NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Remediation, Office of the Director 625 Broadway, 12th Floor, Albany, New York 12233-7011 P: (518) 402-9706 | F: (518) 402-9020 www.dec.ny.gov

December 27, 2023

Barcalo Buffalo LLC Attn: Karl Frizlen 257 Lafayette Avenue, Suite 101 Buffalo, NY 14213 frizlen@frizlengroup.com

> Re: Certificate of Completion 225 Louisiana Street Buffalo, Erie County Site No. C915350

Dear Karl Frizlen:

Congratulations on having satisfactorily completed the remedial program at the 225 Louisiana Street Site. Enclosed please find an original, signed Certificate of Completion (COC). The New York State Department of Environmental Conservation (NYSDEC) is pleased to inform you that the Final Engineering Report is hereby approved, allowing the COC to be issued for the above-referenced site.

Please note that you are required to perform the following tasks:

- If you are the site owner, you must record the Notice of Certificate of Completion in the recording office for the county (or counties) where any portion of the site is located within 30 days of issuance of the COC; or if you are a prospective purchaser of the site, you must record the Notice within 30 days of the date that you acquire the site. If you are a non-owner, you must work with the owner to assure the Notice is recorded within the time frame specified. A standard Notice of Certificate of Completion form is attached to this letter.
- Provide electronic copies of the recorded Notice and proof of recording to the NYSDEC's project manager. Please return the hard copy of the proof of recording to:

Benjamin McPherson, Region 9 New York State Department of Environmental Conservation Division of Environmental Remediation 700 Delaware Avenue Buffalo, NY 14209



- Provide the Notice of Certificate of Completion to the Document Repositories within 10 days of issuance of the COC. The NYSDEC will develop a fact sheet announcing the issuance of the COC and describing the institutional and engineering controls (IC/ECs), if any, that are required at the site and distribute it to the County Listserv within 10 days.
- Implement the NYSDEC-approved Site Management Plan (SMP) which details the activities necessary to assure the performance, effectiveness, and protectiveness of the remedial program; and you must report the results of these activities to the NYSDEC in a Periodic Review Report (PRR) which also includes any required IC/EC Certifications. The site IC/ECs are identified on the attached Site Management Form. The first PRR including the certification of the IC/ECs is due to the NYSDEC in April 2025.

If you have any questions, please do not hesitate to contact Benjamin McPherson, the NYSDEC's project manager, at benjamin.mcpherson@dec.ny.gov or (716) 851-7220.

Sincerely,

Andrew Guglielmi

Andrew Guglielmi

Division Director

Division of Environmental Remediation

ec w/ enclosure:

Karl Frizlen – Barcalo Buffalo, LLC (frizlen@frizlengroup.com)

Jason Yots, Esq. – Applicants Attorney(<u>yots@commonbondrealestate.com</u>)

Thomas Forbes – Roux (tforbes@rouxinc.com)

Nathan Munley – Roux (<u>nmunley@rouxinc.com</u>)

 $Charlotte\ Bethoney-NYSDOH,\ \underline{charlotte.bethoney@health.ny.gov}$

Johnathan Robinson – NYSDOH, johnathan.robinson@health.ny.gov

Matt Gokey, matthew.gokey@tax.ny.gov

Paul Takac, paul.takac@tax.ny.gov

ec w/o enc.:

Andrea Caprio - NYSDEC, R9
Benjamin McPherson - NYSDEC, R9
Joshua Vaccaro – NYSDEC R9
Michael Cruden – NYSDEC
Karen Draves, Esq. – NYSDEC, R9
Michael Murphy, Esq. – NYSDEC
Kelly Lewandowski – NYSDEC

NYSDEC BROWNFIELD CLEANUP PROGRAM (BCP) $CERTIFICATE\ OF\ COMPLETION$

CERTIFICATE HOLDER(S):

Name Address

Barcalo Buffalo LLC 257 Lafayette Avenue, Suite 101, Buffalo, NY 14213

BROWNFIELD CLEANUP AGREEMENT:

Application Approval: 2/4/20 Agreement Execution: 4/24/20

Agreement Index No.: C915350-02-20

Application Amendment Approval: 12/30/21 Agreement Amendment Execution: 01/06/22

Application Amendment Approval: 11/30/22 **Agreement Amendment Execution:** 12/16/22

SITE INFORMATION:

Site No.: C915350 Site Name: 225 Louisiana Street Site

Site Owner: Barcalo Buffalo LLC

Street Address: 175, 177, 225, 245 Louisiana St. & 96 Kentucky St. Municipality: Buffalo County: Erie DEC Region: 9

Site Size: 4.180 Acres

Tax Map Identification Number(s): 122.47-1-1, 122.47-4-2, P/O 122.40-9-1, P/O 122.47-4-28, P/O 122.47-4-3

Percentage of site located in an EnZone: 100 %

A description of the property subject to this Certificate is attached as Exhibit A and a site survey is attached as Exhibit B.

CERTIFICATE ISSUANCE

This Certificate of Completion, hereinafter referred to as the "Certificate," is issued pursuant to Article 27, Title 14 of the New York State Environmental Conservation Law ("ECL").

This Certificate has been issued upon satisfaction of the Commissioner, following review by the Department of the Final Engineering Report and data submitted pursuant to the Brownfield Site Cleanup Agreement, as well as any other relevant information regarding the site, that the applicable remediation requirements set forth in the ECL have been or will be achieved in accordance with the time frames, if any, established in the remedial work plan.

The remedial program for the site has achieved a cleanup level that would be consistent with the following categories of uses (actual site use is subject to local zoning requirements):

Allowable Uses under the BCP: Restricted-Residential, Commercial, and Industrial Cleanup Track: Track 4: Restricted use with site-specific soil cleanup objectives

Tax Credit Provisions: Site Preparation and On-Site Groundwater Remediation Credit Component Rate is 28%.

Tangible Property Credit is 15%. Comprised of 10% Base, 5% EnZone.

Dependent upon the project being developed in a manner consistent with the approved Brownfield Cleanup Program application, additional rate increases may be available if the site is developed as affordable housing (5%), if the Certificate Holder receives a separate Determination of Conformance with the BOA from the Secretary of State (5%), if the site is located in a disadvantaged community and not located in an EnZone (5%), if the site is developed as a renewable energy facility site (5%), or if the site is used primarily for manufacturing activities (5%) not to exceed a maximum 24%.

The Remedial Program includes use restrictions or reliance on the long-term employment of institutional or engineering controls which are contained in the approved Site Management Plan and an Environmental Easement granted pursuant to ECL Article 71, Title 36 which has been duly recorded in the Recording Office for Erie County as Instrument # 2023197054 and BK/PG D 11424/4899.

LIABILITY LIMITATION

Upon issuance of this Certificate of Completion, and subject to the terms and conditions set forth herein, the Certificate holder(s) shall be entitled to the liability limitation provided in ECL Section 27-1421. The liability limitation shall run with the land, extending to the Certificate holder's successors or assigns through acquisition of title to the site and to a person who develops or otherwise occupies the site, subject to certain limitations as set forth in ECL Section 27-1421. The liability limitation shall be subject to all rights reserved to the State by ECL Section 27-1421.2 and any other applicable provision of law.

CERTIFICATE TRANSFERABILITY

This Certificate may be transferred to the Certificate holder's successors or assigns upon transfer or sale of the site as provided by ECL Section 27-1419.5 and 6NYCRR Part 375-1.9.

CERTIFICATE MODIFICATION/REVOCATION

This Certificate of Completion may be modified or revoked by the Commissioner following notice and an opportunity for a hearing in accordance with ECL Section 27-1419 and 6NYCRR Part 375-1.9(e) upon finding any of the following:

- (1) either the Applicant or the Applicant's successors or assigns have failed to comply with the terms and conditions of the Brownfield Site Cleanup Agreement;
- (2) the Applicant made a misrepresentation of a material fact tending to demonstrate that it was qualified as a Volunteer;
- (3) either the Applicant or the Applicant's successors or assigns made a misrepresentation of a material fact tending to demonstrate that the cleanup levels identified in the Brownfield Site Cleanup Agreement were reached;
 - (4) there is good cause for such modification or revocation;
- (5) either the Applicant or the Applicant's successors or assigns failed to manage the controls or monitoring in full compliance with the terms of the remedial program;
- (6) the terms and conditions of the environmental easement have been intentionally violated or found to be not protective or enforceable.

The Certificate holder (including its successors or assigns) shall have thirty (30) days within which to cure any deficiency or to seek a hearing. If the deficiency is not cured or a request for a hearing is not received within such 30-day period, the Certificate shall be deemed modified or vacated on the 31st day after the Department's notice.

Basil Seggos Commissioner

New York State Department of Environmental Conservation

By: Andrew Guglielmi

Date: 12/27/2023

Andrew O. Guglielmi, Director Division of Environmental Remediation

Exhibit A Site Description

County: Erie Site No: C915350 Brownfield Cleanup Agreement Index: C915350-02-20

SCHEDULE "A" PROPERTY DESCRIPTION

Deed Description:

Parcel "A" - 96 Kentucky Street, Buffalo, New York

All that tract or parcel of land situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 55, described as follows:

Commencing at a point in the westerly line of Kentucky Street, 100 feet southerly from the southerly line of Ottawa Street; running thence southerly along said line of Kentucky Street, 25 feet; thence westerly at right angles to the first line, 102 feet to a line drawn parallel to and equal distant between Kentucky and Louisiana Street; thence northerly parallel with said first line, 25 feet; thence at right angles easterly 102 feet to the place of beginning.

Parcel "B" - 175 Louisiana Street, Buffalo, New York

All that tract or parcel of land situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 55, described as follows:

Commencing at a point in the easterly line of Louisiana Street 100 feet southerly of the southerly line of Ottawa Street; thence southerly along the easterly line of Louisiana Street 25 feet; thence easterly at right angles with the first line 102 feet to a line drawn parallel to and equi-distant between Louisiana Street and Kentucky Street; thence northerly and parallel with the first line 25 feet; thence westerly 102 feet to the place of beginning.

Parcel "C" - 177 Louisiana Street, Buffalo, New York

All that tract or parcel of land situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 55 and according to a map recorded in Erie County Clerk's Office in Liber 49 of Deeds at page 165 is known as part of Subdivision Lots Nos. 8 and 9 in Block No. 36, described as follows:

Beginning at the point of intersection of the southerly right of way line of Erie Railroad Company with the easterly line of Louisiana Street; thence northeasterly along said easterly line of Louisiana Street 70 feet; thence southeasterly parallel to said southerly right of way line, 204 feet more or less to the westerly line of Kentucky Street; thence southwesterly along said westerly line of Kentucky Street 70 feet more or less to said southerly right of way line of said railroad; thence northwesterly along said southerly right of way line 204 feet more or less to the point or place of beginning.

Parcel "D" - 225 Louisiana Street and 118 Kentucky Street, Buffalo, New York

All that tract or parcel of land, situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 55, and bounded and described as follows:

Beginning at the intersection of the easterly line of Louisiana Street and the southerly line of

O'Connell Avenue formerly Sandusky Street; thence easterly along the southerly line of O'Connell Avenue 204 feet to the westerly line of Kentucky Street; thence southerly along the westerly line of Kentucky Street 456 feet to the northerly line of Republic Street (formerly Tecumsch Street); thence westerly along the northerly line of Republic Street 204 feet to the easterly line of Louisiana Street; thence northerly along the easterly line of Louisiana Street 456 feet to the point or place of beginning.

Parcel E - 245 Louisiana Avenue, Buffalo, New York

All that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 55, and bounded and described as follows:

Beginning at the intersection of the easterly line of Louisiana Street with the southerly line of Mackinaw Street; thence easterly along the southerly line of Mackinaw Street, 204 feet to the westerly line of Kentucky Street; thence southerly along the westerly line of Kentucky Street 228 feet; thence westerly and parallel with the southerly line of Mackinaw Street 102 feet; thence southerly and parallel with the easterly line of Louisiana Street 229 feet to the northerly line of O'Connell Avenue, formerly Sandusky Street; thence westerly along the northerly line of O'Connell Avenue 102 feet to the easterly line of Louisiana Street; thence northerly along the easterly line of Louisiana Street 457 feet to the point or place of beginning.

Survey Description

NEW YORK STATE ENVIRONMENTAL EASEMENT PARCEL 1

245 LOUISIANA AVENUE, BUFFALO, NEW YORK

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF BUFFALO, COUNTY OF ERIE AND STATE OF NEW YORK, BEING PART OF OUTER LOT NO. 55, AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE INTERSECTION OF THE EASTERLY LINE OF LOUISIANA STREET WITH THE SOUTHERLY LINE OF MACKINAW STREET:

THENCE EASTERLY ALONG THE SOUTHERLY LINE OF MACKINAW STREET, A DISTANCE OF 204.00 FEET TO A POINT ON THE WESTERLY LINE OF KENTUCKY STREET;

THENCE SOUTHERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE WESTERLY LINE OF KENTUCKY STREET, A DISTANCE OF 213.00 FEET TO A POINT:

THENCE WESTERLY AT AN INTERIOR ANGLE OF 90°00'00" AND PARALLEL WITH THE SOUTHERLY LINE OF MACKINAW STREET, THROUGH THE LANDS NOW OR FORMERLY CONVEYED TO 1035 ABBOTT ROAD CORP., BY LIBER 8711 OF DEEDS AT PAGE 285 "PARCEL E", A DISTANCE OF 102.00 FEET TO A POINT;

THENCE SOUTHERLY AT AN EXTERIOR ANGLE OF 90°00'00" AND PARALLEL WITH THE EASTERLY LINE OF LOUISIANA STREET CONTINUING THROUGH SAID LANDS CONVEYED TO 1035 ABBOTT ROAD CORP., AND ALONG AN EASTERLY LINE THEREOF, A DISTANCE OF 244.00 FEET TO THE NORTHERLY LINE OF O'CONNELL AVENUE, FORMERLY SANDUSKY STREET;

County: Erie Site No: C915350 Brownfield Cleanup Agreement Index: C915350-02-20

THENCE WESTERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE NORTHERLY LINE OF O'CONNELL AVENUE, 102.00 FEET TO THE EASTERLY LINE OF LOUISIANA STREET;

THENCE NORTHERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE EASTERLY LINE OF LOUISIANA STREET 457.00 FEET TO THE POINT OR PLACE OF BEGINNING.

NEW YORK STATE ENVIRONMENTAL EASEMENT PARCEL 2

225 LOUISIANA STREET & 118 KENTUCKY STREET, BUFFALO, NEW YORK

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF BUFFALO, COUNTY OF ERIE AND STATE OF NEW YORK, BEING PART OF OUTER LOT NO. 55, AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE INTERSECTION OF THE SOUTHERLY LINE OF O'CONNELL AVENUE (FORMERLY SANDUSKY STREET) AND THE EASTERLY LINE OF LOUISIANA STREET

THENCE EASTERLY ALONG THE SOUTHERLY LINE OF O'CONNELL AVENUE, A DISTANCE OF 204.00 FEET TO A POINT ON THE WESTERLY LINE OF KENTUCKY STREET;

THENCE SOUTHERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE WESTERLY LINE OF KENTUCKY STREET, A DISTANCE OF 456.00 FEET TO A POINT ON THE NORTHERLY LINE OF REPUBLIC STREET;

THENCE WESTERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE NORTHERLY LINE OF REPUBLIC STREET (FORMERLY TECUMSEH STREET) A DISTANCE OF 204.00 FEET TO A POINT ON THE EASTERLY LINE OF LOUISIANA STREET:

THENCE NORTHERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE EASTERLY LINE OF LOUISIANA STREET A DISTANCE OF 456.00 FEET TO THE POINT OR PLACE OF BEGINNING.

NEW YORK STATE ENVIRONMENTAL EASEMENT PARCEL 3

175 & 177 LOUISIANA STREET & 96 KENTUCKY STREET, BUFFALO, NEW YORK

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF BUFFALO, COUNTY OF ERIE AND STATE OF NEW YORK, BEING PART OF OUTER LOT NO. 55, AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY LINE OF KENTUCKY STREET. DISTANT 30.00 FEET SOUTHERLY FROM ITS INTERSECTION WITH THE SOUTHERLY LINE OF OTTAWA STREET:

THENCE SOUTHERLY ALONG THE WESTERLY LINE OF KENTUCKY STREET, A DISTANCE OF 91.50 FEET TO A POINT;

THENCE WESTERLY AT AN INTERIOR ANGLE OF 90°00'00" THROUGH THE LANDS NOW OR FORMERLY CONVEYED TO BUFFALO MERCANTILE LTD, BY LIBER 10882 OF DEEDS AT PAGE 6513 "PARCELS "A" "B" & "C", A DISTANCE OF 204.00 FEET TO A POINT ON THE EASTERLY LINE OF LOUISIANA STREET;

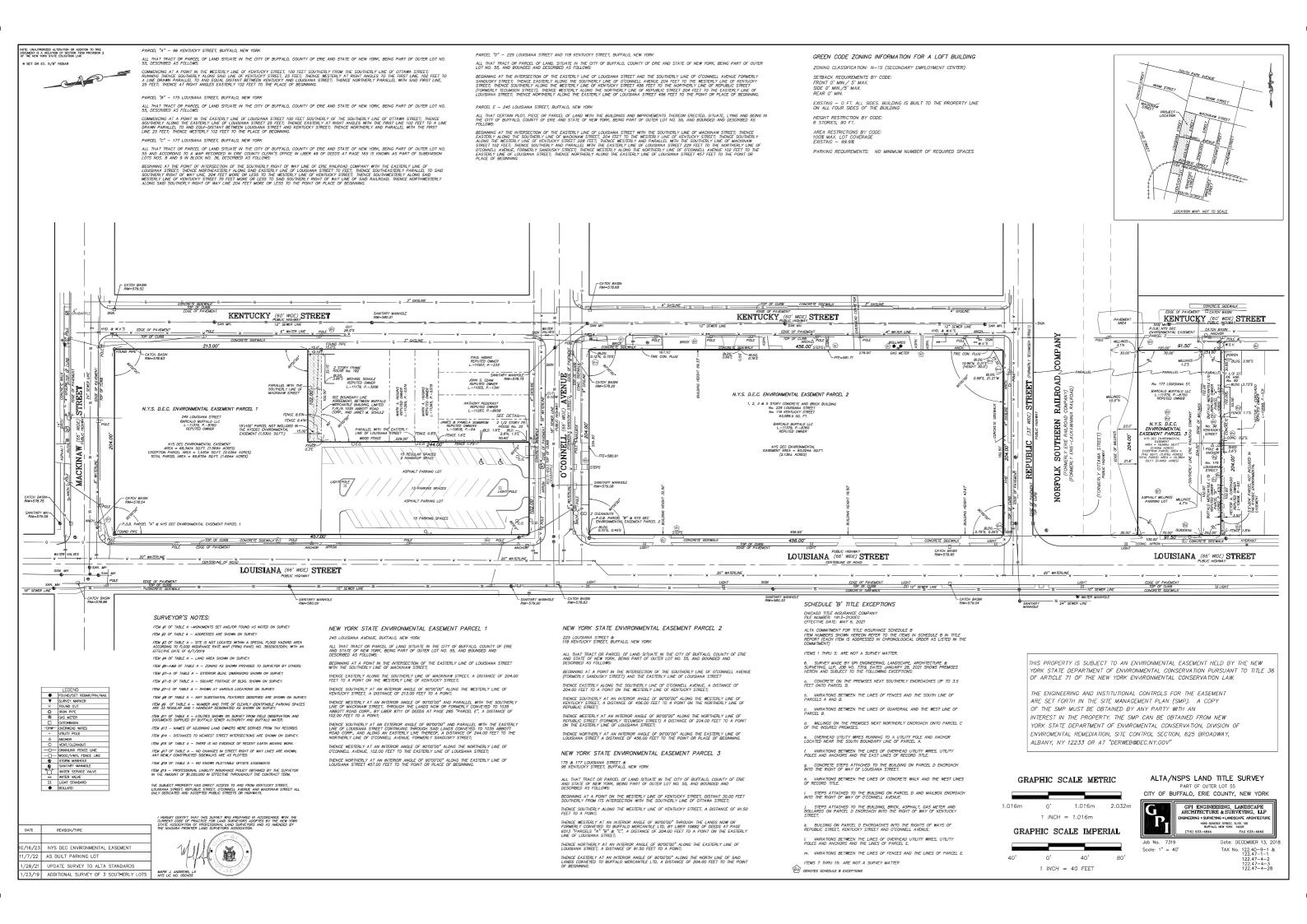
County: Erie Site No: C915350 Brownfield Cleanup Agreement Index: C915350-02-20

THENCE NORTHERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE EASTERLY LINE OF LOUISIANA STREET, A DISTANCE OF 91.50 FEET TO A POINT;

THENCE EASTERLY AT AN INTERIOR ANGLE OF 90°00'00" ALONG THE NORTH LINE OF SAID LANDS CONVEYED TO BUFFALO MERCANTILE LTD, A DISTANCE OF 204.00 FEET TO THE POINT OF BEGINNING.

Exhibit B

Site Survey



NOTICE OF CERTIFICATE OF COMPLETION Brownfield Cleanup Program 6 NYCRR Part 375-1.9(d)

225 Louisiana Street Site, Site ID No. C915350 175, 177, 225, 245 Louisiana Street & 96 Kentucky Street, Buffalo, NY, 14204 City of Buffalo, Erie County

Tax Identification Numbers: P/O 122.47-4-28, 122.47-4-2, 122.47-1-1, P/O 122.40-9-1, P/O 122.47-4-3

PLEASE TAKE NOTICE, the New York State Department of Environmental Conservation (Department) has issued a Certificate of Completion (Certificate) pursuant to Article 27, Title 14 of the New York State Environmental Conservation Law (ECL) to Barcalo Buffalo LLC for a parcel approximately 4.180 acres located at 175, 177, 225, 245 Louisiana Street and 96 Kentucky Street, Buffalo, Erie County.

PLEASE TAKE NOTICE, the Certificate was issued upon satisfaction of the Commissioner, following review by the Department of the Final Engineering Report and data submitted pursuant to the Brownfield Site Cleanup Agreement, as well as any other relevant information regarding the site, that the remediation requirements set forth in ECL Article 27, Title 14 have been or will be achieved in accordance with the time frames, if any, established in the Remedial Work Plan.

PLEASE TAKE NOTICE, the remedial program for the site has achieved a cleanup level that would be consistent with the following categories of uses (actual site use is subject to local zoning requirements):

	Unrestricted Use, as set forth in 6 NYCRR 375-1.8(g)(1)i
	Residential Use, as set forth in 6 NYCRR 375-1.8(g)(2)i.
\boxtimes	Restricted Residential Use, as set forth in 6 NYCRR 375-1.8(g)(2)ii
\boxtimes	Commercial Use, as set forth in 6 NYCRR 375-1.8(g)(2)iii.
\boxtimes	Industrial Use, as set forth in 6 NYCRR 375-1.8(g)(2)iv.

Further, the use of groundwater is restricted and may not be used, unless treated in accordance with the requirements provided by the New York State Department of Health, or a local County Health Department with jurisdiction in such matters and such is approved by the Department as not inconsistent with the remedy.

PLEASE TAKE NOTICE, the remedial program relies upon use restrictions or the long-term employment of institutional or engineering controls; such institutional or engineering controls are contained in an Environmental Easement granted pursuant to ECL Article 71, Title 36 which has been duly recorded in the Recording Office for Erie County as Instrument # 2023197054 and BK/PG D 11424/4899.

PLEASE TAKE NOTICE, the Environmental Easement requires that the approved Site Management Plan (SMP) for this property be adhered to. The SMP, which may be amended from time to time, may include sampling, monitoring, and/or operating a treatment system on the property, providing certified reports to the NYSDEC, and generally provides for the management of any and all plans and limitations on the property. A copy of the SMP is available upon request by writing to the Department's Division of Environmental Remediation, Site Control Section, 625 Broadway, Albany, New York 12233.

PLEASE TAKE NOTICE, provided that the Environmental Easement, SMP and Certificate are complied with, the Certificate holder(s) shall be entitled to the liability limitation provided in ECL Section 27-1421. The liability limitation shall run with the land, extending to the Certificate holder's successors or assigns through acquisition of title to the site and to a person who develops or otherwise occupies the site, subject to certain limitations as set forth in ECL Section 27-1421. The liability

225 Louisiana Street Site, C915350 175, 177, 225, 245 Louisiana Street & 96 Kentucky Street, Buffalo, NY, 14204

limitation shall be subject to all rights reserved to the State by ECL Section 27-1421.2 and any other applicable provision of law.

PLEASE TAKE NOTICE, any change of use of the site, as defined in 6 NYCRR 375, must be preceded by notice to the Department in accordance with 6 NYCRR 375-1.11(d). A transfer of any or all of the property constitutes a change of use.

PLEASE TAKE NOTICE, the Certificate may be revoked if the Environmental Easement as implemented, if applicable, is not protective or enforceable.

PLEASE TAKE NOTICE, the Certificate may entitle the Certificate holder(s) to tax credits in accordance with Tax Law Sections 21, 22 and 23.

PLEASE TAKE NOTICE, the Certificate may only be transferred to the Certificate holder's successors or assigns upon transfer or sale of the site as provided by ECL Section 27-1419.5 and 6 NYCRR Part 375-1.9. Failure to comply with the regulatory requirements for transfer **WILL** bar the successors and assigns from the benefits of the Certificate.

PLEASE TAKE NOTICE, the Certificate may be modified or revoked by the Commissioner as set forth in the applicable regulations.

PLEASE TAKE NOTICE, a copy of the Certificate can be reviewed at the NYSDEC's Region 9 Office located at 700 Delaware Avenue, Buffalo, NY 14209, by contacting the Regional Environmental Remediation Engineer, or at https://www.dec.ny.gov/data/DecDocs/C915350.

WHEREFORE, the undersigned has signed this Notice of Certificate

	Barcalo Buffalo LLC
	By:
	Title:
	Date:
personally appeared, personally appeared	, in the year 20, before me, the undersigned, nally known to me or proved to me on the basis of ose name is (are) subscribed to the within instrument and the same in his/her/their capacity(ies), and that by individual(s), or the person upon behalf of which the
Signature and Office of individual taking acknowledgment	Please record and return to: Barcalo Buffalo LLC Attn: Karl Frizlen 257 Lafayette Avenue, Suite 101

Buffalo, NY 14213



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Site Management Form

12/20/2023



SITE DESCRIPTION

SITE NO. C915350

SITE NAME 225 Louisiana Street Site

SITE ADDRESS: 175, 177, 225, 245 Louisiana St. & 96 Kentucky St. ZIP CODE: 14204

CITY/TOWN: Buffalo

COUNTY: Erie

ALLOWABLE USE: Restricted-Residential, Commercial, and Industrial

SITE MANAGEMENT DESCRIPTION

SITE MANAGEMENT PLAN INCLUDES: YES NO

IC/EC Certification Plan □

Monitoring Plan □

Operation and Maintenance (O&M) Plan □

Periodic Review Frequency: once a year

Periodic Review Report Submitted Date: 04/30/2025

Description of Institutional Control

BARCALO BUFFALO LLC

257 LAFAYETTE AVENUE, SUITE 101

175 Louisiana Street

Environmental Easement

Block: 4 Lot: 28

Sublot: Section: 122

Subsection: .47

S_B_L Image: P/O 122.47-4-28

Ground Water Use Restriction

IC/EC Plan

Landuse Restriction

Monitoring Plan

O&M Plan

Site Management Plan

Soil Management Plan

177 Louisiana Street

Environmental Easement

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Block: 4
Lot: 2
Sublot:
Section: 122
Subsection: .47
S_B_L Image: 122.47-4-2
Ground Water Use Restriction
IC/EC Plan
Landuse Restriction
Monitoring Plan
O&M Plan
Site Management Plan
Soil Management Plan
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225 Louisiana Street

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Environmental Easement
Block: 1
Lot: 1
Sublot:
Section: 122
Subsection: .47
S_B_L Image: 122.47-1-1
Ground Water Use Restriction
IC/EC Plan
Landuse Restriction
Monitoring Plan
O&M Plan
Site Management Plan
Soil Management Plan
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245 Louisiana Street

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Environmental Easement
Block: 9
Lot: 1
Sublot:
Section: 122
Subsection: .40
S_B_L Image: P/O 122.40-9-1
Ground Water Use Restriction
IC/EC Plan
Landuse Restriction
Monitoring Plan
O&M Plan
Site Management Plan
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Soil Management Plan

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Environmental Easement
      Block: 4
          Lot: 3
              Sublot:
                  Section: 122
                      Subsection: .47
                           S_B_L Image: P/O 122.47-4-3
                                Ground Water Use Restriction
                                IC/EC Plan
                                Landuse Restriction
                                Monitoring Plan
                                O&M Plan
                                Site Management Plan
                                Soil Management Plan
                                   Description of Engineering Control
BARCALO BUFFALO LLC
257 LAFAYETTE AVENUE, SUITE 101
  175 Louisiana Street
     Environmental Easement
       Block: 4
          Lot: 28
              Sublot:
                  Section: 122
                      Subsection: .47
                          S_B_L Image: P/O 122.47-4-28
                               Cover System
                               Vapor Mitigation
  177 Louisiana Street
     Environmental Easement
       Block: 4
          Lot: 2
              Sublot:
                  Section: 122
                      Subsection: .47
                          S_B_L Image: 122.47-4-2
                                Cover System
                               Vapor Mitigation
  225 Louisiana Street
     Environmental Easement
       Block: 1
          Lot: 1
              Sublot:
                  Section: 122
                      Subsection: .47
                          S_B_L Image: 122.47-1-1
                               Cover System
                               Vapor Mitigation
  245 Louisiana Street
     Environmental Easement
       Block: 9
          Lot: 1
              Sublot:
                  Section: 122
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Subsection: .40 S_B_L Image: P/O 122.40-9-1 Cover System Vapor Mitigation

96 Kentucky Street

Environmental Easement Block: 4 Lot: 3 Sublot:

> Section: 122 Subsection: .47

S_B_L Image: P/O 122.47-4-3 Cover System

Vapor Mitigation