village of Blasdell, Erie County, New York, prepared by Panamerican Environmental, Inc., dated April-May 2003. A copy of the report is included within Appendix 8. The Phase I ESA was limited to assessment of Parcel 1. Historically, Parcel 1 was utilized industrially since at least the early 1900s by previous owners such as Bethlehem Steel and Kahman Steel. It appears that Bethlehem Steel owned the Site until 1986. Historical uses included steel manufacturing, storage of bar steel and bar mill, machine/construction equipment warehousing, and general warehousing.

A letter from Acres International Corporation, dated September 20, 1993, indicated that all transformers located at Parcel 1 which were suspected to have contained polychlorinated biphenyls (PCBs) were removed in January of that year.

Several previous investigation reports were reviewed as part of the Phase I ESA. Some of these reports pertain to the both Site parcels. The following information was identified associated with the Site.

- An investigation was conducted at Parcel 2 in 1986 for General Electric Company. Per the report, Parcel 2 was historically utilized by Bethlehem Steel's "Buffalo Tank Division." The investigation included soil and groundwater analysis which identified elevated levels of PCBs, trace solvents, and petroleum compounds. Reportedly, several underground storage tanks (USTs) were identified associated with this Site parcel for the storage of thinner, #2 fuel oil, diesel fuel and gasoline. A pickling vault was also identified underground in addition to pits for hydraulic equipment within the Site Building (likely Site Building 2). The report also identified that the following USTs were excavated and stockpiled in the center of Parcel 2:
 - o One 6,00-gallon diesel
 - o One 2,000-gallon gasoline

- o One 2,000-gallon naptha/mineral spirits
- o Three 2,000-gallon fuel oil
- o One 1,000-gallon fuel oil

Some of the USTs reportedly had holes in them upon removal and the gasoline UST had knowingly leaked into the subsurface.

- A 1987 Groundwater Study was conducted at Parcel 2 and the south adjoining property in 1987 for General Electric Company. Such included the installation of five wells and two test borings.
 A Figure depicting the locations of four of the wells which were installed on the southern Site parcel is included within this previous study appendix.
- A 1989 Groundwater Study was conducted at Parcel 2 and the south adjoining property in 1987 for General Electric Company. This study suggested elevated levels of trichloroethene (TCE), benzene, and xylene.
- A 1993 Phase I report prepared by Acres International Corporation indicated that analytical investigations conducted at Parcel 2 included trace concentrations of organic and petroleum hydrocarbon compounds, and elevated levels of lead, and iron.
- A 1995 Phase I report prepared by Clayton Environmental Consultants was conducted at Parcel 1.
 Such identified transformers, oily debris in machine pits, and soil and groundwater contamination at the Site.
- A 1998 Phase I report prepared by Blasland, Bouck & Lee, Inc. was conducted at Parcel 1. Such indicated that the property was historically owned by Bethlehem Steel.
- A 2003 Phase II investigation was conducted at Parcel 1 which included advancement of 20 soil borings east, south, and beneath the Site Building (likely Site Building 1). A Figure depicting the locations of the borings is included within this previous study appendix. Groundwater samples were also reportedly collected. Based on analytical results, metal, semi-volatile organic compound, solvent, and petroleum contamination was identified. No contamination was found to be present in the groundwater samples submitted for analysis.

5.5 Historical Use Information on the Property and Adjoining Properties

LaBella attempted to review reasonably ascertainable and readily available standard sources of historical information as defined by the ASTM Standard Practice E1527-13 in order to identify all obvious usages of the Site back to the first developed use or 1940, whichever is earlier (i.e., the historical research objective according to ASTM). Uses of the properties adjoining the Site are identified in this report only to the extent that this information is revealed in the course of researching the Site itself and were determined at the discretion of the Environmental Analyst. As such, LaBella reviewed only as many of these sources as necessary to achieve the historical research objective. It should be noted that that the lack of availability of reasonably ascertainable and readily available standard ASTM required sources have the potential to affect the findings of this assessment and can impact the ability of the Environmental Professional or Analyst to identify recognized environmental conditions and may result in a data failure (defined in Section 8.2.1 of this report). A data failure may represent a significant data gap. Data failures and data gaps are identified, defined, and evaluated for their significance in Section 8.2 of this report.

Standard historical sources LaBella attempted to review are outlined in the table below.

Section	Historical Source	Date(s)	Source/Comments	
5.5.1	Sanborn Fire Insurance	1928, 1944, and	Environmental Data Resources (EDR), Inc.	
	Maps	1950		
5.5.2	Aerial Photographs	1938, 1942, 1951,	Erie County Natural Resources and Conservation	
		1966, 1978, 1985,	Service (NRCS) and Google Earth	
		1990, 1995, 2002,		
		2009 and 2014		
5.5.3	Property Tax Files	Not Applicable	Town of Hamburg Municipal Offices	
5.5.4	Recorded Land Title	Not Available	Not provided to LaBella for review	
	Records			
5.5.5	Historical Atlas/Plat Map	1909	Buffalo Erie County Public Library	
5.5.6	Local Street Directories	1963, 1973, 1984,	Buffalo Erie County Public Library	
		1990, 1998 and		
		2004		
5.5.7	Building Department	Not Applicable	Village of Blasdell Building Department and Town of	
	Records		Hamburg Municipal Offices	

5.5.1 Sanborn Fire Insurance Maps

1950 Sanborn Map

Date	Apparent Usage(s)/Occupant(s)/Notes
1928	Parcel 1: Kalman Steel Co. IncManufacturers of Reinforcing Rods & Metal Laths including
	fabricating shop, wire shop, boiler house and railroad tracks
	Parcel 2: Seneca Iron & Steel Co. including oil house, grease house, general storage, shipping, hot
	mill building, bar storage building, annealing department, machine and blacksmith shop, pickling
	department, brick storage, an acid tank and an unknown tank (unknown if tanks are aboveground or
	underground), a restaurant and railroad tracks
	North adjoining: Transformer power house, crane runway storage yard, warehouses and railroad tracks
	South adjoining: Plant office and railroad tracks
	East adjoining: Railroad tracks (limited coverage)
	West adjoining: Seneca Iron & Steel Co. and railroad tracks
1944 &	Parcel 1: Bethlehem Steel CoBuilding & Highway Specialty Shop including factory building,
1950	boiler house, wire shop, fabricating shop and railroad tracks
	Parcel 2: Bethlehem Steel CoSeneca Division including oil house, grease house, general storage,
	shipping, hot mill building, bar storage building, annealing department, machine and blacksmith
	shop, pickling department, brick storage, an acid tank and an unknown tank (unknown if tanks are
	aboveground or underground), a restaurant and railroad tracks
	North adjoining: Transformer power house, crane runway storage yard, warehouses and railroad
	tracks
	South adjoining: Plant office and railroad tracks
	East adjoining: Railroad tracks (limited coverage)
	West adjoining: Bethlehem Steel CoSeneca Division and railroad tracks

Copies of the Sanborn maps are included in Appendix 2.

5.5.2 Aerial Photography

The table below outlines observations obtained from the review of aerial photographs.

Date	Observations			
1938 and 1942	Site: Developed with a portion of the existing Site Buildings and a few pre-existing buildings associated with historical Site operations (and a small, brick storage building on the south end of the Site-such was removed after a fire in March 2015) including miscellaneous storage and railroad tracks throughout the exterior areas of the Site			
	North adjoining: Commercial-type operations and railroad tracks South adjoining: Commercial-type operations, railroad tracks and Rush Creek East adjoining: Railroad tracks West adjoining: Commercial-type operations and agricultural land			
1951	Site: Developed with the existing Site Buildings (and a small, brick storage building on the south end of the Site-such was removed after a fire in March 2015) including miscellaneous storage and railroad tracks throughout the exterior areas of the Site			
	North adjoining: Commercial-type operations and railroad tracks South adjoining: Commercial-type operations, railroad tracks and Rush Creek East adjoining: Railroad tracks			
1966, 1978, 1985, 1990, 1995, 2002, 2009 and 2014	West adjoining: Commercial-type operations and agricultural land Site: Developed with the existing Site Buildings (and a small, brick storage building on the south end of the Site-such was removed after a fire in March 2015) including miscellaneous storage and railroad tracks throughout the exterior areas of the Site			
	North adjoining: Commercial-type operations and railroad tracks South adjoining: Commercial-type operations, railroad tracks and Rush Creek East adjoining: Railroad tracks West adjoining: Commercial-type operations			

Copies of the aerial photographs are included in Appendix 3.

5.5.3 Property Tax files

A FOIL request was submitted to the Town of Hamburg Clerk's Office on October 21, 2015. A copy of the FOIL request is included in Appendix 6. LaBella reviewed Town of Hamburg municipal records for the Site at the Clerk's Office on November 30, 2015. According to those records, the following was identified in association with the Site.

SNL Nos.	Parcel 1/150.16-1-2.12	Parcel 2/150.20-1-2.12	
Acres	3.54	12	
Owners	250 Lake Avenue Associates	250 Lake Avenue Associates	
Previous Owners	SSW Warehouse & Distribution, Inc.,	Blasdell Properties, LP and Duffshel	
	James A. and Albert E. Smith, Bethlehem	Enterprises, LLC	
	Steel Co. (AKA "Buffalo Tanks")		
Utilities	Not listed	All public	
Site Building	1945	1945	
(Year Built)			
Site Building	86,015	109,149	
(Size in square feet)			
Miscellaneous	Not applicable	Demolished approximately3,851 square	
		feet of building in March 2015 on the	
		southern portion of the parcel due to a fire	

In addition, limited assessment information was obtained from the Landmax Data Systems, Inc. website. This information is outlined in Sections 3.1 and 3.4.1. Copies of these records are included in Appendix 6.

5.5.4 Recorded Land Title Records

Title records were not reasonably ascertainable as part of the Scope of Work of this assessment.

5.5.5 Historical Atlas/Plat Map

The table below outlines observations obtained from the review of available an historical plat map for the Site and surrounding areas.

Date	Observations			
1909	Site: Seneca Iron & Steel Co., a portion of a commercial building and railroad tracks			
	North adjoining: Commercial and residential			
	South adjoining: Railroad tracks and Rush Creek			
	East adjoining: Railroad tracks			
	West adjoining: Railroad tracks, Rush Creek and vacant land			

A copy of the plat map is included in Appendix 2.

5.5.6 Local Street Directories

Listings identified associated with the Site in the Buffalo Erie County Public Library street directories are detailed in the table below. No adjoining/adjacent property addresses were identified in the street directories. Several commercial-type operations were identified nearby west at 310 Lake Avenue between 1984 and 2004. Copies of the street directories are included in Appendix 2.

Year	Historic Use		
1990	Queen City Industrial Park including CSW Warehousing & Distribution, Doral Transport Co., Eaton		
	Equipment Corporation and Blasdell Industrial Storage (250 Lake Avenue)		
1998	At Lease, Cragco Transport and Tricon Distributing (250 Lake Avenue)		
2004	Advanced Piping Systems, Co., At Lease, Inc., Buffalo Steel, Cragco Transport, Inc., CSW Warehousing &		
	Distribution, Delavan Industries, Inc., Goldstar Metal Fabrication, Grassland Equipment & Irrigation, and		
	Irrigation Pump		
	Specialists (250 Lake Avenue)		

It should be noted that listings identified for 250 Lake Avenue may be associated with the two Site parcels or the north adjoining property. Refer to Section 3.1 for additional information.

5.5.7 Building Department Records

An interview with the Village of Blasdell Building Inspector was conducted by LaBella on October 29, 2015. According to the Building Inspector, the following information was identified associated with the Site:

- No open current or historical permits/violations were identified for the Site parcels.
- The Site was historically utilized as Buffalo Tank Co., a steel fabrication company and for cold storage.
- Due to a fire in March 2015, a building was demolished on the southern portion of the Site.

5.5.8 Summary of Historical Information

Based on the review of readily available historical information, it appears that the Site was operated as a large scale steel manufacturing facility from between at least 1909 and 1986 (refer to Section 5.4). Steel manufacturing operations included wire shops, fabrication shops, an oil house, a grease house, a hot mill building, machine and blacksmith shops, a pickling department, and at least two storage tanks (it is unknown if such were aboveground or underground). In addition, several sets of railroad tracks were located throughout the Site. Operations since 1986 appear to have included general storage, warehousing, feed distribution, and metal plate cutting. Several sets of railroad tracks have been historically utilized throughout the Site parcels as well.

Adjoining properties were historically utilized commercially and/or industrially as well dating back to at least the early 1900s including several sets of railroad tracks. Some specific operations included steel manufacturing and storage of power transformers.

6.0 SITE RECONNAISSANCE

Conducted by: Ms. Jessica Dombrowski, Environmental Analyst

Mr. Andrew Benkleman, Environmental Engineer

Date of site visit: November 3, 2015

Representative photographs from the site visit are included in the Figures and Photographs section of this report. Site visit limitations are outlined in Section 2.5 above.

6.1 Interior Observations

6.1.1 Historical Usage

The Site appears consistent with a historical large scale steel manufacturing facility.

6.1.2 Hazardous Substances and Petroleum Products in Connection with Identified Usages

Hazardous Substances & Petroleum Products

Apparent hazardous substances and petroleum products were observed within the Site Buildings at the time of the site visit. The type, approximate quantity, and storage conditions as observed at the time of the site visit are outlined in the table below.

Reported Product	Approximate Quantity and Container Type	Storage Condition	Leaking – Yes/No
Spray paint cans	One 55-gallon drum and one 5 gallon bucket for spray paint can collection/disposal	On concrete floor of Site Building 2	No
Flammable storage cabinets	Two flammable storage cabinets	Metal cabinets within east interior of Site Building 2	No
Used light bulbs	One container for light bulb collection/disposal	Maintenance room within east interior of Site Building 2	No
Motor oil, spray paint, washer fluids	Greater than twenty 5-gallon to 5-quart containers	On pallets and concrete floor of Site Building 1	No

Reported Product	Approximate Quantity and Container Type	Storage Condition	Leaking – Yes/No
Carboline coatings, linings and fireproofing	Greater than twenty 5-gallon buckets	On pallets in Site Building 1	No
products			
Butyl cellosolve solvent	One 55-gallon drum	On pallet in Site Building 1	No
Gasoline	Five gasoline containers ranging in size from 5-gallons to 5-quarts, greater than 20 gasoline containers ranging in size from 5-gallons to 5-quarts	On concrete floor throughout Site Building 2 and Site Building 1	No
Waste oil	Three 55-gallon drums, one approximately 20-gallon container, six 55-gallon waste oil drums, and eight approximately 2-3-gallon pans	One pallet in Site Building 2, concrete floor in Site Building 2, on concrete floor of Building 1, and on wooden pallets in Site Building	Minor spillage within Site Building 2

Generally, storage conditions and general housekeeping of the hazardous materials and petroleum products was poor. At the time of the site visit, numerous containers were not covered, were not upright, were stored on uneven ground, and were not labeled.

6.1.3 Storage Tanks

Two storage tanks were observed within Site Building 1 at the time of the site visit. Details related to the tanks are outlined in the table below.

Туре	Capacity	Reported Contents	Location	Usage
Aboveground	Approximately	Appeared to be empty	East interior of	Unknown fuel source – not
	275-gallon		Site Building 1	in use, just stored.
Aboveground	Approximately	Appeared to be empty	East interior of	Unknown fuel source – not
	300-gallon		Site Building 1	in use, just stored.

No evidence of release was observed proximate the aboveground storage tanks (ASTs) at the time of the Site visit.

6.1.4 Odors

Noted	Additional Information
No	No apparent strong, pungent, or noxious odors were noted in the interior of the Site
	Buildings at the time of the site visit.

6.1.5 Pools of Liquid(s)

Observed	Additional Information
No	No apparent pools, sumps, or standing water containing liquids likely to be hazardous
	substances or petroleum products were observed in the interior of the Site Buildings at the
	time of the site visit.

6.1.6 Unidentified Substance Containers

Containers with unknown contents were observed at the time of the site visit. The containers observed are outlined in the table below.

Approximate Quantity and Container Type	Storage Condition	Leaking – Yes/No
One 30-gallon drum, nine 5-gallon plastic buckets, and approximately twenty-five 55-gallon drums	On concrete floor of Site Building 2	No
One plastic 55-gallon drum, Greater than thirty 5-gallon buckets, four approximately 60-gallon containers, one large plastic container, and greater than forty 55-gallon drums of unknown product	On concrete floor and on wooden pallets throughout Site Building 1	No

Generally, storage conditions and general housekeeping of the unidentified substance containers was poor. At the time of the site visit, numerous containers were not covered, were not upright, were stored on uneven ground, and were not labeled.

6.1.7 Heating and Cooling

Fuel Source	Additional Information	
Natural Gas	Site Building 1 is not heated. The fuel source for Site Building 2 is natural gas.	

6.1.8 Stains and Corrosion

Observed	Additional Information
Yes	Minor waste oil spillage was observed within Site Building 1 at the time of the site visit.

6.1.9 Drains and Sumps

Observed - Type	Additional Information
Yes – Drains	Three floor drains were identified within Site Building 1 and two floor drains were identified within Site Building 2. Reportedly, the floor drains discharge to the municipal sewer; however, the discharge location of the floor drains cannot be confirmed. It should be noted that the interior of Site Building 2 was mainly covered by large pieces of sheet metal and pallets covering much of the concrete floor. Additionally, the east portion of Site Building 1 is currently used for storage and much of the concrete floor was also covered.

6.1.10 Polychlorinated Bi-phenyls (PCBs) Containing Equipment

The Site appears consistent with a historical large scale steel manufacturing facility.

6.1.11 Elevators and Lifts

No apparent lifts or elevators were observed at the time of the site visit.

6.2 Exterior Observations

6.2.1 Historical Usage

The Site appears consistent with a historical large scale steel manufacturing facility.

6.2.2 Hazardous Substances and Petroleum Products in Connection with Identified Usages

Hazardous Substances & Petroleum Products

Apparent hazardous substances and petroleum products were observed on the exterior of the Site at the time of the site visit. The type, approximate quantity, and storage conditions as observed at the time of the site visit are outlined in the table below.

Reported Product	Approximate Quantity and Container Type	Storage Condition	Leaking – Yes/No
Polybrid 705B	Two 55-gallon drums	East exterior of Site Building 1	No
Ferrous abrasives	Approximately thirty 55-gallon drums	On the ground proximate east exterior of Site Building 1	No
Carboline coatings, linings, and fireproofing products	Greater than twenty 5-gallon buckets and approximately 10 1 gallon buckets	On wooden pallets proximate east exterior of Site Building 1	No
Liquid Oxygen	Large liquid oxygen tank	West exterior of Site Building 2 surrounded by a chain linked fence	No
Waste Oil	Several 55-gallon drums	Throughout exterior of Parcels 1 and 2.	Minor leaking south of Site Building 2

Generally, storage conditions and general housekeeping of the hazardous materials and petroleum products was poor. At the time of the site visit, numerous containers were not covered, were not upright, were stored on uneven ground and in direct contact with soil, and were not labeled.

6.2.3 Storage Tanks

Three storage tanks were observed on the exterior of the Site at the time of the site visit. Details related to the tanks are outlined in the table below.

Туре	Capacity	Reported Contents	Location	Usage
Aboveground	Approximately	Appeared to be empty	East exterior	Unknown fuel source – not
	300-gallon		of Site	in use, just stored.
			Building 1	
Aboveground	Approximately	Appeared to be empty	East exterior	Unknown fuel source – not
	300-gallon		of Site	in use, just stored.
	-		Building 1	-
Aboveground	Approximately	Appeared to be empty	South on	Diesel AST, however
	300-gallon		Parcel 2	appeared to be empty.

No evidence of release was observed proximate the aboveground storage tanks (ASTs) at the time of the Site visit.

6.2.4 Odors

Noted	Additional Information
	No apparent strong, pungent, or noxious odors were noted on the exterior of the Site at the time of the site visit.

6.2.5 Pools of Liquid(s)

Observed	Additional Information
No	No apparent pools, sumps, or standing water containing liquids likely to be hazardous
	substances or petroleum products were noted on the exterior of the Site at the time of the
	site visit.

6.2.6 Unidentified Substance Containers

Containers with unknown contents were observed on the exterior of the Site at the time of the site visit. The containers observed are outlined in the table below.

Approximate Quantity and Container Type	Storage Condition	Leaking – Yes/No
Two 55-gallon drums	East exterior of Site Building 1	No
Two unidentified containers – appeared empty	On wooden pallet proximate east exterior of Site Building 1	No
Five unidentified containers ranging in size from 200-500 gallons – appeared empty	On ground proximate east exterior of Site Building 1	No
Approximately five 55-gallon drums	On ground proximate south exterior of Site Building 2	No

Generally, storage conditions and general housekeeping of the unidentified substance containers was poor. At the time of the site visit, numerous containers were not covered, were not upright, were stored on uneven ground and in direct contact with soil, and were not labeled.

6.2.7 Pits, Ponds, or Lagoons

Observed on the Site	Additional Information
– Type	
No	No apparent pits, ponds, or lagoons were observed at the Site at the time of the site visit.

6.2.8 Stained Soil or Pavement

Observed on the Site	Additional Information
- Type	
No	No apparent stained soils or pavement were observed at the Site at the time of the site visit.

6.2.9 Stressed Vegetation

Observed on the Site	Additional Information
No	No apparent stressed vegetation was observed at the time of the site visit.

6.2.10 Solid Waste

Observed on the Site	Additional Information
Yes	Several piles of concrete and scrap metal were located on the far south portion of Parcel
	2. The concrete and scrap metal piles are associated with crushing and recycling
	operations on this portion of the Site (refer to Section 3.0 for additional information).
	Reportedly, these operations include metal that is stripped from the concrete and
	recycled, while the concrete is crushed and disposed of to be used off-Site as fill material.
	No environmental issues were noted during the site visit relative to the piles of concrete
	and scrap metal. Additionally, large quantities of general refuse and debris (i.e.
	miscellaneous wood, pallets, scrap metal, empty 55-gallon drums, paint cans, several
	steel and fiberglass tanks, etc.) are located within Site Building 2 and on the exterior of
	the Site.

6.2.11 Wastewater

Observed on the Site	Additional Information
No	Wastewater does not appear to be discharged on the Site.

6.2.12 Wells

Observed on the Site -	Additional Information
Type	
No	No apparent wells were observed on the Site at the time of the site visit or reported to be located on the Site.

6.2.13 Septic Systems

Observed on the Site	Additional Information
No	No apparent indications of on-Site septic systems or cesspools were observed on the Site
	at the time of the site visit.

6.2.14 Polychlorinated Bi-phenyls (PCBs) Containing Equipment

Three out-of-use pole mounted transformers were identified on the ground near the south exterior of Site Building 2 during the site visit. No evidence of release was observed proximate the transformers at the time of the site visit.

6.2.15 Unidentified Sub-Surface Concrete Structure

A large circular sub-surface concrete structure is located north of Site Building 2. As the circular sub-surface concrete structure was covered by a heavy concrete or steel lid at the time of the Site visit, a visual inspection of the sub-surface concrete structure could not be completed. Although the sub-surface concrete structure appears consistent with storm water management systems, the nature of the sub-surface concrete structure is unknown.



7.0 INTERVIEWS

7.1 Owner

Mr. Greg Eisensmith, owner of the Site, was interviewed as part of this assessment. According to information obtained through the interview, current Site operations include agricultural and steel operations. Historically, the Site was utilized as part of a greater steel manufacturing facility. The notes from the interview are included in Appendix 5.

7.2 Local Government Officials

Refer to Sections 5.5.3 and 5.5.7 above for details.

7.3 Tribal Records

The closest territory to the Site is the Cattaraugus Indian Reservation located approximately 17 southwest of the Site. In accordance with ASTM Standard Practice E1527-13, tribal records will only be reviewed if the subject Site falls on or within one mile of Native American Sovereign Territories. Therefore, tribal government representatives were not contacted as part of this AAI Phase I ESA report.

7.4 New York State Department of Environmental Conservation

A FOIL request was submitted to the NYSDEC on October 21, 2015. A response was received from the NYSDEC on November 17, 2015. According to information obtained from the NYSDEC, no environmental concerns were identified associated with the Site in such records. Copies of the FOIL request and response are included in Appendix 6.

7.5 New York State Department of Health

A FOIL request was submitted to the NYSDOH on October 21, 2015. A response was received on November 19, 2015. According to information obtained from the NYSDOH, no environmental concerns were identified associated with the Site in such records. Copies of the FOIL request and response are included in Appendix 6.

8.0 FINDINGS, OPINIONS AND CONCLUSIONS

We have performed a Phase I ESA in conformance with the scope and limitations of ASTM Practice E 1527-13 for two unaddressed parcels commonly known as 250 Lake Avenue legally addressed as Lake Avenue (SBL No. 150.16-1-2.12 or Parcel 1) and Milestrip Road (SBL No. 150.20-1-1.12 or Parcel 2), Village of Blasdell, Erie County, New York, the Site.

8.1 Findings

Any exceptions to, or deletions from, this practice are described in Section 2.5 of this report. Based on the results of this assessment, the following RECs have been identified associated with the Site at this time.

• It appears that the Site was operated as a large scale steel manufacturing facility from between at least 1909 and 1986. Steel manufacturing operations included wire shops, fabrication shops, an oil house, a grease house, a hot mill building, machine and blacksmith shops, and a pickling department. Several sets of railroad tracks were historically located throughout the Site.

- One "acid tank" and one "tank" was located east of Site Building 2 from between at least 1928 and 1950. The location (aboveground or underground) of the tanks is unknown. Furthermore, the contents of the "tank" are unknown.
- Several environmental assessments were completed at the Site from between 1986 and 2003. Although complete copies of the reports were not obtained within the scope if this assessment, it appears that elevated concentrations of chlorinated solvents, petroleum related constituents, SVOCs, PCBs, and metals were detected in soil samples collected from Parcel 1 and beneath Site Building 1. Soil and groundwater sampling conducted on Parcel 2 identified concentrations of chlorinated solvents, petroleum related constituents, SVOCs, and metals. In addition, it appears that one 6,000-gallon diesel UST, one 2,000-gallon gasoline UST, one 2,000-gallon naptha/mineral spirits UST, three 2,000-gallon fuel oil USTs, and one 1,000-gallon fuel oil UST were removed from the Site. Reportedly, the USTs were in poor condition and had released their contents to the subsurface.
- Two NYSDEC spills (# 9975622 and # 0475165) were identified associated with the release of hydraulic fluid on the north adjacent parcel. It appears that the NYSDEC spills were remedied to the satisfaction of the NYSDEC; however, as no soil sampling appears to have been conducted associated with closure of the spills, there is the potential for subsurface hydraulic fluid impact to remain on the north adjacent property. Furthermore, the locations of the releases are unclear.
- Numerous 55-gallon drums, plastic and metal buckets, and various containers of hazardous materials and petroleum products are stored within the interior and exterior portions of the Site. Generally the largest concentration of the hazardous materials and petroleum products are located on Parcel 2 and within Site Building 2. Hazardous materials and petroleum products stored on the Site include large quantities of waste oil, gasoline, diesel fuel, miscellaneous paints and solvents, and equipment maintenance chemicals. Generally, storage conditions and general housekeeping of the hazardous materials and petroleum products was poor. At the time of the site visit, numerous containers were not covered, were not upright, were stored on uneven ground and in direct contact with soil, and were not labeled. Minor spillage of waste oil was also observed on the floor within Site Building 2.
- Floor drains are located throughout the interior of the Site Building 1 and Site Building 2. Reportedly, the floor drains discharge to the municipal sewer; however, the discharge location of the floor drains cannot be confirmed.

Based on the regulatory records review completed as part of this assessment, it should be noted that it appears there are currently no NYSDEC active spills or violations on file for the Site or known remedial requirements associated with the Site in its current state. It is LaBella's understanding the Site's intended future use is to be limited to commercial and manufacturing operations and deed restrictions are being considered for the Site to formalize such.

8.1.1 Additional Findings

Based on the results of this assessment, no apparent Historic Recognized Environmental Conditions or Controlled Recognized Environmental Conditions have been identified associated with the Site at this time. However, the following de minimis conditions have been identified associated with the Site at this time.

- Three out-of-use pole mounted transformers are located on the ground proximate the south exterior of Site Building 2.
- Large quantities of general refuse and debris (i.e. miscellaneous wood, pallets, scrap metal, empty 55-gallon drums, paint cans, several steel and fiberglass tanks, etc.) are located within Site Building 2 and on the exterior of the Site.
- A large circular sub-surface concrete structure is located north of Site Building 2. As the circular sub-surface concrete structure was covered by a heavy concrete or steel lid at the time of the Site visit, a visual inspection of the sub-surface concrete structure could not be completed. Although the sub-surface concrete structure appears consistent with storm water management systems, the nature of the sub-surface concrete structure is unknown.

8.2 Data Failures and Data Gaps

8.2.1 Data Failures

ASTM 1527-13 defines a data failure as a failure to achieve the historical research objectives of AAI even after reviewing the standard historical sources that are reasonably ascertainable and likely to be useful. Specifically, the historical research objectives include identifying all obvious uses of the Site from the present, back to the Site's first developed use, or back to 1940, whichever is earlier.

A data failure was encountered within the scope of this assessment as first developed use of the Site was not identified. Historical usage of the Site was identified back to 1909 at which time the Site was developed with an apparent steel manufacturing facility. Historical sources prior to 1909 were not obtained. This assessment has identified RECs associated with historical steel manufacturing operations on the Site. Although use of the Site prior to 1909 cannot be confirmed, it is unlikely that use of the Site prior to 1909 would represent a greater environmental concern than the RECs identified within the scope of this assessment. As such, the data failure does not appear significant.

8.2.2 Data Gaps

ASTM 1527-13 defines a data gap as a lack of or an inability to obtain information required by this practice despite *good faith* efforts by the *environmental professional* to gather such information. Data gaps may result from incompleteness in any of the activities required by this practice, including, but not limited to site reconnaissance, interviews, data failure, or lack of a User Questionnaire.

A data gap was encountered within the scope of this assessment associated with the historical data failure discussed above. This data gap does not appear significant.

9.0 **DEVIATIONS**

No deviations were made to the report, other than the Limitations and Exceptions as stated in Section 2.5.

10.0 ADDITIONAL SERVICES

No additional services were provided or agreed upon as part of this assessment.

11.0 SIGNATURES OF ENVIRONMENTAL PROFESSIONALS

We declare that, to our knowledge and belief, we meet the definition of Environmental Professional as defined in ASTM Standard Practice E1527-13 and §312.20 of 40 CFR §312. We have the specific qualifications based on education, training, and experience to assess a property of the nature, history, and setting at the subject property.

We have developed and performed the Scope of Work for this assessment in conformance with the standards, practices, and limitations set forth in ASTM Standard Practice E1527-13.

Adam Zebrowski Project Manager

Environmental Professional

The following representatives of LaBella assisted in the completion of this report:

Jessica Dombrowski

Environmental Analyst

AKZ/JD/cm

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12.0 QUALIFICATIONS OF ENVIRONMENTAL PROFESSIONALS

Gregory Senecal, CHMM | Director, Environmental Services (Environmental Professional)

As Director of Environmental Services, Greg is responsible for the direction of all environmental investigation related projects undertaken by the firm. Greg has more than 20 years of experience scoping, scheduling, and reviewing Phase I Environmental Site Assessments, Phase II Environmental Site Assessments, and remedial efforts undertaken by the firm.

Greg is a Certified Hazardous Materials Manager and has extensive experience in the field of Environmental Management relating to Phase I and Phase II Environmental Site Assessments, remediation, and environmental compliance evaluations. Mr. Senecal has conducted or supervised over 1,500 Phase I Environmental Site Assessments and over 600 Phase II Environmental Site Assessments during his time with LaBella.

PHASE I ESA TEAM

Benjamin Stracuzzi | Phase I ESA Program Manager

Ben is the Phase I ESA Program Manager for LaBella Associates responsible for the coordination and successful completion of Phase I Environmental Site Assessments. Working with financial institutions, attorneys and private developers, Ben provides efficient analysis and completion of environmental reports required for property transactions. The site assessments include evaluation of environmental liability associated with properties such as warehouses, gas stations, auto repair facilities, manufacturing facilities, farms, commercial properties, and residential homes.

Emily Gillen | Environmental Analyst (Environmental Professional)

Emily is an Environmental Analyst with seven years of experience conducting Phase I and Phase II Environmental Site Assessments and remedial projects. Current work includes soil and groundwater sampling, soil vapor analysis, petroleum storage tank removals, and review and evaluation of analytical groundwater monitoring data. From these experiences, she commands a solid understanding of both state and federal regulations.

Chris Kibler | Environmental Analyst (Environmental Professional)

Chris is an Environmental Analyst responsible for the coordination and successful completion of Phase I and II Environmental Site Assessments (ESAs). Working with financial institutions, attorneys, private developers and municipalities, he conducts ESAs in support of real estate transactions and brownfield redevelopment initiatives. Mr. Kibler's experience includes historical and regulatory records review; field sampling and data collection using a variety of techniques and equipment; the review and evaluation of field and laboratory analytical data; and the preparation of technical reports defining potential environmental liabilities and, if warranted, remedial options.

Michael Winderl, Jr. | Environmental Analyst

Michael is an Environmental Analyst responsible for preparing Phase I Environmental Site Assessments. His duties include regulatory records searches, site visits, interviews with property owners and municipal entities, and historical research for assessments completed in New York State.



Danielle Kaveney, EIT | Environmental Engineer

Danielle is an Environmental Engineer responsible for preparing Phase I Environmental Site Assessments. Working with financial institutions, attorneys and private developers, Danielle provides efficient analysis and completion of environmental reports required for property transactions.

Gabrielle Rinaldi | Environmental Analyst

Gabrielle is an Environmental Analyst and is responsible for the preparation of Phase I Environmental Site Assessments. The site assessments include evaluation of environmental liability associated with properties, and Gabrielle provides efficient analysis and completion of environmental reports for financial institutions, attorneys and private developers.

Andrew T. Benkelman | Environmental Engineer

Andy is an Environmental Engineer with over five years of experience performing Phase I and II Environmental Site Assessments, Remedial Investigations, Remedial Alternatives Analyses, remedial design and remedial construction oversight. His experience includes the planning and execution of field data collection programs, data management and evaluation, and technical report preparation.

Megan Denner | Environmental Analyst

Megan is an Environmental Analyst responsible for preparing Phase I Environmental Site Assessments. Her duties include regulatory records searches, site visits, interviews with property owners and municipal entities, and historical research for Phase I ESAs.

Shelby Persons | Environmental Analyst

Shelby is an Environmental Analyst responsible for the coordination and successful completion of Phase I Environmental Site Assessments. Working with financial institutions, attorneys and private developers, Shelby conducts regulatory records searches, site visits, interviews with property owners and municipal entities, and historical research for Phase I ESAs.

Jessica Dombrowski | Environmental Analyst

Jessica is an Environmental Analyst responsible for the coordination and successful completion of Phase I and II Environmental Site Assessments. Her experience includes field data collection, records review, evaluation of laboratory analytical data, and technical report preparation.

PHASE II ESA TEAM

Dennis Porter, CHMM | Manager, Special Projects (Environmental Professional)

Dennis is the Phase II Environmental Site Assessment and Remediation Program Manager and is a Certified Hazardous Materials Manager. He has managed numerous Phase I and II Environmental Site Assessments, Remedial Investigations, Feasibility Studies, industrial hygiene studies, project monitoring and asbestos sampling surveys. Mr. Porter also has significant experience in Brownfield Redevelopment and completed numerous Site Redevelopment Projects under the NYSDEC's Brownfield Cleanup Program.

Robert Napieralski, CPG | Western NY Regional Manager (Environmental Professional)

Rob has more than 23 years of professional consulting experience for public and private sector clients involving a wide range of environmental, infrastructure and transportation projects. His background includes extensive experience with: environmental due diligence assessments, brownfield investigation,

remediation and redevelopment, regulatory compliance and permitting, solid waste management facility permitting and monitoring, municipal infrastructure planning, design and construction, SEQRA/NEPA compliance and documentation, and Locally Administered, federally funded transportation projects. Responsibilities include project management, business development and client management.

Adam Zebrowski | Project Manager (Environmental Professional)

Adam is an Environmental Project Manager with seven years of experience managing numerous Phase I Environmental Site Assessments (ESA), Phase II Environmental Site Assessments, underground storage tank removal, soil and groundwater remediation projects, and vapor intrusion investigations. In addition, Adam has experience with construction services such as Plan Specification Reviews, Draw Inspections, and Property Condition Assessments.

Daniel Noll, PE | Remedial Design Engineer (Environmental Professional)

With more than 15 years of environmental engineering experience, Dan has served a variety of clients including developers, financial institutions, industrial clients, and municipalities. Dan has managed numerous Phase II Environmental Site Assessments and remediation projects such as groundwater monitoring programs, soil vapor investigations, test pit investigations, geo-probe investigations underground storage tank removals, soil removals, bio-cell remediations, and in-situ groundwater remediation. Additionally, Dan has experience with the design and installation oversight of mitigation systems.

Jennifer Gillen, MS | Environmental Geologist

Jennifer primarily serves as Environmental Geologist responsible for performing Phase I Environmental Site Assessments and Transaction Screens. She has experience conducting Phase I ESA's throughout New York State, Massachusetts and Pennsylvania. These site assessments include assessment of environmental liability associated with properties such as warehouses, gas stations, auto repair facilities, colleges, universities, hospitals, manufacturing facilities, farms, commercial properties, and residential homes. Additionally, Jennifer has been involved in the planning and completion of numerous Phase II investigations and two Brownfield Opportunity Area Studies. From these experiences, she commands a solid understanding of both state and federal regulations and is proficient in GIS mapping.

David Engert, CHMM | Remediation and Construction Project Manager (Environmental Professional)

Dave has more than 15 years of experience as a Geologist and Project Manager. Dave has managed numerous Phase I and Phase II Environmental Site Assessments, soil and groundwater remediation projects, groundwater monitoring programs and vapor intrusion investigations for both public and private sector clients. Additionally, Dave has managed Brownfield projects through the New York State Brownfield Cleanup Program.

Steven Rife | Project Geologist

Steven is a Project Geologist with LaBella's Environmental Division and is primarily involved with field operations for Phase II Environmental Site Assessments. He has more than two years of geology experience in related field work including shallow overburden soil sampling, bedrock mapping, basic surveying, and well logging on deep natural gas wells. When in-house, he also assists with GIS mapping, laboratory sample logistics, and report preparation.

Kyle Miller | Sr. Environmental Geologist (Environmental Professional)

Kyle is a Senior Environmental Geologist with over 17 years of experience conducting Phase I and Phase II Environmental Site Assessments, environmental investigations, and remedial projects. He has performed numerous site assessments for potential subsurface contamination including test pits, supervision of well installation and sampling, soil vapor analysis, petroleum storage tank removals, and review and evaluation of analytical groundwater monitoring wells.

Michael Pelychaty | Environmental Geologist (Environmental Professional)

Mike is an environmental geologist with over 16 years of experience in the field of Environmental Management relating to Phase I and Phase II Environmental Site Assessments, Remedial Investigations, Brownfield Remedial Investigations and Corrective Actions.

Ann Aquilina | Environmental Engineer, EIT

Ann is an Engineer in Training with over a year of environmental engineering experience. Project experience includes GIS data collection and data modeling, soil and groundwater sampling, Phase II Investigations and remediation projects.

Christie Sobol | Environmental Engineer

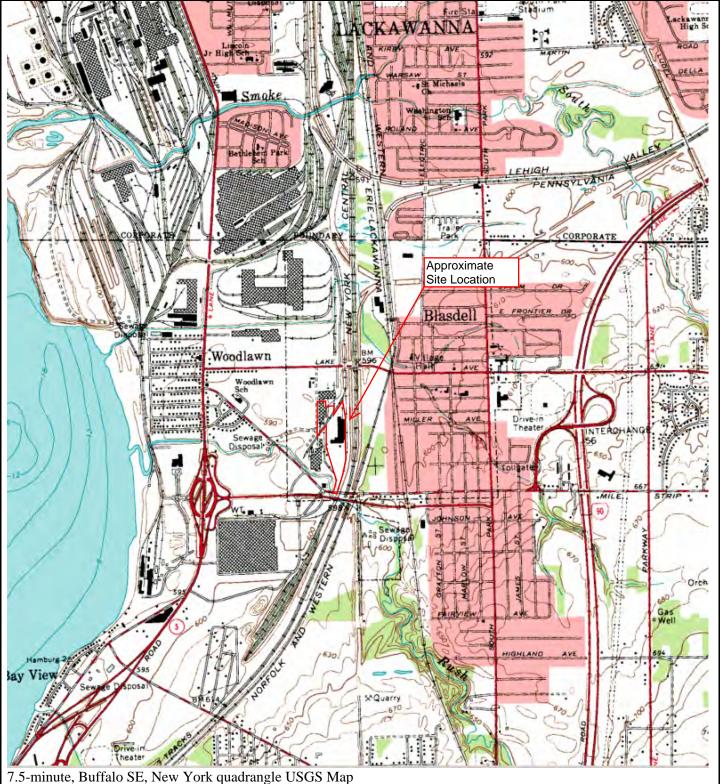
Christie is an Environmental Engineer responsible for the coordination and successful completion of Phase II Environmental Site Assessments (ESAs) and Sites in the NYSDEC Brownfield/Voluntary Cleanup Programs. Christie has also worked on several superfund sites, has completed numerous Phase II ESAs, and has experience with many Sites with chlorinated solvent impacts.

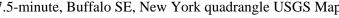
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FIGURES AND PHOTOGRAPHS





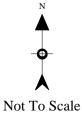


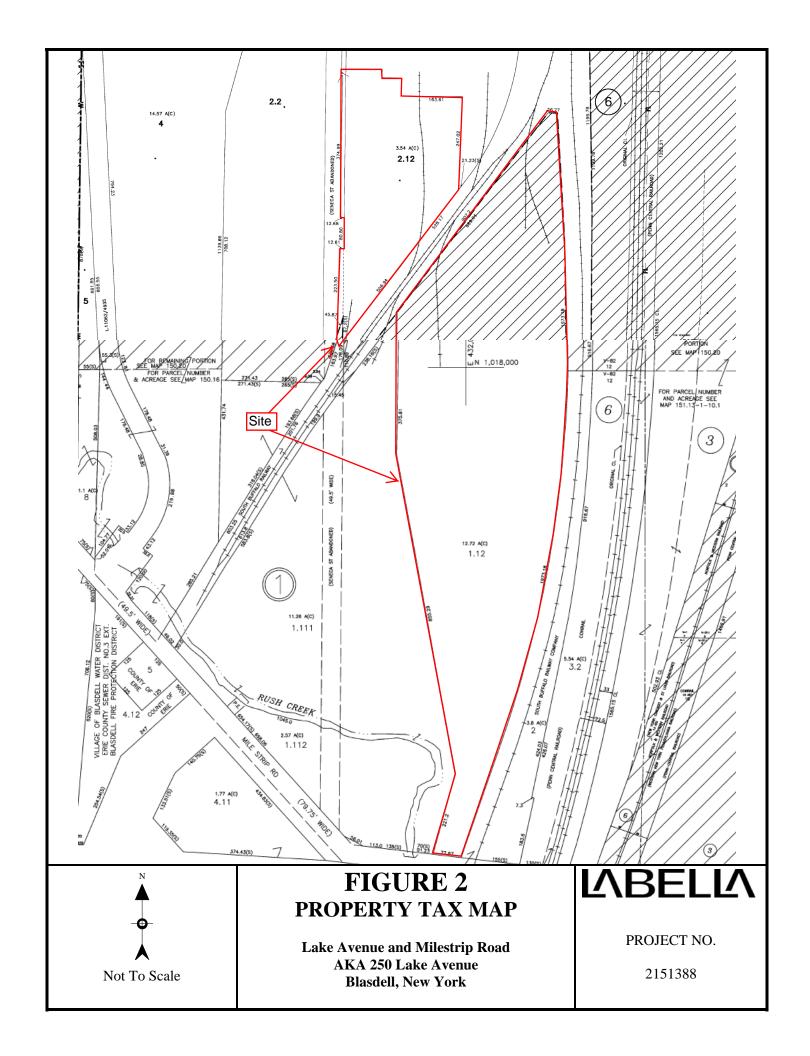
FIGURE 1 SITE LOCATION MAP

Lake Avenue and Milestrip Road **AKA 250 Lake Avenue** Blasdell, New York

LABELLA

PROJECT NO.

2151388





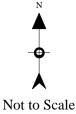


FIGURE 3 SITE SKETCH

Lake Avenue and Milestrip Road AKA 250 Lake Avenue Blasdell, New York

IABELIA

PROJECT NO.

2151388



West interior of Site Building 1 – stockpiled animal feed.



AST stored within the northwest interior of Site Building 1.



Approximately 300-gallon AST stored within the northwest interior of Site Building 1.



General view of northwest interior of Site Building 1 – storage area for Samuel Plate Buffalo.



Unidentified substance containers within the southwest interior of Site Building 1.



Greater than twenty 5-gallon buckets of carboline products on a wooden pallet within southwest interior of Site Building 1.

Phase I Environmental Site Assessment

Two Unaddressed Parcels (AKA 250 Lake Avenue) Blasdell, New York 14219





General photograph of Southwest interior of Site Building 1.



Greater than forty 55-gallon drums on wooden pallets within the southwest interior of Site Building 1.



Some of the approximately 20 gasoline containers located throughout the southwest interior of Site Building 1.



Some 55-gallon drums of what appear to be waste oil and several waste oil pans located on a wooden pallet within the southwest interior of Site Building 1.



A 55-gallon drum of Polybrid 705B, scrap metal and debris, and unidentified substance containers located on pallets on the east exterior of Site Building 1.



Approximately thirty 55-gallon drums of ferrous abrasives stored to the east of Site Building 1.

Phase I Environmental Site Assessment

Two Unaddressed Parcels (AKA 250 Lake Avenue) Blasdell, New York 14219





Greater than twenty 5-gallon buckets and 1-gallon cans of carboline products stored on a wooden pallet to the east of Site Building 1.



300-gallon AST and unidentified substance containers on the east side of Site Building 1.



South exterior of Site Building 1



East exterior of Site Building 1 and gravel parking lot area.



West exterior of Site Building 1.



Wall-mounted transformer on the east wall of Site Building 2.

Phase I Environmental Site Assessment Two Unaddressed Parcels (AKA 250 Lake Avenue)

Blasdell, New York 14219





General photograph of Site Building 2 facing north and one of the drains identified.



Spay can storage containers (55-gallon drum and 5-gallon bucket) and an approximately 30-gallon unidentified substance container on the east side of Site Building 2.





Two of the flammable storage cabinets within the east portion of Site Building 2.



Used light bulb recycle bin within the east potion of Site Building 2.



Large CNC cutting table within Site Building 2.



Greater than twenty 55-gallon drums identified to the north of Site Building 2.

Phase I Environmental Site Assessment

Two Unaddressed Parcels (AKA 250 Lake Avenue) Blasdell, New York 14219





Interior or the far south portion of Site Building 2.





55-gallon waste oil drum located within the south interior of Site Building 2.



Several 55-gallon drums and 5-gallon buckets of waste oil located on a pallet within the south interior of Site Building 2.



West exterior of Site Building 2.



South exterior of Site Building 2.



East exterior of Site Building 2.

Phase I Environmental Site Assessment

Two Unaddressed Parcels (AKA 250 Lake Avenue) Blasdell, New York 14219





North exterior of Site Building 2.



Railroad tracks that adjoin the Site to the east.



Old transformers proximate the south exterior of Site Building 2.



Liquid oxygen tank located proximate the west exterior of Site Building 2.



Concrete stockpiled to the south on Parcel 2.



Metal stored to the south of Parcel 2.

Phase I Environmental Site Assessment Two Unaddressed Parcels (AKA 250 Lake Avenue) Blasdell, New York 14219



Approximately 300-gallon AST that does not appear to be in use and going to be recycled to the south of Parcel 2.



North exterior of the site buildings adjoining the Site to the south.



Beyond the fence, south portion of the adjoining property to the west.



Building that adjoins Site Building 1 to the north.



APPENDIX 1

Regulatory Records

 $http://oaspub.epa.gov/enviro/rcrainfoquery_3.facility_information?pgm_sys_id=NYD981487184$





Data Disclaimer

RCRAInfo Facility Information

<< Return

WAGNER ENTERPRISES

Handler ID: NYD981487184 250 LAKE AVE BLASDELL, NY 14219

County Name: ERIE

Latitude: 42.79668 **Longitude:** -78.83669

Hazardous Waste Generator: Conditionally Exempt Small

Quantity Generator

Owner Name: NO NAME FOUND

RCRAInfo Links Overview Search Model RCRAInfo Search User Guide Contact Us Office of Resource Conservation and Recovery Home



*You can navigate within the map with your mouse.

No BIENNIAL REPORT data is available for the facility listed above.

LIST OF FACILITY CONTACTS

<u>NAME</u>	<u>STREET</u>	CITY	STATE	ZIP CODE	PHONE	TYPE OF CONTACT
JEFFREY WAGNER	SILENT MEADOW LANE	ORCHARD PARK	NY	14127	7168271587	Public
JEFFREY WAGNER	SILENT MEADOW LANE	ORCHARD PARK	NY	14127	7168271587	Permit
ROBERT ACE	250 LAKE AVE	BLASDELL	NY	14219	7168277721	Permit

HANDLER / FACILITY CLASSIFICATION

Unspecified Universe for the facility listed above.

HANDLER TYPE
Conditionally Exempt Small Quantity Generator

No PROCESS INFORMATION is available for the facility listed above.

LIST OF NAICS CODES AND DESCRIPTIONS

NAICS CODE	NAICS DESCRIPTION
33231	PLATE WORK AND FABRICATED STRUCTURAL PRODUCT MANUFACTURING
332116	METAL STAMPING

No Waste Codes are available for the facility listed above.

1 of 2

Search Results



Data Disclaimer

RCRAInfo Facility Information



EATON EQUIPMENT

Handler ID: NYD987020674 250 LAKE AVE BLDG #1 BLASDELL, NY 142191507

County Name: ERIE

Latitude: 42.79668 **Longitude:** -78.83669

Hazardous Waste Generator:

Owner Name: WYNDHAM EATON

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*You can navigate within the map with your mouse.

No BIENNIAL REPORT data is available for the facility listed above.

LIST OF FACILITY CONTACTS

<u>NAME</u>	STREET	<u>CITY</u>	STATE	ZIP CODE	PHONE	TYPE OF CONTACT
	PO BOX 250	BLASDELL	NY	142190250		Public
WYNDHAM EATON	PO BOX 250	BLASDELL	NY	142190250	7168222020	Permit

HANDLER / FACILITY CLASSIFICATION

Unspecified Universe for the facility listed above.



No PROCESS INFORMATION is available for the facility listed above.

No NAICS Codes are available for the facility listed above.

No Waste Codes are available for the facility listed above.

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Total Number of Facilities Retrieved: 1

Last updated on 11/24/2015

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Environacts

Envirofacts Search Results



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RCRAInfo Facility Information

<< Return

DELAVAN INDUSTRIES INC

Handler ID: NYR000073338 250A LAKE AVE BLASDELL, NY 14219

County Name: ERIE

Latitude: 42.79772 **Longitude:** -78.83749

Hazardous Waste Generator: Small Quantity Generator

Owner Name: QUEEN CITY S INDUSTRIAL PARK

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- Office of Resource Conservation and Recovery Home





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No BIENNIAL REPORT data is available for the facility listed above.

LIST OF FACILITY CONTACTS

NAME	STREET	CITY	STATE	ZIP CODE	PHONE	TYPE OF CONTACT
KENNETH HAMM	LEIN RD	WEST SENECA	NY	14224	7166774080	Public
KENNETH HAMM	LEIN RD	WEST SENECA	NY	14224	7166774080	Permit
KENNETH HAMM	199 LEIN RD	WEST SENECA	NY	14224	7166774080	Permit

HANDLER / FACILITY CLASSIFICATION

Unspecified Universe for the facility listed above.

HANDLER TYPE
Small Quantity Generator

No PROCESS INFORMATION is available for the facility listed above.

No NAICS Codes are available for the facility listed above.

No Waste Codes are available for the facility listed above.

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http://iaspub.epa.gov/enviro/rcrainfoquery_3.facility_information?pgm_sys_id=NYR000208702



Envirofacts Search Results



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RCRAInfo Facility Information

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COBEY ENERGY

Handler ID: NYR000208702 250 LAKE AVE BLASDELL, NY 14219

County Name: ERIE

Latitude: 42.79668 **Longitude:** -78.83669

Hazardous Waste Generator: Small Quantity Generator

Owner Name: ROBERT CASTLE

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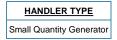
No BIENNIAL REPORT data is available for the facility listed above.

LIST OF FACILITY CONTACTS

<u>NAME</u>	STREET	CITY	STATE	ZIP CODE	PHONE	TYPE OF CONTACT
JOHN A KRANOCK	SHIP CANAL PKWY	BUFFALO	NY	14218	7163629549	Public
JOHN KRANOCK	SHIP CANAL PKWY	BUFFALO	NY	14218	7163629549	Permit

HANDLER / FACILITY CLASSIFICATION

Unspecified Universe for the facility listed above.



No PROCESS INFORMATION is available for the facility listed above.

LIST OF NAICS CODES AND DESCRIPTIONS

NAICS CODE	NAICS DESCRIPTION
332312	FABRICATED STRUCTURAL METAL MANUFACTURING

LIST OF WASTE CODES AND DESCRIPTIONS

WASTE CODE	WASTE DESCRIPTION
D001	IGNITABLE WASTE

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Total Number of Facilities Retrieved: 1

Last updated on 10/21/2015

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DEC REGION:	: 9		_ SPILL NUMBER:	9975622
SPILL NAME:	AMERICAN WELDING SERVICES		_ DEC LEAD:	JFOTTO
SPILL DATE:		01/01/2000	SPILL TIME:	12:00 pm
CALL RECEIVE	ED DATE:	01/03/2000	RECEIVED TIME:	11:01 am
		SPILL LO	CATION	
PLACE:	AMERICAN W	ELDING SERVICES	COUNTY:	Erie
STREET:	250 LAKE AVE	ENUE	TOWN/CITY:	***** Unknown *****
-			COMMUNITY:	BLASDELL
CONTACT: MIKE ZMUPA PRESIDENT		CONTACT PHONE:		
CONT. FACTOR	: <u>Delibera</u>	te	SPILL REPORTED BY:	Citizen
FACILITY TYPE:	Commer	cial/Industrial	_WATERBODY:	

CALLER REMARKS:

CALLER CLAIMS THAT COMPANY REFURBISHES CAR CARRIERS AND CUTS ALL THE HYDRAULIC HOSES BEHIND THE BUILDING NEAR THE TRAIN TRACK PRIOR TO PAINTING AND REHOSING TRAILORS.

MATERIAL CLASS SPILLED RECOVERED RESOURCES AFFECTED Petroleum 0 G 0 G Soil, hydraulic oil

POTENTIAL SPILLERS

COMPANY ADDRESS CONTACT

AMERICAN WELDING SERVICES 250 LAKE AVENUE BLASDELL NY RICK SZEWCZYK VP

(716) 827-8651

OTHER SPILLS / CLEANUPS / PBS AT SITE

SPILL NUMBER / PROGRAM NUMBER **CLOSE DATE PROGRAM TYPE** 7/30/2004 12:00:00A Spill Number

0475165

Tank No. Tank Size Material Cause Source **Test Method** Leak Rate **Gross Failure**

DEC REMARKS:

Prior to Sept, 2004 data translation this spill Lead_DEC Field was "JFO" 01/07/00 JFO ON SITE MET WITH FOREMAN CHARLIE K. CAR CARRIER BEHIND BLDG LEAKING HYDRAULIC FLUID TO GRAVEL. AREA IS DISCOLORED FROM LEAKING HYDRAULIC LINES OVER A LONG PERIOD OF TIME. THE FLUID IS PUMPED BACK INTO HOLDING TANKS IN THE TRACTORS PRIOR TO REPLACING THE LINES BUT SOME FLUID IS STILL IN THE LINE AND CYLINDERS. I EXPLAINED TO CHARLIE THAT THE SOIL AND GRAVEL HAD TO BE EXCAVATED AND DISPOSED. I LEFT MY BUS. CARD SO THE OWNER CAN CONTACT ME.

01/12/00 JFO CALL TO MIKE Z. HE WILL CLEANUP THE CONTAMINATED SOIL NEXT WEEK AND DISPOSE. HE WILL NOTIFY ME BEFORE WORK BEGINS.

Created On: 01/03/2000

Date Printed: 10/22/2015 Last Updated: 06/22/2001 51





DEC REGION:	9	SPILL NUMBER:	9975622
SPILL NAME:	AMERICAN WELDING SERVICES	DEC LEAD:	JFOTTO

01/24/00 JFO CALL FROM MIKE Z. HE WILL CLEANUP AREA THIS WEEK. WILL DISPOSE VIA MODERN LANDFILL.

03/22/00 JFO SITE VISIT AND MET MIKE Z. WORK IS NOT DONE YET. HE WILL START CLEANUP IN 2 WEEKS. HE WILL NOTIFY ME. IT WILL BE COMPLETED IN 1 MONTH AT THE MOST.

05/02/00 JFO ON SITE MET WITH MIKE Z. AREA HAS BEEN DUG TO A DEPTH OF ABOUT 3" IT LOOKS OK. ABOUT 3 YDS OF SOIL FOR DISPOSAL. RECEIPTS TO FOLLOW.

10/20/00 JFO CALL TO MR ZMUPA. NOT IN LEFT A MESSAGE ON HIS MACHINE.

11/16/00 JFO CALL TO MR ZMUPA. NO ANSWER.

02/01/01 JFO RECEIVED ANALYTICAL FOR DISPOSAL FROM DEBORAH FREEMAN OF TVGA ENGINEERING. I CALLED HER AND EXPLAINED TO HER THAT SHE NEEDED AN OK FROM THE LANDFILL TO DISPOSE. THEN MAKE ARRANGEMENTS TO TRANSPORT. RECEIPTS TO FOLLOW.

04/09/01 JFO CALL TO DEBORAH FREEMAN, SHE IS ON LEAVE FOR 6 WEEKS. I SPOKE WITH BILL. HE WILL TRY TO GET THE DISPOSAL RECEIPTS AND FORWARD THEM TO ME.

04/11/01 JFO REC'D A CALL FROM DEBORAH FREEMAN REQUESTING AN EXTENSION OF 6 WEEKS. I SAID OK.

06/22/01 JFO RECEIVED DISPOSAL RECEIPT FOR THE SOIL. NO FURTHER ACTION REQUIRED.

CLOSED

PIN T & A COST CENTER

CLASS: C3 CLOSE DATE: 06/22/2001 MEETS STANDARDS: True

Created On: 01/03/2000

Date Printed: 10/22/2015 Last Updated: 06/22/2001 52





DEC REGION:	9			SPILL NUMBER:	1101619	
SPILL NAME:	SUPERIOR I	PALLETS		DEC LEAD:	TDJOHNSO	
SPILL DATE:		05/12/2011		_ SPILL TIME:	10:20 am	
CALL RECEIV	ED DATE:	05/12/2011		_ RECEIVED TIME:	6:22 pm	
SPILL LOCATION						
PLACE:	SUPERIOR PA	ALLETS		COUNTY:	Erie	
STREET:	250 LAKE AVE	Ξ		TOWN/CITY:	Lackawanna (c)	
				COMMUNITY:	BLASDELL	
CONTACT:	DAVID GOET	TEL		CONTACT PHONE:	(716) 822-4647	
CONT. FACTOR	ONT. FACTOR: Human Error SPILL REPORTED BY: Other					

WATERBODY:

LAKE ERIE

CALLER REMARKS:

FACILITY TYPE:

spill due to human error/clean up pending

Commercial/Industrial

MATERIALCLASSSPILLEDRECOVEREDRESOURCES AFFECTEDdyeOther150 GSW,

POTENTIAL SPILLERS

COMPANY ADDRESS CONTACT

NY

SUPERIOR PALLETS

OTHER SPILLS / CLEANUPS / PBS AT SITE

SPILL NUMBER / PROGRAM NUMBER CLOSE DATE PROGRAM TYPE

Tank No. Tank Size Material Cause Source Test Method Leak Rate Gross Failure

DEC REMARKS:

05/13/11 TDJ ECO PHELPS WENT TO LOCATION AND CALLED IN THE SPILL. SPOKE WITH COMPANY REP. WHO STATED THEY WERE NOT AWARE THEY HAD TO CALL IN. HE STATED APPROX. 30-40 GALLONS OF PAINT/DYE FOR MULCH WENT DIRECTLY TO STORM DRAIN.

05/13/11 TDJ WENT TO LOCATION AND FOUND THAT DYE IS NORMALLY ADDED TO MULCH IN THE SHREDDER IN A CLOSED UNIT. THE SPILL FROM A PUNCHER IN A PLASTIC CONTAINER HAD THE SOIL AROUND THE SHREDDER DYED RED. I TOLD OWNER TO ADD WOOD CHIPS TO SOIL TO ABSORB AND WILL GET BACK TO HIM FOR AREA CLEANUP. RETAINED COPY OF MSDS SHEETS WHICH SHOW DYE DISPERSES IN WATER AND IS A STABLE IN THE ENVIRONMENT.

05/18/11 TDJ WENT TO LOCATION AGAIN AND SPOKE WITH OWNER. SITE OF SPILL HAS BEEN DIKE WITH SAWDUST AND WILL HVE PERMANENT DIKING TO PREVENT FUTURE MOVEMENT OF BARK COLORING

Created On: 05/12/2011

Date Printed: 10/22/2015 Last Updated: 05/19/2011 14





 DEC REGION:
 9
 SPILL NUMBER:
 1101619

SPILL NAME:SUPERIOR PALLETSDEC LEAD:TDJOHNSO

MATERIAL.

NO FURTHER ACTION

FILE CLOSED

PIN T&A COST CENTER

CLASS: CLOSE DATE: 05/19/2011 MEETS STANDARDS: False

Created On: 05/12/2011

Date Printed: 10/22/2015 Last Updated: 05/19/2011 15



Hazardous Material Information System III:

1

0

0

В

Health

Flammability

Personal Protection

Material Safety Data Sheet

Section 1. Product and Company Identification

Product Name:

MULCH MAGIC BLACK

Product Code:

PFM/BLACK

Effective Date:

11/05/2010

Manufacturer Information:

Colorbiotics

1725 Dayton Avenue Ames, IA 50010

Information Phone: 888-663-6980 Information Phone: 515-663-6980

Emergency Phone:

Chemtrec (800) 424-9300 outside USA (703)527-3887

Section 2. Hazard Identification

Emergency Overview:

Mild liquid, prolonged contact may cause skin & eye irritation. Ingestion may cause gastric distress. Inhalation may cause irritation to respiratory tract. This product contains carbon black which is regulated under California Prop 65 rulings. However, the carbon black in this product is dispersed in the liquid and does not present an inhalation hazard. Hazard Symbols for this product - Xi. Risk Phrases - R36/37/38

Potential Acute Health Effects:

INHALATION: None expected, however, certain individuals may experience minor nausea or headaches. Breathing airborne particles or dust from mixing, spraying, sanding, grinding, etc. may cause irritation to respiratory tract.

SKIN: None expected, however, prolonged contact may cause irritation.

EYES: Contact with eyes may cause irritation.

INGESTION: May cause gastric distress, vomiting and diarrhea.

Carcinogenicity:

NTP? No

IARC Monographs? No

OSHA Regulated? No

Section 3. Composition/Information on Ingredients

Hazardous Components Occupational Exposure Limits

Component	CAS Number	OSHA PEL	ACGIH TLV	Weight Percent
Not applicable				

The remaining components of this product are non-hazardous or in small enough quantities as to not meet regulatory thresholds for disclosure. These components contain no substances or impurities which would influence the classification of this product.

Section 4. First Aid Measures

Inhalation: Move to fresh air. Seek medical attention if irritation persists.

Skin Contact: Wash affected area with soap and water. Remove contaminated clothing and launder prior to reuse. If irritation persists, seek medical attention.

Eye Contact: Immediately flush eyes with water for at least 15 minutes while holding eyelids open. If irritation persists, seek medical attention.

Ingestion: Give two glasses of water for dilution. DO NOT induce vomiting. Never give anything by mouth to an unconscious person. Seek medical attention.

Section 5. Fire Fighting Measures

Flash Point (Method used): Non-flammable

Flammable Limits LEL: Not applicable UEL: Not applicable

Autoignition Temperature: Not determined

NFPA Class: None

General Hazards: Product is irritating to skin, eyes, and respiratory tract. Products of combustion include components of carbon, hydrogen and oxygen, including carbon monoxide.

Extinguishing Media: Carbon dioxide, water fog, dry chemical, chemical foam.

Fire Fighting Procedures: Keep containers cool with water spray to prevent container rupture due to steam buildup. Contact with material may cause irritation to skin, eyes, and respiratory tract.

Unusual Fire and Explosion Hazards: None

Hazardous Combustion Products: Smoke, fumes or vapors, oxides of carbon.

Section 6. Accidental Release Measures

Spills and Leaks: Contain the spill or leak to prevent discharges to surface streams or storm sewers. This material is a concentrated dye/pigment. Small quantities in contaminated water solutions will color large volumes.

Clean-Up Procedures: Collect spilled material with an inert absorbent such as sand or vermiculite. Place in properly labeled and closed container. Dispose of collected material according to federal, state, and local regulations.

Section 7. Handling and Storage

Precautions to be taken in handling and storage: Keep container closed when not in use. Protect containers from abuse and extreme temperatures. Do not freeze. Keep this and other chemicals out of reach of children.

Section 8. Exposure Control/Personal Protection

Engineering Controls: The use of local ventilation is recommended. No other special controls are indicated.

Personal Protection:

RESPIRATORY PROTECTION: No respiratory protection required under normal conditions of use. Use local exhaust to control excessive vapors/mist. If excessive vapors or mists persist, use appropriate NIOSH approved organic vapor/mist respirator.

HANDS: Protective gloves recommended for general protection.

EYES: Safety glasses recommended for general protection.

OTHER PROTECTIVE CLOTHING OR EQUIPMENT: Safety eyewash station nearby.

WORK/HYGIENIC PRACTICES: Practice safe workplace habits. Have safety showers and safety eyewash nearby.

Section 9. Physical and Chemical Properties

Odor	Mild odor	Vapor Density	Heavier than air
Appearance	Black liquid	Evaporation Rate	Slower than ether
pH	9.5-11.0	Specific Gravity (H ₂ 0 = 1)	1.1-1.3 g/mL
Melting/Freezing Point	NA	Solubility	Dispersible

Section 10. Stability and Reactivity

Chemical Stability: This material is chemically stable under normal storage and handling conditions.

Conditions to Avoid: Extreme temperatures.

Hazardous Decomposition or Byproducts: Decomposition will not occur if handled and stored properly. In case of a fire, oxides of carbon, hydrocarbons, fumes or vapors, and smoke may be produced.

Hazardous Polymerization: Is not known to occur.

Conditions to avoid: None.

Incompatibility (Materials to avoid): Strong oxidizers, strong acids.

Section 11. Toxicological Information

Hazardous Components	CAS#	LD50 of Ingredient Species and Route	LC50 of Ingredient Species
Not Applicable			

Section 12. Ecological Information

Ecotoxicity: No data available, however the material is not expected to have a deleterious toxic effect.

Environmental Fate: No data available regarding the environmental fate or biodegradation.

Mulch Magic Black Colorbiotics MSDS Page 3 of 4

Section 13. Disposal Considerations

Waste Disposal Method: Dispose of in accordance with local, state, and federal regulations. Do not discharge into lakes, ponds, streams, or public waters. Product is classified as non-hazardous; however non-hazardous materials may become hazardous waste upon contact with other products. Refer to 40 CFR 260-299 for complete waste disposal regulations. Consult your local, state, or federal agency before disposing of any chemicals. According to the European Waste Catalogue, waste codes are application specific and should be assigned by the user based on the application for which the product is used.

Section 14. Transport Information

DOT Classification: Not regulated IMO/IMDG Classification: Not regulated IATA Classification: Not regulated

Section 15. Regulatory Information

TSCA (Toxic Substance Control Act): All components of this product are listed on the US Toxic Substances Control Act Chemical Inventory (TSCA Inventory) or are exempted from listing because a Low Volume Exemption has been granted in accordance with 40 CFR 723.50.

Sara Title III (Superfund Amendments and Reauthorization Act):

311/312 Hazard Categories:

None

313 Reportable Ingredients:

None

CERCLA (Comprehensive Response Compensations and Liability Act):

None

California Prop 65, Safe Drinking Water and Toxic Enforcement Act of 1986:

There are no reportable chemicals present known to the state of California to cause cancer or reproductive toxicity.

Section 16. Other Information

The information is furnished without warranty, representation, inducement or license of any kind, except that it is accurate to the best of Colorbiotics knowledge. Because use conditions and applicable laws may differ from one location to another and may change with time, recipient is responsible for determining whether the information is appropriate for recipient's use. Since Colorbiotics has no control over how this information may be ultimately used, all liability is expressly disclaimed and Colorbiotics assumes no liability.

Mulch Magic Black Colorbiotics MSDS Page 4 of 4





DEC REGION:	9		SPILL NUMBER:	0475165				
SPILL NAME:	DELAVAN INDUSTRIES		DEC LEAD:	JFOTTO				
SPILL DATE:		06/01/2004		SPILL TIME:	12:00 pm			
CALL RECEIV	ED DATE:	06/30/2004		RECEIVED TIME:	11:48 am			
SPILL LOCATION								
PLACE:	DELAVAN INDUSTRIES		COUNTY:	Erie				
STREET:	250 LAKE AVENUE		TOWN/CITY:	***** Unknown *****				
				COMMUNITY:	BLASDELL			
CONTACT:				CONTACT PHONE:				
CONT. FACTOR		eeping rcial/Industrial		SPILL REPORTED BY:	Citizen			

CALLER REMARKS:

HYDRAULIC OIL LEAKING FROM CYLINDERS THAT HAVE BEEN REMOVED. OIL ALSO BEING SPILLED FROM COLLECTTION BINS THAT ARE USED TO RECYCLE THE OLD CYLINDERS.

MATERIAL CLASS SPILLED RECOVERED RESOURCES AFFECTED 0 G hydraulic oil Petroleum 0 G Soil,

POTENTIAL SPILLERS

COMPANY ADDRESS CONTACT

DELAVAN INDUSTRIES 250 LAKE AVENUE BLASDELL NY 14219-PAUL DONALDSON

(716) 821-9145

OTHER SPILLS / CLEANUPS / PBS AT SITE

SPILL NUMBER / PROGRAM NUMBER **CLOSE DATE PROGRAM TYPE**

6/22/2001 12:00:00A 9975622 Spill Number

Tank No. Tank Size Material Cause Source **Test Method** Leak Rate **Gross Failure**

DEC REMARKS:

Prior to Sept, 2004 data translation this spill Lead_DEC Field was "JFO" 06/30/04 JFO ON SITE WITH PLANT MANAGER PAUL DONALDSON. WE WALKED AROUND THE BUILDING AND FOUND SOME AREAS WHERE SPILLAGE HAS OCCURRED AND NEEDS TO BE ADDRESSED. MR DONALDSON WILL CLEAN UP THE AREAS AND I WILL RE-INSPECT AFTER JULY 19.

07/29/04 JFO ON SITE WITH PAUL DONALDSON. WE INSPECTED THE SPILL AREAS AN FOUND THEY WERE CLEANED UP. MR DONALDSON GAVE ME RECEIPTS FOR 5 DRUMS OF CONTAMINATED SOIL AND GRAVEL. NO FURTHER ACTION REQUIRED.

Created On: 06/30/2004

Date Printed: 10/22/2015 Last Updated: 07/30/2004 5





DEC REGION:9SPILL NUMBER:0475165SPILL NAME:DELAVAN INDUSTRIESDEC LEAD:JFOTTO

CLOSED

PIN T & A COST CENTER

CLASS: C3 CLOSE DATE: 07/30/2004 MEETS STANDARDS: True

Created On: 06/30/2004

Date Printed: 10/22/2015 Last Updated: 07/30/2004 6



Environmental Site Remediation Database Search Details

Site Record

Administrative Information

Site Name: LSB Warehouse

Site Code: 915132

Program: State Superfund Program

Classification: N * EPA ID Number:

Location

DEC Region: 9

Address: 1995 Electric Avenue **City:**Hamburg Zip: 14219

County: Erie

Latitude: 42.80802526 Longitude: -78.83078762

Site Type:

Estimated Size: 1.7 Acres

Site Owner(s) and Operator(s)

Site Description

As part of a Phase I Investigation, a site inspection was conducted in 1987. Construction debris and household refuse are visible on this site. A tanker truck was noted in previous visits, but is no longer onsite. DOT signs for poisonous and combustible gas were found in the warehouse. An aerial photography review by Erie Co. indicated that the disposal area was active after 1960 but before 1972. The September, 1989 Phase I Report noted that there was no documentat ion of on-site hazardous waste disposal and recommended limited sampling to determine if hazardous materials were present. A Preliminary Site Assessment (PSA) was initiated in June 1990 and found that drummed wastes removed by the owner in 198 9 exceeded maximum concentrations for lead in the EP Tox analysis. Subsequent sampling found no evidence of hazardous waste remaining on site.

1 of 2 9/28/2015 4:49 PM

Site Environmental Assessment

There are no environmental problems associated with the disposal of hazardous waste at this site.

* Class N Sites: "DEC offers this information with the caution that the amount of information provided for Class N sites is highly variable, not necessarily based on any DEC investigation, sometimes of unknown origin, and sometimes is many years old. Due to the preliminary nature of this information, significant conclusions or decisions should not be based solely upon this summary."

For more Information: E-mail Us

Refine This Search

2 of 2 9/28/2015 4:49 PM

Environmental Site Remediation Database Search Details

Site Record

Administrative Information

Site Name: Blasdell Village Landfill

Site Code: 915101

Program: State Superfund Program

Classification: N * EPA ID Number:

Location

DEC Region: 9

Address: Pieczonka Drive

City:Blasdell Zip:

County:Erie

Latitude: 42.78316823 **Longitude:** -78.83152453

Site Type:

Estimated Size: 0 Acres

Site Owner(s) and Operator(s)

Site Description

Site is a municipal landfill which reportedly received leaf and grass clippings. Inspections by Erie County in 1977 confirmed the fact that no hazardous waste disposal occurred.

Contaminants of Concern (Including Materials Disposed)

Type of Waste Quantity of Waste

UNKNOWN UNKNOWN

Site Environmental Assessment

No apparent hazardous waste disposal.

2 of 3 9/28/2015 4:52 PM

^{*} Class N Sites: "DEC offers this information with the caution that the amount of information

provided for Class N sites is highly variable, not necessarily based on any DEC investigation, sometimes of unknown origin, and sometimes is many years old. Due to the preliminary nature of this information, significant conclusions or decisions should not be based solely upon this summary."

For more Information: E-mail Us

Refine This Search

3 of 3 9/28/2015 4:52 PM



Environmental Site Remediation Database Search Details

Site Record

Administrative Information

Site Name: Procknal & Katra Trucking Co. Inc.

Site Code: 915085

Program: State Superfund Program

Classification: N * EPA ID Number:

Location

DEC Region: 9

Address: Lake Avenue City:Blasdell Zip: 14219

County: Erie

Latitude: 42.80553775 Longitude: -78.83277232

Site Type:

Estimated Size: 0 Acres

Site Owner(s) and Operator(s)

Site Description

Landfill for inert solid waste, including construction demolition debris, incinerator residue, automobile shredder waste, rubbish and sand contaminated with coal tar. A Phase I investigation has been completed for this site. Sampling has been conducted with all results within acceptable limits. No disposal of hazardous wastes have been documented at this site. No further action is needed.

Contaminants of Concern (Including Materials Disposed)

Type of Waste Quantity of Waste NONE KNOWN UNKNOWN

1 of 2 9/28/2015 4:45 PM

Site Environmental Assessment

No further action is needed.

* Class N Sites: "DEC offers this information with the caution that the amount of information provided for Class N sites is highly variable, not necessarily based on any DEC investigation, sometimes of unknown origin, and sometimes is many years old. Due to the preliminary nature of this information, significant conclusions or decisions should not be based solely upon this summary."

For more Information: E-mail Us

Refine This Search

2 of 2 9/28/2015 4:45 PM



Environmental Site Remediation Database Search Details

Site Record

Administrative Information

Site Name: Snyder Tank Company

Site Code: 915049

Program: State Superfund Program

Classification: C EPA ID Number:

Location

DEC Region: 9

Address: 3773 and 3774 Lakeshore Road

City:Hamburg Zip: 14219

County: Erie

Latitude: 42.783316079 Longitude: -78.852464125

Site Type: DUMP

Estimated Size: 10 Acres

Site Owner(s) and Operator(s)

Current Owner Name: SNYDER TANK CORP.

Current Owner(s) Address: S-3774 LAKE SHORE RD.

BLASDELL,NY, 14219

Current Owner Name: Snyder Tank Co.

Current Owner(s) Address: 3301 Ransom Road

Lancaster, NY, 14086

Owner(s) during disposal: SNYDER TANK CORP. Current On-Site Operator: Snyder Tank Company

Stated Operator(s) Address:

ZZ,

Hazardous Waste Disposal Period

From: 1941 To: unknown

Site Description

1 of 3 10/21/2015 2:02 PM

This 10-acre facility is located along Lake Erie at 3773-3774 Lakeshore Road. The facility was formerly used to manufacture fuel tanks and was later leased for trucking operations. There are six buildings on-site that are currently being used for the storage and warehouse of boats, cars, and cabinets. Prior to 1972, pickle liquor was discharged onto a beach and into Lake Erie along with rinse water resulting in precipitation of iron in the Lake Erie waters and discoloration of the beach. A 1984 Erie County inspection report indicated that on-site disposal of the wastes was no longer occurring and all wastes were put into containers and disposed of off-site. A Phase I Investigation was completed in 1989. A Phase II investigation report was finalized in 1992. The report did not indicate disposal of hazardous waste at the facility. A subsequent Phase II Environmental Site Assessment Report by Hazard Evaluations, was conducted for the property owner in 2006. This report indicated contamination of Volatile Organic Coumpounds (VOCs), Polycyclic Aromatic Hydrocarbons (PAHs), and metals in soil. In Area C (former Plant #1),a soil sample (SB-18) showed 2600 ppm toluene and 3980 ppm of 1,1,1- trichloroethane. Petroleum (diesel fuel) impacted soils were found in a gravel parking area (Area B located west of former Plant #2). This area was excavated under a DEC Stipulation Agreement in May 2008. The removal of an underground storage tank and drum carcasses in Area A (former Plant #2)took place in September 2008. In February 2008 additional investigation to determine the extent of contamination at SB-18 area (approximately 40' x 25') in Area C was conducted. As required by a DEC Consent Order (2008) remediation of the SB-18 area and an assessment of the groundwater conditions was conducted in this area. Contaminated soils from the SB-18 area were excavated and disposed of off-site in August 2009. A Remedial Investigation and Feasibility Study Report and Final Engineering Report were approved in February 2010.

Contaminants of Concern (Including Materials Disposed)

Type of Waste Quantity of Waste

1,1,1-trichloroethane UNKNOWN

Site Environmental Assessment

Elevated levels of contaminants such as 1,1,1-trichloroethene (3980 ppm), naphthalene (31.9 ppm),and toluene (2600 ppm) were found in soil during a 2006 investigation. Other contaminants at site included 2 methylphenol, acetone, xylenes, PAHs, and metals. One waste drum sample showed 8140 ppm chromium and 2750 ppm of lead. Free product was found in one soil boring (SB-18) and it had a PID reading of 7000 ppm. Buried drums, some filled with sand were encountered. Contamination was found underneath the buried drums. PID readings up to 3500 ppm were recorded. Slag was also encountered in test pits. Contaminated soils have been excavated and disposed off-site. Three bedrock wells (one upgradient well MW-C3 and two downgradient wells MW-C1 and MW-C2) were installed to determine the impact of contamination at SB-18.

2 of 3 10/21/2015 2:02 PM

Groundwater samples were tested for TCL/TAL parameters (VOCs, SVOCs, Pesticides, PCBs, and metals). Among the significant volatile contaminants found in the downgradient wells were toluene (23 ppb, Std.- 5 ppb) and xylenes (48 ppb, Std. 5ppb). TCA the major contaminant at SB-18 was not found in the downgradient wells. It is reported that the bedrock in the area consists of petroliferous Levanna shale which can cause contamination of toluene and xylenes in the groundwater. Elevated levels of metals were found in the downgradient wells, especially in MW-C1. This groundwater was determined to not require remediation.

Site Health Assessment

Land use in the vicinity of the site is a mixture of industrial, commercial and residential. Past investigations have documented soil contamination on the facility grounds and on the beach with HSL organic and inorganic compounds. Barriers do not completely surround the facility. The plant areas are surrounded by fencing but the beach area and the SPDES outfall are accessible to the public. This beach area is known to be used as an access point for fishermen to Lake Erie. Lake Erie is used for drinking water and recreation. Groundwater is not used as a drinking water source in the vicinity of the site.

For more Information: E-mail Us

Refine This Search

3 of 3



Superfund

Superfund Site Information

BLASDELL DUMP (EPA ID: NYD980507750)

Site Information

Site Info | Aliases | Operable Units | Contaminants | Contacts Actions | Administrative Records | Special Collection Documents

Site Name: BLASDELL DUMP
Street: PAIECZONKA DRIVE
City / State / ZIP: BLASDELL, NY 14219

NPL Status: Not on the NPL

Non-NPL Status: NFRAP-Site does not qualify for the NPL based on existing information

EPA ID: NYD980507750

EPA Region: 02 County: ERIE

Latitude: -078.833090 **Longitude:** +42.786660

Federal Facility Flag: Not a Federal Facility

Return to Search Results

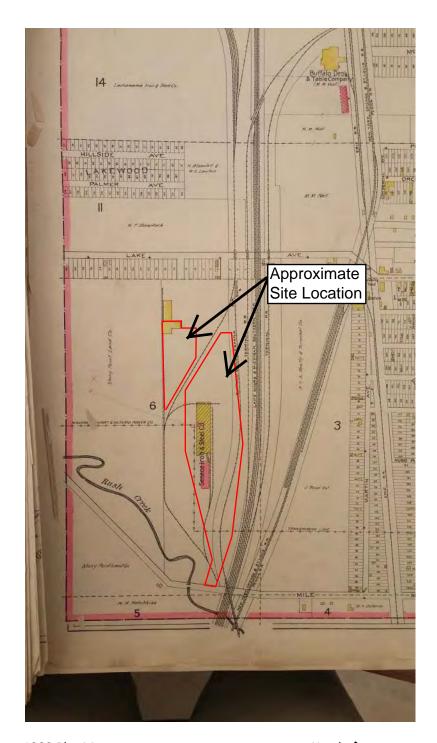
Return to Search Superfund Site Information

Last updated on September 29, 2015

1 of 1

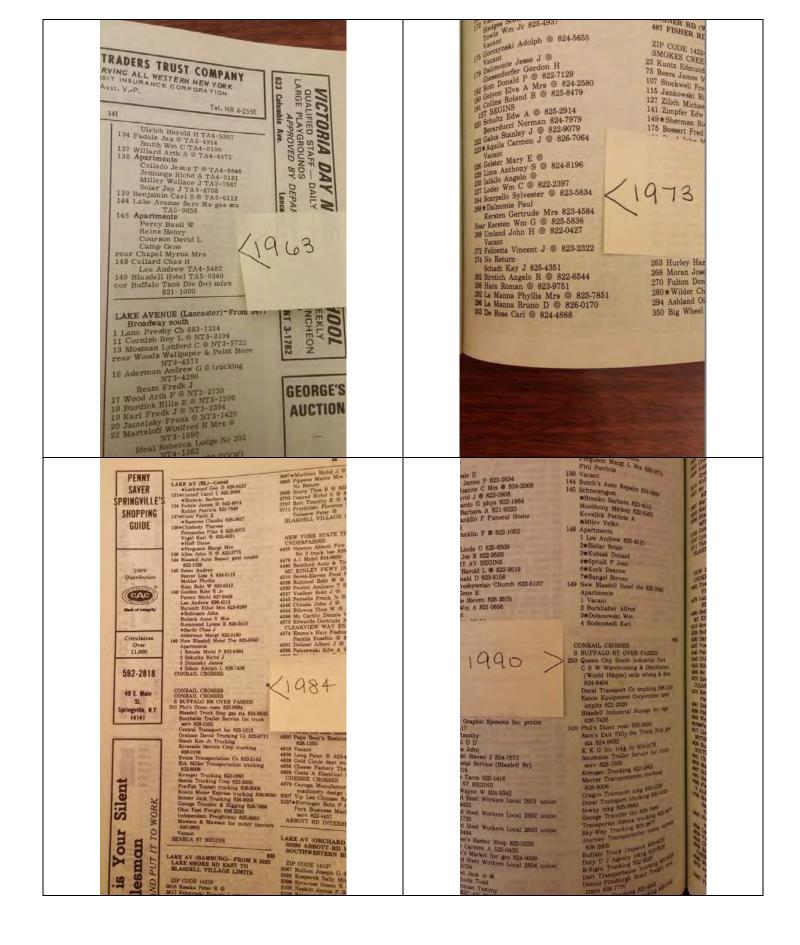


Historical Information



1909 Plat Map

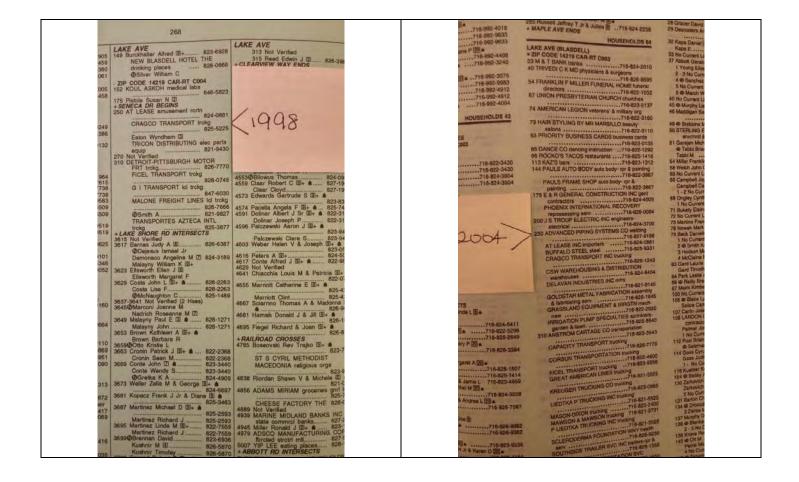
North ↑



Phase I Environmental Site Assessment

Two Unaddressed Parcels at Lake Avenue (SBL No. 150.16-1-2.12) and Milestrip Road (SBL No. 150.20-1-2.12) Blasdell, New York





250 Lake Avenue

250 Lake Avenue Buffalo, NY 14219

Inquiry Number: 4444534.1

October 22, 2015

Certified Sanborn® Map Report



Certified Sanborn® Map Report

10/22/15

Site Name: Client Name:

250 Lake Avenue La Bella Associates, PC 250 Lake Avenue 300 State Street Buffalo, NY 14219 Rochester, NY 14614

EDR Inquiry # 4444534.1 Contact: Andrew Benkleman



The Sanborn Library has been searched by EDR and maps covering the target property location as provided by La Bella Associates, PC were identified for the years listed below. The Sanborn Library is the largest, most complete collection of fire insurance maps. The collection includes maps from Sanborn, Bromley, Perris & Browne, Hopkins, Barlow, and others. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by the Sanborn Library LLC, the copyright holder for the collection. Results can be authenticated by visiting www.edrnet.com/sanborn.

The Sanborn Library is continually enhanced with newly identified map archives. This report accesses all maps in the collection as of the day this report was generated.

Certified Sanborn Results:

Site Name: 250 Lake Avenue Address: 250 Lake Avenue City, State, Zip: Buffalo, NY 14219

Cross Street:

P.O. # 2151388

Project: 250 Lake Avenue **Certification #** 6608-4AC9-9D18

Maps Provided:

1950 1944

1928



Sanborn® Library search results Certification # 6608-4AC9-9D18

The Sanborn Library includes more than 1.2 million fire insurance maps from Sanborn, Bromley, Perris & Browne, Hopkins, Barlow and others which track historical property usage in approximately 12,000 American cities and towns. Collections searched:

Library of Congress

University Publications of America

▼ EDR Private Collection

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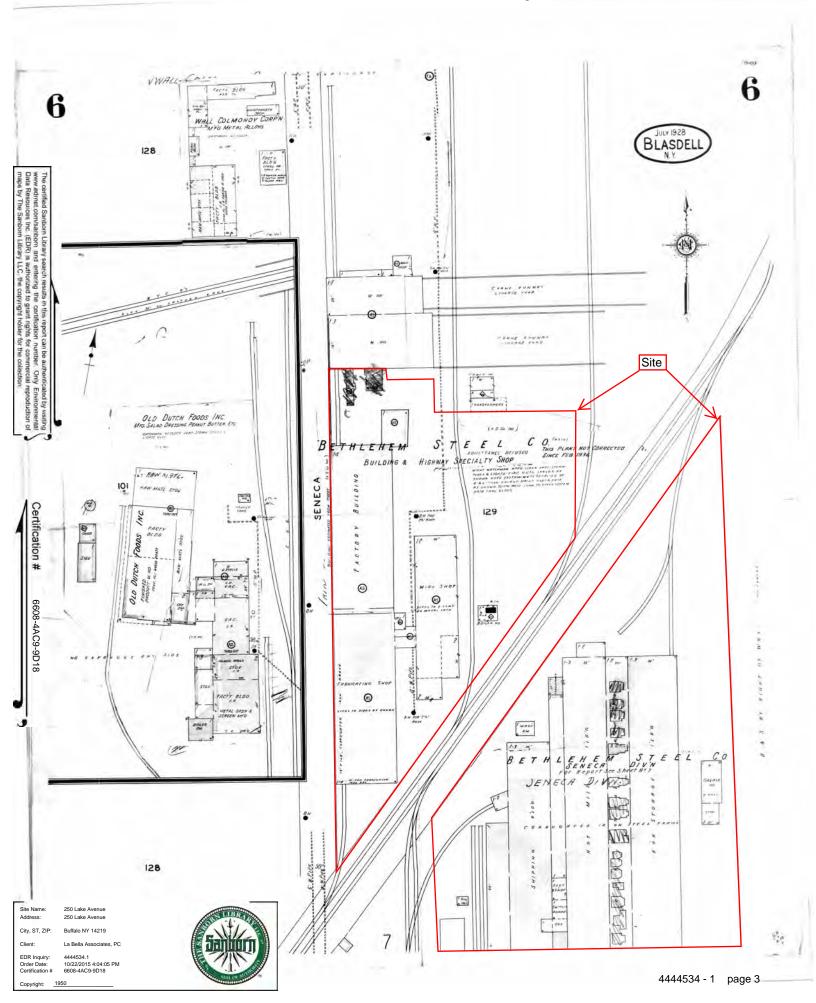
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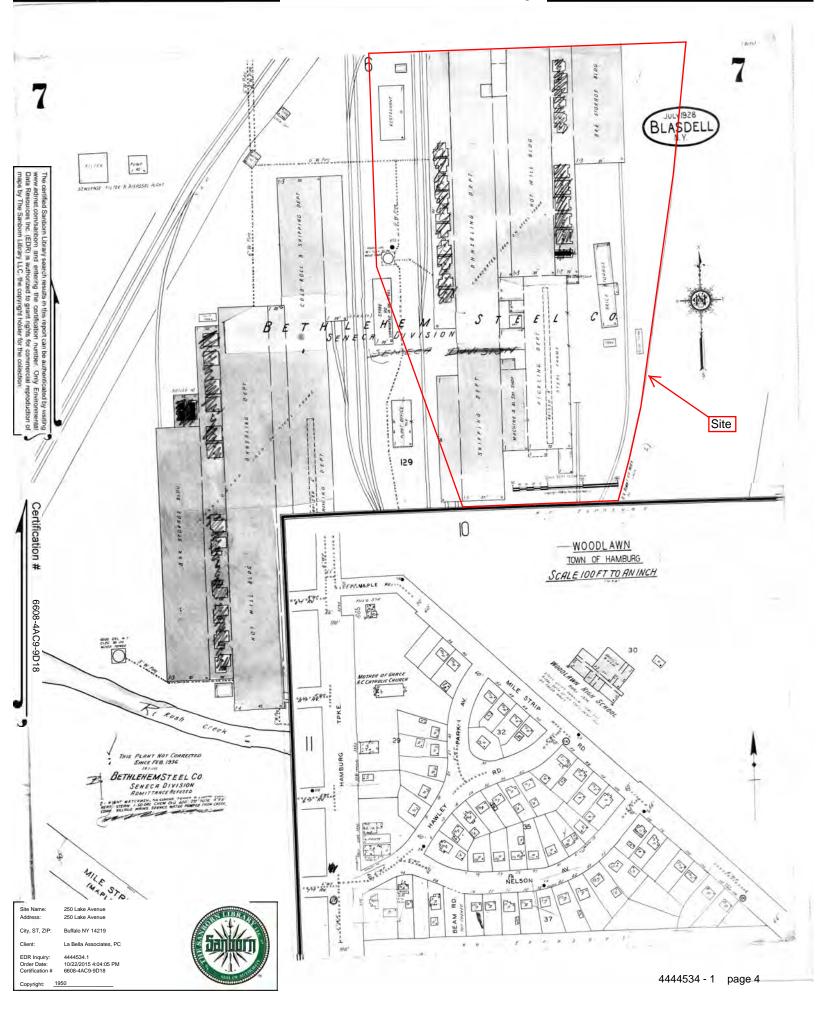
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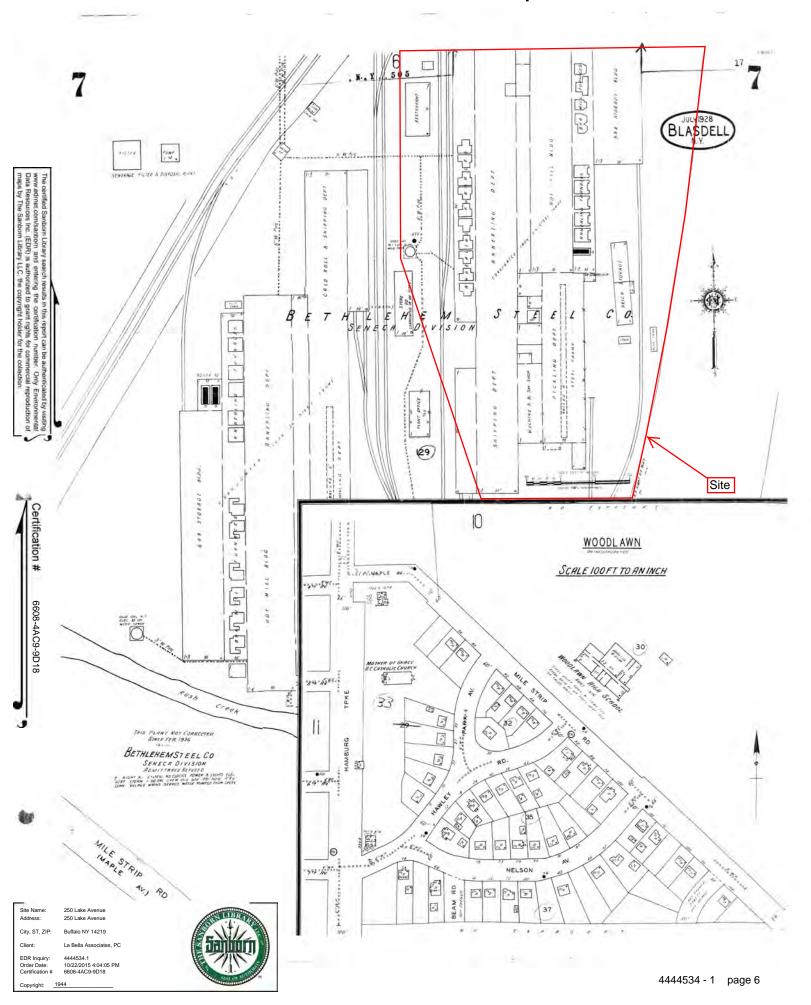
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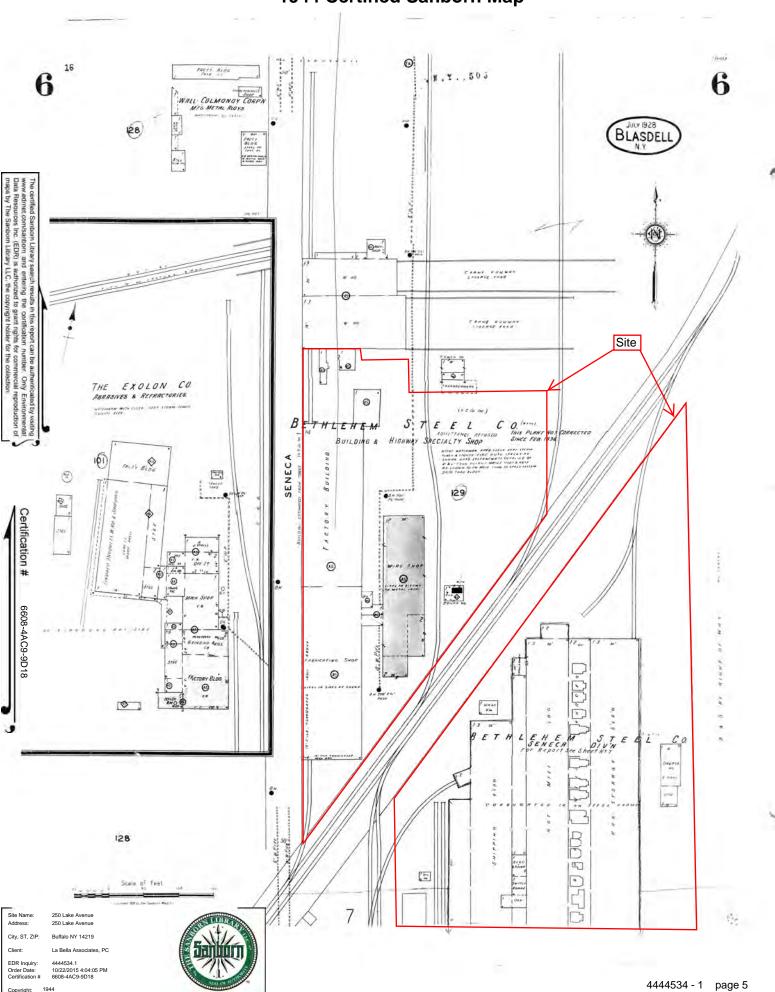
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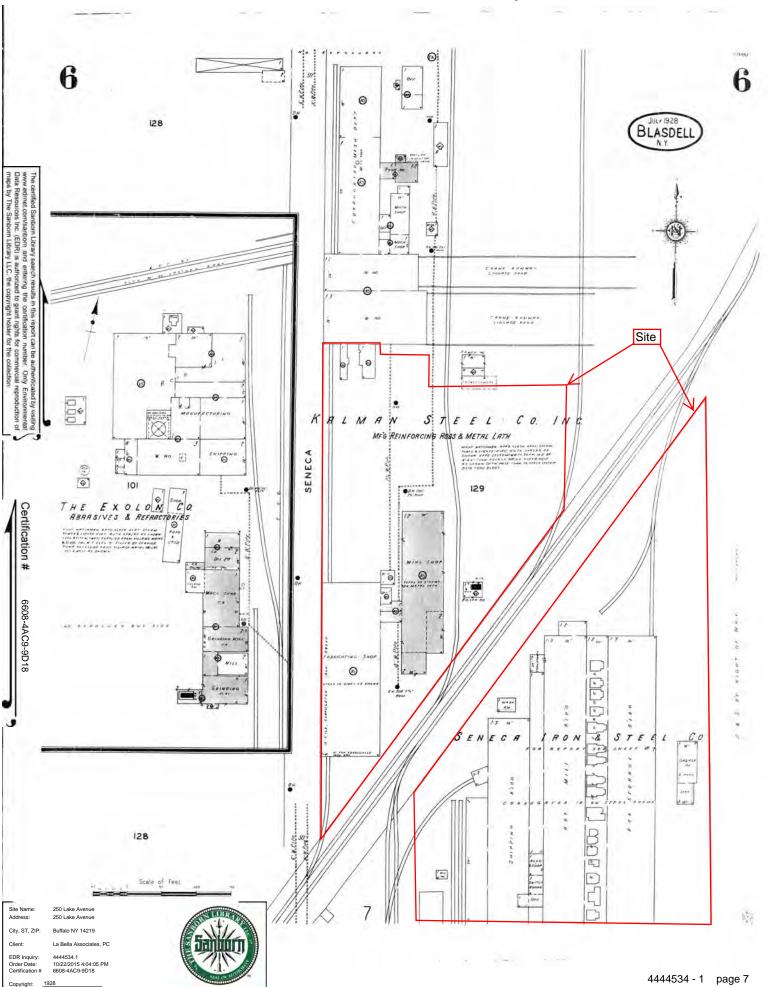
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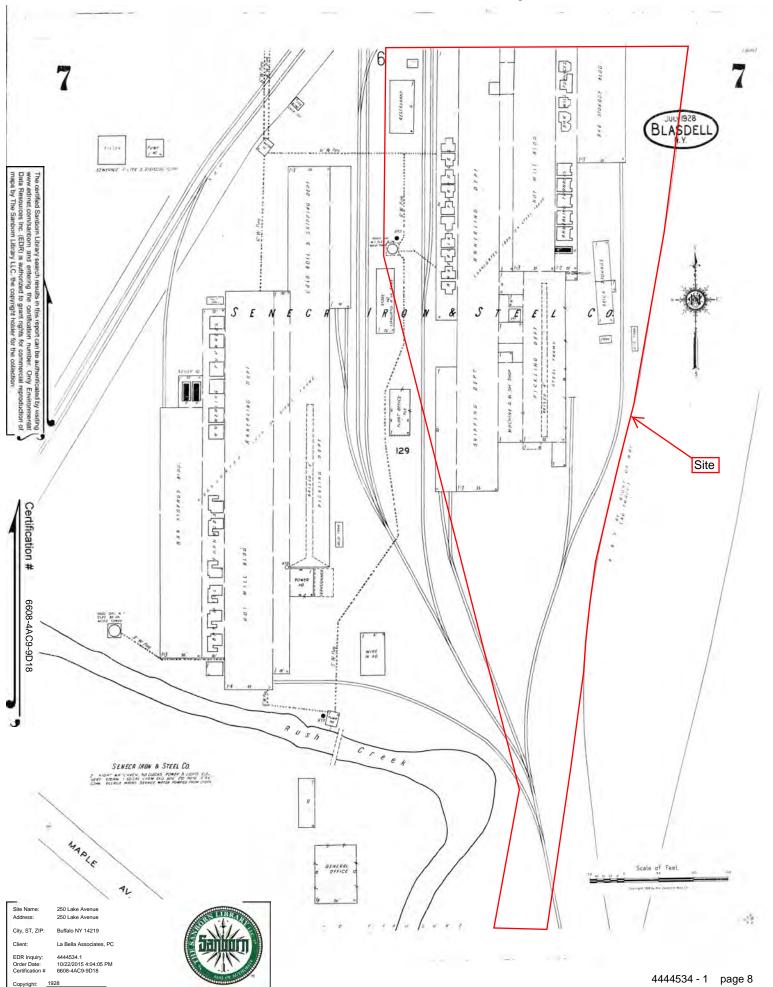








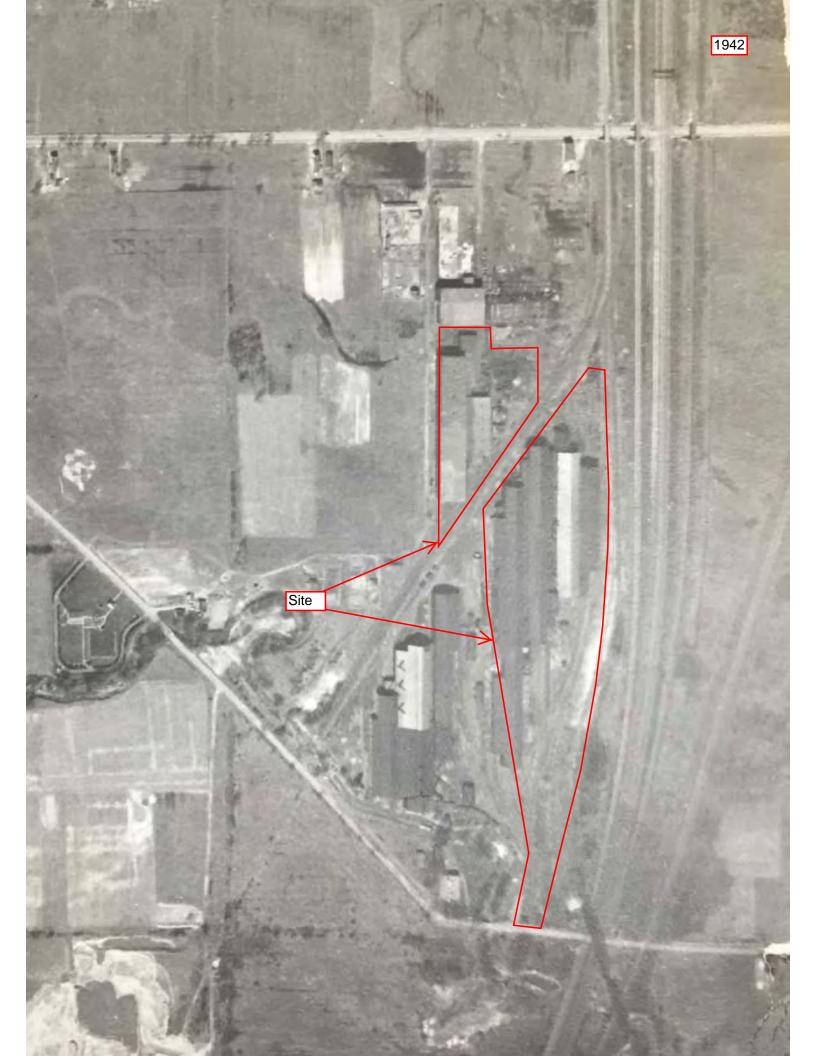






Aerial Photographs









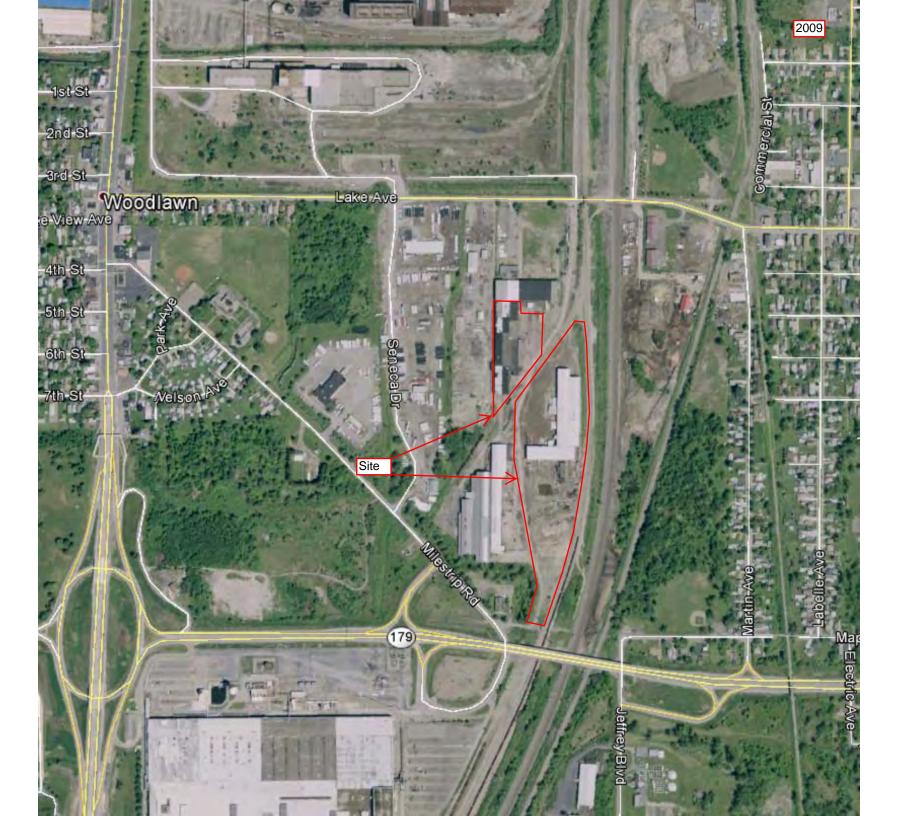
















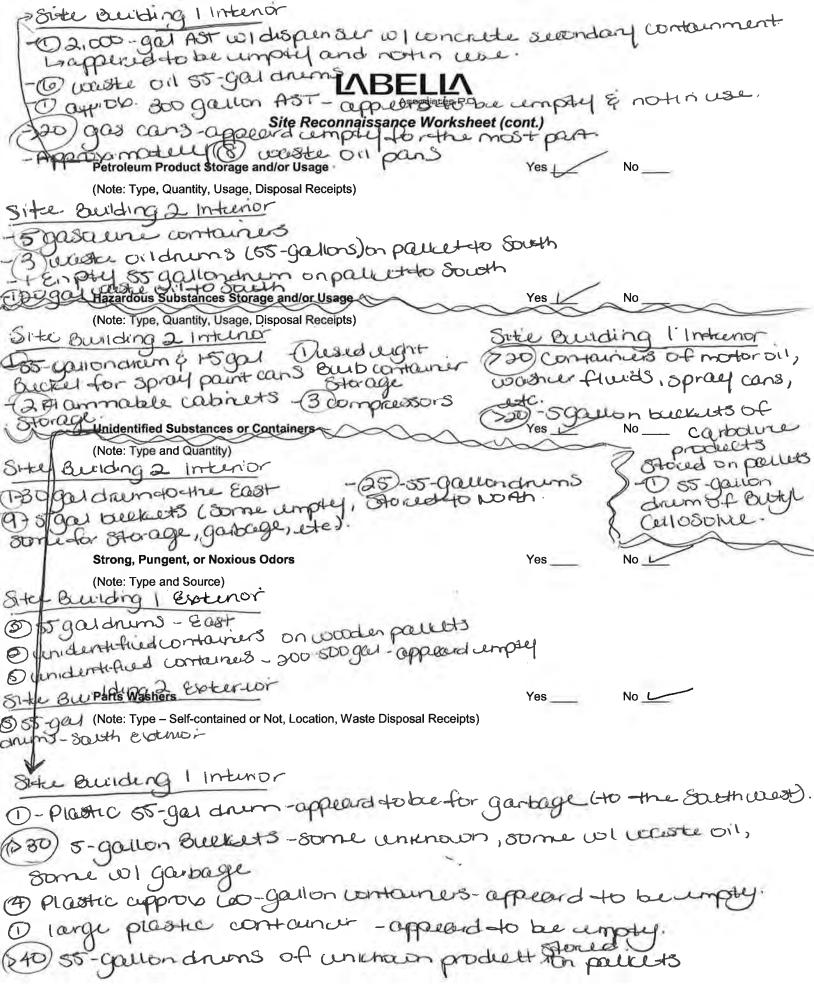
Site Reconnaissance Worksheet



Site Reconnaissance Worksheet

Project #	2151388
Address	250 Lake Avenue, Blashul, New York
Date of Site Inspection	11/3/15
# of Structures	Two
Usage at Time of Site Inspection	Storage Etransport of animal field & Sou be (Building 1) Mutal Manufacturing (Building 2)
Nature of Area (circle one)	Rural Urban Suburban
Topography (If Sloping – Note Direction)	Generally Riat

Site Sketch (label north): Lake Auren Parcel 2 mutal stoage **Adjacent Properties and Address:** Ence South Property North Ray road tracks - My East O Mila Stop Rd-Queen Cité Encore 200 Lake Aue Commerciai Property. South West



Protur	four debstances storage and for Use a		•	
200-00	allondrums-folyond 205B-East watering allondrums- Ferrals abasines - East us	otenor		
300 00 00	al buenets & 10 1-gamentale Mandella on	wooding	rellets-	- EG8+ .
-Ardrig	oxygen tank Site Reconnaissance Worksheet (co	ont.)	_	
	Pools of Liquid Likely to Contain Hazardous Substances	Yes	No_	
	Or Petroleum Products			
	(Note: Location, Potential Product/Hazardous Substance(s), Source)			
	Stains or Corrosion	Yes	No	
	(Note: Location, Potential Product/Hazardous Substance(s), Source)			
Y	Floor Drains	Yes	No	
	(Note: Location, Discharge Location, Type of Wastewater Discharged to Drain, A			
	Sumps (Note: Location, Discharge Location, Type of Wastewater Discharged to Sump)	Yes	No	
	Equipment Potentially Containing Polychlorinated Bi-phenyls (Note: Location, Type - Pad/Pole Mounted, PCB-containing, Owner, Condition) 1 2001 - Mounted Fransformer was	Yes	No_	the
	intenor of Site Building 2 on th	e Easte	urn wood	u.
	NO Stowning was observed at the			
	Situ visit.			



Site Reconnaissance Worksheet (cont.)

Elevators	Yes	No 🔟
(Note: Location, Hydraulic/Mechanical/Electric, Underground Components, Location, Hydraulic/Mechanical/Electric, Underground Components, Location, Hydraulic/Mechanical/Electric, Underground Components, Location, Hydraulic	ation of Reservoir)	
Lifts (Note: Location, Hydraulic/Mechanical/Electric, Underground Components, Loca	Yes ution of Reservoir)	No 🔽
Lift Scars (Note: Location, Former Hydraulic/Mechanical/Electric, Underground Componer	Yes its, Location of Res	Noservoir)
Stained Soil (Note: Location, Apparent Type of Staining, Source)	Yes	No
Stained Pavement (Note: Location, Apparent Type of Staining, Source)	Yes	No
Stressed Vegetation	Yes	No
(Note: Location, Source)	163	NU
(140to. Loodion, Oddioc)		



Site Reconnaissance Worksheet (cont.)

Evidence of Solid Waste Disposal and/or Filling	Yes	No _
(e.g., mounding, piles, ect.)		
(Note: Location, Contents, Staining, Odors)		
Storm Drains	Yes	No
(Note: Location, Associated with Wastewater Treatment or Disposal, Discharg	e Location, Stainir	ng, Odors)
Two floor drawns week identified we	thin Stu	e Building 1
and one floor drain within site & Two storm drains were identified	unding 2	
Two oform drain's were identified	WETHIN -	the parkin
not area of the orte.		
Ditches	Yes	No V
(Note: Location, Associated with Wastewater Treatment or Disposal, Discharg	e Location, Stainir	ng, Odors)
Underground Injection Well/Dry Well	Yes	No
(Note: Location, Associated with Wastewater Treatment or Disposal, Type of V	Vastewater Discha	arged To)
		,
Septic Systems	Yes	No /
(Note: Location, Direction of Leach Lines, Type of Wastewater Discharged)	-	
(
Monitoring Wells	Yes	No I
(Note: Location Purpose Analytical Data Available)	100	140



Site Reconnaissance Worksheet (cont.)

Potable Water Wells		Yes	No
(Note: Location and Analytical Dat	ta Available)		
Indicators of Historical Usages	(e.g., signs, equipment, ect.)	Yes	No_
(Note: Item and Indication of Usag	ge Type)		
Limitations:			
None	Overgrown vegetation	☐ Topography	
Snow	Size		
Access (Note Inaccessible Stru	actures:		
Additional Notes:			



Site Reconnaissance Worksheet (cont.) - Aboveground Storage Tanks

Ab	ovegro	ound S	itoraç	ge T	anks
----	--------	--------	--------	------	------

Yes	No
163	140

Note: Location, capacity, contents, usage, in-service (yes/no), fill port location, vent pipe location, leaks/stains/spills in vicinity, storage conditions – under asphalt, vaulted, under grassy area, fuel pumps)

#	Capacity	Contents	Location	Storage Conditions	Usage
1	300ga1	Appeadto	Eastwatenor Of Site Builde	on ground	Dees not appear to
2		Appleud to be umpty	South end of Parcel 2		al ready to be
3	2,000 god	* 1	East pages of Stee Building 1		NOT in use just Broxed
4	300-ga1	0 1(0 11	0 11	N 11

Notes:



Site Reconnaissance Worksheet (cont.) – Underground Storage Tanks

Evidence of Underground Storage Tanks	Yes	No _
(i.e., vent pipes, fill ports, pumps, fill port covers)		
(Note: Location, Type of Evidence, capacity, contents, usage, in-service (yes/r leaks/stains/spills in vicinity, storage conditions – under asphalt, vaulted, under	no), fill port location r grassy area, fu	on, vent pipe locatior el pumps)
	34	
Evidence of the Potential Removal/Closure of	Yes	No
Underground Storage Tanks (e.g., patches in pavement, piping, ect.)		

(Note: Location, Type of Evidence, leaks/stains/spills in vicinity)



Site Representative Interview



300 Pearl Street, Suite 130 Buffalo, New York 14202 Phone: (716) 551-6281 FAX: (716) 551-6282

PHASE I ESA INTERVIEW

		seà Domb
	Address: 250 Lake Avenue, Blasdell, New York	dreev Benke
	Interviewee: Ur- Grag Eisensmith How long affiliated with Site:	
	Title/Position/Relationship to Site Owner Sowner Representative Former Owner Former Occupant Neighbor Purchaser Seller Property Manager Other (explain): Additional Contacts:	Occupant Real estate agent
1.	What is the purpose of this assessment?	Construction loan
2.	Do you have a PROPERTY SURVEY MAP or OTHER MAPPING of the Site available? No Yes Unknown (if Yes, please provide if possible)	
3.	Number of building(s): Acreage of Site: Total sq. ft. of building(s): Unknown NA	
 4. 5. 	What is the CURRENT USE(S) of the Site and DATES, if known? Company	
6.	Have any buildings been BURNED or DEMOLISHED on the Site? _No _Yes _Unknown Explain:	
	Was the Debris: Burned on Site	Unknown
7.	Is the SITE or any ADJOINING PROPERTY CURRENTLY or PREVIOUSLY utilized as any of the follow Dry Cleaning Facility No Yes Unknown Site Adjoining Property to the Dates and Explain:	
	X-ray or Film Developing No Yes Unknown Site Adjoining Property to the	_
	Is there a Metal Recovery System in Place? No Yes Unknown Explain:	
	Car Repair Shop: No Yes Unknown Site Adjoining Property to the Dates and Explain:	
	Paint/Body Shop: No Yes Unknown Site Adjoining Property to the	

	Gasoline Station: Dates and Explain:	No □Yes □]Unknown	Site Adjoining Pr	roperty to the	
	Industrial Property: Dates and Explain:]No XYes [Unknown	Site Adjoining P	roperty to the	
8.	What are the CURRE Direction North: South: East: West:	Current Us	OUS USE(S) o se/Occupant	f the ADJOINING PROPI Past U	ERTIES? ses/Occupant	
9.	Is SANITARY WAS: No Yes Un Other (explain):			was PREVIOUSLY Gene int: □Public System	erated and how is/was it Dis	posed of?
	Is NON-SANITARY ☐No ☐Yes ☐Un ☐Other (explain):			LY or was PREVIOUSLY int: □Public System	Generated and how is/was	it Disposed of? Unknown
		ing CURRENT		USLY located at the Site? Location:	,	
	LEACHFIELD:	No □Yes	Unknown	Location:		
	Dates of Usage: INJECTION WELL:	No □Yes	Unknown	Location:		
	Dates of Usage: DRY WELL: Dates of Usage:	No □Yes	Unknown	Location:		
	Are any of the following	ing CURRENT	LY or PREVIO	USLY located at the Site?	•	
	FLOOR DRAINS: Discharge Point:	□No □Yes	Unknown	Location:		
	TRENCH DRAINS: Discharge Point:	□No □Yes	Unknown	Location:		
	SUMP PUMPS: Discharge Point:	□No □Yes	Unknown	Location:		
	STORM DRAINS:	□No □Yes	Unknown	Location:		
	Discharge Point: OTHER: Discharge Point:	□No □Yes	Unknown	Location:		
	Are any FLOOR DRA No Yes Uni Dates of Usage:		I DRAINS, or S Location		OIL/WATER SEPERATOR	?
10.	Type Date	th PUBLIC or I		_	ES of Connection, if know	n?
	Public Well			∐Unknown ∐NA		
	Are there, or were the	re ever any OBS	SERVATION o □NA	or MONITORING WELLS	S located on-Site?	
	Location:	KIIOWII	Purpose	:	Dates of Usage/Installation	on:

11.	Are ANY of the FOLLOWING located ON or ADJACENT TO the SITE? (Choose all that apply):	
	Type: Location: Type: Location:	
	Surface water Pits	
	Ponds Lagoons	
	Creek Drainage Ditch	
	Rivers Lakes	
	☐Unknown	
12.	What type of heating does this property CURRENTLY or PREVIOUSLY have, if any?	
	Choose all that apply and identify the associated building(s) and dates of connection if applicable.	
	Type Date(s) of Connection/Usage Type Date(s) of Connection/Usage	
	∑Natural Gas □Oil	
	Propane Radiant	
	Coal Hot Water	
	Not Heated Unknown	
	Other (explain)	
	If oil: How is/was the oil stored above ground storage tank underground storage tank (see Question 20)	
	Location:	
13.	Who Supplies ELECTRIC SERVICE to the Site?	
	RG&E National Grid NYSEG Unknown NA	
	Other:	
14.	What is the nature of SOLID WASTE Generated at the Site and Disposed of from the Site (including hazardous)?	
	Type of Waste? Who collects the waste?	
	MILL START IN DUMPSTON	
	Type of Waste? How is it stored? Who collects the waste? Who collects the waste?	
1.5	To do horse from the state because OFNED ATED. TO ANGRODIED HAZADDONG WAGED Co. d. C. O.	
15.	To the best of your knowledge, have you ever GENERATED or TRANSPORTED HAZARDOUS WASTE from the Site?	
	No Yes Unknown (if Yes, please provide Manifests)	
	Explain:	
16.	Do you TREAT or DISPOSE of any WASTE MATERIALS on-Site? (i.e., land filling, neutralization, incineration)	
	☑No ☐Yes ☐Unknown	
	Explain:	
17.	Has any OTHER ENTITY ever been allowed to DUMP, STORE, DISPOSE, TRANSPORT, BURY, INCINERATE, OR LANDF	ILI
	any materials at the Site? No Yes Unknown	
	Who? What? When? Location:	
10	Her EH I DIDT have been the set the Cite from an IDWNOUNLODIGIN OF CONTAMINATED SITES	
18.	Has FILL DIRT been brought onto the Site from an UNKNOWN ORIGIN OR CONTAMINATED SITE?	
	□No □Yes XUnknown	
	Explain:	
19.	Are there areas of the Site in which the any of the following were or are located? Unknown	
	Type: Location: Type: Location:	
	Gravel Debris	
	Construction Materials Tree/Brush	
	Other (explain):	
20.	Are there CURRENTLY or PREVIOUSLY any ABOVE (AST) or UNDERGROUND (UST) STORAGE TANKS located at the Si	te?
	No Yes Unknown Are they REGISTERED with the NYSDEC? No Yes Unknown	
	Tank Type (AST/UST) Capacity (Gallons) Product Installation Date Removal/Closure Date	

	Explain:
	Have any TANKS been: Unknown No Date(s): REMOVED from the Site Explain:
	CLOSED in place at the Site Explain:
	Is DOCUMENTATION Available? No Yes Unknown Please provide copy.
	Has any CONTAMINATION been identified or REMEDIATION been required at the Site; related to CURRENT OR PRIOR TANKS? No Yes Unknown Explain:
21.	What type of CHEMICALS are CURRENTLY or have PREVIOUSLY been STORED or UTILIZED on Site? Type: Usage: Storage Container: Disposal Method:
	None Mot I know of
	Are MSDS sheets readily available for these chemicals? No Yes Unknown (if Yes, please provide copies)
22.	Have there been any SPILLS, UNPERMITTED DISCHARGES, or RELEASES of HAZARDOUS or CONTAMINATED MATERIALS or PETROLEUM PRODUCTS at or in the vicinity of the Site? No Yes Unknown What? When? Location:
23.	Are you AWARE if the SITE is listed as any of the following —Check all that Apply: No (please provide information for 'yes' responses)
24.	To the best of your knowledge, do you have any FEDERAL, STATE, or LOCAL PERMITS for the following? None
25.	Has the Site ever been the subject of an ENFORCEMENT ACTION by any FEDERAL, STATE, or LOCAL agency regarding ENVIRONMENTAL ISSUES? No Yes Unknown Explain and provide DATES and any Documentation:

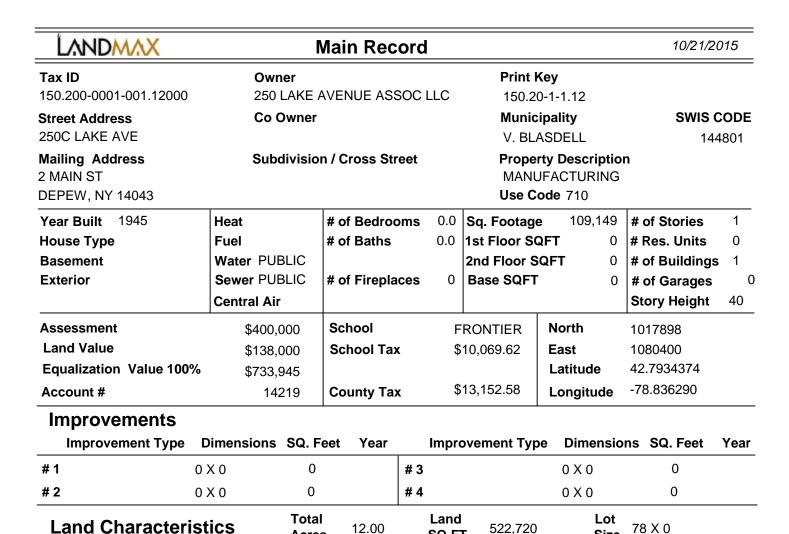
20.	No Yes Unknown Explain and provide DATES and any Documentation:
27,	Are you aware of any ENVIRONMENTAL LIENS on the Site? No Yes Unknown Explain:
28.	Are you aware of any LAND USE or ACTIVITY LIMITATIONS that are in place on the Site or have been FILED or RECORDED in a registry? No
29.	Are you aware of any KNOWLEDGE or INDICATORS related to the Site that point to the PRESENCE or LIKELY PRESENCE of CONTAMINATION? No Yes Unknown Explain:
30.	Are you aware if the PURCHASE PRICE of this Site reasonably reflects the fair market value of the property? No Yes Unknown NA (Site is not being sold at this time) Explain:
31.	Has there ever been PREVIOUS Phase I Environmental Site Assessments or environmental audits performed for the Site? No Yes Unknown (if Yes, please provide copies if possible) If yes, by Whom? Date? Concerns identified: No Yes Unknown Explain:
32.	Is the ABSTRACT OF TITLE for the Site available? No Yes Unknown (If Yes, please provide if possible or provide name and contact information for attorney that may have report)
33.	Do you have any additional information or specialized knowledge or experience regarding the Site? No Yes Unknown Explain:

Dog Cum



APPENDIX 6

Local Government Records



Sales	History
Juics	IIIOLOIV

12.00

Primary

Waste

Wetlands

Grantor	Sale Price	Sale Date	Deed Book	Deed Page	Deed Valid	Deed Type	ARMS Length
	1	12/08/2003	11073	8906			
DUFFSHEL	375,000	12/08/2003	11064	2364	0		N
250 LAKE AVENUE	1	12/08/2003	11073	8906	0		N
BLASDELL PROPERTIES	1,212,000	05/14/1998	10932	5427			1

Leased 12.00

Residual

Orchards

SQ FT

Size

Wooded

Pasture

Rear

Undeveloped

Tillabe

Vineyards

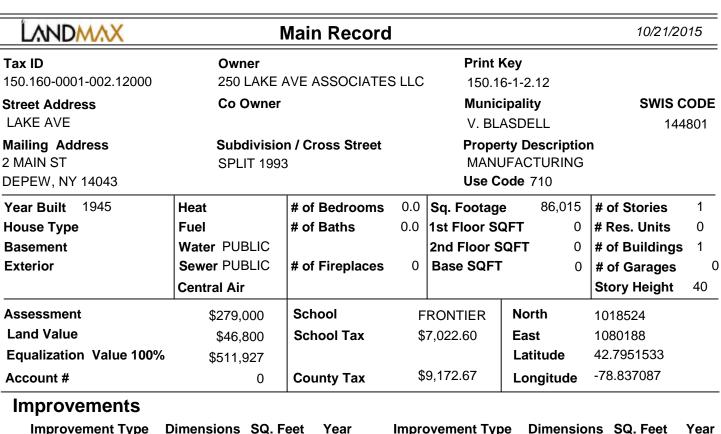
Acres

Secondary

Water Front

Muck

Notes



	Improvement Type	Dimensions	SQ. Feet	Year	Improvement Type	Dimensions	SQ. Feet	Year
# 1	1	0 X 0	0		# 3	0 X 0	0	
# 2	2	0 X 0	0		# 4	0 X 0	0	

Land Characteristics	Total	0.54	Land	454000	Lot
Land Characteristics	Acres	3.54	SQ FT	154,202	Size UXU

Primary 3.54	Secondary	Leased 3.54	Undeveloped	Wooded
Wetlands	Water Front	Residual	Tillabe	Pasture
Waste	Muck	Orchards	Vineyards	Rear

Sales History

Grantor	Sale Price	Sale Date	Deed Book	Deed Page	Deed Valid	Deed Type	ARMS Length
	400,000	04/30/2009	11161	3817			
CSW WAREHOUSE &	1	10/17/2008	11161	3798	İ		N
SMITH JAMES &	400,000	04/30/2009	11161	3817			Υ

Notes

FREEDOM OF INFORMATION LAW REQUEST

Under the provisions of the New York Freedom of Information Law, Article 6 of the Public Officers Law, I hereby request records of portions thereof pertaining to:

See Attached Letter

(Attempt to identify the records in which ye	ou are interested in a	as clearly as possible):
If there are any fees for copying the record the request (orPlease supply the record excess of \$). Prefer electronic of	ds without informing	
The Freedom of Information Law requires five (5) business days of receipt of a requal as soon as possible and look forward to h	est. Therefore, I wo	uld appreciate a response
If for any reason any portion of my reques the denial in writing and provide the name an appeal should be directed.		
NAMEAndrew Benkleman		
ADDRESS LaBella Associates	DPC, 300 Pearl Street Suite	e 120, Buffalo, NY 14202
PHONE #:716-768-3184, Email	il: abenkleman@labellapc.c	om
FOR AGEN	NCY USE ONLY	
APPROVED		
DENIED (For the reason(s) checked below	w)	
Confidential Disclosure Part of Inves	stigatory Files	
Unwarranted Invasion of Personal Private	vacy	
Record of Which This Agency is Legal	Custodian Cannot	Be Found
Exempted by Statute Order Other Tha	n the Freedom Infor	mation Act
Other (specify)		
SIGNATURE	TITLE	DATE

Olympic Towers, 300 Pearl Street, Suite 325 | Buffalo, NY 14202 | p 716.551.6281 | f 716.551.6282 | www.labellapc.com

October 21, 2015

Ms. Catherine A. Rybczynski, Town Clerk Town of Hamburg 6100 South Park Avenue Hamburg, New York, 14075

Re: FOIL Request

Owner: 250 Lake Avenue Associates LLC SBL #150.16-1-2.12 and 150.20-1-1.12 250 Lake Avenue, Blasdell, New York 14219

LaBella Project No. 2151388

Dear Ms. Rybczynski:

Please accept this letter as our formal FOIL request to the Town of Hamburg for review/copies of department records for the above referenced property, if available.

1	Assessment	Records
v	HOOFSOURIE	DECOLUS.

- ✓ Building Inspection Records
- ✓ Fire Marshal Records
- ✓ Code Enforcement Records
- ✓ Solid Materials

- issues, or violations

 ✓ Records of Tank installation, permits,
- Records of Tank installation, permits, removals, or closures

✓ Records of Environmental Concerns,

- ✓ Records of Fires at the Site
- ✓ Records of leaks or spills
- Records of soil or groundwater contamination/cleanup or on-Site remediation

✓ Waste Disposal Records

Please call me at (716) 768-3184 or email me at abenkleman@labellapc.com with any questions or if you require additional information.

Thank you for your assistance in this matter.

Respectfully submitted, LABELLA ASSOCIATES, D.P.C.

Andrew Benkleman Environmental Engineer

Architecture Environmental

October 21, 2015

Records Access Officer New York State Department of Health Corning Tower Room 2364 Albany, New York 12237-0044

Re: Foil Request

> Owner: 250 Lake Avenue Associates LLC SBL #150.16-1-2.12 and 150.20-1-1.12 250 Lake Avenue, Blasdell, New York 14219 LaBella Project No. 2151388

Dear Mr. LoCicero:

Please accept this letter as a formal request to the NYSDOH for review/copies of department records for the above referenced property.

- Health Records of an environmental concern
- ✓ Environmental Permits, violations, concerns
- ✓ Spills/Petroleum/Chemical Bulk Storage
- ✓ Local Waste Disposal Site Information within a 1 mile radius of the Site

Please call me at (716) 768-3184 or email at abenkleman@labellapc.com with any questions or require additional information.

Thank you for your assistance in this matter.

Respectfully submitted,

LABELLA ASSOCIATES, D.P.C.

Andre Ballin

Andrew Benkleman

Environmental Engineer



ANDREW M. CUOMO Governor HOWARD A. ZUCKER, M.D., J.D. Commissioner

SALLY DRESLIN, M.S., R.N. Executive Deputy Commissioner

November 19, 2015

VIA E-MAIL

Andrew Benkleman LaBella Associates, P.C. abenkleman@labellapc.com

Re: FOIL #: 15-10-273

Re: 250 Lake Avenue Associates, LLC

250 Lake Ave

Blasdell, New York 14219

SBL #150.16-1-2.12 and 150.20-1-1.12

LaBella Project No.: 2151388

Dear Mr. Benkleman:

This letter responds to your Freedom of Information Law request of 10/21/2015, in which you requested environmental records as detailed in your request pertaining to the property referenced above. Please be advised that after conducting a diligent search, no records responsive to your request have been located.

There are three contaminated sites located within 1 mile of the referenced property. They are listed below:

915009 Bethlehem Steel, located at 3555 Lake Shore Dr.

915132 LSB Warehouse, located at 1995 Electric Ave

C915192 Jonnie's Porta Signs, located at 3734 South Park Ave

Should you feel that you have been unlawfully denied access to records, you may appeal such denial in writing within 30 days to the Records Access Appeals Officer, Division of Legal Affairs, Empire State Plaza, 2438 Corning Tower, Albany, New York, 12237-0026.

If you require additional information or wish to discuss this matter further, please do not hesitate to contact me at (518) 474-8734.

Sincerely,

Danielle L. Rysedorph, Esq.

Records Access Office

DLR/hw

Olympic Towers, 300 Pearl Street, Suite 130 | Buffalo, NY 14202 | p 716.551.6281 | f 716.551.6282 | www.labellapc.com

October 21, 2015

New York State Department of Environmental Conservation 270 Michigan Avenue Buffalo, New York 14203-2999

Re: Foil Request

Owner: 250 Lake Avenue Associates LLC SBL #150.16-1-2.12 and 150.20-1-1.12 250 Lake Avenue, Blasdell, New York 14219

LaBella Project No. 2151388

Dear Sir or Madam:

Please accept this letter as a formal request for inspection records from the following NYSDEC Departments for review/copies for the above referenced property, if available.

Air

√	Environmental	Enforcement
•	LITVII OTTITICITAL	Linoicement

✓	Environmental Permits (Not general	✓ Law Enforcement/Investigations
	construction permits)	

- ✓ Environmental Remediation
 ✓ Legal
- ✓ Hazardous Materials
 ✓ Water including septic system installation, SPEDES permits and stormwater database information
- ✓ Solid Materials
 ✓ Spills/Petroleum Bulk Storage
- ✓ Land Use Restrictions including ✓ Brownfields Cleanup Program or Voluntary Institutional and/or Engineering Controls Cleanup Program

Please contact me at (716) 768-3184 or <u>abenkleman@labellapc.com</u> with any questions or if additional information is required.

Respectfully submitted,

LABELLA ASSOCIATES, D.P.C.

Andrew Benkleman Environmental Engineer Menu ▼

FOIL Request Main Page

I want to...

Request Type: Freedom of Information Law Request

Description: A FOIL request is a request for any "record"

under NY's Freedom of Information Law (Article 6 of the Public Officers Law). Section 86 defines a "record" as: "any information kept, held, filed, produced or reproduced by, with or for an agency or the state legislature, in any physical form whatsoever including, but not limited to, reports, statements, examinations, memoranda, opinions, folders, files, books, manuals, pamphlets, forms, papers, designs, drawings, maps, photos, letters, microfilms, computer tapes or discs, rules, regulations or codes.

NYSDEC maintains records in a variety of forms, or media, such as in hard copy (on paper), as recordings, as photographs, in electronic form,

etc.

Contact E-Mail: abenkleman@labellapc.com

Reference No: W000462-102115

Type of Record(s) Requested:

Other

Describe the Record(s)

Requested:

Please refer to attached letter

NYSDEC Office to which to submit the request:

Region 9: (Western New York) Covers the counties of: Allegany, Chautauqua, Cattaraugus, Erie, Niagara and

Wyoming counties

If your request pertains to just one Region, select that Region. If your request pertains to more than one Region. select Central Office. If you're unsure which

1 of 3

Preferred Method to Receive Records:

Electronic copies

NYSDEC will use its best efforts to provide records via the method you select. However, in some cases a particular delivery method is not feasible. In such cases NYSDEC will deliver the records via an alternative

method

Attachments: NYSDEC Region 9 Foil.pdf

Cancel

Message History

On 11/17/2015 11:28:58 AM, New York DEC Support wrote:

Good morning Mr. Benkleman,

Thank you for your FOIL request. Please call the following individuals from our office ahead of time to schedule an appointment to review and/or copy the files that have been found responsive to your request.

AIR, 1 document, Al Zylinski, 851-7030 851-7150 MM, several files, Nancy Loster/Marion Young, 851-7220

Have a good day,

FOIL Coordinator NYS DEC Region 9 270 Michigan Avenue Buffalo, NY 14203

Phone: 716-851-7190 Fax: 716-851-7211

DEC's new online FOIL system is now available: http://www.dec.ny.gov/public

/103696.html.

On 10/22/2015 1:59:13 PM, New York DEC Support wrote:

Click Here to View Entire Message

On 10/21/2015 4:58:44 PM, New York DEC Support wrote:

Dear Andrew:

Thank you for your Freedom of Information Law (FOIL) request. Your request has been received and is being processed. Your request was received in this office on 10/21/2015 and given the reference number FOIL #W000462-102115 for tracking purposes.

2 of 3 11/25/2015 10:00 AM

Record	Requested	: Please	refer to	attached	lette
IXCCOI G	Neguesteu	. i icasc	I CICI CO	accaciica	1000

You can monitor the progress of your request at the link below and you'll receive an email when your request has been completed. Again, thank you for using the FOIL Center.

https://mycusthelp.com/NEWYORKDEC/_rs/RequestLogin.aspx

New York State Department of Environmental Conservation, Record Access Office

Track the issue status and respond at: https://mycusthelp.com/NEWYORKDEC//_rs/RequestEdit.aspx?rid=462

On 10/21/2015 4:58:44 PM, Environmental Engineer Andrew Benkleman wrote:

Request was created by customer



3 of 3

Kibler, Christopher

Young, Marion L (DEC) [Marion.Young@dec.ny.gov] From:

Wednesday, November 25, 2015 11:26 AM Kibler, Christopher Sent:

To:

250 Lake Ave, Blasdell, NY FOIL Request Subject:

 $15W51_SouthportRail.2010-08-05. In spection.pdf; \\15W51_SouthportRail.2010-10-06. In spection.pdf; \\15W51_SouthportRail.2010-10-06. \\In spection.pdf; \\15W51_$ Attachments:

_SouthportRail.2011-11-01.Inspection.pdf; 15W51_SouthportRail.2013-11-21.Inspection.pdf; 15W51

_SouthportRail.2014-11-03.Inspection.pdf

Chris,

The foil request asked for inspection records regarding 250 Lake Ave, Blasdell, NY. I've attached our inspection records.

Marion Young

Environmental Engineer 1, Division of Materials Management

New York State Department of Environmental Conservation 270 Michigan Avenue, Buffalo, NY 14203

P: (716) 851-7220 | F: (716) 851-7226 | marion.young@dec.ny.gov

www.dec.ny.gov | file |

47-21-3 (scc-11/02)



New York State Department of Environmental Conservation - Division of Solid & Hazardous Materials 6 NYCRR PART 360-16 INSPECTION REPORT CONSTRUCTION AND DEMOLITION DEBRIS PROCESSING FACILITY

Г	ACIL	ΠY	NAN	15, 1, 21	Г	FAC	CILIT	ΥN	0.	DATE	TIME	REGULATORY
l	_	50	VY	hport Rail	١,	15	W	5	1	11/3/14	11:30AM	STATUS
T	ACIL	ΠY	LOC	CATION	T	REGI	ON			WEATHER COND		Permitted La Registered 2
	2.	50		Lake Ave Blasdell		9	,	4	50%	E SUNI	VY	Registered Under Order Exempt
_			_	*For Registered Facilities, inspect	0	nly 1	for t	he	item			
		Vio	lati	ons of Part 360 are subject to applicable civil, admin	istı	rativ	e ar	nd c	rimin	al sanctions	set forth in ECL	. Article 71.
_	AIT	v		Items marked NI indicate "no inspection" and FACILITY MANAGEMENT		o no NI		ean	tnat	no violation n	ACCESS	
Ž	NI	Ď	1	Facility is authorized and solid waste management occurs	ŏ		_	18.	Acces	s to the facility	is adequately cor	ntrolled. 360-
_	<i>e</i> —	_	2	within approved area. 360-1.7(a), 360-1.8(h)(1),(5), 360-16.1		rtz(10), 360-16.4(h)	aabla 200444/-\	260 46 24-3443
X	iП	П	2	Facility accepts only those solid waste materials authorized for management at the facility. 360 1.14(e),(r), 360-	H	₩					sable. 360-1.14(n), during all operati	
_	. 🏎	_	_	16.1(a),(d), 360-16.3(h)(4), 360 16.4(b)	_		_		contro	ol access and re	ceive solid waste	, where perma-
L	X	П	3	Facility components are maintained and operated in accordance with authorization. 360-1.14(f), 360-16.4(a)					nent o	operating equip	ment exists. 360-1	14(c)
	Ø		4	. O&M Manual is maintained and available for reference		,				W	ASTE HANDLING	ì
X	ĺп	П	5	and inspection. 360-16.4(a) Operational records are available where required.	K)			21.			spected before ac is weighed or me	cceptance and the
~	'-	_		360-1.4(c), 360-1.8(h)(8), 360-1.14(e)(2),(i), 360-16.4(b)(2),(i),(l)						ding. 360-16.4(b)	-	asured before
	1			OPERATION CONTROL	冈			22.			materials and ad	
X	ÍΠ		6	Solid waste is sufficiently confined or controlled.						•	nated if it is to b	wood is unadulter- e pulverized or
7			-	360-1.14(j), 360-16.3(h)(4), 360-16.4(b)(5)	+40	_	_	22			from other C&D.	
K	ļП	П	/	Dust is effectively controlled. 360-1.14(k), 360-16.3(g)(5), 360-16.3(h)(5), 360-16.4(b)(5)	K	П	П	23.		uate storage for 5.4(f)(1)	incoming C&D d	edris is available.
K			8	. Vectors and vector breeding areas are effectively pre-	囟				Unaut	thorized solid w	aste material rece	
K		П	9	vented/controlled. 360-1.14(I), 360-16.3(h)(5), 360-16.4(b)(5) Odors are effectively controlled. 360-1.14(m),	'n	П	П				thin 24 hrs. 360- cessed C&D debr	
_	`			360-16.3(h)(5), 360-16.4(b)(5)	×	, _	_		uncov	ered at the fac	lity for a period	
L	M	Ш	10	Adequate shelter for mobile equipment for routine maintenance and repair is provided. 360-1.14(o)			П	26		360-16.4(f)(2)*	ressed C&D dehr	is is not stored in
			11	. Noise levels are controlled to prevent transmission of	K	П	П	20.				iod exceeding 90
				sound levels above the allowable levels off-site. 360-1.14(p), 360-16.3(h)(5), 360-16.4(b)(5)	4	_		27		360-16.4(f)(2)*	cossed COD dobr	is storago pilos do
	M		12	Open burning occurs only in accordance with a Depart-	ΚIJ	П	П	21.		The state of the s	height and the	is storage piles do area at the base
	į į		13	ment issued burning permit. 360-1.14(q) . Facility has adequately heated and lighted shelters, safe							exceed 5,000 squ	are feet.
_	44			drinking water supply, sanitary toilet facilities and radio or	Ø			28.		i.4(f)(3) debris storage p	iles are not locat	ed in excavations
	M	П	14	telephone communications. 360-1.14(t) . Facility operator has a copy of all applicable permits, con-	\mathcal{L}	_	_	20), 360-16.4(f)(5) eet is maintained
_	M	_	-	ditions, contingency plan, operations and maintenance	٣	П	Ц	29.			storage piles and	
_	M	П	15	report and the most recent annual report. 360-1.14(u)(1) An air monitoring program is implemented to monitor dust,							f 50 feet is main	
_	, IN			odors or other air pollutants at and emanating from the						i.4(f)(3)	oiles and property	boundaries.
				facility, where required by the Department. 360-16.4(b)(5)(iv)	凶			30.	Recyc	lables recovered	from the C&D of	
					,					360-16.4(f)(4)	ior a period exce	eding 60 calendar
#	íп	П	16	WATER Solid waste is prevented from entering surface waters	P			31.			et all the requirer	
$\langle \cdot \rangle$		_		and/or groundwaters. 360-1.14(b)(1)	•						r material and so of a petition for	
Ŋ.			17.	Leachate is minimized and discharge to waters is pre- sented/controlled. 360-1.14(b)(2), 360-16.3(f)(2), 360-16.4(g)					deterr	mination are no	t stored uncovere	ed at the facility
				50 111 (b)(2), 500 10.1(y)						perioa exceeain i.4(f)(6)	g 15 calendar da	/S. 360-16.4(d)(1),
	. 1	_		TIIITH				33	Tolont	aona numbara t	OTHER o emergency resp	nonco agoneios
_	Δu	2n	C	J. Laster/Env. Eng. Jack III	ш	П	Ц	52.			sted in all areas a	
	^	_	1	Name of Inspector/Title (Please Print)		M	П	33		ones are availa		ndling and tipping
	1	η,	~~	m & Lista	_	M	Ц	55.	areas	include approp	riate functioning	fire detection and/
_	1	V		Signature					or pro	tection equipme	ent. 360-16.4(b)(4)	
	-	1	. /	ah m Comple							aminated concrete a	
_		10	16	Mame of Facility Representative/Title (Please Print)	fro	om a p	petrole	eum	produc	t, hazardous waste	or industrial waste	n contact with a spill and that is not
		1	/	radic of racinty representative/ file (riease Pfilt)						ner solid waste. 36		
	1	Les		m (081/ 1/1/3/14	Cor	ntinua	ation	she	et(s) a	ttached?:	es No	
_	11	(/								ation sheets attac	thed



New York State Department of Environmental Conservation - Division of Solid & Hazardous Materials 6 NYCRR PART 360-16 INSPECTION REPORT

CONSTRUCTION AND DEMOLITION DEBRIS	PROCES	STIME	5 FAC.	ILTIA			
FACILITY NAME	FACILI	TY NC). T	DA	TE	TIME	REGULATORY
Southport Rail + Transfer	15 W.	51		11/21	//3	11:25 AM	STATUS
FACTLITY LOCATION	REGION	T^-	w		↓_	DITIONS	Permitted □ Registered
250 Lake Ave Blasdell NY 14219	9	A.A		ast	Nea"	r	Under Order 🔲
		_	_			<u> </u>	Exempt
*For Registered Facilities, inspect Violations of Part 360 are subject to applicable civil, admini	only tor strative a	t ne i	items rimina	s prim disanc	t ea in tions s	r ea. Set forth in FCL	Article 71.
Items marked NI indicate "no inspection" and							
	C NI V					ACCESS	
1. Facility is authorized and solid waste management occurs within approved area. 360-1.7(a), 360-1.8(h)(1),(5), 360-16.1				to the 360-16.4		is adequately cor	ntrolled. 360-
2. Facility accepts only those solid waste materials author-						sable. 360-1.14(n),	, 360-16.3(g)(4)
ized for management at the facility. 360 1.14(e),(r), 360-16.1(a),(d), 360-16.3(h)(4), 360 16.4(b)						during all operati ceive solid waste	
3. Facility components are maintained and operated in						ment exists. 360-1	•
accordance with authorization. 360-1.14(f), 360-16.4(a)				•			_
4. O&M Manual is maintained and available for reference and inspection. 360-16.4(a)		21 1	Incomi	na was		ASTE HANDLING spected before a	icceptance and the
5. Operational records are available where required.		(C&D de	ebris ac	cepted	is weighed or me	
360-1.4(c), 360-1.8(h)(8), 360-1.14(e)(2),(i), 360-16.4(b)(2),(i),(l)	4 – –			ng. 360		(2) materials and ac	laguata cupan/i-
OPERATION CONTROL '							wood is unadulter-
6. Solid waste is sufficiently confined or controlled.						nated if it is to b	
360-1.14(j), 360-16.3(h)(4), 360-16.4(b)(5) 7. Dust is effectively controlled. 360-1.14(k), 360-16.3(g)(5),	X 🗆 🗆					from other C&D. incoming C&D d	ebris is available.
360-16.3(h)(5), 360-16.4(b)(5)			360-16.4				
8. Vectors and vector breeding areas are effectively prevented/controlled. 360-1.14(l), 360-16.3(h)(5), 360-16.4(b)(5)						aste material rece thin 24 hrs. 360	
9. Odors are effectively controlled. 360-1.14(m),		25. F	Process	sed and	unprod	cessed C&D debr	is is not stored
360-16.3(h)(5), 360-16.4(b)(5) 10. Adequate shelter for mobile equipment for routine main-	•			red at 60-16.4		lity for a period	exceeding 30
tenance and repair is provided. 360-1.14(o)		26. F	Process	sed and	unprod		is is not stored in
11. Noise levels are controlled to prevent transmission of sound levels above the allowable levels off-site.	_ ,_, _			ed or co 60-16.40		storage for a per	iod exceeding 90
360-1.14(p), 360-16.3(h)(5), 360-16.4(b)(5)						cessed C&D debr	is storage piles do
12. Open burning occurs only in accordance with a Department issued burning permit. 360-1.14(g)						height and the	
☐ ☐ 13. Facility has adequately heated and lighted shelters, safe			or the 360-16.4	•	es not e	exceed 5,000 squ	iare reet.
drinking water supply, sanitary toilet facilities and radio or telephone communications. 360-1.14(t)	$\mathbf{X} \Box \Box$				- ,		ed in excavations
							s), 360-16.4(f)(5) feet is maintained
ditions, contingency plan, operations and maintenance report and the most recent annual report. 360-1.14(u)(1)		t	oetwee	n C&D	debris s	storage piles and	a minimum
15. An air monitoring program is implemented to monitor dust,						f 50 feet is main files and property	
odors or other air pollutants at and emanating from the facility, where required by the Department.	4 – –	3	360-16.4	l(f)(3)	٠.		
360-16.4(b)(5)(iv)						d from the C&D of for a period exce	lebris are not eding 60 calendar
WATER -		C	days. 3	60-16.4(f)(4)	•	J
16. Solid waste is prevented from entering surface waters	$X \square \square$					et all the requirer r material and sc	
and/or groundwaters. 360-1.14(b)(1)		r	eceive	d an ap	proval	of a petition for	a beneficial use
sented/controlled. 360-1.14(b)(2), 360-16.3(f)(2), 360-16.4(g)						t stored uncovere g 15 calendar da	
•			360-16.4				, (-)(-),
Vanculariación C To ITI	A 🗆 🗆	32. T	Telepho	one nun	nbers to	OTHER o emergency res	ponse agencies
Name of Inspector/Title (Please Print)		â	are cor	spicuou	usly pos	sted in all areas a	nt facility where
Warne of Inspector/ file (Flease Filint)	700					ble. 360-1.14(s) e. processing. ha	ndling and tipping
/ any dister		a	areas ii	nclude a	appropr	iate functioning	fire detection and/
/ Signature			or prote	ection e	quipme	ent. 360-16.4(b)(4)	
Mack Young / alecator	* except the	storag	ge of rec	ognizabl	e uncont	aminated concrete a	and other masonary
Name of Facility Representative/Title (Please Print)	from a petro	oleum p	product,	hazardo	us waste	or industrial waste	n contact with a spill and that is not
	commingled	with a	ny othe	r solid w	aste. 360)-16.4(f)(5)	
signature not obtained c	Continuation	n shee	t(s) at	tached?	: 🗆 Y	'es 🔲 No	
						ation sheets attac	thed

#2] 2 piles of formery and and sleg has been dumped on the property

47-21-3 (scc-11/02)



New York State Department of Environmental Conservation - Division of Solid & Hazardous Materials 6 NYCRR PART 360-16 INSPECTION REPORT CONSTRUCTION AND DEMOLITION DEBRIS PROCESSING FACILITY

FACILITY NAME		FACILI	TY NO.	DATE	TIME	REGULATORY
Southpor	+ Roil	15 W	51	11111111	9:45 Am	STATUS
FACILITY LOCATION		REGION	Ť ' _	WEATHER COND		Permitted Registered
	Ave Blasdell	G	ن ع لا	E SUNNY	_	Registered Under Order
2 10 COLNE		/ haadaa f aa				Exempt
Violations of F	*For Registered Facilities, inspect Part 360 are subject to applicable civil, admin	t only for istrative a	t ne itei ind crimi	ns printea in nal sanctions s	r ea. Set forth in FCL	Article 71.
Violations of 1	Items marked NI indicate "no inspection" and					711 (1010 / 11
.C. NE V	FACILITY MANAGEMENT	C, NE V			ACCESS	
				•	is adequately cor	ntrolled. 360-
	approved area. 360-1.7(a), 360-1.8(h)(1),(5), 360-16.1 accepts only those solid waste materials author-			d), 360-16.4(h) i te roads are pas	sable. 360-1.14(n),	. 360-16.3(a)(4)
	management at the facility. 360 1.14(e),(r), 360-	666	20. Atter	ndant is present	during all operati	onal hours to
	d), 360-16.3(h)(4), 360 16.4(b) Koji of his components are maintained and operated in behind				ceive solid waste	
	ince with authorization. 360-1.14(f), 360-16.4(a)	no pole	пеп	operating equip	ment exists. 360-1	1.14(0)
	anual is maintained and available for reference				ASTE HANDLING	
	pection. 360-16.4(a) onal records are available where required.	\square			spected before ac is weighed or me	cceptance and the
	c), 360-1.8(h)(8), 360-1.14(e)(2),(i), 360-16.4(b)(2),(i),(l)			ading. 360-16.4(b)	_	susured before
	OPERATION CONTROL	◩▢▢		•	materials and ad	
6. Solid w	aste is sufficiently confined or controlled.			•	inated if it is to b	wood is unadulter- e pulverized or
360-1.14	(j), 360-16.3(h)(4), 360-16.4(b)(5)				from other C&D.	
	effectively controlled. 360-1.14(k), 360-16.3(g)(5), (h)(5), 360-16.4(b)(5)	$\mathbf{Z} \Box \Box$		juate storage for .6.4(f)(1)	incoming C&D a	ebris is available.
▼ □ □ 8. Vectors	and vector breeding areas are effectively pre-			. ' / '	aste material rece	eived at the
ventea/	controlled. 360-1.14(I), 360-16.3(h)(5), 360-16.4(b)(5)				thin 24 hrs. 360 cessed C&D debr	
FI	(h)(5), 360-16.4(b)(5)				ility for a period	
	te shelter for mobile equipment for routine main-			. 360-16.4(f)(2)*		
AP	e and repair is provided. 360-1.14(o) evels are controlled to prevent transmission of					is is not stored in iod exceeding 90
sound I	evels above the allowable levels off-site.			. 360-16.4(f)(2)*	510.12gc 10.12 pc.	
	(p), 360-16.3(h)(5), 360-16.4(b)(5) urning occurs only in accordance with a Depart-				cessed C&D debr height and the	is storage piles do
ment is:	sued burning permit. 360-1.14(q)				exceed 5,000 squ	
	has adequately heated and lighted shelters, safe water supply, sanitary toilet facilities and radio or			.6.4(f)(3)	iles aus not lossit	ad in averagetions
	ne communications. 360-1.14(t)					ed in excavations (), 360-16.4(f)(5)
	operator has a copy of all applicable permits, con- contingency plan, operations and maintenance		29. A mi	nimum separatio	n distance of 25 f	eet is maintained
	and the most recent annual report. 360-1.14(u)(1)	•			storage piles and of 50 feet is main	
	nonitoring program is implemented to monitor dust,		C&D	debris storage p	oiles and property	
	r other air pollutants at and emanating from the where required by the Department.			.6.4(f)(3) vclables recovere	d from the C&D o	lebris are not
	(b)(5)(iv)					eding 60 calendar
	WATER	M — —		. 360-16.4(f)(4)	et all the requirer	ments for an
	aste is prevented from entering surface waters				r material and so	
	groundwaters. 360-1.14(b)(1) te is minimized and discharge to waters is pre-				of a petition for t stored uncover	
	controlled. 360-1.14(b)(2), 360-16.3(f)(2), 360-16.4(g)				g 15 calendar da	
				6.4(f)(6)	OTHER	
N/ami	asta / Court Total		32. Telej	ohone numbers t	o emergency res	ponse agencies
Mama o	OSter / Env. Eng. Tec. 5 111 of Inspector/Title (Please Print)	<i>-</i> – –	are o	conspicuously po	sted in all areas a	
1 Maine	Inspector/fide (Flease Filit)			hones are availa &D debris storac		ndling and tipping
1/ancy	Lostes		area	s include approp	riate functioning	fire detection and/
Signatu	re		or pr	otection equipme	ent. 360-16.4(b)(4)	
Michael i	Joung / President				taminated concrete	
	of Facility Representative/Title (Please Print)				that has not been i or industrial waste	n contact with a spill and that is not
ivaine C		commingled	d with any o	ther solid waste. 36	0-16.4(f)(5)	
Signatur	re not obtained	Continuation	n sheet(s)	attached?:	res 🔭 No	
Signatu		If Yes, Indi	cate the n	umber of continu	ation sheets attac	ched

47-21-3_(scc-11/02)



New York State Department of Environmental Conservation - Division of Solid & Hazardous Materials

6 NYCRR PART 360-16 INSPECTION REPORT	
CONSTRUCTION AND DEMOLITION DEPOTS DECOSSING FACILITY	

ı	FACIL	TIT	NAI	1 0 1 1 5 C	Ι.	FACILI		O.	DATE	TIME	REGULATORY
ľ	≤οι	ith	Pi	ort Rail + Transfer LLC	1	SW.	5/		10/6/10	11:/5Am	STATUS
	FACIL	ПΥ	LOC	CATION	R	EGION	T		WEATHER COND		Permitted Registered
l	25	0	_	ke Ave Blosdell, NY		9	2	5°/	E 6/ovet	14	Under Order Exempt
٦			_	*For Registered Facilities, inspect	t on	ly for	the	iten	s printed in	red.	
		Vio	ati	ons of Part 360 are subject to applicable civil, admin	istra	ative a	nd o	rimin	al sanctions s	et forth in ECL	Article 71.
				Items marked NI indicate "no inspection" and	_		ean	that	no violation ha		
ò		$\stackrel{\bullet}{\sqcap}$	1	FACILITY MANAGEMENT Facility is authorized and solid waste management occurs		ME V	18.	Acces	s to the facility	ACCESS is adequately cor	trolled. 360-
	_			within approved area. 360-1.7(a), 360-1.8(h)(1),(5), 360-16.1	<u>~</u>			1.14(d), 360-16.4(h)		
Į		Ш	2	Facility accepts only those solid waste materials authorized for management at the facility. 360 1.14(e),(r), 360-	님	祭님				sable. 360-1.14(n), during all operati	
		_		16.1(a),(d), 360-16.3(h)(4), 360 16.4(b)	ш,	5 L				ceive solid waste	
			3.	Facility components are maintained and operated in accordance with authorization. 360-1.14(f), 360-16.4(a)				nent o	perating equipr	nent exists. 360-1	.14(c)
	Z C		4.	O&M Manual is maintained and available for reference					WA	STE HANDLING	1
_			5	and inspection. 360-16.4(a) Operational records are available where required.	X.	40	21.				ceptance and the
,	ůП	ш	,	360-1.4(c), 360-1.8(h)(8), 360-1.14(e)(2),(i), 360-16.4(b)(2),(i),(l)	•				debris accepted ding. 360-16.4(b)(is weighed or me	asured before
					X		22.			materials and ad	equate supervi-
N	₫ □	П	6	OPERATION CONTROL Solid waste is sufficiently confined or controlled.					• .	sure that waste waste waste waste wasted if it is to be	wood is unadulter-
	, –	ш		360-1.14(j), 360-16.3(h)(4), 360-16.4(b)(5)						from other C&D.	•
P	₫ 🗆		7.	Dust is effectively controlled. 360-1.14(k), 360-16.3(g)(5), 360-16.3(h)(5), 360-16.4(b)(5)	المرا		23.			incoming C&D de	ebris is available.
Š	₫ □	П	8.			7 [24.		.4(f)(1) horized solid wa	aste material rece	eived at the
		_	۵	vented/controlled. 360-1.14(l), 360-16.3(h)(5), 360-16.4(b)(5) Odors are effectively controlled. 360-1.14(m),	~ ·		2.5			hin 24 hrs. 360-	
À		ш	Э.	360-16.3(h)(5), 360-16.4(b)(5)	X I	_ ⊔	25.		•	cessed C&D debri	
			10.	Adequate shelter for mobile equipment for routine main-	. .				360-16.4(f)(2)*		
Ď	₫ 🗆	П	11.	tenance and repair is provided. 360-1.14(o) Noise levels are controlled to prevent transmission of			26.				s is not stored in od exceeding 90
_	• –	_		sound levels above the allowable levels off-site.					360-16.4(f)(2)*	to ago to a por	ou encodaing so
г		П	12.	360-1.14(p), 360-16.3(h)(5), 360-16.4(b)(5) Open burning occurs only in accordance with a Depart-	Z I		27.			cessed C&D debri height and the a	s storage piles do
_	- 			ment issued burning permit. 360-1.14(q)						exceed 5,000 squ	
L] ⊠	Ш	13.	Facility has adequately heated and lighted shelters, safe drinking water supply, sanitary toilet facilities and radio or	ka† i		20		.4(f)(3)	ilas ara not lasat	ed in excavations
_		_		telephone communications. 300-1.14(t)	_		20.), 360-16.4(f)(5)
L] X	Ц	14.	Facility operator has a copy of all applicable permits, conditions, contingency plan, operations and maintenance			29.			n distance of 25 f	
_	٠.	_		report and the most recent annual report. 360-1.14(u)(1)						torage piles and f 50 feet is main	
L	בק ב		15.	An air monitoring program is implemented to monitor dust, odors or other air pollutants at and emanating from the						iles and property	boundaries.
				facility, where required by the Department.	ĬΖĪΙ	$\neg \sqcap$	30.		.4(f)(3) lables recovered	I from the C&D o	lebris are not
				360-16.4(b)(5)(iv)	χ.			-l	252 45 46244	or a period exce	eding 60 calendar
_		_		WATER	DA I	7 [31.		360-16.4(f)(4) nings which mee	et all the requiren	nents for an
×	1 🗆	Ш	16.	Solid waste is prevented from entering surface waters and/or groundwaters. 360-1.14(b)(1)	X .					material and so	
×			17.	Leachate is minimized and discharge to waters is pre-						of a petition for a stored uncovere	
•	•			sented/controlled. 360-1.14(b)(2), 360-16.3(f)(2), 360-16.4(g)						g 15 calendar day	/s. 360-16.4(d)(1),
	. 1	,		, ,				300-10	.4(f)(6)	OTHER	
	N	an	U	1 Loster/Env. Eng. Tech TIT	M I		32.			emergency respected in all areas a	
		1	\supset	Name of Inspector/Title (Please Print)	,			teleph	ones are availal	ole. 360-1.14(s)	•
•	${\mathcal Y}$	b	10	Car O Late		X	33.				ndling and tipping fire detection and/
1		V	70	Skinatura						nt. 360-16.4(b)(4)	
	•			gregitation C	* 61	cept the	stora	age of re	ecognizable uncont	aminated concrete a	nd other masonary
/	nic	hac	9/	ioung / President	was	te, asph	alt pa	vement	, brick, soil or rock	that has not been in	n contact with a spill
_				Name of Facility Representative/Title (Please Print)					t, hazardous waste er solid waste. 360	or industrial waste -16.4(f)(5)	and that is not
	5			use at abtains!	<u> </u>						
-	٠ ١٠	211	αT						ttached?: Y	es to No ation sheets attac	hed
				Signature		-,					



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION **DIVISION OF SOLID AND HAZARDOUS MATERIALS 6NYCRR PART 360-16 INSPECTION REPORT** CONSTRUCTION AND DEMOLITION DEBRIS PROCESSING FACILITY

FACILITY NAME	FACILITY NO.	DATE	ТІМЕ	REGULATORY STAT	US
Southpost Rail Fin	15W51	8/5/10	1 1.13 N/n	PERMITTED	, E
Facility Location	REGION	WEATHER CONDITION		REGISTERED UNDER ORDER	X
250 Lake Ave		The strict of the strict		EXEMPT	
Blasdell NY	9	85°F SUNNY		*For Registered Facilities Inspect only the items prefixed with a star.	

Violations of Part 360 are subject to applicable civil, administrative and criminal sanctions as set forth in ECL Article 71.

Items marked NI indicate no inspection and do not mean no violation has occurred C NI V FACILITY MANAGEMENT NI V **ACCESS** ☐ M*18. Access to the facility is adequately controlled 360-1.14(d) 360-16.4(h)
☐ 19. On Site roads are passable 360-1.14(n), 360-16.3(g)(4)
☐ 20. Attendant is present during all operational hours to control access □ □*1. Facility is Authorized and solid waste management occurs within approved area. 360-1.7(a), 360-1.8(h)(1), (5), 360-16.1 ☐ ▲*2. Facility accepts only those solid waste materials authorized for and receive solid waste, where permanent operating equipment exists management at the facility. 360-1.14(e)(r), 360-16.1 (a)(d), 360-1.14(c) 360-16.3(h)(4), 360-16.4(b) ☐ 3. Facility components are maintained and operated in accordance **WASTE HANDLING** with authorization. 360-1.14(f), 360-16.4(a) □ □ 🔭 21. Incoming waste is inspected before acceptance and the C&D debris ☐ 4. O&M Manual is maintained and available for reference and accepted is weighed or measured before unloading 360-16.4(b)(2) Inspection. 360-16.4 (a) □*5. Operational records are available where required. 360-1.14(c), to insure that waste wood is unadulterated and not contaminated if it is 360-1.8(h)(8), 360-1.14(e)(2), (i), 360-16.4(b)(2), (i), (i) to be pulverized or processed separately from other C&D. 360-16.4(c)(3) ☐ *23. Adequate storage for incoming C&D Debris is available 360-16.4(f)(1) **OPERATION CONTROL** ☐ 🔭 24. Unauthorized solid waste material received at the facility is removed □ □*6. Solid waste is sufficiently confined or controlled. 360-1.14(j), within 24 hours 360-16.4(f)(1) 360-16.3(h)(4), 360-16.4(b)(5) the facility for a period exceeding 30 days. 360-16.4(f)(2)*

"26. Processed and unprocessed C&D debris is not stored in enclosed or ☐ ☐ *7. Dust is effectively controlled. 360-1.14(k), 360-16.3(g)(5), 360-16.3(h)(5), 360-16.4(b)(5) covered storage for a period exceeding 90 days. 360-16.4(f)(2) *

"27. Processed and unprocessed C&D debris storage piles do not exceed 20 feet in height and the area at the base of the pile does not exceed Vectors and vector breeding areas are effectively prevented/controlled 360-1.14(I), 360-16.3(h)(5), 360-16.4(b)(5) 5,000 SF 360-16.4(f)(3) 360-16.4(b)(5) ☐ □*28. C&D storage piles are not located in excavations or below normal □10. Adequate shelter for Mobile equipment for routine maintenance and grade 360-16.4(f)(3), 360-16.4(f)(5) repair is provided. 360-1.14(o)

11. Noise levels are controlled to prevent transmission of sound levels above the allowable levels off site. 360-1.14(p), 360-16.3(h)(5), ☐ 📓 ☐*29. A minimum separation distance of25 feet is maintained between C&D debris storage piles and a minimum separation distance of 50 feet is maintained between C&D storage piles and property 360-16.4(b)(5) ☐ 12. Open burning occurs only in accordance with a Department issued burning permit 360-1.14 (q) boundaries 360-16.4(f)(3) ☐ 🛣 ☐*30. Recyclables recovered from he C&D debris are not stored at the facility for a period exceeding 60 calendar days 360-16.4(f)(4) ☐ 13. Facility has adequately heated and lighted shelters, safe drinking water supply, sanitary toilet facilities, and radio or telephone Screenings which meet all the requirements for an alternative daily communications 360-1.14(t) cover material and screenings which received an approval of a petition for a Beneficial use determination are not stored uncovered ☐ 14. Facility operator has a copy of all applicable permits, conditions, at the facility for a period exceeding 15 calendar days 360-16.4(d)(1) contingency plan, operations and maintenance report, and most 360-16.4(f)(6) recent annual report 360-1.14(u)(1) other air pollutants at and emanating from the facility, where required OTHER by the Department 360-16.4(b)(5)(iv) conspicuously posted in all areas of the facility where telephones WATER are available 360-1.14(s) All C&D debris storage, processing, handling and tipping areas include appropriate functioning fire detection and/or protection ☑ □*16. Solid waste is prevented from entering surface waters and/or ground ☐ 33. waters 360-1.14(b)(1) equipment 360-16.4(b)(4) \[
\begin{align*}
360-1.14(b)(2), 360-16.3(f)(2), 360-16.4(g Except the storage of recognizable uncontaminated concrete and other masonry waste, asphalt pavement, brick, soil, or rock that has not been in contact with a spill from a petroleum product, hazardous waste or industrial waste that is not commingled with any other solid waste 360-16.4(f)(5) Continuation Sheets Attached? Yes □ No 🂢 If yes, Indicate Number of Continuation Sheets Attached Michael Young/President Mancy Loster/Environmental Engineering Name Of Inspector/Title (Please Print) Technician III Name of Facility Representative/Title (Please Print) signature not obtained Signature (acknowledging receipt of facility copy) Janey & Laster

Violations

Item #2 - unacceptable wask on sik, insulation, carpeting plastics, wood debris etc Them 418 - access is not controlled, any one can dump on sike Them #21 - waste not inspected, unaceptable debris is dumped on the property I'm # 24 - unauthorized wask is not being removed as required

Kibler, Christopher

From: Kibler, Christopher

Sent: Tuesday, November 24, 2015 4:08 PM

To: 'NRC@uscg.mil'
Subject: Spills Request

Attachments: Figure 3 SITE SKETCH.pdf

I would like to request any releases associated with two unaddressed parcels located in the Village of Blasdell, Erie County, New York; SBL Numbers: 150.16-1-2.12 (Lake Avenue) and 150.20-1-1.12 (Milestrip Road). I've attached an aerial tax map for reference.

Thank you very much.

Chris Kibler

Environmental Analyst

Direct: 716-873-2115 | ckibler@labellapc.com

LABELLA ASSOCIATES, D.P.C.

300 Pearl Street, Buffalo, NY 14202

Office: 716-845-5109 labellapc.com

Relationships. Resources. Results.

Kibler, Christopher

From: Fuentes, Hector I MST1 [Hector.I.Fuentes@uscg.mil]

Sent: Tuesday, November 24, 2015 4:40 PM

To: Kibler, Christopher
Cc: HQS-DG-lst-NRCINFO
Subject: RE: Spills Request

Mr. Kibler,

Thank you for contacting the National Response Center (NRC). The NRC is a part of the federally established National Response System and is the sole national point of contact for reporting all oil, chemical, radiological, biological and etiological discharges into the environment, anywhere in the United States and its territories. The NRC also takes maritime reports of suspicious activity, security breaches, and terrorist related activities within the waters of the United States and its territories.

You may try to retrieve the data by going to www.nrc.uscg.mil and reviewing the yearly NRC exported spreadsheets. This information is updated weekly. The online spreadsheets contain all the information the NRC will release via the FOIA process and excludes security related reports.

If you cannot locate the information that you are looking for or believe that the report is protected by the Privacy Act then you may submit a Freedom of Information Act request in writing to the following address:

Commandant (CG-611) Attn: FOIA Officer

U.S. Coast Guard Stop 7710

2703 Martin Luther King Jr. Ave. SE

Washington, D.C. 20593-7710

Submission of FOIA requests via electronic means can be sent to the email efoia@uscg.mil.

If the data does not exist on the spreadsheet, we will most likely not release it via a FOIA request. However, this should not stop you from submitting a request if you seek that data.

All of the NRC's Maritime Security reports are taken on behalf of the local Coast Guard Federal Maritime Security Coordinators (FMSC). NRC reports are initial reports only, with no investigative action to confirm legitimacy. Local FMSCs have ownership of all of the Maritime Security reports taken by the NRC for their respective area of responsibility. The FMSCs also perform all follow-up actions and investigations, which the NRC is not privy to. We recommend contacting your local USCG FMSC directly for Maritime Security related reports and history.

If you need further assistance, you can call us directly at 1-800-424-8802; we are available 24 hrs a day, 7 days a week.

Respectfully,

MST1 Fuentes National Response Center Washington, DC 1-800-424-8802

----Original Message----

From: Kibler, Christopher [mailto:CKibler@LaBellaPC.com]

Sent: Tuesday, November 24, 2015 4:08 PM

To: HQS-DG-1st-NRCINFO

Subject: [Non-DoD Source] Spills Request

I would like to request any releases associated with two unaddressed parcels located in the Village of Blasdell, Erie County, New York; SBL Numbers: 150.16-1-2.12 (Lake Avenue) and 150.20-1-1.12 (Milestrip Road). I've attached an aerial tax map for reference.

Thank you very much.

Chris Kibler

Environmental Analyst

Direct: 716-873-2115 | ckibler@labellapc.com <mailto:ckibler@labellapc.com>

LABELLA ASSOCIATES, D.P.C.

300 Pearl Street, Buffalo, NY 14202

Office: 716-845-5109

Relationships. Resources. Results.



APPENDIX 7

Additional Documentation



Panamerican Environmental, Inc.

2390 Clinton St. Buffalo, NY 14227

Ph: (716) 821-1650 Fax: (716) 821-1607

PHASE I ENVIRONMENTAL SITE ASSESSMENT CSW WAREHOUSE & DISTRIBUTION, INC. 250 LAKE AVENUE

250 LAKE AVENUE VILLAGE OF BLASDELL, ERIE COUNTY, NEW YORK

Prepared for:

CSW Warehouse & Distribution, Inc. 250 Lake Avenue Blasdell, New York 14219-0254

Prepared by:

Panamerican Environmental, Inc.

2390 Clinton Street Buffalo, New York 14227

Ph: (716) 821-1650 Fax: (716) 821-1607

April - May 2003

PHASE I ENVIRONMENTAL SITE ASSESSMENT CSW WAREHOUSE & DISTRIBUTION, INC 250 LAKE AVENUE VILLAGE OF BLASDELL, ERIE COUNTY, NEW YORK

Prepared for:

CSW Warehouse & Distribution, Inc. 250 Lake Avenue Blasdell, New York 14219-0254

Prepared by:

Panamerican Environmental, Inc. 2370 Clinton Street Buffalo, New York 14227 Ph: (716) 821-1650 Fax: (716) 821-1607

April - May 2003

Submitted by:

Peter J. Gorton, MPH, CHCM

EXECUTIVE SUMMARY

A Phase I Environmental Site Assessment (ESA) was completed by Panamerican Environmental, Inc. (PEI) for the CSW Warehouse property, located at 250 Lake Avenue in the Village of Blasdell, Town of Hamburg, Erie County, New York. Performed for CSW Warehouse & Distribution, Inc., the ESA was conducted in accordance with ASTM standards. Investigative activities included agency interviews, site inspections, interviews with facility personnel, and local government officials as well as a review of government and historical records. These tasks were conducted over a fourweek period, starting the week of April 28, 2003. In defining a standard of good commercial and customary practice for conducting an environmental assessment of a parcel of property, the goal of the process established by the ASTM Standard is to identify recognized environmental conditions. This Phase I was conducted to meet this goal. Recognized environmental conditions are defined in the ASTM Standard as the presence or the likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products onto or effecting the property.

The approximately 3.5-acre subject property (note, some reports suggest the property is 7.5-acres) contains an approximate 88,000 square foot industrial/warehousing structure. The structure is metal clad and brick with steel beams and concrete. The building is part of the Queen City South Industrial Park, which includes two other separate industrial buildings which are not part of this Phase I. The CSW building is mostly comprised of a large, open warehouse space with smaller storage areas and some office space on a second floor. Two office trailers are located within the structure. The structure also includes electrical and mechanical rooms, and heavy duty cranes. Building uses/tenants currently include warehousing with little to no manufacturing or fabrication.

The facility is set within the industrial park and is accessed from Lake Avenue via a gravel/asphalt drive along its eastern side. Historical maps and records indicate that the property has been used for industrial purposes since the early 1900's. Maps of the complex indicate that the industrial park includes three large building complexes with the CSW structure occupying the most northern structure, just south of a guard house. The industrial park current tenants include the Grassland Equipment Warehouse (a separate structure attached to/part of the CSW building complex but not included in this Phase I), CSW Warehouse & Distribution, Inc., Cargo Transport Inc., Gibraltar Metal Processing, Advanced Piping Systems Co., Inc., Delavan Industries Inc., and Maksteel Service Centre Inc.

Asphalt and gravel parking/drive areas are located along the eastern area of the property. Railroad tracks/siding and a gravel driveway surround the subject building on the east and north and lead to the various building complexes. A separate small structure is located immediately adjacent to the western side of the warehouse. Some common pipes run between this structure and the warehouse. Because access was not obtained, this structure and surrounding western property (adjacent western property) were not entered and observations concerning this side of the subject property were limited.

The adjacent northern property is a large warehouse owned by Grassland Equipment Warehouse, Inc., which shares a common wall with the CSW building. There are two other large, warehouse-type buildings to the south and southeast of the subject property. These buildings were referred to as the Seneca Division (southern most building) and the Buffalo Tank Division (southeastern

structure) on historical figures of the industrial park. None of these properties/structures were entered. Numerous environmental investigations and reports were reviewed concerning these buildings and the industrial park in general. These investigations identified metal compounds, organic compounds, and petroleum contamination at and near the other building complexes.

A recent limited environmental assessment at the subject property included wipe samples inside the structure and subsurface soil samples beneath the concrete floor within the warehouse and through the gravel adjacent to the building on the northeast side. Groundwater samples were also collected. The wipe samples indicated elevated levels of metals from past operations. The soil samples indicated some metal, semi-volatile compounds, solvent and petroleum type contamination. No contamination was indicated in the groundwater samples. A source of this contamination was not identified and the contamination may represent past industrial use or normal background for this area near Bethlehem Steel operations. Some of the contamination (i.e., solvents) may also be associated with laboratory contamination and therefore represent a false positive.

The current structure and property have been altered overtime. A review of historical records (including aerial photographs) indicate that the existing building was constructed around the early 1920's, however, previous reports indicate that the property was owned by the Bethlehem Steel Corporation from 1903 to the 1950's and prior to that by Kahman Steel. Bethlehem reportedly used the property as a storage area for bar steel and as a bar mill. Various other tenants over time have included machine/construction equipment warehousing, steel manufactures, and general warehousing. According to building permits, alterations were made to the building as various companies occupied the structure. The subject property was purchased by Queen City South Industrial Park, Inc. in 1986 and used as a warehouse & distribution center for lawn and garden equipment.

Historically, land use in the area has been heavy industrial/commercial. The subject property is located in an area currently zoned Heavy Industrial by the Village of Blasdell and is surrounded by large and small commercial, industrial, and retail businesses. The Bethlehem Steel complex, of which this property was once associated, is located nearby. Surrounding the property are the Grassland Equipment building, a small grass area and Lake Avenue to the north; storage area to the west; Gibraltar Metal Processing, Advanced Piping Systems, and Delavan Industries -two warehouse-type buildings to the south; and vacant land and active railroad tracks to the east.

Historical environmental records indicate that a number of underground and aboveground gasoline, diesel and oil tanks (UST/AST) were located at the buildings located to the south of the subject property. No indication of these ASTs/USTs, however, were observed in this portion of the property during the site reconnaissance. PEI did not find any records indicating that the subject property ever contained any AST/USTs, however, as noted above, elevated levels of petroleum compounds were found in the soil of the northeastern portion of the property, during the recent subsurface investigation. Small areas of staining were noted on portions of the northern floor of the structure. This area had two cement pads typical of either heavy equipment or transformer use. No PCBs were found in any samples collected during the recent investigation.

The subject building was not identified in any government records database. Other properties within the industrial park, however, were identified in three government databases including 1) General Electric Co., Eaton Equipment and Delavan Industries Inc. as a RCRA Small Quantity Generators; 2) General Electric Co. and Delavan Industries Inc. as Facility Index System (FINDS) sites; and

3) American Welding Services in the NY SPILLS database.

A total of nineteen (15) database records were found for the immediately adjacent and surrounding properties within the ASTM government records search radius. These include one Corrective Action Report (CORRACTS), four Resource Conservation and Recovery Act Small Quantity Generator properties (RCRIS Sm. Quan. Gen.), one State Hazardous Waste site, one State Landfill site, five Spills Information Database (LTANKS) sites, a Facility Index System (FINDS) site, and two State Spills Information Database (NY SPILLS) sites. Information specific to the CSW warehouse was not found in any other ASTM searched databases.

During the property reconnaissance, various large machines, equipment, and other materials such as steel and consumer products were observed to be stored within the warehouse area. In general, the property seemed to be well maintained and in good condition, with some remnant stains from past operations. Some potential friable and non-friable ACM were observed associated with pipe wrap, floor tile, ceiling tile, window/door caulk, and plaster/lath, as well as other materials within electrical boxes. Due to the age of the building, lead-based paint may also be associated with some of the interior surfaces of the building complex. In addition, mercury light ballasts in the manufacturing area may contain mercury and the various forms of fluorescent light fixtures may contain small amounts of PCB containing fluids.

In summary, some subsurface contamination was identified during the recent investigation of the property which meets the ASTM standard definition of recognized environmental conditions. This Phase I was unable to identify the source of this contamination and it is likely that it is related to activities that occurred in the past during the properties long history of use. Further assessment is necessary to ascertain wether the contamination fall into the ASTM Standard de minimis category which are conditions that generally do not present a material risk of harm to the public or to the environment and that generally would not be the subject of an enforcement action and therefore are not recognized environmental conditions. The property and surrounding property has been used for industrial purposes in the past and most likely will be in the future. Additional assessment to locate the source of the contamination, if any, and some limited source removal/control if found may be necessary. It is also likely that much of the contamination represents background conditions in this heavy industrial area.

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- 2. 1942 Aerial Photograph
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- 5. 1978 Aerial Photograph
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1.0 INTRODUCTION

1.1 INTRODUCTION AND PURPOSE

On April 24, 2003, Panamerican Environmental, Inc. (PEI) was retained by CSW Warehouse & Distribution, Inc. to perform a Phase I Environmental Site Assessment (ESA) of the property designated as the CSW Warehouse facility located at 250 Lake Avenue in the Village of Blasdell and Town of Hamburg, Erie County, New York. The Phase I ESA has been conducted as part of a due diligence review and has been prepared in accordance with the ASTM standards for Phase I assessments (ASTM E 1527-00).

The purpose of this ESA was to evaluate the potential for environmental impairment at the site based on current conditions, as well as present and past activities at the site and adjacent properties.

1.2 SCOPE

The scope of work and services for this ESA were performed in accordance with American Society for Testing and Materials (ASTM) Standards E-1527-00, "Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process" (ASTM Standard). In defining a standard of good commercial and customary practice for conducting an environmental assessment of a parcel of property, the goal of the process established by the ASTM Standard is to identify recognized environmental conditions. This Phase I was conducted to meet this goal. Recognized environmental conditions are defined in the ASTM Standard as the presence or the likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products onto or effecting the property. The scope of work performed for this evaluation includes:

- observation of current land-use within 0.5 mile of the site:
- identification of known environmental problems within 1 mile of the site;
- review of information regarding past uses of the site and adjacent properties;
- · review of historical information;
- interview with facility personnel;
- walkover reconnaissance of the property; and
- · review of records at federal, state, and local agencies.

To conduct tasks related to environmental database searches, PEI identified, obtained and reviewed local records to assess whether the property has, or adjacent properties have, posed any environmental hazard in the past, or currently pose such a threat. An environmental database report is included in Appendix B and is summarized in Section 5.

Phase I property reconnaissance tasks were completed by Mr. Peter J. Gorton and Justin J. Ryszkiewicz of PEI on April 29 and 30, 2003 and are summarized in Section 1.3. As part of this process, research was also conducted at town and County offices, and an interview was conducted with Mr. E.W. Ehrmann, of CSW Warehouse & Distribution, Inc. Record, including numerous environmental reports, were also reviewed in the At Lease Inc. (ALI) offices (ALI offices are located in the guard house near the entrance of the industrial park. Owners of Ali were prior owners of the

subject property). ESA services provided included:

- acquisition and review of aerial photographs of the property and adjacent land to assess property uses;
- acquisition and review of available local records and documents regarding the site and adjacent land;
- interviews with knowledgeable people regarding the subject property to identify information about the property or additional areas of concern.

The results of these efforts are summarized throughout the report.

1.3 SITE RECONNAISSANCE

A site reconnaissance was made on April 29 and 30, 2003 to inspect physical features and make general observations regarding the property and the vicinity. The following tasks were completed:

- visual inspection of the property and surrounding properties was conducted to identify potential environmental impacts existing on the property or from adjacent areas;
- · various property features were photographed;
- visual surface observations were made to identify any evidence of spills, such as stains
 or spills in facility areas or on soil or vegetative stress;
- · a survey of adjacent properties was conducted;
- · a review of facility records was conducted.

The results of the reconnaissance are summarized below and provide a representation of property conditions at the time of the site visit (current conditions). Mr. E.W. Ehrmann conducted the tour of the building and exterior portion of the property. A photographic record is included in Appendix C.

1.3.1 SUMMARY OF OBSERVATIONS

The CSW Warehouse & Distribution, Inc. building located in the Queen City South Industrial Park at 250 Lake Avenue is a one-story warehouse building attached to another warehouse structure by a common wall at its northern end. Built in the early 1920's, the cement slab on grade building consists of a brick and structural concrete block with a structural steel bar joist roof and some wood stud interior portions. There is no basement to the structure.

The following is a summary of area-by-area observations (refer to Photographs in Appendix C):

Interior Portion (Within the Structure)

Warehousing portion of the building:

The warehouse portion of the structure primarily consists of a large open area with a concrete slabon-grade floor (refer to Photographs 12 thru 14, and 20 thru 22). Fluorescent and mercury filled light fixtures, electric heaters at the ceiling, exposed piping near the ceilings, ceiling fans for air circulation, wooden and metal corrugated roof, and concrete block, brick and metal sided walls were observed throughout the structure. The following is a summary of the major areas within the

structure:

Main Warehousing Area

With the exception of offices in a second floor area, the building is essentially this warehouse space. Observations included:

- Two large trailers are located in the northeastern center of the warehouse and are used for additional office space
- Two overhead cranes (7.5 ton and a 10 ton refer to 12, 14)
- Pallets of metal rails, bars and other metal products are located in the southern end of the warehouse (Photographs 12, 13, and 14)
- Two rail cars containing metal products were located along the southwest wall (Photo 12 and 14)
- Multiple fire extinguishers and other miscellaneous items were observed on and around shelving along walls
- A floor drain was observed just north of the office trailers (Photograph 18). The drain was covered with a metal sheet.
- Pipe wrap was observed around pipes out of wall (Photograph 16)
- Six 55-gallon drums, partially filled with gravel for yard, concrete blocks, a 60-gallon air compressor, and metal 5-gallon containers were observed near shelving in the southeastern corner of the area (photo 13)
- A few small room were located along the southeastern portion of the warehouse and contained storage of miscellaneous items including some full paint cans, small drums/containers containing "nickle powder", an old boat and miscellaneous office equipment.
- Two large pads, possibly from old transformers or other equipment, were observed in the northwestern end or the warehouse. Some staining was observed on the floor around the pads (refer to Photographs 19 and 20)
- A number of 55-gallon drums used to catch rainwater were observed in the north-north central portion of the warehouse
- Storage bins (small dumpsters), generators, old printing equipment and other metal products are stored on the northern section of the warehouse (Photographs 20 and 21)
- New water treatment equipment, large machines (Hilco-Hyflow Oil Filter Machines), bottles and other miscellaneous materials were stored on pallets in the north central portion of the warehouse (Photo 22)

A series of concrete trenches are located in the floor in the northern part of the warehouse. These have been filled in with soil. Other specific areas within the warehouse included:

Fork lift area

- Small area in western-central area of the warehouse
- Possibly asbestos containing lath ceilings
- Seven air tanks (empty) are stored in this area
- Area was the former employee "lunch/cafeteria" area

Tool Shed

- Multiple machine fluids on shelving; including oil, WD-40, etc.
- A portable space heater

A floor drain was located in this area

Transformer area (refer to Photograph 23)

- Three large (not in use) possibly oil containing transformers on concrete floor
- Non-lighted area with possibly lead-based paint brick walls
- Storage of large chains and other materails

Shed

- Old air compressors are stored in this area
- Miscellaneous truck equipment is also located in the area
- An empty 55-gallon drum and 5-gallon containers are also located in this area

Electrical room (refer to Photograph 17)

- Large electrical station which may have/had supplied electricity to the other buildings in the industrial park.
- Concrete floors and brick walls
- A drain was located on the floor of this area

Sprinkler Storage Area

- Small room on the eastern sidewall which stores the Rockwood Sprinkler System for the building
- Concrete floors and brick walls also comprise this room

Second-story Office Area

- This area is located along the southeastern portion of the warehouse
- Carpet floors, drywall walls, ceiling tile
- Four separate offices off a main, open entrance area/space

Exterior Portion of the Property (Outside the Structure)

In a clockwise manner with respect to the building:

North of the building:

- The building is set-back at least 100 yards from Lake Avenue.
- The subject building shares a common wall, with the building to the north, owned by Grasslands, Inc. (refer to Photograph 3, 4, 5, and 6)

East of the building (refer to Photographs 3, 4, 5, and 6):

- A large gravel driveway and parking area/roadway is located east of the structure and covers most of the area between buildings within the complex. Two large overhead doors are located along the eastern side of the building for access of tractor trailer deliveries.
- A small storage shed was located outside of the overhead door to the north. No materials were

located within the shed at the time of the site reconnaissance

- A large storm sewer drain is located along the northeastern wall and just north of one of the overhead doors. (Photograph 2)
- A stack and a small wooden boat are located toward the southeastern portion of the property (6 and 7).
- Natural gas services for the structure were also noticed on the southern portion of the eastern sidewall

South of the structure (refer to Photographs 8 and 11):

- A large overhead door was located in this area and railroad tracks lead into the building for access to the warehouse by railcars
- Miscellaneous storage of wood crates and skids, empty 55-gallon drums, metal products and other various materials were noticed in this area (photos 8 and 9).
- A large warehouse type facility is located south of the CSW Warehouse and is part of the industrial park (refer to Photograph 11)

Western Exterior of the property (photos 9, 10 and 11):

- The western boundary of the property is fenced access to this area was not provided to PEI at the time of the site reconnaissance
- The border area is a gravel area used for storage of materials. Numerous stockpiles of soil, rock, brick and other materials were observed on the adjacent property
- A structure is located on the adjacent western property, in close proximity to the western sidewall of the subject structure (refer to Photos 9 and 10). However, the structure shares some common above ground piping with the subject property. The purpose of this building is unknown to PEI at this time.

1.3.2 PRIMARY PROPERTY USES

The facility is currently used for general warehousing purposes. Historical maps and records indicate that the property has been used for industrial purposes since the early 1900's. Maps of the complex indicate that the industrial park includes three large building complexes with the CSW structure occupying the most northern structure, just south of a guard house. The industrial park current tenants include the Grassland Equipment Warehouse (a separate structure attached to/part of the CSW building complex but not included in this Phase I), CSW Warehouse & Distribution, Inc., Cargo Transport Inc., Gibraltar Metal Processing, Advanced Piping Systems Co., Inc., Delavan Industries Inc., and Maksteel Service Centre Inc.

A review of historical records (including aerial photographs) indicate that the existing building was constructed around the early 1920's, however, previous reports indicate that the property was owned by the Bethlehem Steel Corporation from 1903 to the 1950's and prior to that by Kahman Steel. Bethlehem reportedly used the property as a storage area for bar steel and as a bar mill. Various other tenants over time have included machine/construction equipment warehousing, steel manufactures, and general warehousing. According to building permits, alterations were made to the building as various companies occupied the structure. The subject property was purchased by Queen City South Industrial Park, Inc. in 1986 and used as a warehouse & distribution center for lawn and garden equipment.

1.3.3 TREATMENT, STORAGE OR DISPOSAL FACILITY (TSDF)

The subject property is not a TSDF and no areas were observed. The immediately adjacent properties (other buildings within the industrial park) are listed as a small quantity generators of hazardous waste.

1.3.4 HAZARDOUS WASTE/SUBSTANCES

As listed in section 1.3.1, some drums and containers were observed during the property visit. The majority of the 55-gallon drums observed contained rainwater. A few drums containing metal shavings and "nickle powder" were also observed.

Oil residue and stained areas were observed on the floor in the northern end of the warehouse. This was near two large cement pads which may have former supported transformers or other equipment. Additionally, many old equipment and motors were observed within the facility.

1.3.5 ABOVE GROUND/UNDERGROUND CHEMICAL/PETROLEUM STORAGE TANKS (AST/UST)

Currently, there is no visible evidence or records that ASTs/USTs existed on this property. The recent investigation, however, indicated that petroleum type contamination exists on the property. The source is unknown at this time. Additionally, as noted in Section 4.3, records for the adjacent properties within the industrial park do have a history of ASTs/USTs, spills and UST removal. Some of the leaking tank sites identified in the radius search were located within close proximity of the subject property (refer to appendix B).

1.3.6 PCB CONTAINING EQUIPMENT

Some transformers were observed in different areas of the building. With the exception of ones noted in the electrical room, it is believed that the transformers were dry/non PCB containing. The transformer type units in the electrical room appeared to contain oil. A number of out-of-use motors located on various pieces of equipment throughout the buildings may contain oil. No labels concerning PCB content were observed on equipment located in the buildings. A 1993 letter from W. Thompson Eaton to Acres International Corp. Indicates that all transformers that were suspected of possibly containing PCBs were properly disposed in 1993 (refer to Appendix H).

Fluorescent light fixtures were located throughout the build complex. Based on the age of these fixtures, it is possible that they contain PCB contaminated fluid within the ballasts.

1.3.7 ASBESTOS CONTAINING MATERIAL/LEAD BASED PAINT

Potential friable and non-friable asbestos containing material (ACM) may be associated with pipe wrap, flame-retardant ceiling tile, and in materials around electrical equipment. Areas of pipe wrap that could be visually observed during the site visit appeared to be in good condition. Based on the age of the buildings, lead-based paint is potentially associated with the structure.

1.3.8 STAINS, SPILLS, STRESSED VEGETATION

No areas of stressed vegetation were observed. A few stains and some residue material was observed at various locations as noted in Section 1.3.1. In general the facility appeared generally clean and well maintained.

1.3.9 LANDFILLS/DUMPING ACTIVITIES

There is no history of landfilling or dumping on the property. Previous investigations indicated that the near-surface/subsurface soil is fill materials. Some pallets, empty 55-gallon drums, and wood debris is located on the property in the area of the southern overhead door entrance to the warehouse. Stockpiles of material including soil, tires, wood, concrete, brick, and miscellaneous garbage were observed on the adjacent western property. There were other small, scattered piles of miscellaneous wind-blown debris and trash located in various locations on the subject property.

1.3.10 PITS, SUMPS, WELLS

No pits or sumps (other than floor drains and sewers) were observed during the site visit. A number of wells were installed during previous investigations on adjacent properties within the industrial park (refer to Section 4.3). Three micro-wells were installed on the property during the Phase II Environmental Assessment completed in February 2003. These however, were not located during this Phase I ESA and may have been removed.

1.3.11 PONDS AND LAGOONS

No ponds or lagoons were observed or are known to be associated with this property.

1.3.12 COASTAL AREAS

The property is not associated with a costal area.

1.3.13 POTABLE WATER SUPPLY

Properties have access to the Village of Blasdell/Town of Hamburg water.

1.3.14 SEWAGE DISPOSABLE

The properties are within the Village of Blasdell/Town of Hamburg sewer district.

1.3.15 ROADS AND PARKING LOTS

The property contains loose gravel and partial asphalt covered parking areas on the eastern portion of the property and a service road is located further to the east.

1.3.16 ODORS

There were no abnormal odors observed in the warehouse or external portion of the property

during the site reconnaissance.

1.3.17 HEATING AND COOLING EQUIPMENT

The warehouse is heated by natural gas furnaces and electric ceiling heaters. Historically, this property was most likely heated with coal, heating oil and or natural gas.

1.3.18 OTHER NOTEWORTHY OBSERVATIONS/ISSUES

No other noteworthy observations were made or issues identified during the property reconnaissance or records review other then those listed above.

2.0 ASSET INFORMATION AND DESCRIPTION

Pertinent asset information includes:

Property Name: CSW Warehouse & Distribution, Inc. Facility, SBL# 150.16-1-2.12

Property Address: 250 Lake Avenue, Blasdell, New York

Property Owner: CSW Warehouse & Distribution, Inc.

Property Contact: Mr. E.W. Ehrmann

The legal description for the property is: Part of lot No. Six (6), Township Ten (10), and Range Eight (8) and bounded as described in deeds listed in Section 4.2.

Refer to Appendix F for additional information on property ownership. In addition, refer to Section 4.0 for a description of the ownership/use history of the property.

3.0 SITE DESCRIPTION

3.1 LOCATION AND CURRENT USE

With a formal address of 250 Lake Avenue, Village of Blasdell and Town of Hamburg, Erie County, New York, the approximately 3.5-acre property contains an approximately 88,000 square foot building located in the Queen South City Industrial Park. Building uses/tenants currently include general warehousing of large machines and other miscellaneous items, office space, and other storage areas (refer also to Section 1.3.2).

3.2 GENERAL PROPERTY AND AREA FEATURES

The facility is set within the industrial park and is accessed from Lake Avenue via a gravel/asphalt drive along its eastern side. Asphalt and loose gravel parking areas are located along the eastern front area of the property. Railroad tracks and a gravel driveway surround the building on the north, with a large gravel area along the eastern side of the property.

The immediate property vicinity and the surrounding area consists primarily of vacant land and small to heavy commercial /retail/industrial areas along Lake Avenue in the Village of Blasdell and Town of Hamburg.

3.3 ADJACENT PROPERTIES

The following is a brief description of the immediately adjacent properties starting with the property north and moving in a clockwise direction (refer also to Section 4.2.2).

- North: To the north of the subject property is a building owned by Grassland Equipment Warehouse, Inc., which shares a common wall with the building on the subject property. Further to the north is a small vacant grassy area and Lake Avenue. Large warehouse and manufacturing plants for Bethlehem Steel Corporation are located across and on the north side of Lake Avenue.
- East: The property to the east is a service road which is used by the businesses to the south. Further to the east are railroad tracks.
- South: The property immediately adjacent to the south is the large warehouse for Maksteel Service Center. To the southeast is the large warehouse for Gibraltar Metal Processing. Further to the south is Rush Creek.
- West: The adjacent property to the west is a storage area. There were some stockpiles of C&D debris located on this property.

3.4 PROPERTY SURFACE FEATURES AND DRAINAGE

Property surface features and drainage were determined through a combination of site reconnaissance and a review of both aerial photographs and topographic maps. The property is relatively flat and slightly elevated along the service road to the east. Drainage occurs from roof drains and asphalt areas and is directed to the village/town storm sewer system or low spot within the property. A few floor drains were observed in some areas within the facility as described in Section 1.3.1.

The general topographic (surface) and hydrogeologic (subsurface) gradient and water flow is generally towards the southwest and or west towards the lake and or Rush Creek. Rush Creek is to the south of the subject property. However, due to the commercial and industrial use of the area over time, surface and shallow groundwater flow most likely will be impacted by large asphalt and cement areas, road beds, storm sewers, and other subsurface man-made structures (i.e., foundations).

Photographs of the subject property are contained in Appendix C. A summary list of observances was presented in Section 1.3.

3.5 UTILITIES

The property has access to all major public and private utilities, including water (Village of Blasdell and Town of Hamburg), sanitary and storm sewers (Village of Blasdell and Town of Hamburg), electric (Niagara Mohawk Power Corporation), gas (National Fuel Gas Supply Company), and

telephone.

3.6 SITE GEOLOGY/HYDROGEOLOGY

The United States Department of Agriculture (USDA) Soil Conservation Service *Soil Survey of Erie County, New York* (1986) was reviewed to determine soil types. The map of this area identified the predominant soil type pertinent to the property to be Urban land (Ud). Soils classified as this type have not been mapped in detail because most locations are highly developed for commercial, industrial or residential uses as much of the ground surface is covered by impervious features such as buildings roads and streets, and paved parking lots. Usually disturbed from construction activities, soils in this category are typically dominantly nearly level, disturbed, and range from well-drained to poorly drained (Owens et al. 1986: General Soil Map, sheet 35).

Urban land, 0 to 3 percent slopes, (Ud) is a nearly level miscellaneous area in which 80 percent or more of the soil is covered by asphalt, concrete, buildings, or other impervious structures including parking lots, shopping and business centers, and industrial parks (Owens et al. 1986:133).

Bedrock beneath the subject property, 250 Lake Avenue, consists of Onondaga limestone (Owens et al. 1986:3-4). It lies deeply buried beneath glacial deposits and no rock outcrops are visible on the ground surface. Relatively flat, the bedrock underlying Erie County tilts to the southwest at approximately 50 ft (15 m) per mile (Owens et al. 1986:2-4).

The nearly two centuries of construction and development within the heavily industrialized area, as well as the existing buildings and roadways, have altered any natural drainage patterns. A copy of the soil survey map is presented in Appendix D.

Previous investigations on adjacent property suggest that fill material made up of sand, some slag, brick, and gravel occurs to a depth of 3 feet (10 feet in some locations). Ten to twelve feet of grey and blue-green clay is located under the fill. This clay is underlain by 2-feet of silty, clayey, sandy lense. Hardpan till was reported below 15-feet and shale bedrock at about 20-feet.

4.0 SITE HISTORY

4.1 HISTORICAL SOURCES REVIEWED

A number of sources were used to develop a historical use profile for the property discussed in this report, and included:

- property deed records;
- historical street directories
- review of historical records and past environmental reports; and
- aerial photographs.

4.2 SITE AND AREA HISTORICAL CHAIN OF USE

4.2.2 Chain of Title Information

Title and tax assessor information located at county offices was reviewed and is summarized below:

<u>Liber</u>	Page	Sale Date	<u>From</u>	<u>To</u>
10606	247	02-17-1993	Queen City South Industrial Park, Inc.	CSW Warehouse & Distribution, Inc.
10606	244	02-17-1993	Queen City South Industrial Park, Inc.	CSW Warehouse & Distribution, Inc.
10556	178	11-18-1992	Queen City South Industrial Park, Inc.	CSW Warehouse & Distribution, Inc.
9664	1	12-30-1986	Stony Point Land Co.	Queen City South Industrial Park, Inc.
4680	5	02-27-1950	Bethlehem Steel Company	Stony Point Land Co.

Village and Town assessment information obtained at the Village of Blasdell and Town of Hamburg is contained in Appendix F.

4.2.2 Chain of Use Records

Information describing recent historical use of the property was obtained from Polk Suburban Directories located at the Buffalo and Erie County Public Library, City Branch, Special Collections Department. The information is summarized in the table below.

Occupants in the Vicinity of the Subject Property

Year	Subject Property -250 Lake Avenue	310 Lake Avenue
1999	- Advanced Piping Systems Co. Welding Repair - American Welding Service - At Lease Amusement and Recreation - CSW Warehouse & Distribution General Warehousing - Cobey Industrial Supplies - Crago Transport Trucking - Glenariff Trading Management Consulting Services - Grassland Equipment & Irrigation - Hurco - Jomco Associates - Irrigation & Pump Spc Crop Planting Prtctn - Maksteel Service Center - Tricon Distributing - Wright Wholesale	- 10 Different Companies (including a trucking company and auto repair shop)
1993	- Queen City South Industrial Park - CSW Warehouse & Distribution (metals warehousing & distribution) - Eaton Equipment Corporation (lawn implts)	- 19 Different Companies (including a restaurant, a trucking company and a gas station)
1988	- Queen City South Industrial Park - CSW Warehouse & Distribution (World Headquarters) - Doral Transport Co. Trucking - Eaton Office Equipment (warehouse) - Shareef Enterprises Inc. (Personnel Department)	- 18 Different Companies (including a restaurant, a trucking company and a gas station)
1980	Not Listed (Hamburg Directory - inc. Blasdell)	- 21 Different Companies (including a restaurant, a trucking company and a gas station)
1976	Not Listed (Hamburg Directory - inc. Blasdell)	- 19 Different Companies (including a restaurant, a trucking company and a gas station)
1970	Not Listed (Hamburg Directory - inc. Blasdell)	Not Listed (Hamburg Directory - inc. Blasdell)
1965	Not Listed (Southeast Suburban Directory - inc. Blasdell)	Not Listed (Southeast Suburban Directory - inc. Blasdell)
1963	Not Listed (Southeast Suburban Directory - inc. Blasdell)	Not Listed (Southeast Suburban Directory - inc. Blasdell)

The subject property information was found from 1963 to the present (1999) in Southtowns, Hamburg (including Blasdell) and Southeast Suburban Street Directories.

4.2.3 Aerial Photographs

Aerial photographs for the following years were obtained from the Erie County Soil Conservation Service offices in East Aurora, New York:

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1938 Aerial Photograph (12-4)
1942 Aerial Photograph (M2)
1951 Aerial Photograph (H10)
1966 Aerial Photograph (1GG 109/J10)
1978 Aerial Photograph (198R)
1990 Aerial Photograph (129D)
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The following aerial photographs from internet sites were reviewed as follows:

1927 Aerial Photography of Erie County, New York

Electronically-scanned copies of these maps are located in Appendix D. A review of these photographs indicates that the property was primarily industrial since the early 1900's. The 1938 aerial photograph shows the main subject structure and the other aerial photographs alterations to the property and park over time.

4.3 PREVIOUS ENVIRONMENTAL STUDIES/HISTORICAL DATA

Numerous environmental investigations and studies have been conducted at some of the properties within the industrial park. These include the following:

Subject CSW Warehouse Property

A 1993 Phase I Environmental Assessment (*Phase I Site Assessment, 250 Lake Ave., Blasdell, NY, Eaton Equipment Corporation, September 17,1993*) was prepared by Acres International Corp. For Doherty, Rumble and Butler. This report suggested that the property was 7.5-acres and was owned by Bethlehem Steel from 1903 to 1986 and prior to that by the Kahman Steel Co. The report suggested that Eaton Equipment used the facility to store lawn and garden equipment. The report also identified that analytical data from investigations conducted at the Seneca Complex (industrial park building to the south of the subject property - refer to figures in Appendix A) and the Buffalo Transit Site (assume complex building southeast of the property) indicated trace concentrations of organic and petroleum hydrocarbon compounds and elevated levels of lead and iron. Groundwater flow was identified to be towards the southeast towards Rush Creek.

A 1997 Phase I Environmental Site Assessment was completed in April of 1997 by the NFCS Inc. A portion of the NFCS Inc. report is contained in Appendix H.

A 2003 environmental assessment was completed on the subject property ("Focused Phase II Environmental Site Assessment; CSW Warehouse Site, Queen City Industrial Park, 250 Lake Avenue, Blasdell, New York. Environmental Audits, Inc., March 24, 2003"). A recent limited environmental assessment at the subject property included wipe samples inside the structure and subsurface soil samples beneath the concrete floor within the warehouse and through the gravel adjacent to the building on the northeast side. Groundwater samples were also collected. The wipe

samples indicated elevated levels of metals from past operations. The soil samples indicated some metal, semi-volatile and solvent and petroleum type contamination. No contamination was indicated in the groundwater samples. Pertinent pages from these reports are provided in Appendix J.

Other Properties within the Complex

1986 investigation (Environmental Study at Buffalo Transit Services Site - June 1986) prepared by Lawler, Matusky & Skelly Engineers for General Electric Company. This study suggested that the building was previously owned by Bethlehem Steel and used by its Buffalo Tank Division. This study included soil, groundwater, and wipe samples and identified that asphalt paint was stored in an aboveground tank. In addition the report indicated that thinner was stored in an underground tank, number 2 fuel, as well as diesel and gasoline were stored in below ground tanks near Building C (PEI is not sure what building C is and it was not clear in the report), and a pickling vault was reported below ground in Building A&B exterior alcove(location unknown to PEI). Below ground pits located in the building were used for hydraulic equipment. This report identified that the following USTs were excavated and stockpiled in the center of the site:

- one 6,000-gallon diesel
- one 2,000-gallon gasoline
- one 2.000-gallon naptha/mineral spirts
- three 2,000-gallon fuel oil
- one 1,000-gallon fuel oil

This report indicated that some of these had holes in them when removed and that the gasoline UST was known to have leaked. Samples collected during this report identified elevated levels of PCBs, trace solvents, and petroleum compounds. Three additional addendums to this report included:

- Addendum No. 1 July 1986
- Addendum No. 2 September 1986
- Environmental study December 1986

1987 Groundwater Study (*Groundwater Study at Buffalo Transit Services Site Seneca Complex-June 1987*) prepared by Lawler, Matusky & Skelly Engineers for General Electric Company. This study included the installation of 5 wells and two test borings.

1989 Groundwater testing (*Groundwater Testing at Buffalo Transit Services Site - January 1989*) prepared by Lawler, Matusky & Skelly Engineers for General Electric Company. This study suggested elevated levels of TCE, Benzene, and Xylene.

June 1995 Phase I report (*Environmental Assessment at EPCO Manufacturing Corp.* By Clayton Environmental Consultants for Jaffe, Raitt, Heuer & Weiss, P.C., June 12, 1995) identified transformers, oily debris in machine pits, and soil and groundwater contamination.

October 1998 Phase I (Phase I Environmental Site Assessment, Former Site of EPCO Manufacturing Corp, 250 Lake Avenue. Prepared by Blasland, Bouck & Lee, Inc. For Delavan Industries, Inc. October 1998) indicated that the current owners purchased the property from

Bethlehem Steel and leased section of the complex. This report suggested the following:

- GE occupied since 1985

- EPCO manufactured receptacles and compactors used for disposal and recycling

5.0 REGULATORY/AGENCY RECORDS REVIEW

A review of readily available government agency records was conducted by PEI using the government records search firm, EDR. EDR provides an ASTM Detailed Radius Report based on information obtained from publicly available data sources and other secondary sources. Information regarding the property and information provided in the EDR report was further developed by PEI using the New York State Bulk Petroleum Storage and Spill database records. A table summarizing the EDR database search results (including databases searched and the number of reported sites for each) is presented on page 4 of the EDR report (refer to Appendix B). Additional details on these sites are also contained in the EDR radius report including information about sites in the immediate area as well as their relative location to the subject property.

The immediately adjacent properties (within the industrial park and with the same address) were identified in three government databases including General Electric Co., Eaton Equipment and Delavan Industries Inc. as RCRA Small Quantity Generators; General Electric Co. and Delavan Industries Inc. as Facility Index System (FINDS) sites; and American Welding Services in the NY SPILLS database.

A total of nineteen (15) database records were found for the immediately adjacent and surrounding properties within the ASTM government records search radius. These include one Corrective Action Report (CORRACTS), four Resource Conservation and Recovery Act Small Quantity Generator properties (RCRIS Sm. Quan. Gen.), one State Hazardous Waste site, one State Landfill site, five Spills Information Database (LTANKS) sites, a Facility Index System (FINDS) site, and two State Spills Information Database (NY SPILLS) sites. Information on the property was not found in any other ASTM searched databases.

A Freedom of Information Law (FOIL) request was submitted to the NYSDEC Region 9 office requesting information concerning the subject and adjacent properties. Information received to date is contained in Appendix G. Any additional pertinent information will be forwarded upon receipt.

A search of the NYSDEC Division of Environmental Remediation Chemical and Petroleum Bulk Storage System database (Updated July 1, 2000) was conducted by PEI. The information corresponds to that provided in the EDR report.

6.0 OTHER RECORDS REVIEWED/INTERVIEWS CONDUCTED

In addition to the federal and state databases searched, PEI reviewed a number of other regional information sources.

6.1 VILLAGE AND TOWN OFFICES

PEI visited or contacted a number of Village of Blasdell and Town of Hamburg offices on April 30, 2003. The offices contacted and information obtained included the following:

- 1. Village of Blasdell Assessor Office
- Real property and assessment information.
- 2. Town of Hamburg Building and Permitting Department
- Zoning maps and property files
- 3. Town of Hamburg Assessor Office
- Real property and assessment information.

Information obtained from these sources is contained throughout the report.

6.2 COUNTY OFFICES

Aerial photographs, floodplain information, and wetland maps were obtained from the Erie County Soil Conservation Service offices in East Aurora, New York. PEI also contacted the Erie County Real Property Tax Office and Erie County Court Building for more information on the subject property.

6.3 INTERVIEWS

PEI personnel conducted an interview with Mr. E.W. Ehrmann of CSW Warehouse & Distribution Inc. (President), during the site visit. Information obtained during the interview as well as discussions with county, village and town officials is summarized throughout this report. PEI also spoke with W. Thompson Eaton regarding the property during a review of the historical environmental reports.

7.0 REVIEW OF SPECIAL RESOURCES

The property does not appear to have any special resource issues on or adjacent to it. A cemetery is located on the adjacent southwest property. These buildings are part of the Bethlehem Steel complex and may have historical significance due to that association.

7.1 HISTORIC RESOURCES

The facility buildings do not appear to possess particularly notable architectural features. These buildings are part of the Bethlehem Steel complex and may have historical significance due to that association.

7.2 FARMLANDS

The property appears to have been used for industrial purposes since the early part of the century.

7.3 RECREATIONAL AREAS

The ESA did not undercover information indicating that the property was ever used for recreational purposes.

7.4 LAND USE

Land uses in the area are mainly commercial/industrial/retail. The site is compatible with its surrounding service area.

7.5 WETLANDS AND FLOODPLAINS

PEI reviewed both the State and Federal Freshwater Wetland Maps contained in the Town of Hamburg, as well as at the Erie County Soil Conservation Service offices in East Aurora, New York. There were no federal or state areas of wetlands identified on the subject property. The New York State Freshwater Wetlands Map (12 of 31) Buffalo SW Quadrant Second Edition - 1975 and the National Wildlife Inventory Federal Map (12 of 31) showed no areas of wetlands on the subject property. However, state wetlands were located to the east, in close proximity to, the subject property, labeled BU-4.

8.0 ENVIRONMENTAL ASSESSMENT SUMMARY, CONCLUSIONS AND RECOMMENDATIONS

PEI has performed a Phase I Environmental Site Assessment in conformance with the scope and limitations of ASTM Practice E 1527 for the CSW Warehouse property, located at 250 Lake Avenue in the Village of Blasdell, Town of Hamburg, Erie County, New York. This assessment has revealed some evidence of recognized environmental conditions in connection with the subject property. These are associated with the following:

1) The recent limited subsurface assessment identified metals, semi-volaille compounds, solvent and petroleum type contamination in subsurface soil samples in specific locations under the warehouse and in adjacent soils. No source was identified. Additional sampling may be necessary to identify and remediate the source, if a source exists. It is likely, however, that the contamination is associated with years of prior use or from some specific past activity that was not documented (i.e., cleaning of equipment using solvents or solvents/oils spilled from process equipment or motors). Also, some of the solvent compounds identified are common laboratory contaminants and

may therefore not be associated with the property (acetone, 2-Butanone) or any soil contamination. These may be false positives due to contamination at the laboratory which has nothing to do with the property. Also, in general, it is not uncommon for some contamination to be present at industrial sites especially with a long history of use. The semi-volatile compounds and metals detected in the recent subsurface assessment, although elevated, are common in urban areas and especially near Bethlehem Steel operations.

- 2) Staining on the floor of the northwest corner of the structure indicates past leaking of fluids and a possible source of subsurface contamination. Wipe samples from surfaces within the warehouse identified elevated metals. Industrial cleaning of these stained areas and dusts are recommended.
- 3) Some potential asbestos and lead-based paint materials were identified. These should be properly removed and disposed during any renovation or demolition actions.
- 4) Some subsurface contamination was identified on adjacent properties. These may have contributed to or be the source of subsurface contamination on the subject property. Although, it appears that these properties are not upgradient and therefore any contamination associated with these facilities would not migrate via the subsurface towards the subject property.

No source was identified during the recent subsurface assessment. During this follow-up Phase I, PEI attempted to develop information that may reveal a potential source. No specific information was uncovered concerning the CSW Warehouse building directly. There were no records indicating USTs on the property and historical records were not readily available concerning past use of the property which may have been associated with a specific source. Current operations within the facility do not indicate a source. The warehouse has been used for industrial purposes and later warehousing since the early 1900's. This use may have contributed to the subsurface contamination or activities from adjacent properties may be the source.

PEI recommends that additional subsurface assessment be considered. This should be directed at identifying a source (i.e., area in the facility were past activities where conducted and where soil may be contaminated or an undocumented UST is present) or documenting that contamination is below concern. If a source is identified, remedial activities can be undertaken to allow future property transfer.

It should be noted, this property and the area has been industrial/commercial since the early 1900's. As such, environmental background will be higher for many of the compounds identified in the recent subsurface report and in particular with the metals and semi-volatile compounds. If re-use of the property is consistent with industrial/commercial use, levels of compounds that remain from prior use may be within normal background for industrial properties. Based on follow-up assessment findings, field observations, and source control, if necessary, remnant contamination may be shown to represent ASTM Standard de minims quantities. ASTM de minims quantities are conditions that generally do not present a material risk of harm to the public or to the environment and that generally would not be the subject of an enforcement action and therefore are not recognized environmental conditions.

9.0 WARRANTS AND LIMITATIONS

This report is based on information from field reconnaissance and visual observations of the property and vicinity, and interpretation of the available information and documentation reviewed, as described within this report. This report is intended exclusively for the purpose outlined herein at the site location and project indicated. The property and this site assessment is limited to the footprint of the lot.

This report is intended for the sole use of CSW Warehouse & Distribution Inc. The scope of services performed in this assessment may not be appropriate to satisfy the needs of other users and any use or re-use of this document or the findings, conclusions, or recommendations presented, is at the sole risk of the user.

The conclusions set forth in this report are based upon, and limited by, the government data and other information available to PEI. PEI is not able, within the scope of the project, to verify the accuracy of all data supplied by government entities and third parties. Therefore, PEI is not responsible for any conclusion contained in this report that is based on, in whole or in part, upon inaccurate data obtained from third parties.

It should be noted that all surface environmental assessments are inherently limited in the sense that conclusions are drawn and recommendations developed from information obtained from limited research and site evaluation at a specific time. The passage of time may result in a change in environmental circumstances at this site and surrounding properties, or hazardous materials beneath the surface may be present but undetectable during this Phase I assessment.

PEI does not provide professional legal or title insurance services and makes no guarantee, explicit or implied, that the listing which was reviewed represented a comprehensive delineation of past site ownership or tenancy. The work performed in conjunction with this assessment and the data developed are intended as a description of available information at the dates and locations given.

Opinions and recommendations presented herein apply to the site conditions existing at the time of the assessment and those reasonably foreseeable. They cannot necessarily apply to site changes of which PEI is not aware and has not had the opportunity to evaluate.

APPENDIX A

Property/Area Maps

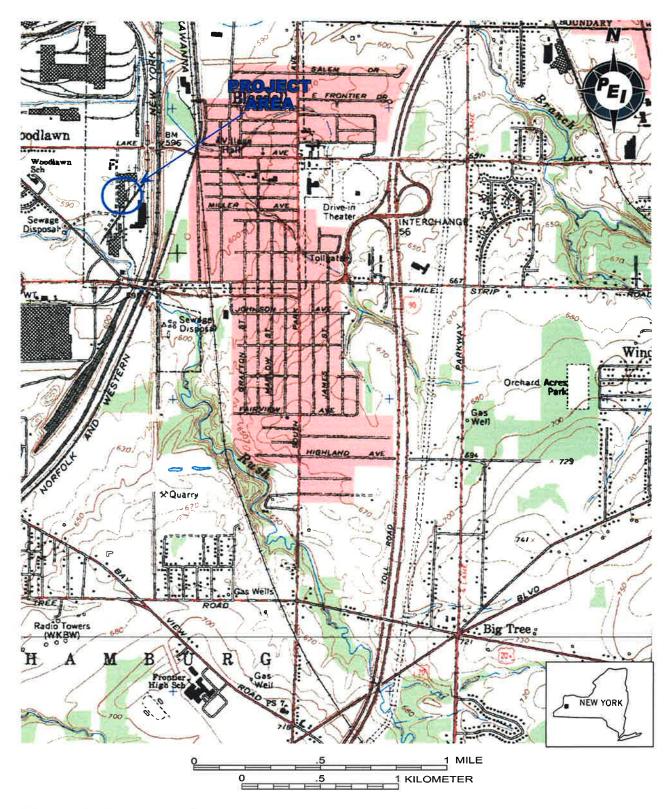


Figure 1. Location of the project area in the Village of Blasdell and Town of Hamburg, Erie County, New York (USGS 7.5' Quadrangle, Buffalo SE, NY, 1989 [1965]).

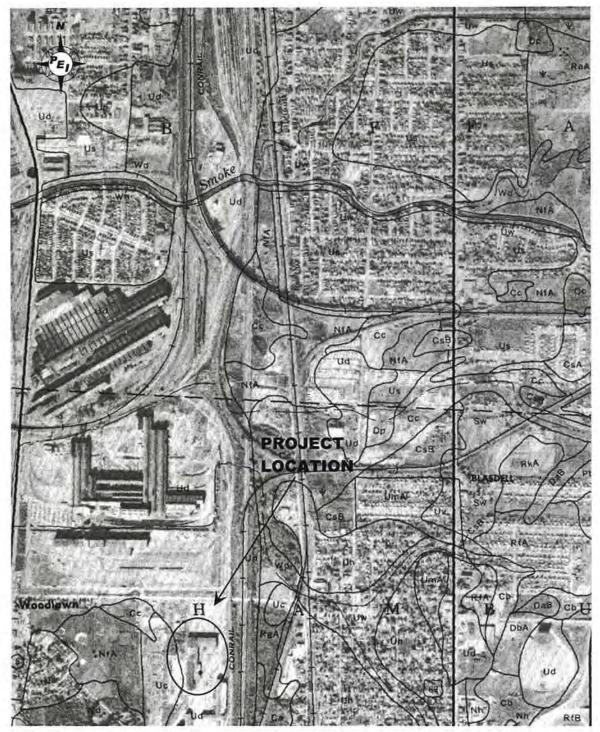


Figure 2. Soil map.

ud = urban land

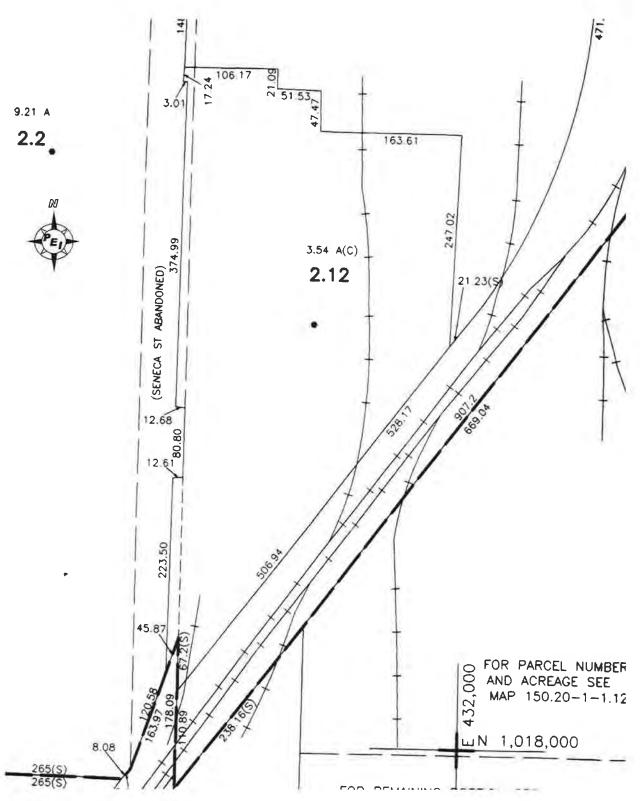
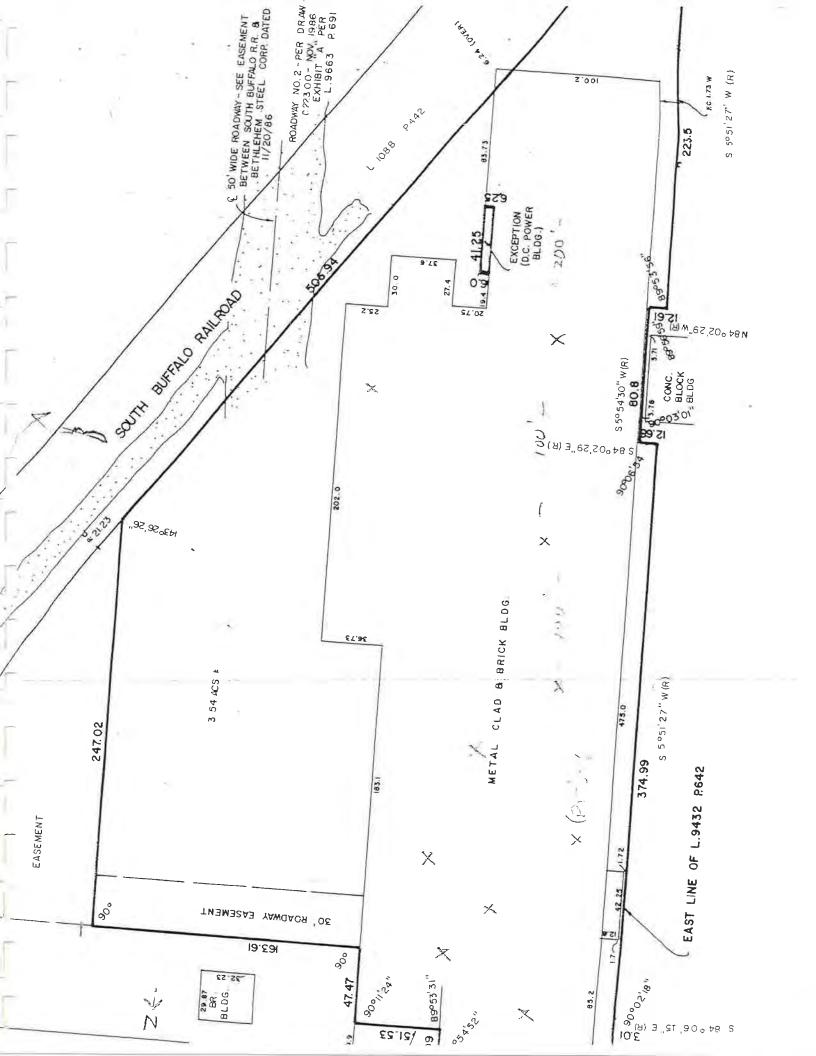
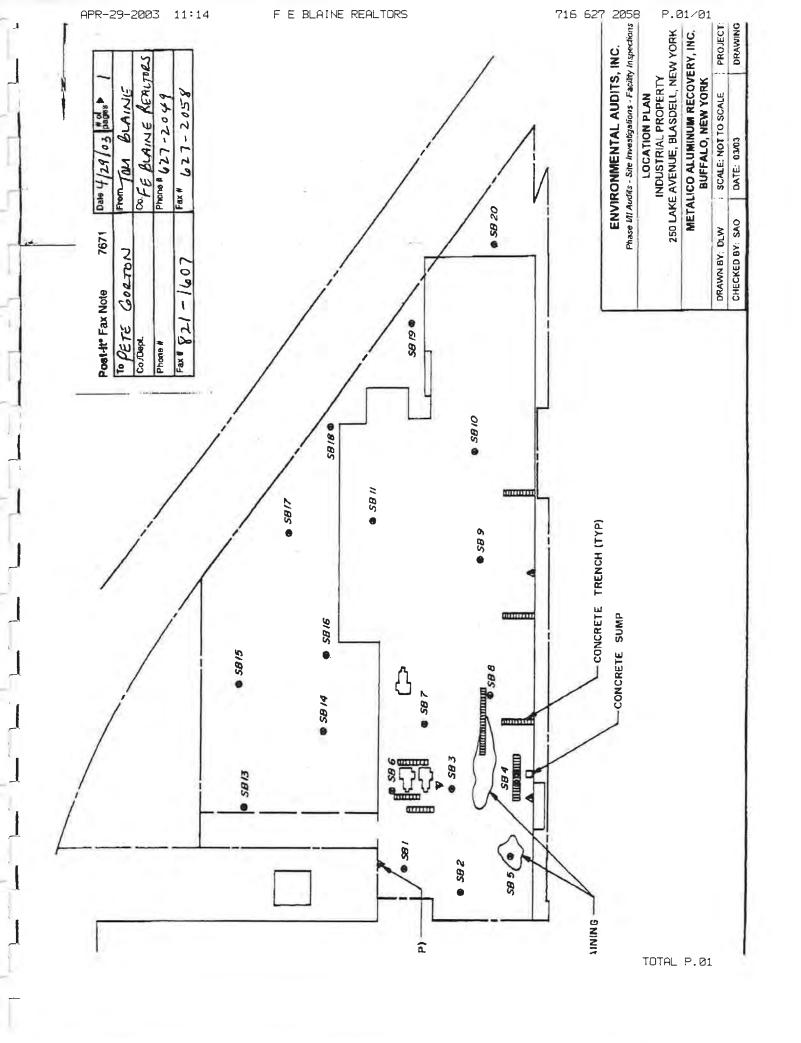


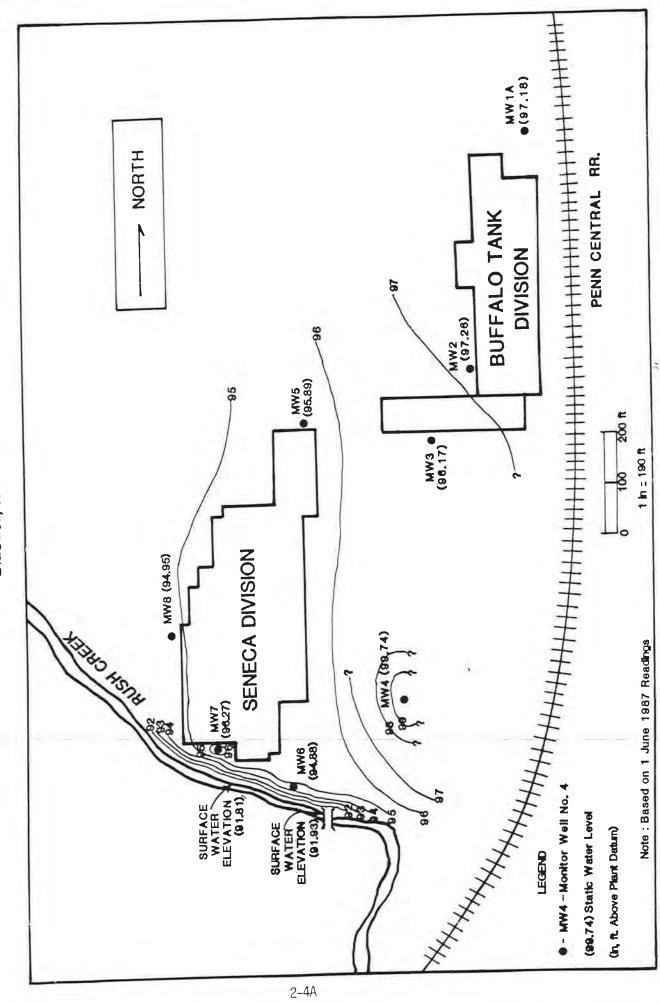
Figure 3. Tax map.

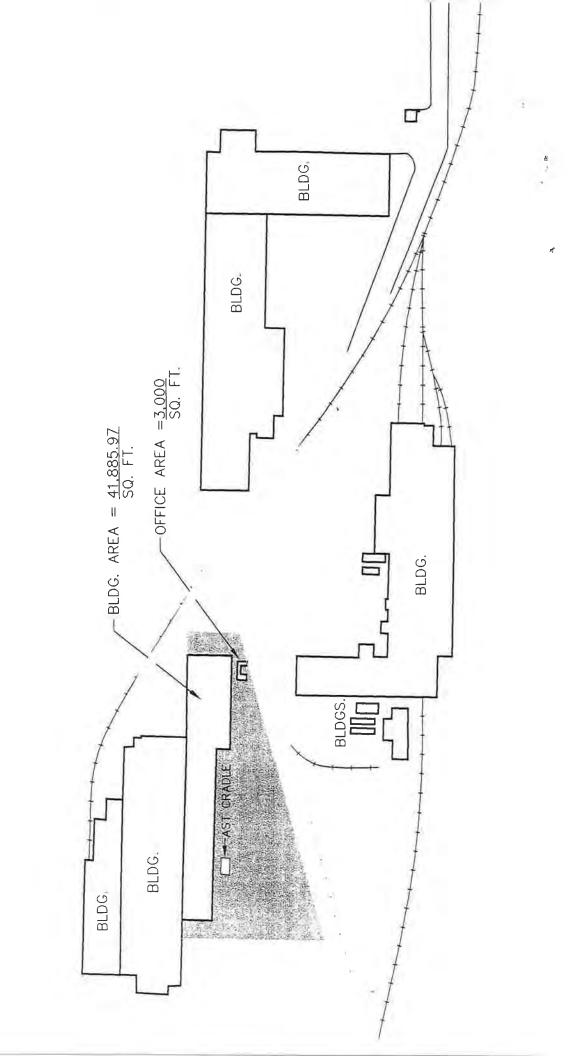




WATER TABLE MAP OF BUFFALO TRANSIT SERVICES SITE Blasdell, New York

BUR 7-1







"Linking Technology with Tradition"

Sanborn® Map Report

Ship to: Peter J Gorton

Order Date: 4/25/2003

Completion Date: 4/25/2003

Panamerican Environmental, Inc

Inquiry #: 0966300.2S

2390 Clinton Street

P.O. #: NA

Buffalo, NY 14227

1 101 01 1111

Site Name: CSW Warehouse and Distribution

Address: 250 Lake Avenue

City/State: Blasdell, NY 14219

1017562ERK

716-821-1650

Cross Streets:

Based on client-supplied information, fire insurance maps for the following years were identified

1928 - 2 Maps

1944 - 2 Maps

1950 - 2 Maps

Total Maps: 6

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First Page Sanborn Map Report, listing years of coverage Second Page Electronic Sanborn Map Images USER'S GUIDE

Oldest Sanborn Map Image Third Page Last Page Most recent Sanborn Map Image

Navigating the Electronic Sanborn Image File

- Open file on screen.
- Identify TP (Target Property) on the most recent map.
- Find TP on older printed images.
- Using Acrobat, zoom to 250% in order to view more clearly.
 - 200-250% is the approximate equivalent scale of hardcopy Sanborn Maps.
- Zooming in on an image:
 - On the menu bar, click "View" and then zoom.
 - Use the magnifying tool and drag a box around the TP area.

Printing a Sanborn Map from the Electronic File

- EDR recommends printing all images at 300 dpi (300 dpi prints faster than 600 dpi).
- To print only the TP area, cut and paste the area from Adobe Acrobat to your word processor. Acrobat Version 4
 - Go to the Menu bar
 - Press and hold the "T" button
 - Choose the Graphics Select Tool
 - Draw a box around the area selected
 - Go to "Menu"
 - Highlight "Edit"
 - Highlight "Copy"
 - Go to a word processor such as Microsoft Word, paste and print.

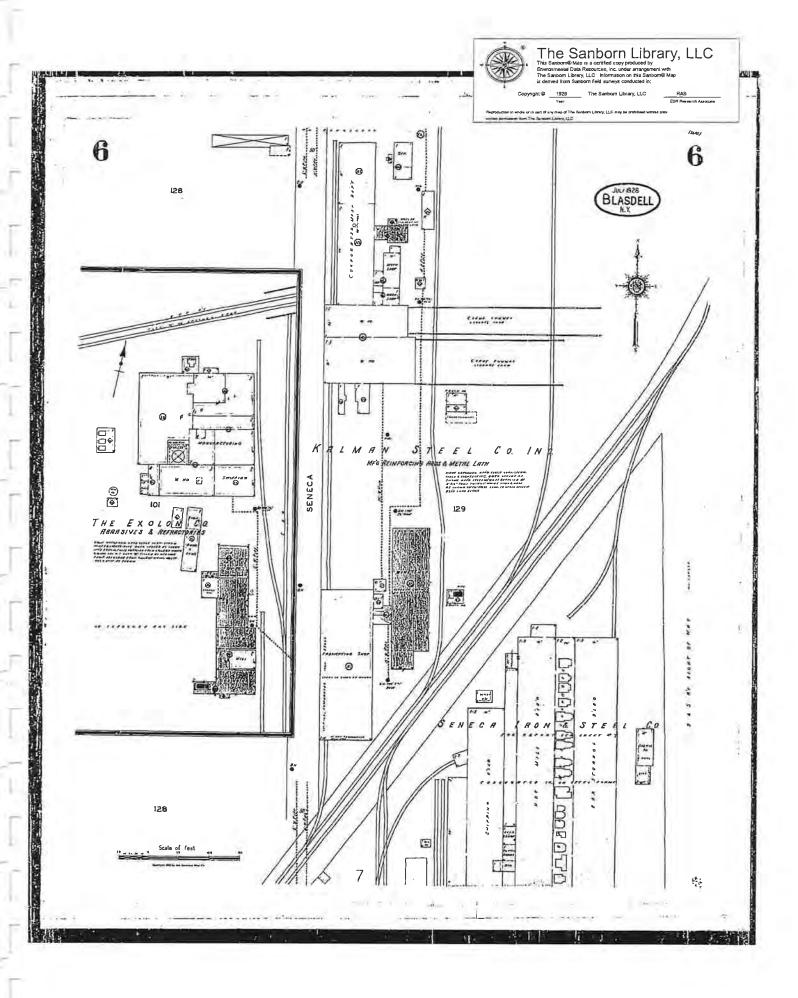
Acrobat Version 5

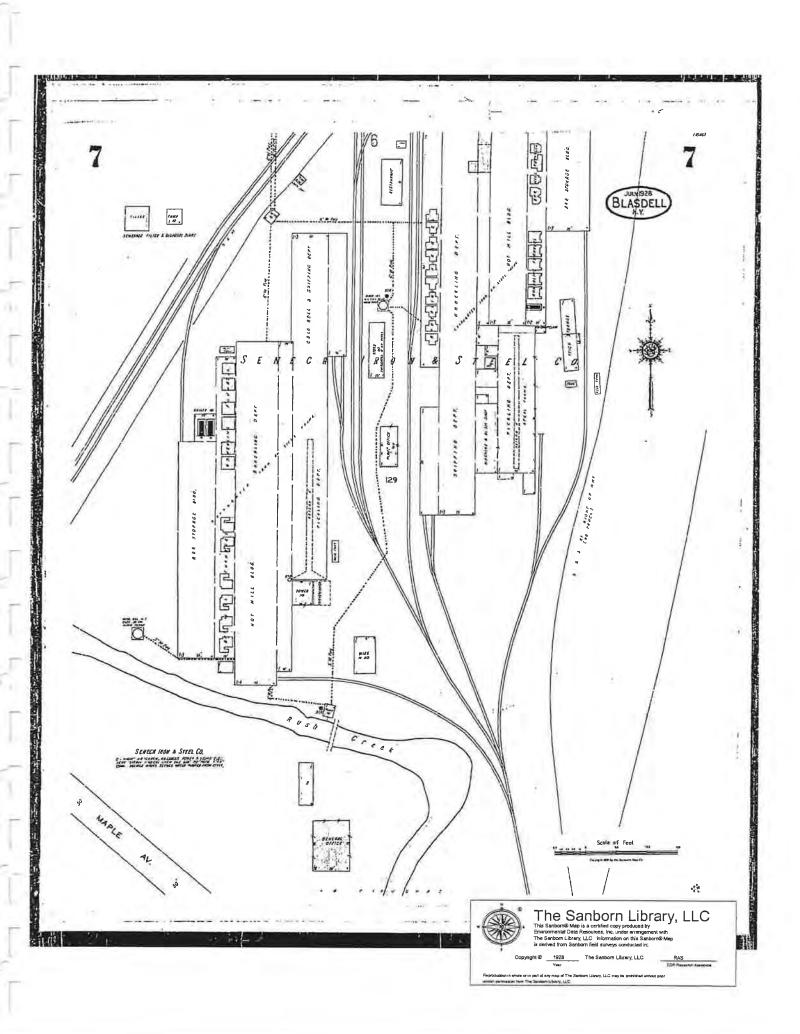
- Go to the Menu Bar.
- Click the "Graphics Select Tool"
- Draw a box around the area selected
- Go to "Menu"
- Highlight "Edit"
- Highlight "Copy"
- Go to a word processor such as Microsoft Word, paste and print.

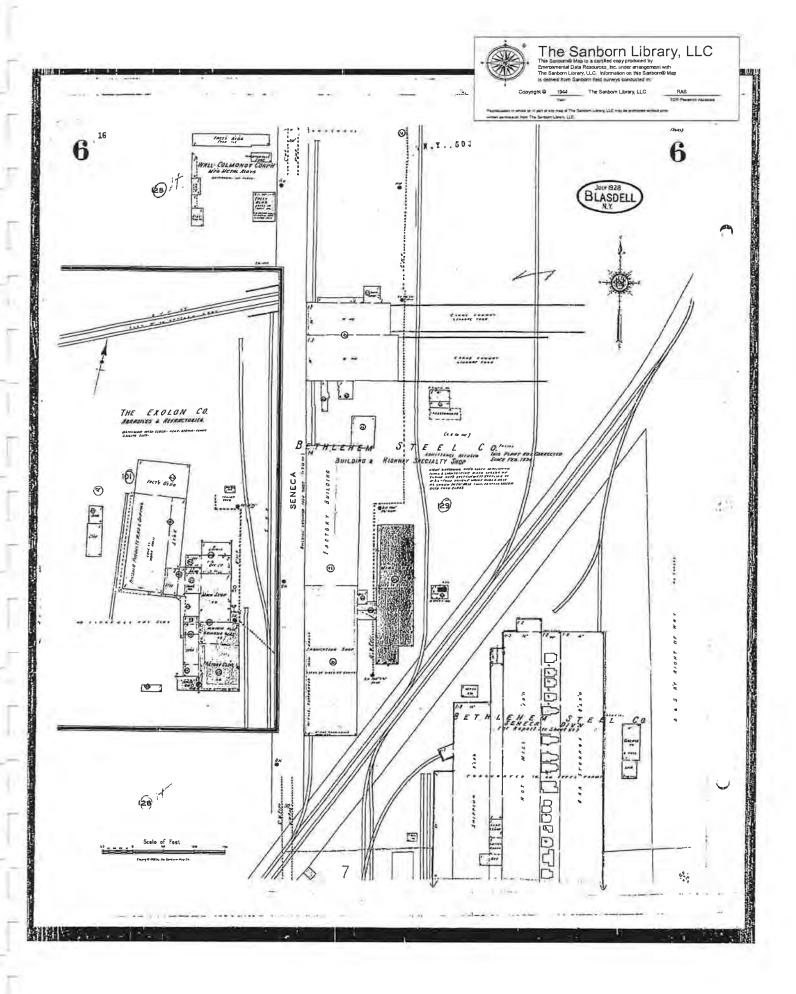
Important Information about Email Delivery of Electronic Sanborn Map Images

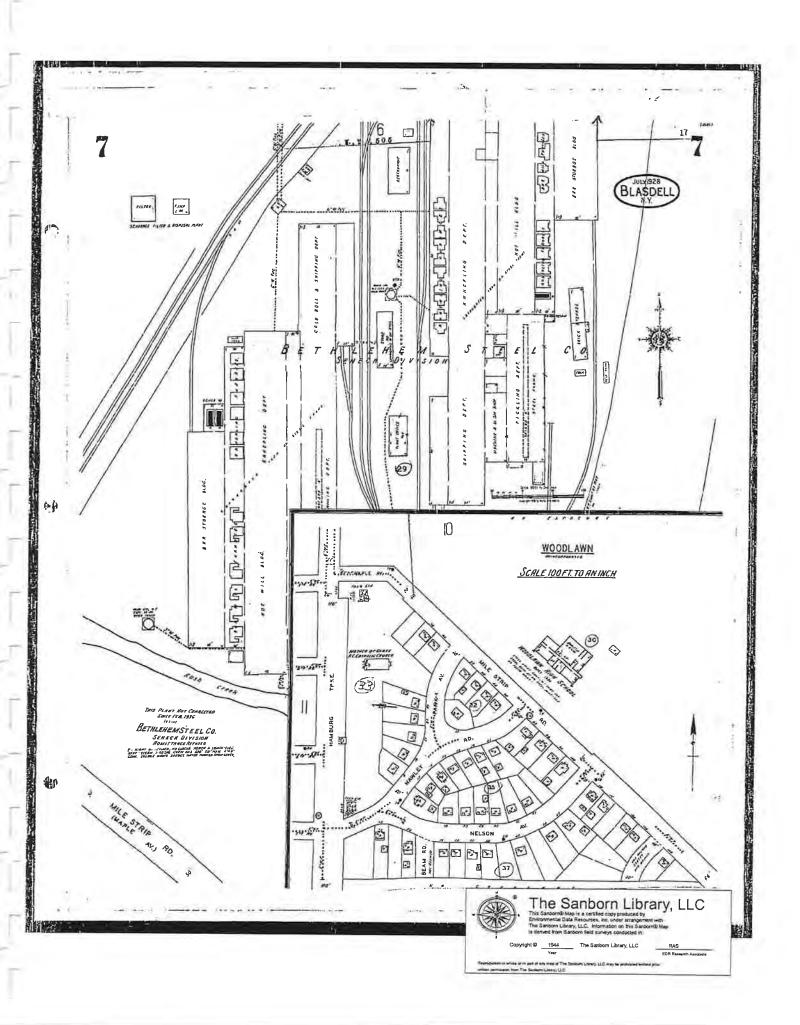
- Images are grouped into one file, up to 2MB.
- In cases where in excess of 6-7 map years are available, the file size typically exceeds 2MB. In these cases, you will receive multiple files, labeled as 1 of 3, 2 of 3, etc. including all available map years.
- Due to file size limitations, certain ISPs, including AOL, may occasionally delay or decline to deliver files. Please contact your ISP to identify their specific file size limitations.





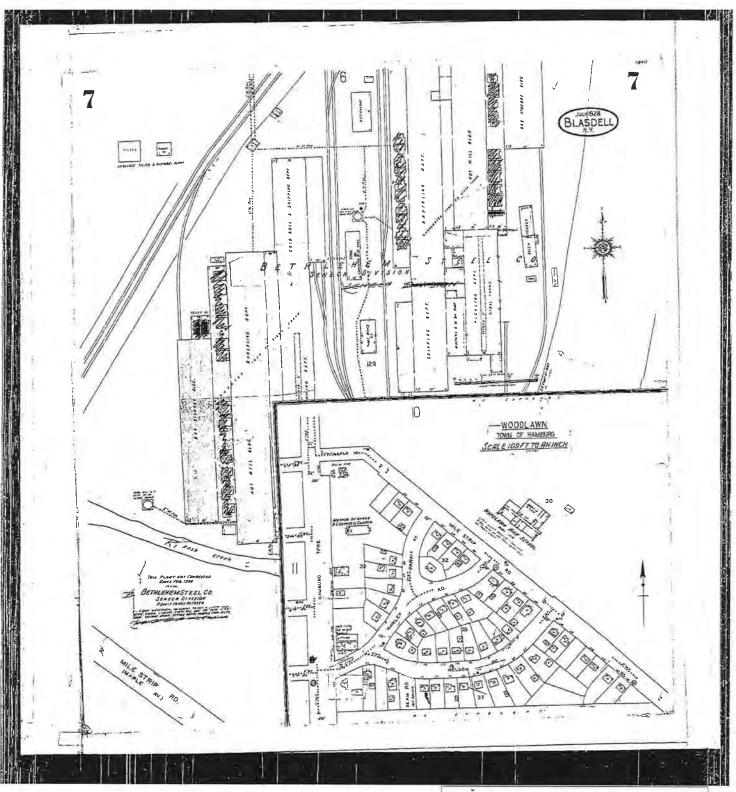








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EDR ASTM Detail Radius Database Report



The EDR Radius Map with GeoCheck®

CSW Warehouse and Distribution 250 Lake Avenue Blasdell, NY 14219

Inquiry Number: 0966300.1s

April 25, 2003

The Source For Environmental Risk Management Data

3530 Post Road Southport, Connecticut 06890

Nationwide Customer Service

Telephone: 1-800-352-0050 Fax: 1-800-231-6802 Internet: www.edrnet.com

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A search of available environmental records was conducted by Environmental Data Resources, Inc. (EDR). The report meets the government records search requirements of ASTM Standard Practice for Environmental Site Assessments, E 1527-00. Search distances are per ASTM standard or custom distances requested by the user.

TARGET PROPERTY INFORMATION

ADDRESS

250 LAKE AVENUE BLASDELL, NY 14219

COORDINATES

Latitude (North): 42.796700 - 42° 47′ 48.1″ Longitude (West): 78.835300 - 78° 50′ 7.1″

Universal Tranverse Mercator: Zone 17 UTM X (Meters): 677030.0 UTM Y (Meters): 4740297.0

USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

Target Property: Source:

2442078-G7 BUFFALO SE, NY USGS 7.5 min quad index

TARGET PROPERTY SEARCH RESULTS

The target property was identified in the following government records. For more information on this property see page 6 of the attached EDR Radius Map report:

Site	Database(s)	EPA ID
GENERAL ELECTRIC CO 250 LAKE AVE BLASDELL, NY 14219	RCRIS-SQG FINDS	NYD981487184
EATON EQUIPMENT 250 LAKE AVE BLDG #1 BLASDELL, NY 14219	RCRIS-SQG	NYD987020674
DELAVAN INDUSTRIES INC 250A LAKE AVE BLASDELL, NY 14219	RCRIS-SQG FINDS	NYR000073338
AMERICAN WELDING SERVICES 250 LAKE AVENUE BLASDELL, NY	NY Spills	N/A

DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the ASTM E 1527-00 search radius around the target property for the following databases:

FEDERAL ASTM STANDARD

NPL	_ National Priority List
Proposed NPL	Proposed National Priority List Sites
CERCLIS	Comprehensive Environmental Response, Compensation, and Liability Information
	System
CERC-NFRAP	CERCLIS No Further Remedial Action Planned
RCRIS-TSD.	Resource Conservation and Recovery Information System
RCRIS-LQG	. Resource Conservation and Recovery Information System
ERNS	

STATE ASTM STANDARD

UST	Petroleum Bulk Storage (PBS) Database
CBS UST	Chemical Bulk Storage Database
MOSF UST	Major Oil Storage Facilities Database
	Voluntary Cleanup Agreements
	Registered Recycling Facility List

FEDERAL ASTM SUPPLEMENTAL

CONSENT	Superfund (CERCLA) Consent Decrees
ROD	Records Of Decision
Delisted NPL	National Priority List Deletions
HMIRS	Hazardous Materials Information Reporting System
	Material Licensing Tracking System
MINES	Mines Master Index File
NPL Liens	Federal Superfund Liens
PADS	PCB Activity Database System
RAATS	, RCRA Administrative Action Tracking System
TRIS	Toxic Chemical Release Inventory System
TSCA	Toxic Substances Control Act
SSTS	Section 7 Tracking Systems
FTTS	FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, &
	Rodenticide Act)/TSCA (Toxic Substances Control Act)

STATE OR LOCAL ASTM SUPPLEMENTAL

HSWDS	Hazardous Substance Waste Disposal Site Inventory
AST	Petroleum Bulk Storage
CBS AST	Chemical Bulk Storage Database
MOSF AST	Major Oil Storage Facilities Database

EDR PROPRIETARY HISTORICAL DATABASES

BROWNFIELDS DATABASES

SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were identified.

Elevations have been determined from the USGS Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified. EDR's definition of a site with an elevation equal to the target property includes a tolerance of +/- 10 feet. Sites with an elevation equal to or higher than the target property have been differentiated below from sites with an elevation lower than the target property (by more than 10 feet). Page numbers and map identification numbers refer to the EDR Radius Map report where detailed data on individual sites can be reviewed.

Sites listed in bold italics are in multiple databases.

Unmappable (orphan) sites are not considered in the foregoing analysis.

FEDERAL ASTM STANDARD

CORRACTS: CORRACTS is a list of handlers with RCRA Corrective Action Activity. This report shows which nationally-defined corrective action core events have occurred for every handler that has had corrective action activity.

A review of the CORRACTS list, as provided by EDR, and dated 01/15/2003 has revealed that there is 1 CORRACTS site within approximately 1 mile of the target property.

Lower Elevation	Address	Dist / Dir	Map ID	Page
BETHLEHEM STEEL CORP	S-3556 LAKE SHORE RD	1/2 - 1 WNV	N 16	27

RCRIS: The Resource Conservation and Recovery Act database includes selected information on sites that generate, store, treat, or dispose of hazardous waste as defined by the Act. The source of this database is the U.S. EPA.

A review of the RCRIS-SQG list, as provided by EDR, and dated 09/09/2002 has revealed that there are 3 RCRIS-SQG sites within approximately 0.25 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
J B A METAL FABRICATING INC	175 LAKE AVE	0 - 1/8 NNE	5	8
EDEN SANITATION SER INC	17 MARTIN AVE	1/8 - 1/4 E	B7	10
JOE BALL SANITATION SER INC	17 MARTIN AVE	1/8 - 1/4 E	B9	12

STATE ASTM STANDARD

SHWS: The State Hazardous Waste Sites records are the states' equivalent to CERCLIS. These sites may or may not already be listed on the federal CERCLIS list. Priority sites planned for cleanup using state funds (state equivalent of Superfund) are identified along with sites where cleanup will be paid for by potentially responsible parties. The data come from the Department of Environmental Conservation's Inactive Hazardous waste Disposal Sites in New York State.

A review of the SHWS list, as provided by EDR, has revealed that there is 1 SHWS site within approximately 1 mile of the target property.

Lower Elevation	Address	Dist / Dir	Map ID	Page
BETHLEHEM STEEL	3555 LAKE SHORE DRIVE	1/2 - 1 WSW	V 15	25

SWF/LF: The Solid Waste Facilities/Landfill Sites records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. The data come from the list.

A review of the SWF/LF list, as provided by EDR, has revealed that there is 1 SWF/LF site within approximately 0.5 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
BALL SANITATION TRAN STA.	17 MARTIN AVE	1/8 - 1/4 E	B10	12

LTANKS: Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills

A review of the LTANKS list, as provided by EDR, and dated 01/01/2002 has revealed that there are 5 LTANKS sites within approximately 0.5 miles of the target property.

Equal/Higher Elevation	Address	Dist / Dir	Map ID	Page
BIG K TRUCKING	17 MARTIN AVENUE	1/8 - 1/4 E	B8	11
CONRAIL-SENECA YARD	LAKE AVENUE	1/8 - 1/4 NE	C11	13
NORFOLK SOUTHERN RAILWAY	LAKE AVENUE	1/8 - 1/4 NE	C12 13	14
VILLAGE OF BLASDELL	121 MIRIAM AVE	1/4 - 1/2ENE		17
Lower Elevation	Address	Dist / Dir	Map ID	Page
SOUTHSIDE TRAILER SERVICE INC	310 LAKE AVE	1/4 - 1/2 WNW 14		19

STATE OR LOCAL ASTM SUPPLEMENTAL

SPILLS: Data collected on spills reported to NYSDEC. is required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

A review of the NY Spills list, as provided by EDR, has revealed that there is 1 NY Spills site

within approximately 0.125 miles of the target property.

Equal/Higher Elevation

Address

Dist / Dir

Map ID

Page

CONRAIL SENECA YARD

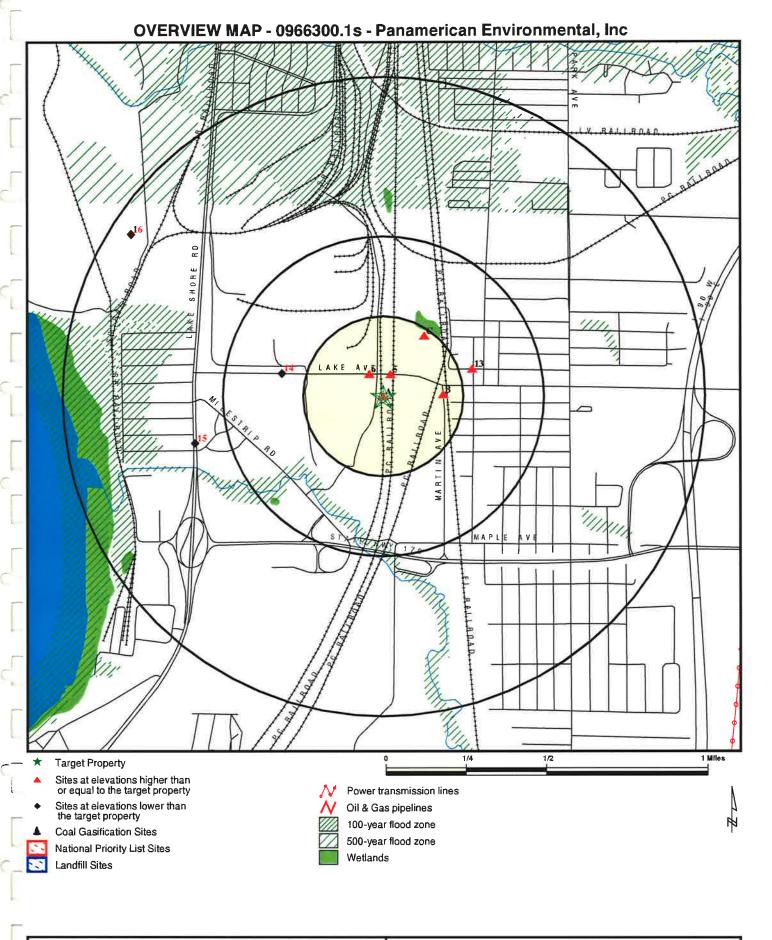
257 LAKE AVENUE

0 - 1/8 NNW 6

)

Due to poor or inadequate address information, the following sites were not mapped:

Site Name	Database(s)
CHEM-TROL	SHWS
HEUSSLER HELIPORT	UST
SOUTHTOWNS AWT	UST
BLASDELL SEWAGE TREATMENT	RCRIS-SQG, FINDS
MOBIL OIL CORP SS FTN	RCRIS-SQG, FINDS
OIL IN BLASDELL CREEK	NY Spills
L.S.B. WAREHOUSE	NY Spills
SORRENTO EXPRESS	NY Spills
SOUTH BUFFALO RAILROAD	NY Spills
SOUTH BUFFALO RAILWAY	NY Spills
CONRAIL - SENECA YARD	NY Spills
WOOD LAWN BEACH STATE PAR	NY Spills
FICEL TRANSPORT	NY Spills



TARGET PROPERTY: ADDRESS:

CITY/STATE/ZIP: LAT/LONG:

CSW Warehouse and Distribution

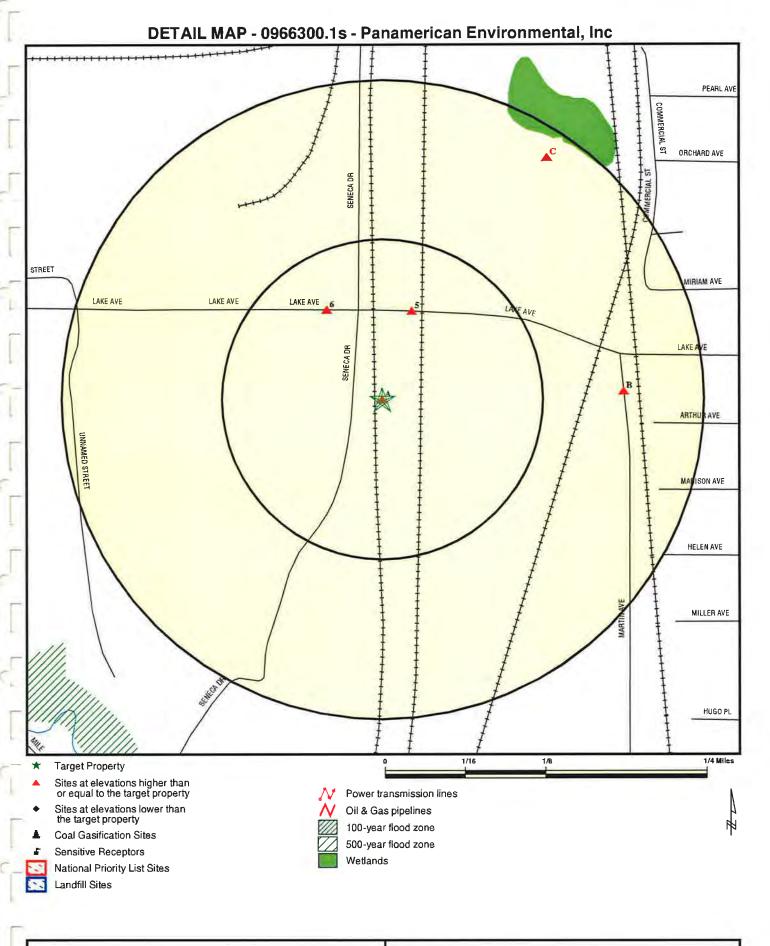
250 Lake Avenue Blasdell NY 14219 42.7967 / 78.8353

CUSTOMER:

Panamerican Environmental, Inc

CONTACT: INQUIRY #: Peter J Gorton 0966300.1s

DATE: April 25, 2003 2:05 pm Copyright © 2003 EDR, Inc. © 2003 GDT, Inc. Rel. 07/2002. All Rights Reserved.



TARGET PROPERTY: ADDRESS: CITY/STATE/ZIP:

LAT/LONG:

CSW Warehouse and Distribution 250 Lake Avenue

Blasdell NY 14219 42.7967 / 78.8353

CUSTOMER: Panamerican Environmental, Inc CONTACT:

Peter J Gorton INQUIRY#: 0966300.1s

DATE: April 25, 2003 2:05 pm

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MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
FEDERAL ASTM STANDAR	<u>D</u>							
NPL Proposed NPL CERCLIS CERC-NFRAP CORRACTS RCRIS-TSD RCRIS-TSD RCRIS Lg. Quan. Gen. RCRIS Sm. Quan. Gen. ERNS STATE ASTM STANDARD	x	1.000 1.000 0.500 0.250 1.000 0.500 0.250 0.250 TP	0 0 0 0 0 0 0 1 NR	0 0 0 0 0 0 0 2 NR	0 0 NR 0 0 NR NR NR	0 NR NR 1 NR NR NR	NR NR NR NR NR NR NR	0 0 0 1 0 0 3
State Haz. Waste State Landfill LTANKS UST CBS UST MOSF UST VCP SWTIRE SWRCY		1.000 0.500 0.500 0.250 0.250 0.500 0.500 0.500	0 0 0 0 0 0	0 1 3 0 0 0 0 0	0 0 2 NR NR 0 0	1 NR NR NR NR NR NR	NR NR NR NR NR NR NR	1 1 5 0 0 0 0
FEDERAL ASTM SUPPLEM	ENTAL							
CONSENT ROD Delisted NPL FINDS HMIRS MLTS MINES NPL Liens PADS RAATS TRIS TSCA SSTS FTTS	X	1.000 1.000 1.000 TP TP TP 0.250 TP TP TP TP TP	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	0 0 0 NR	0 0 0 NR	0 0 0 NR NR NR NR NR NR NR NR NR NR	NR NR NR NR NR NR NR NR NR NR NR NR NR N	0 0 0 0 0 0 0 0
STATE OR LOCAL ASTM SU	JPPLEMENTA	<u>L</u>						
HSWDS AST CBS AST MOSF AST NY Spills	X	0.500 TP 0.250 0.500 0.125	0 NR 0 0	0 NR 0 0 NR	0 NR NR 0 NR	NR NR NR NR	NR NR NR NR NR	0 0 0 0 1

MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
EDR PROPRIETARY HISTORICAL DATABASES								
Coal Gas		1.000	0	0	0	0	NR	0
BROWNFIELDS DATABASES	3							
Brownfields VCP		0.500 0.500	0 0	0 0	0	NR NR	NR NR	0 0

NOTES:

AQUIFLOW - see EDR Physical Setting Source Addendum

TP = Target Property

NR = Not Requested at this Search Distance

Sites may be listed in more than one database

Map ID Direction Distance Distance (ft.) Elevation

Database(s)

EDR ID Number EPA ID Number

Coal Gas Site Search: No site was found in a search of Real Property Scan's ENVIROHAZ database.

A1 Target **GENERAL ELECTRIC CO**

250 LAKE AVE

BLASDELL, NY 14219 Property

RCRIS-SQG 1000212548 **FINDS** NYD981487184

Site 1 of 4 in cluster A

RCRIS:

Owner:

GENERAL ELECTRIC CO

(212) 555-1212

EPA ID:

NYD981487184

Contact:

ROBERT ACE

(716) 827-7721

Classification: Small Quantity Generator

Used Oil Recyc: No

TSDF Activities: Not reported

Violation Status: No violations found

NY MANIFEST

Additional detail is available in NY MANIFEST. Please contact your EDR Account Executive for more information.

Other Pertinent Environmental Activity Identified at Site:

Facility Registry System (FRS)

Resource Conservation and Recovery Act Information system (RCRAINFO)

A2 Target Property **EATON EQUIPMENT** 250 LAKE AVE BLDG #1 **BLASDELL, NY 14219**

RCRIS-SQG 1000833466

NYD987020674

Site 2 of 4 in cluster A

RCRIS:

Owner:

WYNDHAM EATON

(716) 822-2020

EPA ID:

NYD987020674

Contact:

WYNDHAM EATON

(716) 822-2020

Classification:

Small Quantity Generator

Used Oil Recyc: No

TSDF Activities: Not reported

Violation Status: No violations found

A3 Target Property **DELAVAN INDUSTRIES INC**

250A LAKE AVE

BLASDELL, NY 14219

RCRIS-SQG 1001489269 FINDS NYR000073338

Site 3 of 4 in cluster A

Map ID Direction Distance Distance (ft.) Site Elevation

Database(s)

EDR ID Number **EPA ID Number**

DELAVAN INDUSTRIES INC (Continued)

1001489269

Owner:

QUEEN CITY S INDUSTRIAL PARK

(716) 627-2049

EPA ID:

NYR000073338

Contact:

KENNETH HAMM (716) 677-4080

Classification:

Used Oil Recyc: No

Small Quantity Generator

TSDF Activities: Not reported

Violation Status: No violations found

NY MANIFEST

Additional detail is available in NY MANIFEST. Please contact your EDR Account Executive for more information.

Other Pertinent Environmental Activity Identified at Site:

Facility Registry System (FRS)

Resource Conservation and Recovery Act Information system (RCRAINFO)

AMERICAN WELDING SERVICES

NY Spills S104285229

N/A

Target **Property**

250 LAKE AVENUE **BLASDELL, NY**

Site 4 of 4 in cluster A

SPILLS:

Spill Number:

9975622

Region of Spill:

Facility Contact:

Facility Tele:

Investigator:

MIKE ZMUPA PRESIDENT

SWIS:

Not reported 14

Caller Name:

JFO Not reported

Caller Agency: Caller Extension:

Spiller Phone:

Not reported Not reported

Caller Phone: Notifier Name: Notifier Phone: Not reported Not reported Not reported

Notifier Agency: Notifier Extension:

Not reported Not reported (716) 827-8651

Spiller Contact:

RICK SZEWCZYK VP

AMERICAN WELDING SERVICES

Spiller:

Spiller Address:

250 LAKE AVENUE BLASDELL, NY

Spill Class:

Known release with minimal potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: Spill Cause:

06/22/2001

Deliberate

Resource Affected: On Land

Water Affected:

Not reported

Spill Source: PBS Number: Other Commercial/Industrial Not reported

Spill Notifier:

Citizen

Spill Date:

01/01/2000 12:00

Reported to Dept: 01/03/2000 11:01

Cleanup Ceased: Not reported Last Inspection: 20000903

Cleanup Meets Standard:

True

Recommended Penalty: Spiller Cleanup Date:

Penalty Not Recommended Not reported

Enforcement Date: Investigation Complete: UST involvement:

Not reported Not reported False

Spill Record Last Update: Is Updated:

06/22/2001 False

Corrective Action Plan Submitted: Date Spill Entered In Computer Data File: Not reported 01/03/2000 11:06

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number **EPA ID Number**

AMERICAN WELDING SERVICES (Continued)

S104285229

Tank Test:

PBS Number: Tank Number: Not reported Not reported

Test Method:

Not reported

Capacity of Failed Tank:

Not reported

Leak Rate Failed Tank:

Not reported

Gross Leak Rate:

Not reported

Material:

Material Class Type:

Quantity Spilled:

0

Units:

Gallons

Unknown Qty Spilled:

Quantity Recovered:

No

Unknown Qty Recovered: False

0

Material:

HYDRAULIC OIL

Class Type:

Petroleum

Chem Abstract Service Number:

HYDRAULIC OIL

07/28/1994

Last Date:

1846

Num Times Material Entry In File: Remark:

CALLER CLAIMS THAT COMPANY REFURBISHES CAR CARRIERS AND CUTS ALL THE HYD

RAULIC HOSES BEHIND THE BUILDING NEAR THE TRAIN TRACK PRIOR TO PAINTING

AND REHOSING TRAILORS

DEC Remarks:

01/07/00 JFO ON SITE MET WITH FOREMAN CHARLIE K. CAR CARRIER BEHIND BL DG LEAKING HYDRAULIC FLUID TO GRAVEL. AREA IS DISCOLORED FROM LEAKING H YDRAULIC LINES OVER A LONG PERIOD OF TIME. THE FLUID IS PUMPED BACK INT O HOLDING TANKS IN THE TRACTORS PRRIOR TO REPLACING THE LINES BUT SOME F LUID IS STILL IN THE LINE AND CYLINDERS. I EXPLAINED TO CHARLIE THAT TH E SOIL AND GRAVEL HAD TO BE EXCAVATED AND DISPOSED. I LEFT MY BUS. CARD SO THE OWNER CAN CONTACT ME. 01/12/00 JFO CALL TO MIKE Z. HE WWILL CLEANUP THE CONTAMINATED SOIL NEXT WEEK AND DISPOSE. HE WILL NOTIFY ME BEFORE WORK BEGINS. 01/24/00 JFO CALL FROM MIKE Z. HE WILL CLEANUP AREA THIS WEEK. WILL DISPOSE VIA MODERN LANDFILL. 03/22/00 JFO SITE VISIT AND MET MIKE Z. WORKIS NOT DONE YET. HE WILL START CLEANUP IN 2 WEEKS. HE WILL NOTIFY ME. IT WILL BE COMPLETED IN 1 MONTH AT THE MOST. 05/02/00 JFO ON SITE MET WITH MIKE Z. AREA HAS BEEN DUG TO A DEPTH OF ABOUT 3 IT LOOKS OK. ABOUT 3 YDS OF SOIL FOR DISPOSAL.. RECEIPTS TO FOLLOW. 10/20/00 JFO CALL TO MR ZMUPA. NOT IN LEFT A MESSAGE ON HIS MACHINE. 11/16/00 JFO CALL TO MR ZMUPA. NO ANSWER. 02/01/01 JFO RECEIVED ANALYTICAL FOR DISPOSAL FROM DEBORAH FREEMAN OF TVGA ENGINEERIN G. I CALLED HERAND EXPLAINED TO HER THAT SHE NEEDED AN OK FROM THE LAND FILL TO DISPOSE. THEN MAKE ARRANGEMENTS TO TRANSPORT. RECEIPTS TO FOLL

04/09/01 JFO CALL TO DEBORAH FREEMAN, SHE IS ON LEAVE FOR 6 WE EKS. I SPOKE WITH BILL. HE WILL TRY TO GET THE DDISPOSAL RECEIPTS AND FORWARD THEM TO ME. 04/11/01 JFO REC D A CALL FROM DEBORAH FREEMAN R EQUESTING AN EXTENSION OF 6 WEEKS. I SAID OK. 06/22/01 JFO RECEIVED DISPOSAL RECEIPT FOR THE SOIL. NO FURTHER ACTION REQUIRED. CLOSED

NNE

J B A METAL FABRICATING INC

< 1/8

175 LAKE AVE BLASDELL, NY 14219

384 ft.

Higher

RCRIS-SQG 1000556438 FINDS NYD986990026

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number EPA ID Number

J B A METAL FABRICATING INC (Continued)

1000556438

RCRIS:

Owner:

J B A METAL FABRICATING INC

(716) 823-2414

EPA ID:

NYD986990026

Contact:

JOHN ZUROWSKI

(716) 823-2414

Classification: Small Quantity Generator

Used Oil Recyc: No

TSDF Activities: Not reported

Violation Status: No violations found

FINDS:

Other Pertinent Environmental Activity Identified at Site:

Facility Registry System (FRS)

Resource Conservation and Recovery Act Information system (RCRAINFO)

NNW < 1/8 435 ft. Higher **CONRAIL SENECA YARD 257 LAKE AVENUE BLASEDELL, NY**

NY Spills S104507027 N/A

SPILLS:

Spill Number:

Investigator:

Caller Name:

Caller Phone:

9900438 Facility Contact:

Not reported

JFO

Not reported Not reported

Notifier Name: Not reported

Notifier Phone:

Not reported JERRY LEWANDOWSKI Spiller Contact:

Spiller: CONRAIL

1 BELL CROSSING ROADI Spiller Address:

SELKIRK, NY 12158

Spill Class:

Known release with minimal potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Region of Spill:

Caller Agency:

Caller Extension:

Notifier Agency:

Spiller Phone:

Spill Source:

PBS Number:

()

Notifier Extension: Not reported

Resource Affected: On Land

Reported to Dept: 04/13/1999 02:36

Not reported

Not reported

Not reported

Railroad Car

Not reported

(518) 767-6900

Facility Tele:

SWIS:

Spill Closed Dt: 06/23/1999

Spill Cause: Water Affected:

Equipment Failure Not reported

Spill Notifier:

Responsible Party 04/13/1999 01:00

Spill Date:

Cleanup Ceased: Not reported

Last Inspection: 19990413

Cleanup Meets Standard:

Recommended Penalty:

True Penalty Not Recommended

Spiller Cleanup Date:

Not reported Not reported

Enforcement Date:

Investigation Complete:

Not reported

UST Involvement: Spill Record Last Update: False

is Updated:

07/12/1999

False

Corrective Action Plan Submitted: Date Spill Entered In Computer Data File: Not reported

Date Region Sent Summary to Central Office: Not reported

04/13/1999

Tank Test:

PBS Number:

Not reported

Map ID
Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

RCRIS-SQG

1000306031

NYD000517508

EDR ID Number EPA ID Number

S104507027

CONRAIL SENECA YARD (Continued)

Tank Number: Not reported Test Method: Not reported Capacity of Failed Tank: Not reported Leak Rate Failed Tank: Not reported Gross Leak Rate: Not reported

Material:

Material Class Type: 1
Quantity Spilled: 0
Units: Gallons
Unknown Qty Spilled: No
Quantity Recovered: 0
Unknown Qty Recovered: True
Material: LUBE OIL
Class Type: Petroleum

Chem Abstract Service Number: LUBE OIL
Last Date: 07/28/1994
Num Times Material Entry In File: 295
Material: LUBRICATING OIL

Class Type: Petroleum

Chem Abstract Service Number: LUBRICATING OIL Last Date: Not reported

Num Times Material Entry In File: 292

Remark: TRAIN DERAILMENT, UNKNOWN AMOUNT OF PRODUCT ON THE GROUND, THEY REQ DEC

TO CALL RIGHT NOW

DEC Remarks: 04/13/99: JFO CALLED OUT 5:30 AM. ON SITE, MET CARL CROSSEN OF EP S AN

D GARY COCHRAN OF CONRAIL. SPILL IS CONTAINED AND SOURCE STOPPED. EP S IS PUMPING OUT REMAINDER OF OIL IN LOCOMOTIVE. SPILL IS ON TRACKS. PAD S ARE BEING USED ALONG WITH A BACCKHOE TO REMOVE SOIL AND GRAVEL BETWEEN

RR TIES. 04/13/99: JFO AND FG SITE VISIT. EP S HAS SPILL CLEANED UP

. SOIL STAGED ON PLASTIC AND COVERED FOR DISPOSAL. EP S IS BACKFILLING AROUND TRACKS AND TIES WITH COARSE STONE. DISPOSAL RECEIPTS TO FFOLLOW. 05/25/99: JFO CALL TO KARL CROSSEN OF EP S FOR DISPOSAL RECEIPTS. NOT I N LEFT MSG. 06/03/99: JFO CALL TO KARL CROSSEN FOR DISPOSAL RECEIPTS, NOT IN, LEFT MESSAGE. 06/21/99: JFO RECEIVED DISPOSAL RECEIPTS FOR

76 TONS OF SOIL. NO FURRTHER ACTION REQUIRED. CLOSED

B7 EDEN SANITATION SER INC

East 17 MARTIN AVE 1/8-1/4 BLASDELL, NY 14219

989 ft. Higher

Site 1 of 4 in cluster B

RCRIS:

Owner: BALL JR JOSEPH F PRES

(212) 555-1212 NYD000517508

EPA ID: NYD0005175

Contact: JOSEPH F BALL JR

(716) 823-1100

Classification: Handler transports wastes, but commercial status is unknown, Small Quantity

Generator

Used Oil Recyc: No

TSDF Activities: Not reported

Region of Spill:

Caller Agency:

Caller Extension:

Notifier Extension:

Resource Affected: On Land

Reported to Dept: 11/06/1997 11:19

Notifier Agency:

Spiller Phone:

Spill Source:

PBS Number:

Not reported

Not reported

Not reported

Not reported

Gas Station

Not reported

(716) 823-3606

Facility Tele:

SWIS:

Map ID
Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

EDR ID Number EPA ID Number

1000306031

EDEN SANITATION SER INC (Continued)

Violation Status: No violations found

B8 East 1/8-1/4 989 ft.

Higher

BIG K TRUCKING 17 MARTIN AVENUE BLASDELL, NY LTANKS \$103238645 N/A

Site 2 of 4 in cluster B

LTANKS:

Spill Number: 9709193
Facility Contact: Not reported Investigator: MF
Caller Name: Not reported

Caller Phone: Not reported
Notifier Name: Not reported
Notifier Phone: Not reported
Spiller Contact: JOE BALL
Spiller: JOE BALL
Spiller Address: PO BOX 2072

BLASDELL, NY 14219

Spill Class: Known release that creates potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: 05/20/1998

Spill Cause: Tank Failure
Water Affected: Not reported
Spill Notifier: Other
Spill Date: 11/01/1997 12:00

Cleanup Ceased: 05/20/1998 Last Inspection: 19971112 Cleanup Meets Standard: False

Recommended Penalty: Penalty Not Recommended

Spiller Cleanup Date: Not reported Enforcement Date: Not reported Investigation Complete: Not reported UST Involvement: True
Spill Record Last Update: 04/09/1999
Is Updated: False

Corrective Action Plan Submitted: Not reported Date Spill Entered In Computer Data File: 11/06/1997 Date Region Sent Summary to Central Office: Not reported

Tank Test:

PBS Number: Not reported
Tank Number: Not reported
Test Method: Not reported
Capacity of Failed Tank: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported

Material:

Material Class Type: 1
Quantity Spilled: 0
Units: Gallons
Unknown Qty Spilled: No
Quantity Recovered: 0
Unknown Qty Recovered: True
Material: GASOLINE
Class Type: Petroleum

Chem Abstract Service Number: GASOLINE
Last Date: 09/29/1994

Map ID Direction Distance Distance (ft.) Elevation

Database(s)

EDR ID Number EPA ID Number

BIG K TRUCKING (Continued)

S103238645

Num Times Material Entry In File:

21329

CONTAMINATION FOUND WHILE REMOVING TANKS Spill Cause:

> The LTANKS database may contain additional details for this site. Please contact your EDR Account Executive for more information.

B9 East JOE BALL SANITATION SER INC

RCRIS-SQG FINDS

1000103901 NYD000517433

1/8-1/4 989 ft. Higher

17 MARTIN AVE BLASDELL, NY 14219

Site 3 of 4 in cluster B

RCRIS:

JOSEPH F BALL Owner:

(212) 555-1212

EPA ID:

NYD000517433

Contact:

JOE BALL JR

(716) 823-3594

Classification:

Handler transports wastes, but commercial status is unknown, Small Quantity

Generator

Used Oil Recyc: No

TSDF Activities: Not reported

Violation Status: No violations found

NY MANIFEST

Additional detail is available in NY MANIFEST. Please contact your EDR Account Executive for more information.

Telephone:

Permit Expires:

Owner Type:

Constrct Perm #: 0

Const Permit Exp:/ / Receiving Waste: False

Stop Rec Waste: / /

Permit #:

FINDS:

Other Pertinent Environmental Activity Identified at Site:

Facility Registry System (FRS)

Resource Conservation and Recovery Act Information system (RCRAINFO)

B10 East **BALL SANITATION TRAN STA.**

SWF/LF S101650784 N/A

Not reported

Not reported

Private

Operator Name: JOE BALL SANITATION INC

1/8-1/4 989 ft.

17 MARTIN AVE BLASDELL, NY 14219

Higher Site 4 of 4 in cluster B

LF:

Facility ID: 15T05

DEC Region: Permit issue date: 11

Authrzd/Operate Dt: 11 Auth. to Construct: 11 Regulatory Status: None

Started Rec Waste:

Fax: Not reported Aquifer: none

Waste type: Residential

JOE BALL SANITATION INC Owner Name: Mail Address: 17 MARTIN AVE

BLASDELL, NY 14219

Owner Telephone: Not reported

Annual Report Submitted to ALB:

Single Liner: Single Composite Liner: Double Liner:

False False

False

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number EPA ID Number

BALL SANITATION TRAN STA. (Continued)

Double Composite Liner: False Date Ordered On Consent Signed: 11 Accomplish Date Of Order: Ny Transverse Mercator Coordinates East: 0 Ny Transverse Mercator Coordinates North: 0

Facility Code: Code: F 0 Tons: Facility: Quarterly Report 1:

0

Inactive HWS: False 1989: False 1990: False 1991: False 1992: False 1993: False 1994: False 1995: False 1996: False False 1997: 1998: False 1999: False

Quarter 1: Quarter 2: False False Quarter 3: Quarter 4: False Remarks: Not reported Not reported Comments:

C11 **CONRAIL-SENECA YARD** NE **LAKE AVENUE**

1/8-1/4 **BLASDELL, NY**

1205 ft. Higher Site 1 of 2 in cluster C

LTANKS:

Spill Number: 9512132 RON WASHBURN Facility Contact:

Investigator: MF Caller Name: Not reported Caller Phone: Not reported Notifier Name: Not reported Notifier Phone: Not reported

JOHN STOLARCZYK Spiller Contact: Spiller: CONRAIL

Spiller Address:

ONE BELL CROSSING ROAD

SELKIRK, NY 12158

Spill Class: Known release that creates potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: 03/07/1996

Spill Cause: Tank Failure Resource Affected: On Land

Notifier Extension: Not reported

Region of Spill:

Caller Agency:

Caller Extension:

Notifier Agency:

Spiller Phone:

(716) 891-6163

Not reported

Not reported

Not reported

(518) 767-6442

Facility Tele:

SWIS:

TC0966300.1s Page 13

S101650784

Annual Report for 2001:False False Quarterly Report 2: False Quarterly Report 3: False

Quarterly Report 4: False IHWS number: IHWS classification: Not reported

2000: False Accounted For At Another Facility False False

LTANKS S103037683

N/A

Map ID
Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

EDR ID Number EPA ID Number

CONRAIL-SENECA YARD (Continued)

Water Affected: Not reported
Spill Notifier: Responsible Party
Spill Date: 12/27/1995 12:15
Cleanup Ceased: 03/07/1996

Spill Date: 12/27/1995 12:
Cleanup Ceased: 03/07/1996
Last Inspection: 19960115
Cleanup Meets Standard: True

Recommended Penalty: Penalty Not Recommended

Spiller Cleanup Date: Not reported Enforcement Date: Not reported Investigation Complete: UST Involvement: False Spill Record Last Update: 06/17/1999 Is Updated: False

Corrective Action Plan Submitted: Not reported
Date Spill Entered In Computer Data File: 12/27/1995
Date Region Sent Summary to Central Office: Not reported

Tank Test:

PBS Number: Not reported Tank Number: Not reported Test Method: Not reported Capacity of Failed Tank: Not reported Leak Rate Failed Tank: Not reported Gross Leak Rate: Not reported

Material:

Material Class Type: 1
Quantity Spilled: 1000
Units: Gallons
Unknown Qty Spilled: 1000
Quantity Recovered: 565
Unknown Qty Recovered: False
Material: DIESEL
Class Type: Petroleum

Chem Abstract Service Number: DIESEL
Last Date: 07/28/1994
Num Times Material Entry In File: 10625

Spill Cause: ruptured fuel tank of

e: ruptured fuel tank on a conrail engine caused spill. spill clean up cr

ew is enroute

The LTANKS database may contain additional details for this site. Please contact your EDR Account Executive for more information.

Region of Spill:

Caller Agency:

Caller Extension:

Notifier Agency:

Spiller Phone:

Notifier Extension:

Facility Tele:

SWIS:

C12 NORFOLK SOUTHERN RAILWAY
NE LAKE AVENUE

1/8-1/4 BLASDELL, NY 1205 ft.

Higher

Site 2 of 2 in cluster C

SPILLS:

Spill Number: 9301496
Facility Contact: Not reported Investigator: MJS
Caller Name: Not reported Caller Phone: Not reported

Caller Phone: Not reported
Notifier Name: Not reported
Notifier Phone: Not reported
Spiller Contact: Not reported
Not reported
Not reported
Not reported

Spiller: NORFOLK SOUTHERN

Spiller Address: PO BOX 349

BELLEVUE, OHIO 44811

S103037683

Spill Source: Railroad Car
PBS Number: Not reported
Reported to Dept: 12/27/1995 12:53

S100492028

N/A

LTANKS

NY Spills

Not reported

Not reported

Not reported

Not reported

Not reported

Not reported

Map ID
Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

Other Commercial/Industrial

Not reported

Resource Affected: On Land

Reported to Dept: 05/01/1993 22:37

Spill Source:

PBS Number:

EDR ID Number EPA ID Number

NORFOLK SOUTHERN RAILWAY (Continued)

S100492028

Spill Class: Known release with minimal potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: 07/15/1993

Spill Cause: Traffic Accident
Water Affected: Not reported

Spill Notifier: Responsible Party
Spill Date: 05/01/1993 21:40
Cleanup Ceased: 06/29/1993

Cleanup Ceased: 06/29/1993 Last Inspection: 19930503 Cleanup Meets Standard: True

Recommended Penalty: Penalty Not Recommended

Spiller Cleanup Date: Not reported
Enforcement Date: Not reported
Investigation Complete: Not reported
UST Involvement: False
Spill Record Last Update: 07/23/1993
Is Updated: False

Corrective Action Plan Submitted: Not reported Date Spill Entered In Computer Data File: 05/04/1993 Date Region Sent Summary to Central Office: Not reported

Tank Test:

PBS Number: Not reported
Tank Number: Not reported
Test Method: Not reported
Capacity of Failed Tank: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported

Material:

Material Class Type: 1
Quantity Spilled: 100
Units: Gallons
Unknown Qty Spilled: 100
Quantity Recovered: 100
Unknown Qty Recovered: False
Material: #2 FUEL OIL
Class Type: Petroleum

Chem Abstract Service Number: #2 FUEL OIL Last Date: 12/07/1994 Num Times Material Entry In File: 24464

Remarks: JEEP ON RIGHT-OF-WAY CRASHED INTO 250-GAL. FUEL OIL TANK

DEC Remarks: 05/01/93: MJS/MR. VERHAGEN, NORFOLK SOUTHERN/TELECON - RR IS DOING CLEAN

UP AND WILL PUT SOIL ON PLASTIC OR IN DRUMS. ORIGINALLY REPORTED AS 100 GALS. BUT BELIEVED TO BE APPROX. 25 GALS. NO RESPONSE TONIGHT. 05/03/93: MJS/RNL/SITE - SOIL ON PLASTIC AAND COVERED. CLEANUP SATISFACTORY. MJS/RON MILLER, NORFOLK SOUTHERN/TELECON - BFI WILL TRANSFER SOIL INTO ROLL OFF FOR DISPOSAL. LETTER TO NORFOLK SOUTHERN. 07/14/93: MJS RECEIVED A NALYTICAL RESULTS AND DISPOSAL RECEIPTS. 15.96 TONS OF SOIL DISPOSEED O

F AT BFI. NO FURTHER ACTION REQUIRED. MJS TO CLOSE FILE.

LTANKS:

Spill Number: 9209415 Region of Spill: 9

Facility Contact: Not reported Facility Tele: Not reported

Investigator: MJS SWIS: 14

Caller Name: Not reported Caller Agency: Not reported Caller Phone: Not reported Caller Extension: Not reported Notifier Name: Not reported Notifier Agency: Not reported Notifier Phone: Not reported Notifier Extension: Not reported Spiller Contact: Not reported Spiller Phone: (419) 483-1850 Map ID MAP FINDINGS

Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

EDR ID Number EPA ID Number

S100492028

NORFOLK SOUTHERN RAILWAY (Continued)

Spiller: NORFOLK SOUTHERN RAILWAY

Spiller Address: PO BOX 343

BELLEVUE, OH 44811

Spill Class: Known release with minimal potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: 01/29/1993

Spill Cause: Tank Failure

 Failure
 Resource Affected: On Land

 Not reported
 Spill Source: Other Commercial/Industrial

Water Affected: Not reported
Spill Notifier: Responsible Party
Spill Date: 11/12/1992 13:15

PBS Number: Not reported
Reported to Dept: 11/12/1992 15:20

Spill Date: 11/12/1992 13 Cleanup Ceased: 01/29/1993 Last Inspection: 19921112

Cleanup Meets Standard: True

Recommended Penalty: Penalty Not Recommended

Spiller Cleanup Date: Not reported Enforcement Date: Not reported Investigation Complete: Not reported UST Involvement: False Spill Record Last Update: 02/04/1993 Is Updated: False

Corrective Action Plan Submitted: Not reported
Date Spill Entered In Computer Data File: 11/19/1992
Date Region Sent Summary to Central Office: Not reported

Tank Test:

PBS Number: Not reported
Tank Number: Not reported
Test Method: Not reported
Capacity of Failed Tank: Not reported
Leak Rate Failed Tank: Not reported
Gross Leak Rate: Not reported

Material:

Material Class Type: 1
Quantity Spilled: 100
Units: Gallons
Unknown Qty Spilled: 100
Quantity Recovered: 100
Unknown Qty Recovered: False
Material: #2 FUEL OIL
Class Type: Petroleum

Chem Abstract Service Number: #2 FUEL OIL
Last Date: 12/07/1994
Num Times Material Entry In File: 24464

DEC Remarks: 11/12/92:

11/12/92: 1630 HRS - MJS INSPECT. RR CREW ON SITE EXCAVATING CONTAMINATE D SOIL AND STAGING IN BFI ROLLOFF. CLAY AT ONE FOOT BELOW SURFACE. REMAI NING PRODUCT TRANSFERRED TO ANOTHER TANK. CLEANUP SATISFACTORY. 12/18/92: MJS UNABLE TO CONTACT RON MILLER SINCE SPILL DATE. CONTACTED JIM BASKIN AND ASKED THAT HE CONTACT MR. MILLER AND HAVE HIM CALL ME. MR. BASKIN ADVISED THAT RR WAITING FOR IGNITIBILITY RESULTS. 12/21/92: MJS /RON MILLER, NORFOLK SOUTHERN/TELECON - ANALYTICAL RESULTS ARE IN SSOIL IS NON-HAZARDOUS); WILL FAX A COPY. DISPOSAL RECEIPT WILL BE FORWARDED AFTER DISPOSAL. LETTER TO RP. RECEIVED ANALYTICAL. 01/29/93: RECEIVED ANALYTICAL RESULTS AND DISPOSAL RECEIPTS. NO FURTHER ACTION NEEDED. MJS

TO CLOSE FILE.

Spill Cause: 275 GAL TANK SERVICING SWITCH HEATER - HOLE IN BOTTOM OF TANK. OIL SPILL

ED TO SOIL AREA NEXT TO TRACK. CONTRACTOR ON SITE.

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

Not reported

Not reported

Not reported

Not reported

(716) 822-1921

Not reported

Other Non Commercial/Industrial

EDR ID Number EPA ID Number

13 **ENE** 1/4-1/2 **VILLAGE OF BLASDELL 121 MIRIAM AVE BLASDELL, NY 14219**

U003318050 UST **LTANKS** N/A

1535 ft. Higher

LTANKS:

Spill Number: Facility Contact:

Investigator:

9306637 Not reported

MNP Not reported

Caller Name: Caller Phone: Not reported Notifier Name: Not reported Notifier Phone: Not reported Not reported Spiller Contact: VILLAGE OF BLASDELL Spiller:

121 MIRIAM AVENUE Spiller Address:

BLASDELL, NY 14219 Spill Class:

Known release that creates potential for fire or hazard. DEC Response.

Region of Spill:

Caller Agency:

Caller Extension:

Notifier Agency:

Spiller Phone:

Spill Source:

PBS Number:

Notifier Extension: Not reported

Resource Affected: On Land

Reported to Dept: 08/20/1993 12:00

Facility Tele:

SWIS:

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: 12/13/1993 Tank Failure Spill Cause:

Water Affected: Not reported Spill Notifier: Responsible Party

Spill Date: 07/15/1993 12:00 Cleanup Ceased: 12/13/1993 Last Inspection: 19931104

Cleanup Meets Standard: True Recommended Penalty: Penalty Not Recommended

Not reported Spiller Cleanup Date: **Enforcement Date:** Not reported Investigation Complete: Not reported **UST Involvement:** True Spill Record Last Update: 09/29/1999

Is Updated: False Corrective Action Plan Submitted: Not reported 08/31/1993 Date Spill Entered In Computer Data File: Date Region Sent Summary to Central Office: Not reported

Tank Test:

PBS Number: Tank Number: Test Method: Capacity of Failed Tank:

Gross Leak Rate:

Leak Rate Failed Tank:

Not reported Not reported Not reported Not reported Not reported Not reported

Material:

Material Class Type: Quantity Spilled: n Units: **Pounds** Unknown Qty Spilled: No Quantity Recovered: Unknown Qty Recovered: True Material: **GASOLINE**

Class Type: Petroleum Chem Abstract Service Number:

Last Date: Num Times Material Entry In File: GASOLINE 09/29/1994 21329

DEC Remarks:

08/25/93: MNP/HAROLD BENGERT/TELECON - ADVISED HIM THAT ADDITIONAL SAMPL ING NECESSARY TO CONFIRM RESULTS THAT WERE SUBMITTED. SOIL REMEDIATION M

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number **EPA ID Number**

VILLAGE OF BLASDELL (Continued)

U003318050

AY BE NECESSARY. 08/25/93: MNP SENT LETTER TP VILLAGE OF BLASDELL RE QUESTING CONFIRMING SAMPLES OF THEE EXCAVATION. 09/13/93: V OF BLAS DELL CALLED AND WILL RESAMPLE THE WEEK OF 9/13/93. 11/03/93: VILLAGE OF BLASDELL TO RESAMPLE 11/4/93. 11/04/93: MNP 11/4/93 SITE VISIT. V

. OF BLASDELL RESAMPLED AND ANALYSED FOR TCLP 8021. DUG 6 FEET TO NNATIV E MATERIALS, NO ODOR OR SHEEN. 12/13/93: VILLAGE OF BLASDELL SUBMITT ED SOIL ANALYSIS FROM BOTTOM OF EXCAVATION FOR TCLP 8021. ANALYSIS FOUND

TO BE BELOW GUIDANCE. SITE CAN BE CLOSED.

Spill Cause:

CONTAMINATED SOIL DISCOVERED AFTER 2 2K GASOLINE TANKS WERE EXCAVATED.

PBS UST:

PBS Number:

9-429058 Not reported CBS Number:

SWIS ID:

Not reported 1448

SPDES Number: Operator:

VILLAGE OF BLASDELL DPW

(716) 822-1921

Emergency Contact:

RICHARD G NAGY (716) 822-1921

Total Tanks:

Owner:

VILLAGE OF BLASDELL

121 MIRIAM AVE BLASDELL, NY 14219

(716) 822-1921

Owner Type:

Local Government First Owner

Owner Mark: Owner Subtype:

Not reported VILLAGE OF BLASDELL

Mailing Address:

121 MIRIAM AVE BLASDELL, NY 14219

(716) 822-1921

Tank Status: Capacity (gals):

Tank Internal:

Pipe Location:

Closed - Removed 2000

Tank Location: **UNDERGROUND**

Tank Id:

Tank Type:

Steel/carbon steel

Not reported

Not reported

Tank External: Missing Data for Tank: Minor Data Missing Pipe External: Not reported

Second Containment:

NONE

Leak Detection:

NONE

Overfill Prot: Date Tested: Product Level Gauge

10/01/1989 07/01/1993 Date Closed: Deleted: False

Dead Letter:

HAMBURG

0

Updated:

Owner Screen:

Test Method:

Next Test Date:

Install Date:

Pipe Internal:

Pipe Type:

Dispenser:

Product Stored:

PETRO-TITE Тпіе Minor data missing

Submersible

Not reported

Not reported

Not reported **GALVANIZED STEEL**

UNLEADED GASOLINE

FAMT: Fiscal amount for registration fee is correct

Total Capacity:

Tank Screen: Renew Flag: Renwal has not been printed

Certification Flag: False Old PBS Number: Not reported Not reported Inspected Date: Inspection Result: Not reported Lat/long: Not reported Facility Type: OTHER

Town or City: Town or City Code: Renewal Date:

03/23/1993 Not reported

Federal ID: Facility Screen: No data missing Certification Date: 01/07/1988 **Expiration Date:** 01/07/1993 Not reported Inspector:

Map ID Direction Distance Distance (ft.) Site Elevation

Database(s)

EDR ID Number EPA ID Number

VILLAGE OF BLASDELL (Continued)

County Code:

Region:

9

PBS Number: SPDES Number: 9-429058 Not reported

Operator:

VILLAGE OF BLASDELL DPW

RICHARD G NAGY

Emergency Contact:

(716) 822-1921

Total Tanks:

Owner:

VILLAGE OF BLASDELL

BLASDELL, NY 14219

Owner Type: Owner Mark: Local Government

Owner Subtype: Mailing Address:

BLASDELL, NY 14219 (716) 822-1921

Tank Status:

Capacity (gals): Tank Location:

UNDERGROUND

Tank Id:

2

Tank Type:

Tank Internal: Pipe Location:

Tank External: Missing Data for Tank: Pipe External:

Second Containment:

Leak Detection:

NONE Overfill Prot:

Date Tested: Date Closed: Deleted:

False

Dead Letter: FAMT:

Total Capacity:

Tank Screen: Renew Flag:

Certification Flag:

Old PBS Number: Inspected Date: Inspection Result:

Lat/long: Facility Type: Town or City: Town or City Code:

County Code: Region:

(716) 822-1921

121 MIRIAM AVE (716) 822-1921

First Owner Not reported

VILLAGE OF BLASDELL

121 MIRIAM AVE

Closed - Removed 2000

Steel/carbon steel

Not reported

Not reported Minor Data Missing

Not reported NONE

Product Level Gauge 10/01/1989

07/01/1993

False

Fiscal amount for registration fee is correct

Renwal has not been printed

Faise Not reported Not reported Not reported Not reported

OTHER **HAMBURG** 48

14 9

U003318050

CBS Number: Not reported SWIS ID:

1448

04/01/1975

UNLEADED GASOLINE Product Stored:

Pipe Internal: Not reported Pipe Type:

Install Date:

Dispenser:

Inspector:

GALVANIZED STEEL

Submersible Next Test Date: Not reported PETRO-TITE

Test Method: Updated: True

Owner Screen: Minor data missing

03/23/1993 Renewal Date:

Federal ID: Not reported Facility Screen: No data missing Certification Date: 01/07/1988 Expiration Date: 01/07/1993

Not reported

14 WNW

1/4-1/2

SOUTHSIDE TRAILER SERVICE INC

310 LAKE AVE

BLASDELL, NY 14219

U003316378 UST **LTANKS** N/A

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

Not reported

Not reported

Not reported

Not reported

Not reported

Gas Station

Not reported

(716) 828-1494

14

Resource Affected: Groundwater

Reported to Dept: 12/17/1998 14:20

EDR ID Number EPA ID Number

SOUTHSIDE TRAILER SERVICE INC (Continued)

U003316378

LTANKS:

Spill Number: Facility Contact: Investigator:

Caller Name:

Caller Phone:

Notifier Name:

9875307

Not reported

JFO

Not reported Not reported Not reported

Notifier Phone: Not reported FLOYD CODER Spiller Contact: Spiller: SOUTHSIDE TRAILER SERVICE

Spiller Address:

Spill Class:

310 LAKE AVENUE BLASDELL, NY 14219

Known release with minimal potential for fire or hazard. DEC Response.

Region of Spill:

Caller Agency:

Caller Extension:

Notifier Extension:

Notifier Agency:

Spiller Phone:

Spill Source:

PBS Number:

Facility Tele:

SWIS:

Willing Responsible Party. Corrective action taken.

04/15/1999 Spill Closed Dt: Tank Failure Spill Cause:

Water Affected: Not reported Spill Notifier: Responsible Party Spill Date: 12/17/1998 14:00 Cleanup Ceased: Not reported

Last Inspection: 19990413 Cleanup Meets Standard:

True Recommended Penalty: Penalty Not Recommended

Spiller Cleanup Date: Not reported **Enforcement Date:** Not reported Not reported Investigation Complete: **UST Involvement:** True Spill Record Last Update: 12/07/1999 False Is Updated:

Corrective Action Plan Submitted: Not reported 12/17/1998 14:32 Date Spill Entered In Computer Data File: Date Region Sent Summary to Central Office: Not reported

Tank Test:

PBS Number: Not reported Tank Number: Not reported Test Method: Not reported Capacity of Failed Tank: Not reported Leak Rate Failed Tank: Not reported Gross Leak Rate: Not reported

Material:

Material Class Type: Quantity Spilled: Units: Gallons Unknown Qty Spilled: No Quantity Recovered: Unknown Qty Recovered: True Material: DIESEL Class Type: Petroleum

Chem Abstract Service Number:

DIESEL 07/28/1994

Num Times Material Entry In File:

10625

DEC Remarks:

Last Date:

12/18/98: JFO ON SITE, MET SKIP CODER OWNER) AND GARY ESG). TWO PITS DUG, ONE ON EACH SIDE OF RESTAURANT. SOUTH HOLE LOOKS GOOD, NORTH HOLE NEEDS MORE SOIL REMOVED. SOIL STAGED ALONG SIDE OF PLANT. EXCAVATIOIN WILL BE LEFT OPEN UNTIL THEY GETRESULTS OF ANALYTICAL. ISLAND ALSO TO B

E REMOVED. 01/15/99: JFO RECEIVED EXCAVATION SAMPLE RESULTS. RESULT S INDICATE PIT IS CLEAN. 04/13/99: JFO AND FG SITE VISIT. SOIL IS N

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number **EPA ID Number**

SOUTHSIDE TRAILER SERVICE INC (Continued)

U003316378

OT ON SITE. SKIP CODER IS UNAVAILABLE. HE WILL CALL ME LATER TODDAY. CALL FROM SKIP CODER. THE SOIL WAS LANDFILLED, HE WILL SEND DISPOSAL RE CEIPTS AND ANALYTICAL. JFO RECEIVED DISPOSAL RECEIPTS VIA FAX. NEED ANALYTICAL. WILL CONTACT HIM. 04/14/99: JFO TELECON WITH SKIP CODER . HE WILL FAX SAMPLE RESUULTS. 04/15/99: JFO RECEIVED SAMPLE RESULT

S. NO FURTHER ACTION REQUIRED. CLOSED

Spill Cause: CONTAMINATED SOIL WAS DISCOVERED WHILE REMOVING TANKS

PBS UST:

PBS Number: 9-018058 CBS Number: Not reported SPDES Number: Not reported SWIS ID: 1448

PETROLEUM SALES Operator:

(716) 828-1555 DAVID CODER **Emergency Contact:**

(716) 655-1493

Total Tanks:

CODER REALTY Owner:

310 LAKE AVE/PO BOX 2300 BLASDELL, NY 14219

(716) 828-1555

Owner Type: Corporate/Commercial

Owner Mark: First Owner Owner Subtype: Not reported CODER REALTY Mailing Address: ATTN: DAVID CODER 310 LAKE AVE P O BOX 2300

BLASDELL, NY 14219 (716) 828-1555

Tank Status: In Service Capacity (gals): 1000

Tank Location: **UNDERGROUND**

06/01/1974 Tank Id: Install Date: Tank Type: Steel/carbon steel Product Stored: **USED OIL** NONE Tank Internal: NONE Pipe Internal: Pipe Location: Underground Pipe Type: STEEL/IRON

PAINTED/ASPHALT COATING/NONE Tank External:

Minor Data Missing Missing Data for Tank:

Pipe External: PAINTED/ASPHALT COATING/NONE

Second Containment: NONE/NONE NONE/NONE Leak Detection: Overfill Prot: Not reported

Dispenser: Not reported Date Tested: Not reported Next Test Date: Not reported Not reported Not reported Date Closed: Test Method: Deleted: False Updated: True

No data missing Dead Letter: False Owner Screen:

Fiscal amount for registration fee is correct FAMT:

Total Capacity: 1000 Renewal Date: Not reported Minor data missing Federal ID: Not reported Tank Screen: Renew Flag: Renwal has not been printed Facility Screen: No data missing Certification Date: 01/08/1999 Certification Flag: False Old PBS Number: Not reported Expiration Date: 09/02/2001 01/30/1996 Inspected Date: Inspector:

Inspection Result: Not reported Lat/long: Not reported

Facility Type: RETAIL GASOLINE SALES, TRUCKING/TRANSPORTATION

Town or City: **HAMBURG**

Town or City Code: 48

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

Not reported

1448

EDR ID Number EPA ID Number

SOUTHSIDE TRAILER SERVICE INC (Continued)

County Code: Region:

14

PBS Number:

9-018058

SPDES Number: Operator:

PETROLEUM SALES

Emergency Contact:

(716) 655-1493

Total Tanks:

Owner:

Owner Type:

Corporate/Commercial

Owner Mark: Owner Subtype: Mailing Address:

Not reported CODER REALTY ATTN: DAVID CODER

310 LAKE AVE P O BOX 2300 BLASDELL, NY 14219 (716) 828-1555

Capacity (gals):

Tank Location: **UNDERGROUND** Tank Id:

Tank Type: Not reported Tank Internal: Pipe Location: Tank External: Not reported

Missing Data for Tank: Minor Data Missing Pipe External: Not reported Second Containment: NONE Leak Detection:

NONE Overfill Prot: 12/01/1992 Date Tested: Date Closed:

12/01/1994 Deleted: False False Dead Letter:

FAMT: Fiscal amount for registration fee is correct 1000

Total Capacity:

Tank Screen: Minor data missing Renew Flag: Renwal has not been printed Certification Flag: False Old PBS Number: Not reported

Inspected Date: 01/30/1996 Inspection Result: Not reported Lat/long: Not reported

Facility Type: RETAIL GASOLINE SALES, TRUCKING/TRANSPORTATION

HAMBURG Town or City: Town or City Code: 48

County Code: 14 Region: 9

PBS Number: SPDES Number: 9-018058 Not reported **CBS Number:** SWIS ID:

Not reported 1448

TC0966300.1s Page 22

U003316378

9

Not reported

(716) 828-1555

DAVID CODER

CODER REALTY

310 LAKE AVE/PO BOX 2300

BLASDELL, NY 14219

(716) 828-1555

First Owner

Closed - Removed Tank Status: 10000

Steel/carbon steel Product Stored: Pipe Internal:

Pipe Type:

Dispenser:

Test Method:

Renewal Date:

Federal ID:

Install Date:

CBS Number:

SWIS ID:

Not reported DIESEL Not reported STEEL/IRON

Suction Next Test Date: Not reported **HORNER** True

Updated: No data missing Owner Screen:

Not reported Not reported Facility Screen: No data missing

Certification Date: 01/08/1999 Expiration Date: 09/02/2001 Inspector: JES

Map ID Direction Distance Distance (ft.) Elevation

Database(s)

EDR ID Number EPA ID Number

U003316378

SOUTHSIDE TRAILER SERVICE INC (Continued)

Operator:

PETROLEUM SALES

Emergency Contact:

(716) 828-1555 DAVID CODER

(716) 655-1493

Total Tanks:

Owner:

CODER REALTY

310 LAKE AVE/PO BOX 2300

BLASDELL, NY 14219

(716) 828-1555

Owner Type: Owner Mark:

Corporate/Commercial

Owner Subtype:

First Owner Not reported

Mailing Address:

CODER REALTY

ATTN: DAVID CODER 310 LAKE AVE P O BOX 2300

BLASDELL, NY 14219 (716) 828-1555

Tank Status:

Closed - Removed

Capacity (gals):

4000

Tank Location:

Tank Internal:

Pipe Location:

UNDERGROUND

Tank Id:

Tank Type:

2

Steel/carbon steel

NONE

Underground

Tank External:

PAINTED/ASPHALT COATING/NONE Minor Data Missing

Missing Data for Tank: Pipe External:

PAINTED/ASPHALT COATING/NONE

Second Containment:

Leak Detection: Overfill Prot:

NONE/NONE

Dead Letter:

Deleted:

FAMT:

Date Tested: 12/01/1992 Date Closed:

12/01/1998

NONE/NONE

False

False

Fiscal amount for registration fee is correct

Total Capacity:

Tank Screen: Renew Flag:

Minor data missing

Renwal has not been printed

Certification Flag: False

Not reported

Old PBS Number: Inspected Date:

01/30/1996

Inspection Result: Lat/long:

Not reported

Facility Type:

Not reported

Town or City:

RETAIL GASOLINE SALES, TRUCKING/TRANSPORTATION **HAMBURG**

Town or City Code:

48

County Code: Region:

14 9

PBS Number:

Operator:

SPDES Number:

9-018058

Not reported PETROLEUM SALES

(716) 828-1555

Emergency Contact:

DAVID CODER (716) 655-1493

Total Tanks:

CBS Number: SWIS ID:

install Date:

Pipe Internal:

Pipe Type:

Dispenser:

Updated:

Next Test Date:

Owner Screen:

Renewal Date:

Facility Screen:

Expiration Date:

Certification Date: 01/08/1999

Federal ID:

Inspector:

Test Method:

Product Stored:

Not reported

Not reported

STEEL/IRON

NONE

Suction

Not reported

Not reported

Not reported No data missing

09/02/2001

JES

No data missing

HORNER

True

UNLEADED GASOLINE

1448

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number EPA ID Number

SOUTHSIDE TRAILER SERVICE INC (Continued)

Owner:

310 LAKE AVE/PO BOX 2300

(716) 828-1555

Owner Type:

Owner Mark: Owner Subtype: Mailing Address: First Owner Not reported **CODER REALTY**

Tank Status: Capacity (gals):

Tank Location:

Tank Id:

Tank Type:

Tank Internal: NONE Underground Pipe Location:

Tank External: PAINTED/ASPHALT COATING/NONE Missing Data for Tank: Minor Data Missing

Pipe External: PAINTED/ASPHALT COATING/NONE

Second Containment: NONE/NONE

NONE/NONE Leak Detection:

Overfill Prot: 2

Date Tested: 12/01/1992 Date Closed: 12/01/1998 Deleted: False

Dead Letter: False

Fiscal amount for registration fee is correct FAMT:

Total Capacity: 1000 Tank Screen: Minor data missing Renwal has not been printed Renew Flag:

Certification Flag: False Old PBS Number: Not reported Inspected Date: 01/30/1996

Inspection Result: Not reported Lat/long: Not reported

Facility Type: RETAIL GASOLINE SALES, TRUCKING/TRANSPORTATION

Town or City: **HAMBURG** Town or City Code: 48

County Code: 14 Region: 9

PBS Number: SPDES Number: Operator:

9-018058 Not reported **PETROLEUM SALES**

Emergency Contact:

(716) 828-1555 DAVID CODER (716) 655-1493

Total Tanks:

Owner:

CODER REALTY

310 LAKE AVE/PO BOX 2300 BLASDELL, NY 14219

(716) 828-1555

Owner Type:

Corporate/Commercial

TC0966300.1s Page 24

U003316378

CODER REALTY

BLASDELL, NY 14219

Corporate/Commercial

ATTN: DAVID CODER 310 LAKE AVE P O BOX 2300 BLASDELL, NY 14219 (716) 828-1555

Closed - Removed

4000

UNDERGROUND

Install Date: Steel/carbon steel

DIESEL Product Stored: Pipe Internal: NONE

Pipe Type:

STEEL/IRON

Not reported

Dispenser:

Suction **Next Test Date:** Not reported **HORNER** Test Method: Updated: True

Owner Screen: No data missing

Renewal Date: Not reported Federal ID: Not reported

Facility Screen: No data missing Certification Date: 01/08/1999 Expiration Date: 09/02/2001

Inspector: **JES**

CBS Number:

SWIS ID:

Not reported 1448

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

Not reported

NONE STEEL/IRON

Suction

Not reported

Not reported

Not reported

No data missing

EDR ID Number EPA ID Number

SOUTHSIDE TRAILER SERVICE INC (Continued)

U003316378

Owner Mark: Owner Subtype: Mailing Address:

First Owner Not reported CODER REALTY

ATTN: DAVID CODER 310 LAKE AVE P O BOX 2300 BLASDELL, NY 14219 (716) 828-1555 Closed - Removed

Capacity (gals): Tank Location:

4000 **UNDERGROUND**

Tank Id: Tank Type: Tank Internal:

Tank Status:

NONE

Steel/carbon steel

Product Stored: DIESEL Pipe Internal: Pipe Type: Underground

Install Date:

Dispenser:

Federal ID:

Inspector:

Region:

User:

Facility Screen:

Certification Date: 01/08/1999

Expiration Date: 09/02/2001

JES

Bethlehem Steel

Next Test Date:

Pipe Location: Tank External:

PAINTED/ASPHALT COATING/NONE

Missing Data for Tank:

Minor Data Missing PAINTED/ASPHALT COATING/NONE

Pipe External: Second Containment:

NONE/NONE Leak Detection: NONE/NONE

Overfill Prot: 12/01/1992 Date Tested: Date Closed: 12/01/1998 False Deleted:

HORNER Test Method: Updated: True Owner Screen: False No data missing

Dead Letter: FAMT: Fiscal amount for registration fee is correct Renewal Date: **Total Capacity:** 1000

Minor data missing Tank Screen: Renwal has not been printed Renew Flag: Certification Flag: False

Old PBS Number: Not reported 01/30/1996 Inspected Date: Inspection Result: Not reported

Lat/long: Not reported Facility Type: RETAIL GASOLINE SALES, TRUCKING/TRANSPORTATION

Town or City: **HAMBURG** Town or City Code: 48

County Code: 14 Region: 9

This is the most recent NY PBS data for this site.

The NY PBS database contains 1 additional record for this site. Please contact your EDR Account Executive for more information.

15 **WSW** 1/2-1 3194 ft. Lower

BETHLEHEM STEEL 3555 LAKE SHORE DRIVE LACKAWANNA, NY 14218 SHWS S101008656 N/A

SHWS:

Acres:

EPA ID: NYD002134880

400+

Owner: Bethlehem Steel

> 3555 Lake Shore Drive Lackawanna, NY 142

Owner Type:

Operator:

Bethlehem Steel

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number **EPA ID Number**

BETHLEHEM STEEL (Continued)

S101008656

3555 Lake Shore Drive

Lackawanna, NY 14218

Operator Type:

Classification:

SIGNIFICANT THREAT TO THE PUBLIC HEALTH OR ENVIRONMENT - ACTION

REQUIRED.

Depth to Groundwater: Not reported Legal Action Type: Consent Order Legal NY State: Not reported Х

Legal Federal: Legal state: os Facility ID Number 915009 Dump: Not reported Pond: Not reported Structure: Not reported Lagoon: Yes

Landfill: Yes

42° 48′ 57″ / 78° 51′ 35″ Lat/Long:

Disposal Start: 1922 Disposal Term: 01/26/83 Not reported Air Data: Air Violation: Not reported Ground Water Data: Yes Not reported Surface Water Data:

SW Violation: Not reported Sediment Data: Not reported Soil Data: Not reported

Soil Type: Slag as fill over sand and gravel.

Remediation Proposed: Not reported Remediation Active: Not reported

Remediation Design: Yes

Remediation Type: Closure and monitoring.

Quantity: 5800 gal/day 1500 gal/day

25,000 gal/day

NPL Status:

Coal Tar sludge Hazardous Waste:

Ammonia still lime sludge

Spent pickle liquor

Site Description: Hazardous wastes were placed in lagoons and in a small portion of the

landfill. Non-hazardous waste consisting of sludges, slag, and other wastes make up the major portion of the landfill. Hazardous waste disposal on site ceased on January 26, 1983, except for the disposal of spent pickle liquor which ceased in November of 1981. The company entered into a Consent Order with EPA in February 1990 for a RCRA assessment and if appropriate, closure of the site. A total of 110

Solid Waste Management Units (SWMUS) have been identified at this site. The site wide RCRA Facility Investigation (RFI) is nearing completion. The human Health and Ecological Risk Assessment which are integral to the RFI, remain to be completed. This work is expected to be completed

by 2002. Bethlehem Steel had begun negotiations for a Voluntary Cleanup Plan (VCP) with the DEC to address 108 acres of land on Route 5 for redevelopment however, Bethlehem Steel has filed for Chapter 11 Bankruptcy and will notpursue the project. Erie County has also

expressed interest in the property for industrial/commercial development however an acceptable investigation WP has not been

submitted to date.

Environmental Problems: Additional monitoring and a hydrogeological study is underway to

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number EPA ID Number

BETHLEHEM STEEL (Continued)

\$101008656

determine any environmental problems. Significant groundwater

contamination has been confirmed.

The potential exists for exposure by direct contact with contaminated Health Problems:

on-site soil. There is also the potential that contaminated groundwater is impacting Lake Erie. The site is located in an industrial part of the City of Lackawanna and access islimited. Odors have been noted off-site from past and present coke oven and steel operations. Additional investigations and hydrogeological studies are underway and should assist NYSDOH in identifying other potential health

Completed:

16 WNW 1/2-1 4938 ft. Lower

BETHLEHEM STEEL CORP S-3556 LAKE SHORE RD **BUFFALO, NY 14219**

PADS 1000242462 **FINDS** 14218BTHLHPO **RCRIS-LQG**

TRIS RCRIS-TSD RAATS CORRACTS CERC-NFRAP

03/01/1979

CERCLIS-NFRAP Classification Data:

Site Incident Category: Not reported Federal Facility: Not a Federal Facility Non NPL Code: **NFRAP**

Ownership Status: Other

NPL Status: Not on the NPL **CERCLIS-NFRAP Assessment History:**

DISCOVERY Assessment:

Completed: 12/01/1979 ARCHIVE SITE Assessment: PRELIMINARY ASSESSMENT Completed: 12/01/1979 Assessment:

CERCLIS-NFRAP Alias Name(s): BETHLEHEM STEEL CO

CORRACTS Data:

EPA Id: NYD002134880

Region: NY State: SITEWIDE Area Name: Not reported Original Scheduled Date: 08/13/1990 New Scheduled Date: **Actual Date:** Not reported

Corrective Action: CA100 - RFI Imposition

EPA Id: NYD002134880

Region: 2 State: NY Area Name: SITEWIDE Original Scheduled Date: Not reported New Scheduled Date: 09/08/1986 Actual Date: Not reported

Corrective Action: CA050 - RFA Completed

EPA Id: NYD002134880

Region: NY State: Area Name: SITEWIDE Original Scheduled Date: Not reported 08/13/1990 New Scheduled Date: **Actual Date:**

Corrective Action: CA070YE - RFA Determination Of Need For An RFI, RFIis Necessary Map ID Direction Distance Distance (ft.) Elevation

Site

MAP FINDINGS

Database(s)

EDR ID Number EPA ID Number

BETHLEHEM STEEL CORP (Continued)

1000242462

EPA Id:

NYD002134880

Region:

2

State:

NY

Area Name: Original Scheduled Date: SITEWIDE Not reported

New Scheduled Date:

03/24/1993

Actual Date:

Not reported

Corrective Action:

CA075HI - CA Prioritization, Facility or areawas assigned a high corrective

action priority

EPA Id:

NYD002134880

Region:

2

State:

NY

Original Scheduled Date:

SITEWIDE Not reported

New Scheduled Date:

03/24/1993

Actual Date:

Not reported

Corrective Action:

CA075HI - CA Prioritization, Facility or areawas assigned a high corrective

action priority

The CORRACTS database contains 12 additional records for this site. Please contact your EDR Account Executive for more information.

RCRIS Corrective Action Summary:

Event:

RFI Approved

Event Date:

03/31/2000

Event:

RFI Workplan Approved

Event Date:

06/01/1995

Event: **Event Date:**

RFI Approved 05/01/1995

Event:

RFI Workplan Approved

Event Date:

02/17/1995

Event: Event Date:

RFI Approved 01/19/1995

RFI Approved

Event: **Event Date:**

01/19/1995

Event:

RFI Approved

Event Date: Event:

01/19/1995

Event Date:

RFI Workplan Approved

Event:

06/01/1994

Event Date:

RFI Workplan Approved 04/12/1994

Event:

CA Prioritization, Facility or area was assigned a high corrective action

Event Date:

03/24/1993

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number EPA ID Number

1000242462

BETHLEHEM STEEL CORP (Continued)

Event:

CA Prioritization, Facility or area was assigned a high corrective action

priority.

Event Date:

03/24/1993

Event: **Event Date:**

RFI Approved 03/04/1993

RFA Determination Of Need For An RFI, RFI is Necessary;

Event: **Event Date:**

08/13/1990

Event:

RFI Workplan Approved

Event Date:

08/13/1990

Event:

RFI Workplan Approved

Event Date:

08/13/1990

Event:

RFI Imposition

Event Date:

08/13/1990

Event:

RFA Completed 09/08/1986

Event Date:

RCRIS:

Owner:

BETHLEHEM STEEL CORP

(215) 694-2424

EPA ID:

NYD002134880

Contact:

R B ALLEN

(716) 821-2307

Rank Status:

Rank Date:

09/30/1995

Classification:

Large Quantity Generator, TSDF

Used Oil Recyc: No

TSDF Activities: Not reported

BIENNIAL REPORTS:

Last Biennial Reporting Year: 1999

Waste Quantity (Lbs) Quantity (Lbs) Waste 360288240.20 D008 3000.00 D010 D018 83400.00 D038

K062

400.00

Violation Status: Violations exist

Regulation Violated:

Not reported TSD-OTHER REQUIREMENTS (OVERSIGHT)

Area of Violation:

10/05/1998

Date Violation Determined:

10/28/1998

Actual Date Achieved Compliance:

WRITTEN INFORMAL

Enforcement Action: Enforcement Action Date:

10/05/1998

Penalty Type:

Not reported

Regulation Violated:

Not reported

Area of Violation:

TSD-GENERAL STANDARDS

48600.00

Date Violation Determined: Actual Date Achieved Compliance: 08/17/1995

Enforcement Action:

08/17/1995

Enforcement Action Date:

FINAL 3008(A) COMPLIANCE ORDER 08/17/1995

Penalty Type:

Final Monetary Penalty

Regulation Violated:

Not reported

Map ID Direction Distance Distance (ft.) Elevation Site

Database(s)

EDR ID Number EPA ID Number

1000242462

BETHLEHEM STEEL CORP (Continued)

Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

Date Violation Determined: 05/04/1994 Actual Date Achieved Compliance: 03/23/1995

WRITTEN INFORMAL Enforcement Action:

05/04/1994 **Enforcement Action Date:** Penalty Type: Not reported Regulation Violated: Not reported

Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

Date Violation Determined: 11/28/1990 Actual Date Achieved Compliance: 12/28/1990 Regulation Violated: Not reported

Area of Violation: TSD-GOUNDWATER MONITORING REQUIREMENTS

Date Violation Determined: 07/03/1986 Actual Date Achieved Compliance: 07/25/1986

Enforcement Action: WRITTEN INFORMAL

07/03/1986 **Enforcement Action Date:** Penalty Type: Not reported Regulation Violated: Not reported

TSD-OTHER REQUIREMENTS (OVERSIGHT) Area of Violation:

Date Violation Determined: 07/03/1986 07/25/1986 Actual Date Achieved Compliance:

Enforcement Action: WRITTEN INFORMAL

07/03/1986 Enforcement Action Date: Penalty Type: Not reported

Regulation Violated: Not reported Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

06/10/1986 **Date Violation Determined:** 07/25/1986 Actual Date Achieved Compliance:

Regulation Violated: Not reported TSD-OTHER REQUIREMENTS (OVERSIGHT) Area of Violation:

Date Violation Determined: 06/10/1986 Actual Date Achieved Compliance: 07/25/1986

Regulation Violated: Not reported Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

Date Violation Determined: 06/10/1986 Actual Date Achieved Compliance: 07/25/1986

Regulation Violated: Not reported TSD-OTHER REQUIREMENTS (OVERSIGHT) Area of Violation:

Date Violation Determined: 06/10/1986 Actual Date Achieved Compliance: 07/25/1986

Regulation Violated: Not reported

Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

Date Violation Determined: 06/10/1986 Actual Date Achieved Compliance: 07/25/1986

Regulation Violated:

Not reported TSD-OTHER REQUIREMENTS (OVERSIGHT) Area of Violation:

Date Violation Determined: 06/10/1986 **Actual Date Achieved Compliance:** 07/25/1986

Regulation Violated: Not reported

Area of Violation: TSD-GOUNDWATER MONITORING REQUIREMENTS

Date Violation Determined: 03/28/1986

Map ID
Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

EDR ID Number EPA ID Number

BETHLEHEM STEEL CORP (Continued)

1000242462

Actual Date Achieved Compliance: 03/28/1986

Enforcement Action: WRITTEN INFORMAL

Enforcement Action Date: 01/03/1986
Penalty Type: Not reported

Regulation Violated: Not reported

Area of Violation: TSD-CLOSURE/POST-CLOSURE REQUIREMENTS
Date Violation Determined: 10/24/1985

Actual Date Achieved Compliance: 06/16/1987

Enforcement Action: WRITTEN INFORMAL Enforcement Action Date: 10/24/1985

Penalty Type: Not reported

Regulation Violated: Not reported

Area of Violation: TSD-GOUNDWATER MONITORING REQUIREMENTS
Date Violation Determined: 07/19/1984

Date Violation Determined: 07/19/1984
Actual Date Achieved Compliance: 10/01/1985
Regulation Violated: Not reported

Area of Violation: TSD-GOUNDWATER MONITORING REQUIREMENTS

Date Violation Determined: 01/11/1984
Actual Date Achieved Compliance: 10/01/1985
Regulation Violated: Not reported

Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

Date Violation Determined: 12/09/1983 Actual Date Achieved Compliance: 06/10/1986

Enforcement Action: INITIAL 3008(A) COMPLIANCE ORDER

Enforcement Action Date: 05/02/1984

Penalty Type: Proposed Monetary Penalty

Regulation Violated: Not reported

Area of Violation: TSD-GOUNDWATER MONITORING REQUIREMENTS

Date Violation Determined: 01/07/1983
Actual Date Achieved Compliance: 10/01/1985

Enforcement Action: INITIAL 3008(A) COMPLIANCE ORDER

Enforcement Action Date: 05/02/1984

Penalty Type: Proposed Monetary Penalty

Enforcement Action: FINAL 3008(A) COMPLIANCE ORDER

Enforcement Action Date: 08/02/1985

Penalty Type: Proposed Monetary Penalty

Regulation Violated: Not reported

Area of Violation: TSD-CLOSURE/POST-CLOSURE REQUIREMENTS

Date Violation Determined: 01/07/1983 Actual Date Achieved Compliance: 10/01/1985

Enforcement Action: FINAL 3008(A) COMPLIANCE ORDER

Enforcement Action Date: 08/02/1985

Penalty Type: Final Monetary Penalty

Regulation Violated: Not reported

Area of Violation: TSD-OTHER REQUIREMENTS (OVERSIGHT)

Date Violation Determined: 01/07/1983 Actual Date Achieved Compliance: 10/01/1985

Enforcement Action: FINAL 3008(A) COMPLIANCE ORDER

Enforcement Action Date: 08/02/1985

Penalty Type: Final Monetary Penalty

MAP FINDINGS

Map ID
Direction
Distance
Distance (ft.)
Elevation Site

Database(s)

EDR ID Number EPA ID Number

BETHLEHEM STEEL CORP (Continued)

1000242462

There are 20 violation record(s) reported at this site:

		Date of
Evaluation	Area of Violation	Compliance
Compliance Evaluation Inspection	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19981028
Operation and Maintenance Inspection	TSD-GENERAL STANDARDS	19950817
Compliance Evaluation Inspection	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19950323
Compliance Evaluation Inspection	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19901228
Non-Financial Record Review	TSD-GOUNDWATER MONITORING REQUIREMENTS	19860725
	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
Compliance Evaluation Inspection	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
·	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
Compliance GW Monitoring Evaluation	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
-	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
Sampling Inspection	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860725
Non-Financial Record Review	TSD-GOUNDWATER MONITORING REQUIREMENTS	19860328
Non-Financial Record Review	TSD-CLOSURE/POST-CLOSURE REQUIREMENTS	19870616
Non-Financial Record Review	TSD-GOUNDWATER MONITORING REQUIREMENTS	19851001
Non-Financial Record Review	TSD-GOUNDWATER MONITORING REQUIREMENTS	19851001
Compliance Evaluation Inspection	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19860610
Compliance Evaluation Inspection	TSD-GOUNDWATER MONITORING REQUIREMENTS	19851001
	TSD-CLOSURE/POST-CLOSURE REQUIREMENTS	19851001
	TSD-OTHER REQUIREMENTS (OVERSIGHT)	19851001

NY MANIFEST

Additional detail is available in NY MANIFEST. Please contact your EDR Account Executive for more information.

FINDS:

Other Pertinent Environmental Activity Identified at Site:

Facility Registry System (FRS)

National Compliance Database (NCDB)

Resource Conservation and Recovery Act Information system (RCRAINFO)

ORPHAN SUMMARY

City	EDR ID	Site Name	Site Address	Zip	Database(s)	
	1			 		l
BLASDELL	S104787790	OIL IN BLASDELL CREEK	ROUTE 5 HAMBURG TRPK	14219	14219 NY Spills	
BLASDELL	S103562069	L.S.B. WAREHOUSE	ELECTRIC AVENUE	14219	NY Spills	
BLASDELL	\$102133910	SORRENTO EXPRESS	LAKE AVENUE	14219	NY Spills	
BLASDELL	S102134436	SOUTH BUFFALO RAILROAD	LAKE AVENUE	14219	NY Spills	
BLASDELL	S102134473	SOUTH BUFFALO RAILWAY	LAKE AVENUE	14219	NY Spills	
BLASDELL	\$103272762	CONRAIL - SENECA YARD	LAKE AVENUE	14219	NY Spills	
BLASDELL	S104653672	WOOD LAWN BEACH STATE PAR	S-3580 LAKE SHORE ROAD	14219	NY Spills	
BLASDELL	S102179249	FICEL TRANSPORT	LAKE AVE		NY Spills	
BLASDELL	1000403947	BLASDELL SEWAGE TREATMENT	PIECZONKA DR & RTE 179	14219	14219 RCRIS-SQG, FINDS	
BUFFALO	1000553350	MOBIL OIL CORP SS FTN	S 326 LAKE SHORE RD	14219	RCRIS-SQG, FINDS	
BUFFALO	U003317100	HEUSSLER HELIPORT	S 3580 LAKE SHORE RD	14219	UST	
BUFFALO	U003318105		S-3690 LAKE SHORE RD	14219	UST	
BUFFALO	S105586487		LAKE AVENUE	14219	SHWS	

EPA Waste Codes Addendum

Code	Description
D008	LEAD
D010	SELENIUM
D018	BENZENE
D038	PYRIDINE
K062	SPENT PICKLE LIQUOR GENERATED BY STEEL FINISHING OPERATIONS OF FACILITIES WITHIN THE IRON AND STEEL INDUSTRY (SIC CODES 331 AND 332).

To maintain currency of the following federal and state databases, EDR contacts the appropriate governmental agency on a monthly or quarterly basis, as required.

Elapsed ASTM days: Provides confirmation that this EDR report meets or exceeds the 90-day updating requirement of the ASTM standard.

FEDERAL ASTM STANDARD RECORDS

NPL: National Priority List

Source: EPA Telephone: N/A

National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 01/29/03
Date Made Active at EDR: 03/04/03

Database Release Frequency: Semi-Annually

Date of Data Arrival at EDR: 02/04/03

Elapsed ASTM days: 28

Date of Last EDR Contact: 02/04/03

NPL Site Boundaries

Sources:

EPA's Environmental Photographic Interpretation Center (EPIC)

Telephone: 202-564-7333

EPA Region 1

Telephone 617-918-1143

EPA Region 3

Telephone 215-814-5418

EPA Region 4

Telephone 404-562-8033

EPA Region 6

Telephone: 214-655-6659

EPA Region 8

Telephone: 303-312-6774

Proposed NPL: Proposed National Priority List Sites

Source: EPA Telephone: N/A

> Date of Government Version: 01/29/03 Date Made Active at EDR: 03/04/03

Database Release Frequency: Semi-Annually

Date of Data Arrival at EDR: 02/04/03

Elapsed ASTM days: 28

Date of Last EDR Contact: 02/04/03

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System

Source: EPA

Telephone: 703-413-0223

CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 03/19/03 Date Made Active at EDR: 04/08/03 Database Release Frequency: Quarterly Date of Data Arrival at EDR: 03/24/03 Elapsed ASTM days: 15 Date of Last EDR Contact: 03/24/03

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned

Source: EPA

Telephone: 703-413-0223

As of February 1995, CERCLIS sites designated "No Further Remedial Action Planned" (NFRAP) have been removed from CERCLIS. NFRAP sites may be sites where, following an initial investigation, no contamination was found, contamination was removed quickly without the need for the site to be placed on the NPL, or the contamination was not serious enough to require Federal Superfund action or NPL consideration. EPA has removed approximately 25,000 NFRAP sites to lift the unintended barriers to the redevelopment of these properties and has archived them as historical records so EPA does not needlessly repeat the investigations in the future. This policy change is part of the EPA's Brownfields Redevelopment Program to help cities, states, private investors and affected citizens to promote economic redevelopment of unproductive urban sites.

Date of Government Version: 03/19/03 Date Made Active at EDR: 04/08/03 Database Release Frequency: Quarterly Date of Data Arrival at EDR: 03/24/03 Elapsed ASTM days: 15 Date of Last EDR Contact: 03/24/03

CORRACTS: Corrective Action Report

Source: EPA

Telephone: 800-424-9346

CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 01/15/03 Date Made Active at EDR: 03/04/03

Database Release Frequency: Semi-Annually

Date of Data Arrival at EDR: 01/21/03

Elapsed ASTM days: 42

Date of Last EDR Contact: 03/10/03

RCRIS: Resource Conservation and Recovery Information System

Source: EPA/NTIS Telephone: 800-424-9346

Resource Conservation and Recovery Information System. RCRIS includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery

Act (RCRA).

Date of Government Version: 09/09/02 Date Made Active at EDR: 10/28/02 Database Release Frequency: Varies

Date of Data Arrival at EDR: 09/24/02

Elapsed ASTM days: 34

Date of Last EDR Contact: 04/18/03

ERNS: Emergency Response Notification System

Source: National Response Center, United States Coast Guard

Telephone: 202-260-2342

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous

substances.

Date of Government Version: 12/31/01 Date Made Active at EDR: 07/15/02 Database Release Frequency: Annually Date of Data Arrival at EDR: 07/02/02

Elapsed ASTM days: 13

Date of Last EDR Contact: 01/27/03

FEDERAL ASTM SUPPLEMENTAL RECORDS

BRS: Biennial Reporting System

Source: EPA/NTIS Telephone: 800-424-9346

The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG)

and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/99

Database Release Frequency: Biennially

Date of Last EDR Contact: 03/17/03

Date of Next Scheduled EDR Contact: 06/16/03

CONSENT: Superfund (CERCLA) Consent Decrees

Source: EPA Regional Offices

Major legal settlements that establish responsibility and standards for cleanup at NPL (Superfund) sites. Released periodically by United States District Courts after settlement by parties to litigation matters.

Date of Government Version: N/A Database Release Frequency: Varies Date of Last EDR Contact: N/A

Date of Next Scheduled EDR Contact: N/A

ROD: Records Of Decision

Source: EPA

Telephone: 703-416-0223

Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 01/09/03 Database Release Frequency: Annually Date of Last EDR Contact: 04/07/03

Date of Next Scheduled EDR Contact: 07/07/03

DELISTED NPL: National Priority List Deletions

Source: EPA Telephone: N/A

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425 (e), sites may be deleted from the

NPL where no further response is appropriate.

Date of Government Version: 01/29/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 02/04/03

Date of Next Scheduled EDR Contact: 05/05/03

FINDS: Facility Index System/Facility Identification Initiative Program Summary Report

Source: EPA Telephone: N/A

Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 01/14/03
Database Release Frequency: Quarterly

Date of Last EDR Contact: 04/07/03

Date of Next Scheduled EDR Contact: 07/07/03

HMIRS: Hazardous Materials Information Reporting System

Source: U.S. Department of Transportation

Telephone: 202-366-4555

Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 11/30/02 Database Release Frequency: Annually Date of Last EDR Contact: 01/23/03 Date of Next Scheduled EDR Contact: 04/21/03

MLTS: Material Licensing Tracking System Source: Nuclear Regulatory Commission

Telephone: 301-415-7169

MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 01/16/03 Database Release Frequency: Quarterly

Date of Last EDR Contact: 04/07/03

Date of Next Scheduled EDR Contact: 07/07/03

MINES: Mines Master Index File

Source: Department of Labor, Mine Safety and Health Administration

Telephone: 303-231-5959

Date of Government Version: 09/10/02 Database Release Frequency: Semi-Annually Date of Last EDR Contact: 03/31/03

Date of Next Scheduled EDR Contact: 06/30/03

NPL LIENS: Federal Superfund Liens

Source: EPA

Telephone: 205-564-4267

Federal Superfund Liens. Under the authority granted the USEPA by the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner receives notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/91

Database Release Frequency: No Update Planned

Date of Last EDR Contact: 02/27/03

Date of Next Scheduled EDR Contact: 05/26/03

PADS: PCB Activity Database System

Source: EPA

Telephone: 202-564-3887

PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers

of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 12/12/02

Database Release Frequency: Annually

Date of Last EDR Contact: 02/10/03

Date of Next Scheduled EDR Contact: 05/12/03

RAATS: RCRA Administrative Action Tracking System

Source: EPA

Telephone: 202-564-4104

RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/95

Database Release Frequency: No Update Planned

Date of Last EDR Contact: 03/10/03

Date of Next Scheduled EDR Contact: 06/09/03

TRIS: Toxic Chemical Release Inventory System

Source: EPA

Telephone: 202-260-1531

Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and

land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/00

Database Release Frequency: Annually

Date of Last EDR Contact: 03/25/03

Date of Next Scheduled EDR Contact: 06/23/03

TSCA: Toxic Substances Control Act

Source: EPA

Telephone: 202-260-5521

Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant

site.

Date of Government Version: 12/31/98

Database Release Frequency: Every 4 Years

Date of Last EDR Contact: 03/06/03

Date of Next Scheduled EDR Contact: 06/09/03

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

Source: EPA

Telephone: 202-564-2501

Date of Government Version: 01/28/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 06/24/03

Date of Next Scheduled EDR Contact: 06/23/03

SSTS: Section 7 Tracking Systems

Source: EPA

Telephone: 202-564-5008

Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices

being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/00

Database Release Frequency: Annually

Date of Last EDR Contact: 01/21/03

Date of Next Scheduled EDR Contact: 04/21/03

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

Source: EPA/Office of Prevention, Pesticides and Toxic Substances

Telephone: 202-564-2501

FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA,

TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the

Agency on a quarterly basis.

Date of Government Version: 01/28/03 Database Release Frequency: Quarterly Date of Last EDR Contact: 03/24/03

Date of Next Scheduled EDR Contact: 06/23/03

STATE OF NEW YORK ASTM STANDARD RECORDS

SHWS: Inactive Hazardous Waste Disposal Sites in New York State

Source: Department of Environmental Conservation

Telephone: 518-402-9553

State Hazardous Waste Sites. State hazardous waste site records are the states' equivalent to CERCLIS. These sites may or may not already be listed on the federal CERCLIS list. Priority sites planned for cleanup using state funds (state equivalent of Superfund) are identified along with sites where cleanup will be paid for by potentially responsible parties. Available information varies by state.

Date of Government Version: 04/01/02 Date Made Active at EDR: 11/12/02

Database Release Frequency: Annually

Date of Data Arrival at EDR: 10/22/02

Elapsed ASTM days: 21

Date of Last EDR Contact: 02/24/03

SWF/LF: Facility Register

Source: Department of Environmental Conservation

Telephone: 518-457-2051

Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal

Date of Government Version: 12/31/01 Date Made Active at EDR: 04/18/02 Database Release Frequency: Semi-Annually Date of Data Arrival at EDR: 03/28/02

Elapsed ASTM days: 21

Date of Last EDR Contact: 02/05/03

LTANKS: Spills Information Database

Source: Department of Environmental Conservation

Telephone: 518-402-9549

Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 01/01/02 Date Made Active at EDR: 03/22/02 Database Release Frequency: Varies

Date of Data Arrival at EDR: 02/20/02

Elapsed ASTM days: 30

Date of Last EDR Contact: 01/28/03

UST: Petroleum Bulk Storage (PBS) Database

Source: Department of Environmental Conservation

Telephone: 518-402-9549

Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 01/01/02 Date Made Active at EDR: 03/22/02 Database Release Frequency: Varies

Date of Data Arrival at EDR: 02/20/02

Elapsed ASTM days: 30

Date of Last EDR Contact: 01/28/03

CBS UST: Chemical Bulk Storage Database

Source: NYSDEC Telephone: 518-402-9549

Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/02 Date Made Active at EDR: 03/22/02 Database Release Frequency: Varies Date of Data Arrival at EDR: 02/20/02 Elapsed ASTM days: 30 Date of Last EDR Contact: 01/28/03

MOSF UST: Major Oil Storage Facilities Database

Source: NYSDEC Telephone: 518-402-9549

Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or

greater.

Date of Government Version: 01/01/02 Date Made Active at EDR: 03/22/02 Database Release Frequency: Varies Date of Data Arrival at EDR: 02/20/02

Elapsed ASTM days: 30

Date of Last EDR Contact: 01/28/03

VCP: Voluntary Cleanup Agreements

Source: Department of Environmental Conservation

Telephone: 518-402-9711

The voluntary remedial program uses private monies to get contaminated sites r emediated to levels allowing for the sites' productive use. The program covers virtually any kind of site and contamination.

Date of Government Version: 03/03/03 Date Made Active at EDR: 04/15/03 Database Release Frequency: Semi-Annually Date of Data Arrival at EDR: 03/24/03

Elapsed ASTM days: 22

Date of Last EDR Contact: 03/18/03

SWRCY: Registered Recycling Facility List

Source: Department of Environmental Conservation

Telephone: 518-402-8705
A listing of recycling facilities.

Date of Government Version: 07/17/00 Date Made Active at EDR: 09/13/00 Database Release Frequency: Semi-Annually Date of Data Arrival at EDR: 08/24/00

Elapsed ASTM days: 20

Date of Last EDR Contact: 02/19/03

SWTIRE: Registered Waste Tire Storage & Facility List Source: Department of Environmental Conservation

Telephone: 518-402-8694

Date of Government Version: 11/01/02 Date Made Active at EDR: 03/04/03 Database Release Frequency: Annually Date of Data Arrival at EDR: 02/18/03

Elapsed ASTM days: 14

Date of Last EDR Contact: 02/18/03

STATE OF NEW YORK ASTM SUPPLEMENTAL RECORDS

HSWDS: Hazardous Substance Waste Disposal Site Inventory

Source: Department of Environmental Conservation

Telephone: 518-402-9564

The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-registry sites which U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared.

Date of Government Version: 09/01/02 Database Release Frequency: Annually Date of Last EDR Contact: 03/03/03

Date of Next Scheduled EDR Contact: 06/02/03

AST: Petroleum Bulk Storage

Source: Department of Environmental Conservation

Telephone: 518-402-9549

Registered Aboveground Storage Tanks.

Date of Government Version: 01/01/02 Database Release Frequency: Varies Date of Last EDR Contact: 01/28/03

Date of Next Scheduled EDR Contact: 04/28/03

CBS AST: Chemical Bulk Storage Database

Source: NYSDEC

Telephone: 518-402-9549

Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater,

and/or in underground tanks of any size.

Date of Government Version: 01/01/02

Database Release Frequency: Varies

Date of Last EDR Contact: 01/28/03

Date of Next Scheduled EDR Contact: 04/28/03

MOSF AST: Major Oil Storage Facilities Database

Source: NYSDEC Telephone: 518-402-9549

Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or

greater.

Date of Government Version: 01/01/02 Database Release Frequency: Varies

Date of Last EDR Contact: 01/28/03

Date of Next Scheduled EDR Contact: 04/28/03

SPILLS: Spills Information Database

Source: Department of Environmental Conservation

Telephone: 518-402-9549

Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active

as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 01/01/02

Database Release Frequency: Varies

Date of Last EDR Contact: 01/28/03

Date of Next Scheduled EDR Contact: 04/28/03

MANIFEST: Facility and Manifest Data

Source: Department of Environmental Conservation

Telephone: 518-402-8651

Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD

facility.

Date of Government Version: 03/10/03

Database Release Frequency: Annually

Date of Last EDR Contact: 03/03/03

Date of Next Scheduled EDR Contact: 06/02/03

LOCAL RECORDS

CORTLAND COUNTY:

Cortland County Storage Tank Listing

Source: Cortland County Health Department Telephone: 607-753-5035

Date of Government Version: 03/01/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 03/03/03

Date of Next Scheduled EDR Contact: 06/02/03

Cortland County Storage Tank Listing

Source: Cortland County Health Department

Telephone: 607-753-5035

Date of Government Version: 03/01/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 03/03/03

Date of Next Scheduled EDR Contact: 06/02/03

NASSAU COUNTY:

TC0966300.1s Page GR-7

Registered Tank Database

Source: Nassau County Health Department

Telephone: 516-571-3314

Date of Government Version: 01/06/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 02/03/03

Date of Next Scheduled EDR Contact: 05/05/03

Registered Tank Database

Source: Nassau County Health Department

Telephone: 516-571-3314

Date of Government Version: 01/06/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 02/03/03

Date of Next Scheduled EDR Contact: 05/05/03

Storage Tank Database

Source: Nassau County Office of the Fire Marshal

Telephone: 516-572-1000

Date of Government Version: N/A

Database Release Frequency: Varies

Date of Last EDR Contact: N/A

Date of Next Scheduled EDR Contact: N/A

Storage Tank Database

Source: Nassau County Office of the Fire Marshal

Telephone: 516-572-1000

Date of Government Version: 11/22/02

Database Release Frequency: Varies

Date of Last EDR Contact: 02/11/03

Date of Next Scheduled EDR Contact: 05/12/03

ROCKLAND COUNTY:

Petroleum Bulk Storage Database

Source: Rockland County Health Department

Telephone: 914-364-2605

Date of Government Version: 01/23/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 04/07/03

Date of Next Scheduled EDR Contact: 07/07/03

Petroleum Bulk Storage Database

Source: Rockland County Health Department

Telephone: 914-364-2605

Date of Government Version: 01/23/03

Database Release Frequency: Quarterly

Date of Last EDR Contact: 04/07/03

Date of Next Scheduled EDR Contact: 07/07/03

SUFFOLK COUNTY:

Storage Tank Database

Source: Suffolk County Department of Health Services

Telephone: 631-854-2521

Date of Government Version: 12/31/01

Database Release Frequency: Annually

Date of Last EDR Contact: 03/06/03

Date of Next Scheduled EDR Contact: 06/02/03

Storage Tank Database

Source: Suffolk County Department of Health Services

Telephone: 631-854-2521

Date of Government Version: 12/31/01

Database Release Frequency: Annually

Date of Last EDR Contact: 03/06/03

Date of Next Scheduled EDR Contact: 06/02/03

TC0966300.1s Page GR-8

WESTCHESTER COUNTY:

Listing of Storage Tanks

Source: Westchester County Department of Health

Telephone: 914-813-5161

Listing of underground storage tanks in Westchester County.

Date of Government Version: 01/24/03

Date of Last EDR Contact: 03/03/03 Date of Next Scheduled EDR Contact: 06/02/03 Database Release Frequency: Varies

Listing of Storage Tanks

Source: Westchester County Department of Health

Telephone: 914-813-5161

Listing of aboveground storage tanks in Westchester County.

Date of Government Version: 01/24/03 Database Release Frequency: Varies

Date of Last EDR Contact: 03/03/03

Date of Next Scheduled EDR Contact: 06/02/03

EDR PROPRIETARY HISTORICAL DATABASES

Former Manufactured Gas (Coal Gas) Sites: The existence and location of Coal Gas sites is provided exclusively to EDR by Real Property Scan, Inc. @Copyright 1993 Real Property Scan, Inc. For a technical description of the types of hazards which may be found at such sites, contact your EDR customer service representative.

Disclaimer Provided by Real Property Scan, Inc.

The information contained in this report has predominantly been obtained from publicly available sources produced by entities other than Real Property Scan. While reasonable steps have been taken to insure the accuracy of this report, Real Property Scan does not guarantee the accuracy of this report. Any liability on the part of Real Property Scan is strictly limited to a refund of the amount paid. No claim is made for the actual existence of toxins at any site. This report does not constitute a legal opinion.

STATE OF NEW YORK BROWNFIELDS DATABASES RECORDS

Brownfields: Brownfields Site List

Source: Department of Environmental Conservation

Telephone: 518-402-9764

Date of Government Version: 05/22/02

Database Release Frequency: Semi-Annually

Date of Last EDR Contact: 03/28/03

Date of Next Scheduled EDR Contact: 06/16/03

VCP: Voluntary Cleanup Agreements

Source: Department of Environmental Conservation

Telephone: 518-402-9711

The voluntary remedial program uses private monies to get contaminated sites r emediated to levels allowing for

the sites' productive use. The program covers virtually any kind of site and contamination.

Date of Government Version: 03/03/03

Database Release Frequency: Semi-Annually

Date of Last EDR Contact: 03/18/03

Date of Next Scheduled EDR Contact: 06/16/03

OTHER DATABASE(S)

Depending on the geographic area covered by this report, the data provided in these specialty databases may or may not be complete. For example, the existence of wetlands information data in a specific report does not mean that all wetlands in the area covered by the report are included. Moreover, the absence of any reported wetlands information does not necessarily mean that wetlands do not exist in the area covered by the report.

Oil/Gas Pipelines: This data was obtained by EDR from the USGS in 1994. It is referred to by USGS as GeoData Digital Line Graphs from 1:100,000-Scale Maps. It was extracted from the transportation category including some oil, but primarily gas pipelines.

Sensitive Receptors: There are individuals deemed sensitive receptors due to their fragile immune systems and special sensitivity to environmental discharges. These sensitive receptors typically include the elderly, the sick, and children. While the location of all sensitive receptors cannot be determined, EDR indicates those buildings and facilities - schools, daycares, hospitals, medical centers, and nursing homes - where individuals who are sensitive receptors are likely to be located.

AHA Hospitals:

Source: American Hospital Association, Inc.

Telephone: 312-280-5991

The database includes a listing of hospitals based on the American Hospital Association's annual survey of hospitals.

Medical Centers: Provider of Services Listing

Source: Centers for Medicare & Medicaid Services

Telephone: 410-786-3000

A listing of hospitals with Medicare provider number, produced by Centers of Medicare & Medicaid Services,

a federal agency within the U.S. Department of Health and Human Services.

Nursing Homes

Source: National Institutes of Health

Telephone: 301-594-6248

Information on Medicare and Medicaid certified nursing homes in the United States.

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on elementary

and secondary public education in the United States. It is a comprehensive, annual, national statistical database of all public elementary and secondary schools and school districts, which contains data that are comparable across all states.

Private Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on private school locations in the United States.

Daycare Centers: Day Care Providers Source: Department of Health

Telephone: 212-676-2444

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 1999 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002 from the U.S. Fish and Wildlife Service.

STREET AND ADDRESS INFORMATION

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GEOCHECK®-PHYSICAL SETTING SOURCE ADDENDUM

TARGET PROPERTY ADDRESS

CSW WAREHOUSE AND DISTRIBUTION 250 LAKE AVENUE BLASDELL, NY 14219

TARGET PROPERTY COORDINATES

Latitude (North):

42.796700 - 42° 47' 48.1"

Longitude (West):

78.835297 - 78° 50' 7.1"

Universal Tranverse Mercator:

Zone 17

UTM X (Meters): UTM Y (Meters):

677030.0

4740297.0

EDR's GeoCheck Physical Setting Source Addendum has been developed to assist the environmental professional with the collection of physical setting source information in accordance with ASTM 1527-00, Section 7.2.3. Section 7.2.3 requires that a current USGS 7.5 Minute Topographic Map (or equivalent, such as the USGS Digital Elevation Model) be reviewed. It also requires that one or more additional physical setting sources be sought when (1) conditions have been identified in which hazardous substances or petroleum products are likely to migrate to or from the property, and (2) more information than is provided in the current USGS 7.5 Minute Topographic Map (or equivalent) is generally obtained, pursuant to local good commercial or customary practice, to assess the impact of migration of recognized environmental conditions in connection with the property. Such additional physical setting sources generally include information about the topographic, hydrologic, hydrogeologic, and geologic characteristics of a site, and wells in the area.

Assessment of the impact of contaminant migration generally has two principle investigative components:

- 1. Groundwater flow direction, and
- 2. Groundwater flow velocity.

Groundwater flow direction may be impacted by surface topography, hydrology, hydrogeology, characteristics of the soil, and nearby wells. Groundwater flow velocity is generally impacted by the nature of the geologic strata. EDR's GeoCheck Physical Setting Source Addendum is provided to assist the environmental professional in forming an opinion about the impact of potential contaminant migration.

GROUNDWATER FLOW DIRECTION INFORMATION

Groundwater flow direction for a particular site is best determined by a qualified environmental professional using site-specific well data. If such data is not reasonably ascertainable, it may be necessary to rely on other sources of information, such as surface topographic information, hydrologic information, hydrogeologic data collected on nearby properties, and regional groundwater flow information (from deep aquifers).

TOPOGRAPHIC INFORMATION

Surface topography may be indicative of the direction of surficial groundwater flow. This information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

TARGET PROPERTY TOPOGRAPHY

USGS Topographic Map:

2442078-G7 BUFFALO SE, NY

General Topographic Gradient: General WNW

Source:

USGS 7.5 min guad index

Source: Topography has been determined from the USGS Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified.

HYDROLOGIC INFORMATION

Surface water can act as a hydrologic barrier to groundwater flow. Such hydrologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

Refer to the Physical Setting Source Map following this summary for hydrologic information (major waterways and bodies of water).

FEMA FLOOD ZONE

FEMA Flood

Target Property County

Electronic Data

ERIE, NY

YES - refer to the Overview Map and Detail Map

Flood Plain Panel at Target Property:

3614890001A

Additional Panels in search area:

3602470001B 3602440005B 3614890002A

NATIONAL WETLAND INVENTORY

NWI Electronic

NWI Quad at Target Property

Data Coverage

BUFFALO SE

YES - refer to the Overview Map and Detail Map

HYDROGEOLOGIC INFORMATION

Hydrogeologic information obtained by installation of wells on a specific site can often be an indicator of groundwater flow direction in the immediate area. Such hydrogeologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

Site-Specific Hydrogeological Data*:

Search Radius: 2.00 miles Status: Not found

AQUIFLOW®

Search Radius: 2.000 Miles.

EDR has developed the AQUIFLOW Information System to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted by environmental professionals to regulatory authorities at select sites and has extracted the date of the report, groundwater flow direction as determined hydrogeologically, and the depth to water table.

LOCATION GENERAL DIRECTION
MAP ID FROM TP GROUNDWATER FLOW
Not Reported

GROUNDWATER FLOW VELOCITY INFORMATION

Groundwater flow velocity information for a particular site is best determined by a qualified environmental professional using site specific geologic and soil strata data. If such data are not reasonably ascertainable, it may be necessary to rely on other sources of information, including geologic age identification, rock stratigraphic unit and soil characteristics data collected on nearby properties and regional soil information. In general, contaminant plumes move more quickly through sandy-gravelly types of soils than silty-clayey types of soils.

GEOLOGIC INFORMATION IN GENERAL AREA OF TARGET PROPERTY

Geologic information can be used by the environmental professional in forming an opinion about the relative speed at which contaminant migration may be occurring.

ROCK STRATIGRAPHIC UNIT

GEOLOGIC AGE IDENTIFICATION

Era: Paleozoic Category: Stratified Sequence

System: Devonian
Series: Middle Devonian

Code: D2 (decoded above as Era, System & Series)

Geologic Age and Rock Stratigraphic Unit Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - a digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

DOMINANT SOIL COMPOSITION IN GENERAL AREA OF TARGET PROPERTY

The U.S. Department of Agriculture's (USDA) Soil Conservation Service (SCS) leads the National Cooperative Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. Soil maps for STATSGO are compiled by generalizing more detailed (SSURGO) soil survey maps. The following information is based on Soil Conservation Service STATSGO data.

Soil Component Name: URBAN LAND

Soil Surface Texture: variable

Hydrologic Group: Not reported

Soil Drainage Class: Not reported

Hydric Status: Soil does not meet the requirements for a hydric soil.

Corrosion Potential - Uncoated Steel: Not Reported

Depth to Bedrock Min: > 10 inches

Depth to Bedrock Max: > 10 inches

Soil Layer Information								
Boundary			Classification					
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	Permeability Rate (in/hr)	Soil Reaction (pH)	
1	0 inches	6 inches	variable	Not reported	Not reported	Max: 0.00 Min: 0.00	Max: 0.00 Min: 0.00	

OTHER SOIL TYPES IN AREA

Based on Soil Conservation Service STATSGO data, the following additional subordinant soil types may appear within the general area of target property.

Soil Surface Textures: silt loam

loamy fine sand channery - silt loam

Surficial Soil Types:

silt loam loamy fine sand channery - silt loam

Shallow Soil Types:

loam silt loam

channery - silt loam

Deeper Soil Types:

silt loam fine sand

silty clay

unweathered bedrock very channery - loam gravelly - loam

ADDITIONAL ENVIRONMENTAL RECORD SOURCES

According to ASTM E 1527-00, Section 7.2.2, "one or more additional state or local sources of environmental records may be checked, in the discretion of the environmental professional, to enhance and supplement federal and state sources... Factors to consider in determining which local or additional state records, if any, should be checked include (1) whether they are reasonably ascertainable, (2) whether they are sufficiently useful, accurate, and complete in light of the objective of the records review (see 7.1.1), and (3) whether they are obtained, pursuant to local, good commercial or customary practice." One of the record sources listed in Section 7.2.2 is water well information. Water well information can be used to assist the environmental professional in assessing sources that may impact groundwater flow direction, and in forming an opinion about the impact of contaminant migration on nearby drinking water wells.

WELL SEARCH DISTANCE INFORMATION

DATABASE

SEARCH DISTANCE (miles)

Federal USGS

1.000

Federal FRDS PWS

Nearest PWS within 1 mile

State Database

1.000

FEDERAL USGS WELL INFORMATION

MAP ID

WELL ID

LOCATION FROM TP

No Wells Found

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MAP ID

WELL ID

LOCATION FROM TP

No PWS System Found

Note: PWS System location is not always the same as well location.

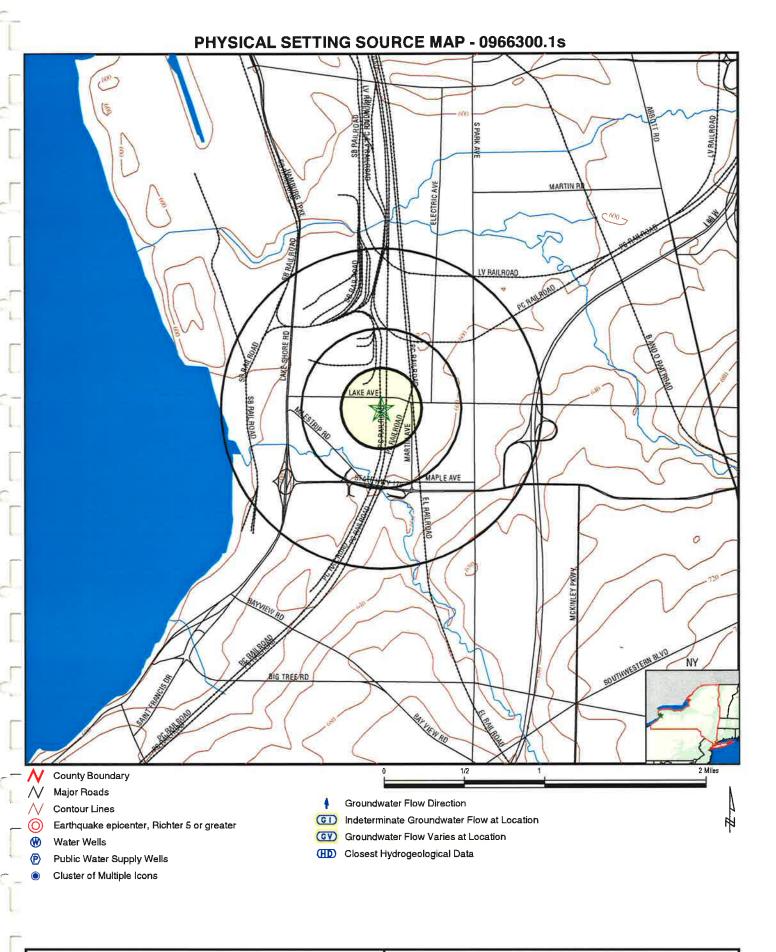
STATE DATABASE WELL INFORMATION

MAP ID

WELL ID

LOCATION FROM TP

No Wells Found



TARGET PROPERTY: ADDRESS:

CITY/STATE/ZIP: LAT/LONG: CSW Warehouse and Distribution

250 Lake Avenue Blasdell NY 14219 42.7967 / 78.8353 CUSTOMER:

Panamerican Environmental, Inc

CONTACT: INQUIRY #: DATE: Peter J Gorton 0966300.1s

DATE: April 25, 2003 2:06 pm

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GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS RADON

AREA RADON INFORMATION

State Database: New York Radon Basement Screening Results for 14219:

Number of sites tested: 55

Average (pCi/L)	Geometric Mean (pCi/L)	Geometric Std Dev.	Maximum (pCi/L)	% Homes >4 pCi/L	% Homes >20 pCi/L
1.3	1.1	1.9	4.6	1.8	0.0

Federal EPA Radon Zone for ERIE County: 1

Note: Zone 1 indoor average level > 4 pCi/L.

: Zone 2 indoor average level >= 2 pCi/L and <= 4 pCi/L.

: Zone 3 indoor average level < 2 pCi/L.

Federal Area Radon Information for ERIE COUNTY, NY

Number of sites tested: 622

Area	Average Activity	% <4 pCi/L	% 4-20 pCi/L	% >20 pCi/L
Living Area	1.000 pCi/L	89%	11%	0%
Basement	1.150 pCi/L	87%	11%	2%

PHYSICAL SETTING SOURCE RECORDS SEARCHED

HYDROLOGIC INFORMATION

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 1999 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002 from the U.S. Fish and Wildlife Service.

HYDROGEOLOGIC INFORMATION

AQUIFLOW^R Information System

Source: EDR proprietary database of groundwater flow information

EDR has developed the AQUIFLOW Information System (AIS) to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted to regulatory authorities at select sites and has extracted the date of the report, hydrogeologically determined groundwater flow direction and depth to water table information.

GEOLOGIC INFORMATION

Geologic Age and Rock Stratigraphic Unit

Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - A digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

STATSGO: State Soil Geographic Database

The U.S. Department of Agriculture's (USDA) Soil Conservation Service (SCS) leads the national Cooperative Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. Soil maps for STATSGO are compiled by generalizing more detailed (SSURGO) soil survey maps.

ADDITIONAL ENVIRONMENTAL RECORD SOURCES

FEDERAL WATER WELLS

PWS: Public Water Systems

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Public Water System data from the Federal Reporting Data System. A PWS is any water system which provides water to at least 25 people for at least 60 days annually. PWSs provide water from wells, rivers and other sources.

PWS ENF: Public Water Systems Violation and Enforcement Data

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Violation and Enforcement data for Public Water Systems from the Safe Drinking Water Information System (SDWIS) after August 1995. Prior to August 1995, the data came from the Federal Reporting Data System (FRDS).

USGS Water Wells: USGS National Water Inventory System (NWIS)

This database contains descriptive information on sites where the USGS collects or has collected data on surface water and/or groundwater. The groundwater data includes information on wells, springs, and other sources of groundwater.

PHYSICAL SETTING SOURCE RECORDS SEARCHED

STATE RECORDS

New York Public Water Wells

Source: New York Department of Health

Telephone: 518-458-6731

New York Facility and Manifest Data

Source: NYSDEC Telephone: 518-457-6585

Facility and manifest data. Manifest is a document that lists and tracks hazardous waste from the generator through

transporters to a tsd facility.

RADON

New York Radon Basement Screening Results

Source: New York Department of Health

Telephone: 518-402-7556

Area Radon Information

Source: USGS

Telephone: 703-356-4020

The National Radon Database has been developed by the U.S. Environmental Protection Agency

(USEPA) and is a compilation of the EPA/State Residential Radon Survey and the National Residential Radon Survey. The study covers the years 1986 - 1992. Where necessary data has been supplemented by information collected at

private sources such as universities and research institutions.

EPA Radon Zones

Source: EPA

Telephone: 703-356-4020

Sections 307 & 309 of IRAA directed EPA to list and identify areas of U.S. with the potential for elevated indoor

radon levels.

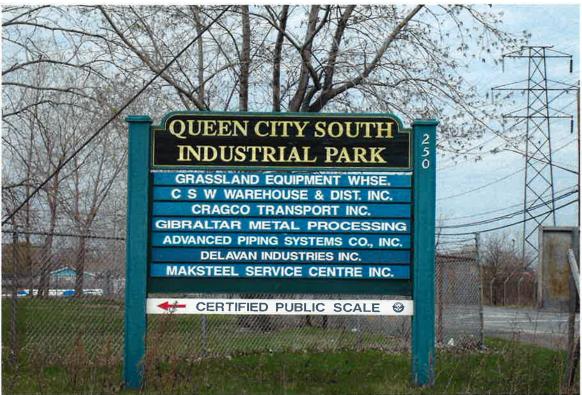
OTHER

Epicenters: World earthquake epicenters, Richter 5 or greater

Source: Department of Commerce, National Oceanic and Atmospheric Administration

APPENDIX C

Site Photographs



Photograph 1. Sign for Queen City South Industrial Park at entrance to complex on Lake Avenue.



Photograph 2. View inside large sewer adjacent to northwest side of warehouse.



Photograph 3. View of northeast side of CSW Warehouse and attached/adjacent Grassland Equipment Warehouse from southeast towards the northwest.



Photograph 4. Parking area and eastern side of the CSW Warehouse.



Photograph 5. View of adjacent southeastern property and rail tracks from southeast corner of the CSW property, facing southeast.



Photograph 6. View of southeastern side of the CSW Warehouse from the southeast, facing northwest.



Photograph 7. Exhaust stack along the southeastern portion of the CSW Warehouse.



Photograph 8. Southern end of the CSW Warehouse from the southeast, facing northwest.



Photograph 9. Closeup view along the western property line from the south, facing north. Separate building on the adjacent western property and piping entering the CSW Warehouse is visible.



Photograph 10. View of adjacent southwestern property and western property line, facing north.



Photograph 11. View of adjacent southwestern property and western property, facing south.



Photograph 12. Southern portion of the warehouse, facing north.



Photograph 13. Southeastern corner of warehouse.



Photograph 14. View of warehouse area from southern overhead walkway, shows storage and crane.



Photograph 15. Electrical supply area.



Photograph 16. Potential asbestos containing pipewrap.



Photograph 17. Separate power room along the southeastern wall.



Photograph 18. Floor drain located within the warehouse.



Photograph 19. Former equipment/transformer pads and stained area in northwestern corner of warehouse, facing west-northwest.



Photograph 20. View of western portion of warehouse from northwestern corner, facing south. View former equipment/transformer pads in foreground.



Photograph 21. View of northeastern corner of warehouse from elevated walkway facing southwest. Truck trailer being unloaded in foreground.



Photograph 22. View of stored new equipment in the eastern portion of the warehouse.



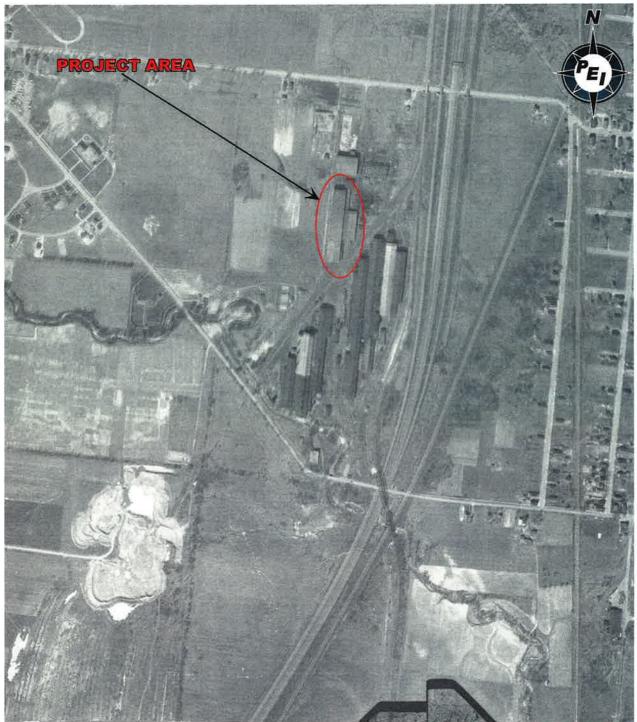
Photograph 23. Transformer area.

APPENDIX D

Aerial Photographs



Photograph 1. 1938 Aerial Photograph.



Photograph 2. 1942 Aerial Photograph.



Photograph 3. 1951 Aerial Photograph.



Photograph 4. 1966 Aerial Photograph.

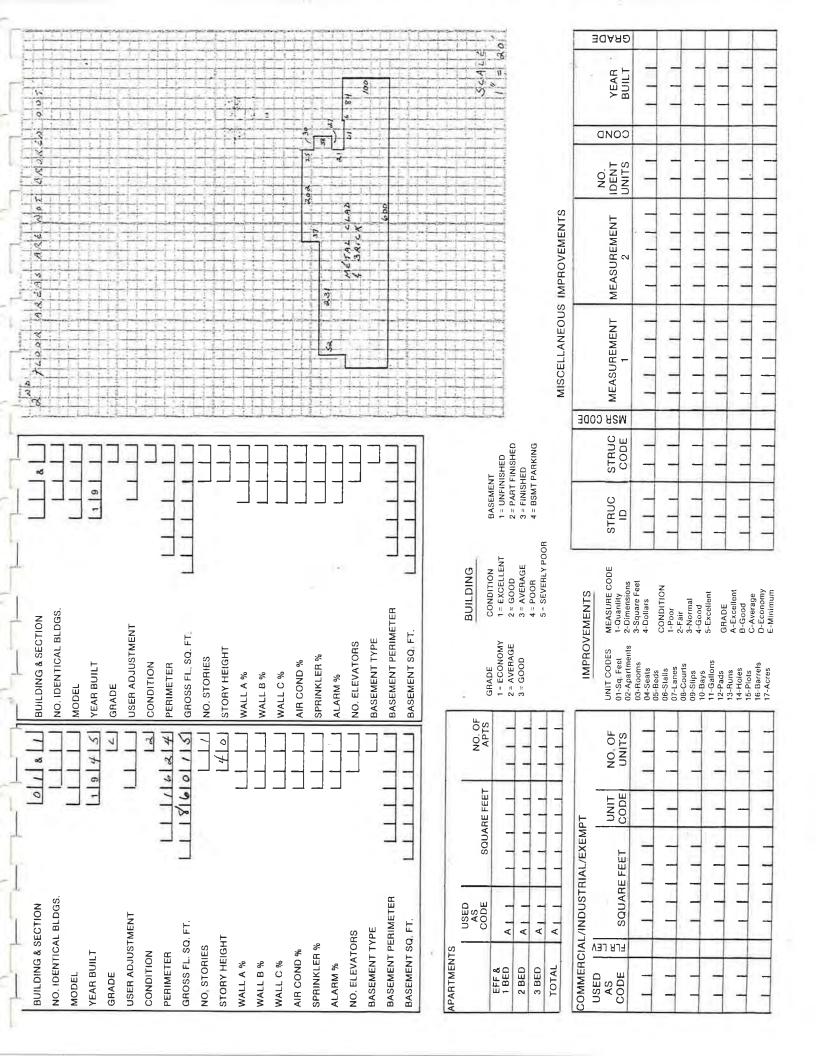


Photograph 5. 1978 Aerial Photograph.



APPENDIX E

Village of Blasdell and Town of Hamburg Information



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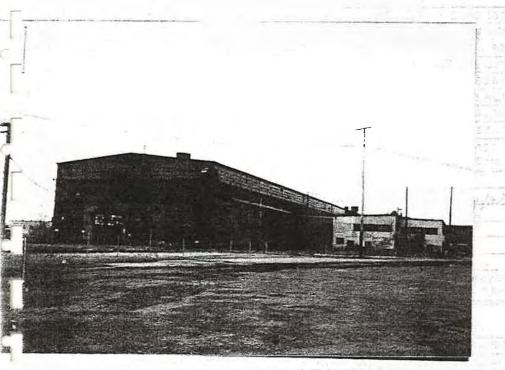
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APPENDIX F

Property Title and Assessment Information

Parcel Status	ACTIVE	City\Town	Hamburg	Village
S-B-L	150.16-1-2.12	Owner	C.S.W. WAREHOUSE & DIST INC	
Property Location	LAKE AVE	Mailing Address		
Property Class	MANUFACTURE	Line 2		
Assessment	279000	Line 3		
Taxable	279000	Street	PO BOX 2054	
Desc	SPLIT 1993	City/State	BLASDELL NY	
Desc		Zip	14219	
Deed Book	10556	Deed Page	179	
Frontage	0	Depth	0	Acres 3.54
Year Built		Square Ft		
Beds		Baths		
FirePlace	/	School	FRONTIER CENTRAL SCH	
Test Photo	History Link			

Owner	BETHLEHEM STEEL CORP	Book-Page/Date	6643-165 * 3/27/1961 *
Book-Page/Date	5725-116 * 3/8/1955 *		
Book-Page/Date	5725-108 * 3/8/1955 *		
Book-Page/Date	4970-450 * 6/18/1951 *		
Book-Page/Date	4699-162 * 4/26/1950 *		
Book-Page/Date	4679-599 * 3/6/1950 *		
Book-Page/Date	4680-5 * 2/27/1950 *		
Owner	QUEEN CITY IND PARK	Book-Page/Date	9664-1 * 12/30/1986 *
Owner	EATON WYNDHAM/W THOMPSON	Book-Page/Date	10606-252 * 2/17/1993 *



County of Erie

COUNTY CLERK'S OFFICE

25 DELAWARE AVENUE BUFFALO, N.Y. 14202 858-8865

DAVID J. SWARTS

CONTROL NUMBER 3048MHA018

DATE 021793 TIME 14:26:55 CODE 1

DEED OR MISCELLANEOUS RECORDED DOCUMENT

RECORDING FEES COLLECTED \$ 55.50

TRANSFER TAX
AMOUNT CONSIDERED \$
STATE AMOUNT \$
NFTA AMOUNT \$
TRANSFER TAX PAID \$ 0 3.00 3.00

TRANSFER TAX NUMBER (IF APPLICABLE) MORTGAGE TAX NUMBER 14791

STATE OF NEW YORK
ERIE COUNTY CLERKS OFFICE
THIS DOCUMENT HAS BEEN RECORDED IN
THE DEED LIBER
LIBER AND PAGE

106068247

AND EXAMINED

THIS IS NOT A BILL

County Clerk

DAV. Erie

WARNING - THIS SHEET CONSTITUTES THE CLERKS ENDORSEMENT, REQUIRED BY SECTION 316-A(5) OF THE REAL PROPERTY LAW OF THE STATE OF NEW YORK DO NOT DETACH

David F William 1 Co., Inc., Publishers Efficatt Sq. Bir Sulfaio, N.Y., 14203

This Indenture,



February

in the year One Thousand

Nine Hundred and Ninety-three

Beiween queen city south industrial park, inc.

a corporation organized under the Laws of the State of New York, and having its place of business in

Max 250 Lake Avenue, in

the Village of Blasdell

of Erie and State of New York, party of the first part, and C.S.W. WAREHOUSE & DISTRIBUTION, INC., a New York Corporation, with Offices at P. O. Box 2054, Blasdello, NKe ketchd party

WITHESSELD, That the said party of the first part, in consideration of the sum of -----One and No More-----

(\$ 1.00 and No More), lawful money of the United States, paid by the said part y part, doth hereby grant and release unto the said part Y of the second part, ics successors and assigns forever, all THAT TRACT OR PARCEL OF LAND, described on Schedule "A" attached hereto and made a part hereof.

THIS DEED is given to correct a description in a previous deed between the parties recorded on November 18, 1992 in the Erie County Clerk's Office in Liber 10556 of Deeds at page 178.

Bla 6 10/8

##10606MZ48

HM3-0

C083470-19.50

TOGETHER with the appurtenances; and all the estate and rights of the said party of the first part in and to said premises.

TO HAVE AND TO HOLD the above granted premises unto the said party of the second part, its successors and assigns forever.

AND the said party of the first part doth covenant with the said party of the second part as follows:

THAT the part y of the second part shall quietly enjoy the said premises.

THAT the grantor ,in compliance with Section 13 of the Lien Law, will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement, and that the grantor will apply the same first to the payment of the cost of the improvement pefore using any part of the lotal of the same for any other purpose.

THAT the said party of the first part will forever warrant the title to said premises.

THAT THIS CONVEYANCE is not of all or substantially all of the property of the party of the first part and is made in the regular course of business actually conducted by the party of the first

IN PRESENCE OF

In Witness Whereol, The party of the first part has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer this Jay of February

Nineteen Hundred and Ninety-three

QUEEN CITY SOUTH INDUSTRIAL PARK, INC.

STATE OF NEW YORK COUNTY OF Erie

15 On this ss. On this O day or Nineteen Hundred and Ninety-three day or February

before me personally came WYNDHAM EATON

to me personally known, who, being by me duly sworn, did depose and say that he resides in that he is the free dent of QUEEN CITY SOUTH INDUSTRIAL PARK, INC. the corporation described in, and which executed, the within Instrument: that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he sead his name. fixed by order of the Board of Directors of said corporation; and that

> Notary Public Notary Public State or Serve York
> Qualified to Eric Creaty
> My Commission expires Nation 20, 1

Gen 31, 1950

CORRUCTING A Coffer

(R91-235B)

SOUTH ø QUEEN CITY SOUT PARK, INC., & Corporation

DISTRIBUTION Corporation WAREHOUSE & I , a New York INC.

6 February DATED

93

um 10606 (249

ALL THAT TRACT OR PARCEL OF LAND situate in the Village of Blasdell, Town of Hanburg, County of Erie and State of New York, being parts of Lot No. 6 Township 10, Range 8 of the Buffalo Cruek Leservation, bounded and described as follows:

BECINNING it 3 point in the south line of Lake Avenue (5.7 feet wide) distant 710.35 feet easterly from the west line of Lot. 6. 5.21d point of beginning also being the northeast corner of lards conveyed to Procknal & Katra Trucking Company, Inc. by instrument recorded in Liber 9432 of Deeds at page 642 on March 26, 1985; thence generally southerly along the east line of the Procknal & Katra land; the following 9 courses: (1) \$5.53.57° W a distance of 473.79 feet; (2) \$50.53° 45° W a distance of 21.21 feet; (3) \$5.52′ 45° W a distance of 138.97 feet to the principle point of beginning; continuing themce on Same above course & distance of 17.24 feet; (4) \$84.06′ 15° Fa distance of 3.01 feet; (5) \$5.51′ 27° W a distance of 374.99 feet; (6) \$84.02′ 29° Fa distance of 12.68 feet; (7) \$5.54′ 30° W a distance of 30.80 feet; (8) N 84° 02′ 29° W a distance of 12.61 feet and (9) \$5.51′ 27° W a distance of 223.50 feet to the northwest line of lands conveyed to the South Buffalo Railway Company by instrument recorded in Liber 1129 of Deeds at page 428 on July 21, 1909; thence northeasterly along the morthwest line of the Railway Company's lands a distance of 45.8° feet to a point in the middle line of Lot No. 6; thence southerly long the morthwest line of lands conveyed to the said Railway Company by the last above instrument; thence northeasterly and northerly along the northwest line of lands conveyed to the said Railway Company by instrument recorded in Liber 1129 of Deeds at page 428 on July 11, 1909 and in Liber 1038 of Deeds at page 442 on January 23, 1503 a distance of 1506.94 feet; thence northeasterly forming an interior angle of 143° 26′ 26° a distance of 51.51 feet; thence northerly forming an interior angle of 90° a distance of 163.61 feet; thence northerly forming an interior angle of 90° a distance of 163.61 feet; thence northerly at an interior angle of 269° 51′ 31° a distance of 51.53 feet; thence northerly at an interior angle of 269° 51′ 31° a distance of 51.53 feet; thence easterly forming an interior a

um 106068250

APPENDIX G

Correspondence with the NYSDEC

Tel: (716) 821-1650 Fax: (716) 821-1607

PANAMERICAN

April 25, 2003

Ms. Meaghan Boice-Green Regional Citizen Participation Specialist NYS Department of Environmental Conservation 270 Michigan Ave. Buffalo, NY 14203-2999

RE: Records Review Request for Property at 250 Lake Avenue, Blasdell, New York.

Dear Ms. Boice-Green:

Our firm is performing a Phase I Environmental Site Assessment for the real property located within the jurisdiction of NYSDEC Region 9 at the above referenced property. Under the Freedom of Information Law (FOIL), I am writing to request that a review be made of NYSDEC Region 9 department records which are relevant to the purpose of the environmental assessment. Please forward the FOIL request to the following NYSDEC departments for review of department records, if available with regards to the subject site or facility(s) (referenced below).

- 1) Law Enforcement/Legal Affairs/Env. Enforcement complaint/notice of violation files, legal proceedings.
- 2) Solid and Hazardous Waste site files for active and inactive sites associated with the subject address.
- 3) NYSDEC Site Inspection Reports associated with the subject address.
- 4) Spills/Petroleum Bulk Storage Division record of petroleum/chemical releases.
- 5) Environmental Permit.
- 6) Environmental Remediation

SUBJECT PROPERTY DATA

SITE NAME: CSW Warehouse/Queen City industrial Park

STREET ADDRESS: 250 Lake Avenue MUNICIPALITY: Blasdell, New York

COUNTY: Eric

CURRENT OWNER: CSW Warehouse & Distrbution, Inc.

CURRENT USE: Warehouse
PAST USE(S): Bethlehem Steel
SIZE: 88,000 square feet
SBL#: in process of determining

Attached for your reference please find a map indicating the property location. If you have any questions regarding this request for information, please contact our office. The information that you provide is greatly appreciated.

Sineerely,

Peter J. Gorton President

Tel: (716) 821-1650 Fax: (716) 821-1607

PANAMERICAN

April 25, 2003

Mr. Cameron O'Connor New York State Department of Health 584 Delaware Avenue Buffalo, NY 14202

RE: Records Review Request for Property at 250 Lake Avenue, Blasdell, New York.

Dear Mr. O'Connor:

Our firm is performing a Phase I Environmental Site Assessment for the real property located within the jurisdiction of the NYSDOH at the above referenced property. Under the Freedom of Information Law (FOIL), I am writing to request that a review be made of NYSDOH department records which are relevant to the purpose of the environmental assessment.

SUBJECT PROPERTY DATA

SITE NAME: CSW Warehouse/Queen City industrial Park

STREET ADDRESS: 250 Lake Avenue MUNICIPALITY: Blasdell, New York

COUNTY: Erie

CURRENT OWNER: CSW Warehouse & Distrbution, Inc.

CURRENT USE: Warehouse
PAST USE(S): Bethlehem Steel
SIZE: 88,000 square feet
SBL#: in process of determining

Attached for your reference please find a map indicating the property location. If you have any questions regarding this request for information, please contact our office. The information that you provide is greatly appreciated.

Sincerely,

Peter J. Gorton

President

Tel: (716) 821-1650 Fax: (716) 821-1607

PANAMERICAN

April 25, 2003

Mr. John T. Kociela, Records Access Officer Erie County Health Department Environmental Health Services 95 Franklin Street, Room 931 Buffalo, NY 14202

RE: Records Review Request for Property at 250 Lake Avenue, Blasdell, New York.

Dear Mr. Kociela:

Our firm is performing a Phase I Environmental Site Assessment for the real property located within the jurisdiction of Erie County at the above referenced property. Under the Freedom of Information Law (FOIL), I am writing to request that a review be made of Erie County department records which are relevant to the purpose of the environmental assessment.

SUBJECT PROPERTY DATA

SUBJECT PROPERTY DATA

SITE NAME: CSW Warehouse/Queen City industrial Park

STREET ADDRESS: 250 Lake Avenue MUNICIPALITY: Blasdell, New York

COUNTY: Erie

CURRENT OWNER: CSW Warehouse & Distrbution, Inc.

CURRENT USE: Warehouse
PAST USE(S): Bethlehem Steel
SIZE: 88,000 square feet
SBL#: in process of determining

Attached for your reference please find a map indicating the property location. If you have any questions regarding this request for information, please contact our office. The information that you provide is greatly appreciated.

Sincerely,

Peter J. Gorton President

Tel: (716) 821-1650 Fax: (716) 821-1607

PANAMERICAN

April 25, 2003

Mr. Patrick Daley Erie County Department of Emergency Services 95 Franklin Street, Room 1351 Buffalo, NY 14202

RE: Records Review Request for Property at 250 Lake Avenue, Blasdell, New York.

Dear Mr. Daley:

Our firm is performing a Phase I Environmental Site Assessment for the real property located within the jurisdiction of EPA Region II at the above referenced property. Under the Freedom of Information Law (FOIL), I am writing to request that a review be made of Erie County department records which are relevant to the purpose of the environmental assessment.

SUBJECT PROPERTY DATA

SITE NAME: CSW Warehouse/Queen City industrial Park

STREET ADDRESS: 250 Lake Avenue MUNICIPALITY: Blasdell, New York

COUNTY: Erie

CURRENT OWNER: CSW Warehouse & Distrbution, Inc.

CURRENT USE: Warehouse
PAST USE(S): Bethlehem Steel
SIZE: 88,000 square feet
SBL#: in process of determining

Attached for your reference please find a map indicating the property location. If you have any questions regarding this request for information, please contact our office. The information that you provide is greatly appreciated.

Singerely,

Peter J. Gorton President

New York State Department of Environmental Conservation Division of Public Affairs and Education, Region 9

270 Michigan Avenue, Buffalo, New York, 14203-2999

Phone: (716) 851-7201 • FAX: (716) 851-7211

Website: www.dec.state.ny.us



May 5, 2003

Mr. Peter J. Gorton
Panamerican Environmental, Inc.
2390 Clinton Street
Buffalo, NY 14227

Dear Mr. Gorton:

This letter acknowledges receipt of your request for access to records relative to:

●CSW Warehouse/Queen City Industrial Park, 250 Lake Avenue, Blasdell

Because of the nature of your request, it has been forwarded to the following individual

program(s) within DEC:

□ Environmental Enforcement □ Air
□ Environmental Permits/Air □ Law Enforcement/Investigations
□ Environmental Permits □ Legal
□ Environmental Remediation □ Water
□ Hazardous Materials
□ Solid Materials
□ Spills/Petroleum Bulk Storage

You will be contacted by the program(s) directly as to whether such records are in their custody. If all records are not provided because the records are excepted from disclosure, you will be notified of the reasons and of your right to appeal the determination.

Due to the large volume of requests we receive, you may expect a reply in about four to six weeks.

Very truly yours,

Meaghan Boice-Green

Citizen Participation Specialist 2

New York State Department of Environmental Conservation

Division of Environmental Permits, Region 9

270 Michigan Avenue, Buffalo, New York, 14203-2999

Phone: (716) 851-7165 • FAX: (716) 851-7168

Website: www.dec.state.ny.us



May 9, 2003

Mr. Peter J. Gorton Panamerican Environmental, Inc. 2390 Clinton St. Buffalo, NY 14227

Dear Mr. Gorton:

FREEDOM OF INFORMATION LAW (FOIL) REQUEST CSW WAREHOUSE/QUEEN CITY INDUSTRIAL PARK 250 LAKE AVENUE (V) BLASDELL - ERIE COUNTY

In response to your above-noted FOIL request, please be advised that the Region 9 Division of Environmental Permits was not able to identify any Department permits on our Department Application Review Tracking (DART) system. DART is the current computer system which the Division of Environmental Permits uses to track certain regulatory applications.

In the future, it is requested that you provide an accurate location map that shows the actual boundaries of the property on a USGS quad sheet or an accurate computer version of the same.

I assume that other DEC Regional Units will be responding to the other items listed in your correspondence.

Sincerely,

Steven J. Doleski

Regional Permit Administrator

SJD/jaf

cc: Ms. Meaghan Boice-Green, Citizen Participation Specialist II



STATE OF NEW YORK DEPARTMENT OF HEALTH

Western Region

Buffalo Office

584 Delaware Avenue, Buffalo, New York 14202

Antonia C. Novello, M.D., M.P.H., Dr. P.H. *Commissioner*

Dennis P. Whalen
Executive Deputy Commissioner

May 13, 2003

Mr. Peter J. Gorton Panamerican Environmental, Inc. 2390 Clinton Street Buffalo, New York 14227

RE: FOIL Request 250 Lake Avenue

Blasdell, New York 14219

Erie County

Dear Mr. Gorton:

We are writing to you in response to your Freedom of Information request, dated April 25, 2003, for the property located at 250 Lake Ave., Blasdell, which was received by this office on April 29, 2003.

We find no records in this office regarding the subject property. You may wish to contact the Erie County Health Department at 716-858-7677 to see if they have any records regarding this property.

If you have any questions, please contact me at 716-847-4385.

Sincerely,

Cameron H. O'Connor Public Health Specialist III

cc: Mr. Hall, Associate Counsel

Mr. O'Meara, Record Access Office

ameun \$01

Mr. Van Houten, Environmental Health Director

New York State Department of Environmental Conservation

Division of Law Enforcement, Region 9

270 Michigan Avenue, Buffalo, New York, 14203-2999

Phone: (716) 851-7220 • FAX: (716) 851-7226

Website: www.dec.state.ny.us



May 14, 2003

Mr. Peter J. Groton
Panamerican Environmental, Inc.
2390 Clinton Street
Buffalo, New York 14227

Dear Mr. Gorton:

This letter responds to your Freedom of Information request dated April 25, 2003 for access to records relative to:

•CSW Warehouse/Queen City Industrial Park, 250 Lake Avenue, Blasdell

The Division of Law Enforcement/Investigations has found no complaints, notice of violations or legal proceedings within the past five (5) years.

Sincerely,

Captain Gary Bobseine

Chief Environmental Conservation Officer

GB:sw

cc: Ms. Meaghan Boice-Green, Citizen Participation Specialist 2

APPENDIX H

Facility Information

September 20, 1993

Mr. Kevin M. Connare Acres International Corp.. 140 John James Audubon Pkwy. Amherst NY 14228-1180

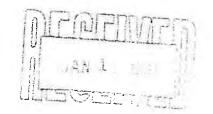
Dear Kevin,

In January of 1993 we disposed of all transformers that were suspect of possibly containing PCB's.

Enclosed is the copy of the Official Certificate of Destruction.

Sincerely

W. Thompson Eaton Executive Vice President



S.D. Myers Inc. 180 South Ave Tallmadge, Ohio 44278 EPA ID# - OH-D053576294

This Document is the OFFICAL CERTIFICATE OF DESTRUCTION for < 500 ppm by S.D. Myers Inc. Material Recovery Operations

Under civil and criminal penalties of law for the making or submission of false or fraudulent statements or representations (18 U.S.C. 1001 and 15 U.S.C.2615). I certify that the information contained in or accompanying this document is true, accurate, and complete. As to the identified section(s) of this document for which I cannot personally verify truth and accuracy, I certify as the company offical having supervisory responsibility for the persons who, acting under my direct instruction, made the verification that this information is true, accurate, and complete.

The SDMI Material Recovery Report is a Summary of units processed under:

ENVIRONMENTAL SERVICE GROUP Customer Name Manifest No 05511 Sales Order No 36296

The Time Period From 12/11/92 To 12/11/92

> Units < 450 ** 10

*Units > 450 **

Total Units 10

> *Units went to Resource Recovery and will be reported via our EPA mandated system.

This report was

Audited By

Approved By MGR Approved By Sales

Date avantry Date

Customer Name

Generator Name

ENVIRONMENTAL SERVICE GROUP

* P O BOX 242 / 177 WALES AVE.

TONAWANDA 14151

EATON EQUIPMENT CORP.

250 LAKE AVE.

BLASDELL

NY 14219

NY

Po# 38242

Cust Id Weight

- Site/Seq an internal SDMI tracking no.

- Includes Liquid

Gallons

- Actual Oil as Pumped

Oil Des

- Description of Oil Destruction

716/695-6720

ID - SDMI PCB-GONE Process

OD - Outside Dechlorination

IN - Incineration

Oil Man/CD

- CD for SDMI PCB GONE

Manifest No if destroyed off site

Carcass Des - Description of Carcass Destruction

SR - Scrap Recovery

RR - Resource Recovery

Cust Ref No - A special Optional Customer ID No.

X or L Crate - A special Bushing Disposal

This Document is the OFFICIAL CERTIFICATE OF DESTRUCTION for < 500 ppm by S.D. Myers Inc. Material Recovery Operations

BEGINNING DATE 12/11/92 143010 ENVIRONMENTAL SERVICE GROUP P 0 BOX 242 / 177 WALES AVE. ENDING DATE 12/11/92

TONAWANDA

Cust	: ID	Serial Number	Incoming Manifest	Weigh in K	nt G. Gals	РРМ	Oil Des	Oil Man-CD	CA DT	Carcas Customer Man-R# Reference	X or L Crate	Date OutSer	Date In	D
1499	1	90493	05511	327	16	1	ID	923007	SR			121092	121192	
1499	2	210897	05511	279	20	1	ID	923007	SR			121092	121192	
1499	3	5250246	05511	272	18	1	ID	923007	SR			121092	121192	
1499	4	5L76156	05511	308	25	1	ID	923007	SR			121092	121192	
1499	5	14995	05511	191	10	11	ID	923007	SR			121092	121192	
1499	6	210916	05511	547	40	1	ID	923007	SR			121092	121192	
1499	7	5K27374	05511	200	16	1	ID	923007	SR			121092	121192	
1499	8	90431	05511	186	12	1	ID	923007	SR			121092	121192	
1499	9	90342	05511	186	12	1	ID	923007	SR			121092	121192	9
1499	10	90346	05511	188	12	1	ID	923007	SR			121092	121192	9

10 TOTAL RECORDS PROCESSED

** END MRD104 **

ę.

SCHEDULE A

Policy No. 201-002635

Amount of Insurance \$310,000.00

Date of Policy: November 18, 1992

1. Name of Insured:

C.S.W. Warehouse & Distribution, Inc.

2. The estate or interest in the land which is covered by this policy is:

Fee simple estate

- 3. Title to the estate or interest in the land is vested in:
- C.S.W. Warehouse & Distribution, Inc., by virtue of Corporation Warranty Deed executed by Queen City South Industrial Park, Inc. to C.S.W. Warehouse & Distribution, Inc., which Deed is dated the 17th day of November, 1992 and filed for record in the Office of the Clerk of the County of Erie, State of New York on the 18th day of November, 1992 and recorded in Liber 10556 of Deeds at page 178.
- 4. The land referred to in this policy is described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Village of Blasdell, Town of Hamburg, County of Erie and State of New York, being part of Lot Numbers 6, Township 10, Range 8 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at a point in the south line of Lake Avenue (49.5 feet wide) distant 710.85 feet easterly from the west line of Lot Number 6, said point of beginning also being the northeast corner of lands conveyed to Procknal & Katra Trucking Company, Inc. by instrument recorded in Liber 9432 of Deeds at page 642 on March 26, 1985; thence generally southerly along the east line of the Procknal & Katra lands the following 9 courses: (1) S 5° 53′ 57" W a distance of 473.79 feet;

(2) S 50° 53′ 45" W a distance of 21.21 feet; (3) S 5° 53′ 45" W a distance of 135.64 feet to the principle point of beginning; continuing thence on same above course a distance of 17.24 feet; (4) S 84° 06′ 15" E a distance of 3.01 feet; (5) S 5° 51′ 27" W a distance of 374.99 feet; (6) S 84° 02′ 29" E a distance of 12.68 feet; (7) S 5° 54′ 30" W a distance of 80.80 feet; (8) N 84° 02′ 29" W a distance of 12.61 feet and (9) S 5° 51′ 27" W a distance of 223.50 feet to the northwest line of lands conveyed to the South Buffalo Railway Company by instrument recorded in Liber 1129 of Deeds at page 428 on July 21, 1909; thence northeasterly along the northwest line of the Railway Company's lands a distance of 45.87 feet to a point in the middle line of Lot Number 6; thence southerly along the middle line of Lot Number 6 a distance of 67.2 feet to a point in the northwest line of lands conveyed to the said Railway Company by the last above instrument; thence northeasterly and northerly along the northwest and west line of lands conveyed to the said Railway Company by instruments recorded in Liber 1129 of Deeds at page 428 on July 21, 1909 and in Liber 1088 of Deeds at page 428 on July 21, 1909 and in Liber 1088 of Deeds at page 420 on January 23, 1908 a distance of 506.94 feet; thence northerly forming an interior angle of 143° 26" a distance of 247.02 feet; thence west forming an angle of 90° a distance of 163.61 feet; thence northerly at an interior angle of 90° a distance of 51.53 feet; thence northerly at an interior angle of 90° 51′ 31" a distance of 21.09 feet; thence westerly at an interior angle of 89° 54′ 52" a distance of 106.17 feet to the principle point or place of beginning.

SCHEDULE B

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

- 1. Rights of lessees or any parties in possession of the premises other than the insured or owner.
- 2. Any state of facts an inspection of the premises would disclose.
- 3. Survey map made by N. E. S. W. Land Surveying Company, dated July 20, 1992, Job No. 92077 discloses:
- a) Building encroaches up to 6.24 feet onto the lands of the South Buffalo Railway Company.
- b) Variation between the record distance of 45.67 feet and the measured distance of 43.67 feet located in the southwesterly corner of premises.
- c) Interior building walls located along the westerly portion of the north line of premises.
- d) A 30 foot wide roadway easement located in the easterly portion of the north line of premises.
- e) Easement located east of the east line of premises.
- f) Roadway easement located in the southerly and southeasterly portion of premises.
- 4. Reservation of sewer rights in instrument recorded in Liber 6643 of Deeds at page 165 on March 27, 1961.
- 5. Unrecorded easement for utility purposes indicated by map recorded in Liber 1769 of Deeds at page 172 on February 11, 1925.
- 6. Together with the benefits and subject to the burdens of Agreement concerning railroad crossings made between South Buffalo Railway Company and Bethlehem Steel Corporation dated November 20, 1986 and recorded December 30, 1986 in Liber 9663 of Deeds at page 691.
- 7. Cross-Easement Agreement made by and between Queen City South Industrial Park, Inc. and Blasdell Properties, L.P. dated June 5, 1992 and recorded June 8, 1992 in Liber 10457 of Deeds at page 536.

- 8. Mortgage made by C.S.W. Warehouse & Distribution, Inc. to Queen City South Industrial Park, Inc., dated November 17, 1992 and recorded November 18, 1992 in Liber 11708 of Mortgages at page 808.
- 9. Financing Statement No. 007377 made by C.S.W. Warehouse & Distribution, Inc. to Chase Lincoln First Bank, N.A., filed June 1, 1992.
- 10. Financing Statement No. 010088 made by Premier Metals, Inc. to Fleet Bank of New York, N.A., filed July 24, 1992.
- 11. Financing Statement No. 011174 made by Premier Metals, Inc. to Buffalo & Erie County Regional Development Corporation, filed August 18, 1992.



APPENDIX 8

Reference of Published Sources

Reference of Published Sources

USGS 7.5 Minute Topographic Quadrangle Map

Buffalo Southeast, New York www.usgs.gov

USEPA NPL, Delisted NPL, CERCLIS,

CERCLIS NFRAP, RCRA TSD, RCRA Generator, Federal Institutional and Engineering Controls,

and ERNS Listings USEPA Website

NYSDEC IHWDS, Voluntary Cleanup Site,

Brownfield Sites, and Updated Spills

NYSDEC Website

NYS Hazardous Substance Sites NYSDEC Hazardous Substance Waste Disposal

Site Study Book, 1998

Local Landfill or Solid Waste Information NYSDOH

Part 360 Permitted Landfill listings NYSDEC Solid Waste Information, February

2006

Erie County Soil Survey http://websoilsurvey.nrcs.gov/app/

Aerial Photographs Erie County NRCS

Sanborn Maps EDR, Inc.

Street Directories Buffalo Erie County Public Library

Historical Atlas/Plat Map

Buffalo Erie County Public Library

Assessment Information Village of Blasdell and Town of Hamburg

Municipal offices and web sources