

(Fact Sheet Begins Next)

Act Now to Continue Receiving Information About This Site!

DEC's Division of Environmental Remediation (DER) now distributes information about contaminated sites *electronically by email*.

If you would like to continue to receive information about the contaminated site featured in this fact sheet:

You must sign up for the DER email listserv:

www.dec.ny.gov/chemical/61092.html

DER cannot register your email address - only the email address owner can do so. If you already have signed up for the listserv for the county in which the site is located, you need do nothing.



Why You Should Go “Paperless”:

- Get site information faster and share it easily;
- Receive information about all sites in a chosen county - read what you want, delete the rest;
- It helps the environment and stretches your tax dollars.

If “paperless” is not an option for you, call or write to the DER project manager identified in this fact sheet. Indicate that you need to receive paper copies of fact sheets through the Postal Service. Include the site name in your correspondence. The option to receive paper is available to individuals only. Groups, organizations, businesses, and government entities are assumed to have email access.



Department of
Environmental
Conservation

FACT SHEET

Brownfield Cleanup Program

147 West Tupper Street Site

147 West Tupper Street
Buffalo, Erie County

SITE No. C915389

NYSDEC REGION 9

November 2023

Where to Find Information

Access project documents through the DECinfo Locator
<https://www.dec.ny.gov/data/DecDocs/C915389/>
and at these location(s):

**Buffalo & Erie County Public Library
Central Library**
1 Lafayette Square
Buffalo, NY 14203
716-858-7129

Who to Contact

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

Project-Related Questions
Benjamin McPherson, Project Manager
NYSDEC
700 Delaware Avenue
Buffalo, NY 14209
716-851-7220
benjamin.mcpherson@dec.ny.gov

Project-Related Health Questions
Daniel Tucholski
NYSDOH
Empire State Plaza, Corning Tower
Albany, NY 12237
518-468-7016
bee@health.ny.gov

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

Remedy Proposed for Brownfield Site Contamination; Public Comment Period Announced

The public is invited to comment on a proposed remedy being reviewed by the New York State Department of Environmental Conservation (NYSDEC), in consultation with the New York State Department of Health (NYSDOH), to address contamination related to the 147 West Tupper Street Site ("site") located at 147 West Tupper Street, Buffalo, Erie County. Please see the map for the site location.

Based on the findings of the investigation, NYSDEC in consultation with the New York State Department of Health (NYSDOH) has determined that the site does not pose a significant threat to public health or the environment. This decision is based on the nature of the existing contaminants identified at the site and the limited potential for off-site migration of contaminants.

How to Comment: NYSDEC is accepting written comments about the proposed remedy, outlined in the "Remedial Investigation/Alternatives Analysis Report (RI/AAR)" for 45 days, from **November 1, 2023 through December 15, 2023**.

- Access the RI/AAR and other project documents online through the DECinfo Locator: <https://www.dec.ny.gov/data/DecDocs/C915389/>.
- Documents also are available at the location(s) identified at left under "Where to Find Information."
- Please submit comments to the NYSDEC project manager listed under Project-Related Questions in the "Who to Contact" area at left.

Draft Remedial Work Plan: The proposed Unrestricted Use remedy consists of:

- Demolition of on-site buildings to access underlying soil and fill exceeding the unrestricted soil cleanup objectives;
- Investigation of potential impacts below Building 1 after demolition is completed;
- Excavation and off-site disposal of soil and fill exceeding the unrestricted soil cleanup objectives from about 1 to 8 feet below surface grade across the majority of the site;
- Collecting and analyzing end-point soil samples and post-remedial groundwater samples to evaluate the effectiveness of the remedy;
- Importing clean material that meets the established Soil Cleanup Objectives for use as backfill; and
- Implementing a Health and Safety Plan and Community Air Monitoring Plan during all ground intrusive activities.

BROWNFIELD CLEANUP PROGRAM

The proposed remedy was developed by 147 West Tupper LLC (“applicant”) after performing a detailed investigation of the site under New York's Brownfield Cleanup Program (BCP). The RI/AAR, which describes the results of the site investigation and proposed remedy is available for review at the locations identified on Page 1.

Next Steps: NYSDEC will consider public comments, revise the cleanup plan as necessary, and issue a final Decision Document. NYSDOH must concur with the proposed remedy. After approval, the proposed remedy becomes the selected remedy. The applicant(s) may then design and perform the cleanup action to address the site contamination, with oversight by NYSDEC and NYSDOH.

NYSDEC will keep the public informed throughout the investigation and cleanup of the site.

Site Description: The 0.779-acre site and is located on the west side of Elmwood Avenue in a highly developed mixed use residential and commercial area of the City of Buffalo. The site is generally bordered by residential properties to the north and west. An elementary school is directly south of the site across West Tupper Street. The site is currently developed with various residential, apartment, and commercial buildings. Previously, the site had been used as an auto repair facility, laundry facilities, light manufacturing, and as apartments/houses. None of the existing buildings are currently occupied.

The planned development for the site is mixed-use, with commercial spaces on the ground floors and apartment units above.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the site ID, C915389) at:

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

Summary of the Investigation: The primary contaminants of concern are semi-volatile organic compounds (SVOCs), and metals. Several chlorinated volatile organic compounds (VOCs) were detected in one groundwater well prior to the site entering the BCP, but were not detected during the investigation. Further investigation of this area will be completed during remedy implementation to confirm whether or not VOCs are present.

Brownfield Cleanup Program: New York's Brownfield Cleanup Program (BCP) encourages the voluntary cleanup of contaminated properties known as "brownfields" so that they can be reused and redeveloped. These uses may include recreation, housing, business or other uses. A brownfield site is any real property where a contaminant is present at levels exceeding the soil cleanup objectives or other health-based or environmental standards, criteria or guidance adopted by DEC that are applicable based on the reasonably anticipated use of the property, in accordance with applicable regulations.

For more information about the BCP, visit:

<https://www.dec.ny.gov/chemical/8450.html>

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

Stay Informed With DEC Delivers

Sign up to receive site updates by email:

www.dec.ny.gov/chemical/61092.html

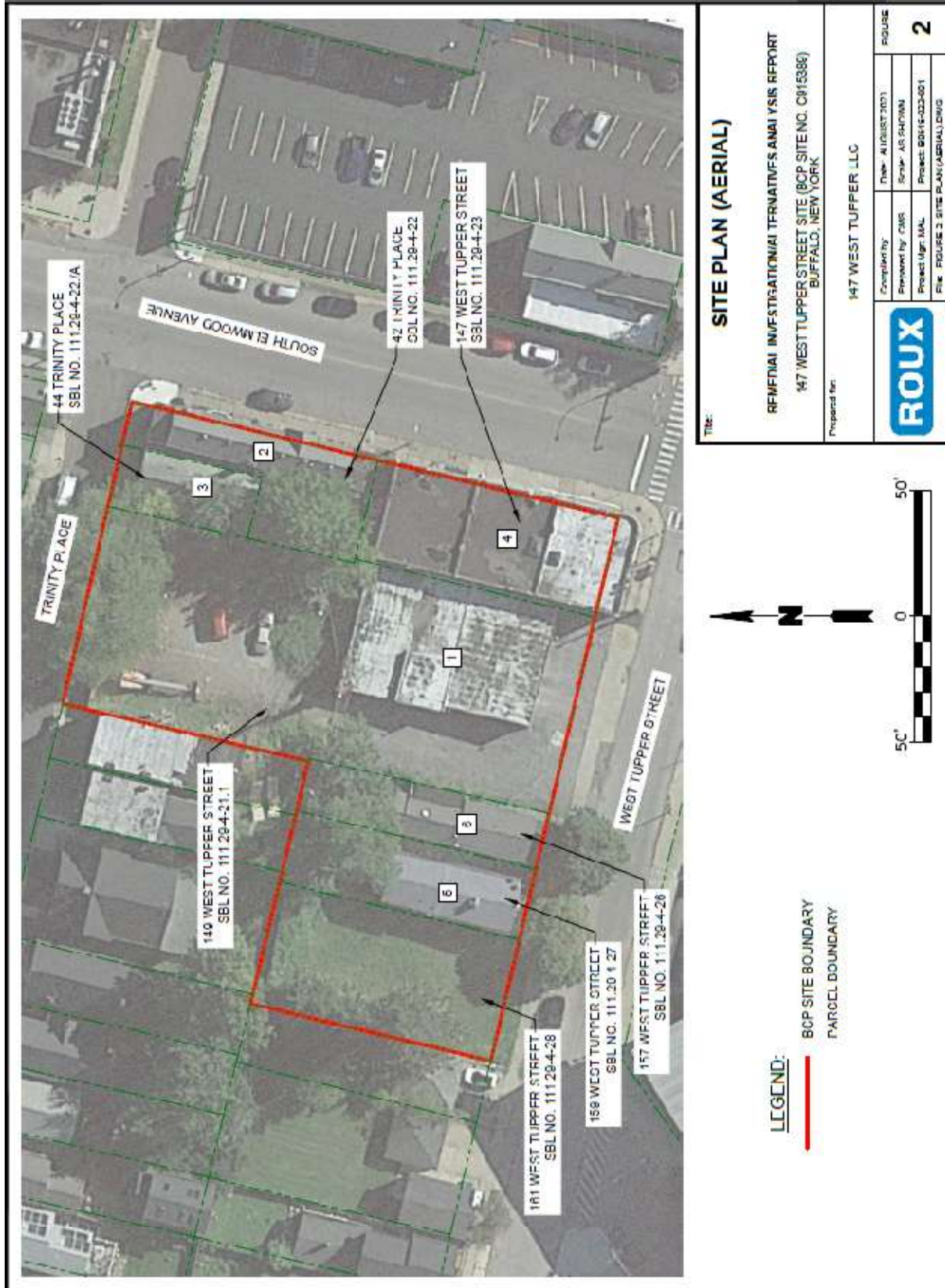
Note: Please disregard if you already have signed up and received this fact sheet electronically.

DECinfo Locator

Interactive map to access DEC documents and public data about the environmental quality of specific sites: <https://www.dec.ny.gov/pubs/109457.html>

BROWNFIELD CLEANUP PROGRAM

Site Location



| | | | |
|--|----------------------|---------------------------------------|---|
| TITLE: | | SITE PLAN (AERIAL) | |
| REMEDIAL INVESTIGATIONAL TERNATIVES ANALYSIS REPORT 147 WEST TUPPER STREET SITE (BCP SITE NO. C915389) BUFFALO, NEW YORK | | | |
| Prepared for: 147 WEST TUPPER LLC | | | |
| Completed by: | Drawn - AUGUST 2021 | ROUSE | 2 |
| Reviewed by: CMS | Scale: AS SHOWN | | |
| Project Mgr: MAL | Project: 0016-03-001 | | |
| | | FILE: FIGURE 3 SITE PLAN (AERIAL).DWG | |





Translation Available. Don't see your language? Ask!

| | |
|--|---|
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| אידיש Yiddish | צו האבן די דאקומענט איבערגעטייטשט אין א שפראך וואס איר קענט פארשטיין, פארבינדט זיך מיט די פערזאן אונטן. די איבערטייטשונג איז פריי פון אפצאל. |
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Contact: Benjamin McPherson, 716-851-7220, benjamin.mcpherson@dec.ny.gov