



Department of
Environmental
Conservation

Where to Find Information

Access project documents through the DECinfo Locator and at these location(s):
<https://extapps.dec.ny.gov/data/DecDocs/C932183/>

Document Repository Name

Niagara Falls Public Library
1425 Main Street
Niagara Falls, NY 14035
(716) 286-4894

Who to Contact

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

Project-Related Questions

Michael Keller, Project Manager
NYSDEC
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Buffalo, NY 14209
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Project-Related Health Questions

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NYSDOH
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Albany, NY 12237
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For more information about New York's Brownfield Cleanup Program, visit:
<https://dec.ny.gov/environmental-protection/site-cleanup/brownfield-and-state-superfund-programs/brownfield>

FACT SHEET

Brownfield Cleanup Program

The Nest

333 1st Street
Niagara Falls, Niagara County

SITE No. C932183

NYSDEC REGION 9

March 2024

Draft Investigation Work Plan for Brownfield Site Available for Public Comment

The public is invited to comment on a draft work plan being reviewed by the New York State Department of Environmental Conservation (NYSDEC) to investigate The Nest site ("site") located at 333 1st Street, Niagara Falls, Niagara County. Please see the map for the site location.

Draft Investigation Work Plan: The draft investigation work plan, called a "Remedial Investigation Work Plan" (RIWP), was submitted to NYSDEC under New York's Brownfield Cleanup Program. The investigation will be performed by Community Services for Every1, Inc. ("applicant") with oversight by NYSDEC and the New York State Department of Health (NYSDOH).

How to Comment: NYSDEC is accepting written comments about the Draft RIWP for 30 days, from **March 13 through April 12, 2024**.

- Access the RIWP and other project documents online through the DECinfo Locator: <https://extapps.dec.ny.gov/data/DecDocs/C932183/>
- 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.

Highlights of the Proposed Site Investigation: The investigation will define the nature and extent of contamination in soil, surface water, groundwater and any other parts of the environment that may be affected.

Previous Phase II investigations have detected semi-volatile organic compounds (SVOCs) and metals in soil and/or groundwater on site.

Key components of the investigation work include:

- Drilling and sampling soil borings to identify possible contamination;
- Collecting soil vapor, sub-slab soil vapor and indoor air samples;
- Installing and sampling ground water wells to monitor impacts from areas of concern both on-site and off-site; and
- Building hazardous materials inventory assessment.

Next Steps: NYSDEC will consider public comments, revise the plan as necessary, and approve the work plan. NYSDOH must concur with the plan. After the work plan is approved, the activities detailed in the work plan will be implemented. When the investigation is completed, a report will be prepared and submitted to NYSDEC that summarizes the results. NYSDEC will review the report, make any necessary revisions and, if appropriate, approve the report.

BROWNFIELD CLEANUP PROGRAM

After the investigation, a proposed cleanup plan, called a "Draft Remedial Action Work Plan" will be developed. The cleanup plan will include an evaluation of the proposed site remedy, or recommend a no action or no further action alternative. The goal of the cleanup plan is to ensure the protection of public health and the environment. NYSDEC will present the proposed cleanup plan to the public for its review and comment during a 45-day comment period.

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

Site Description: The site is 0.985-acres and is bordered on the west by 1st Street, on the south by Old Falls Street, on the east a commercial building, and on the north by a large parking lot. It is currently developed with a two-story vacant commercial building formerly known as Smokin' Joe's Native Center. The building was formerly used as a retail store and graphics center. The company closed in 2019 and the site is currently vacant.

Future plans for the site include demolishing the existing commercial building and constructing a 6 story, 76 unit affordable residential complex.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the site ID, C932183) at:
<https://extapps.dec.ny.gov/cfm/extapps/derexternal/index.cfm?pageid=3>

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://dec.ny.gov/environmental-protection/site-cleanup/brownfield-and-state-superfund-programs/brownfield>

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:

<https://dec.ny.gov/environmental-protection/site-cleanup/regional-remediation-project-information/environmental-cleanup-email-newsletters>

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://dec.ny.gov/maps/interactive-maps/decinfo-locator>

BROWNFIELD CLEANUP PROGRAM

Site Location





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