



FACT SHEET

No Further Action Recommended for the One Bristol Avenue Site; Public Meeting, Comment Period Announced



December 2008

Project No. E-932125

INTRODUCTION

The New York State Department of Environmental Conservation (NYSDEC), working cooperatively with the New York State Department of Health (NYSDOH), has determined that no further action is needed to address contamination previously identified at the 1 Bristol Avenue Environmental Restoration Project in Lockport, New York. The agencies made this determination based on the success of a cleanup action (or remedy), called an Interim Remedial Measure (IRM), which removed contamination from the site in Spring 2008. A final cleanup plan, called the Proposed Remedial Action Plan (PRAP), describes the IRM and recommends that the IRM serve as the final remedy.

The PRAP recognizes the success of the IRM and recommends no further action. The PRAP was developed following a detailed investigation of the site. It summarizes the investigations and the IRM and presents the cleanup alternative preferred by the NYSDEC and NYSDOH. The full PRAP is available for your review at the locations listed on the next page.

COMMENTS ON THE PROPOSED REMEDY

Your comments and input about the proposed remedy are important and encouraged. Written and oral comments about the PRAP are welcome at a public meeting to be held on **Monday January 26, 2009 at 7pm** at the **Lockport Public Library**, 23 East Avenue, Lockport, NY. Written comments may also be submitted in writing to the NYSDEC project manager listed on the opposite page. Written comments will be accepted between **December 19, 2008 and February 2, 2009**.

SITE HISTORY

The 1 Bristol Avenue site is a 1 acre parcel located in a mixed commercial and residential area in the City of Lockport in Niagara County. It is bordered on the north by a rail line and Niagara Street, on the east by Bristol Avenue, and on the south and west by other commercial buildings.

The site was used for agricultural retail (feed and grain store) for more than 80 years. Two oil tanks associated with this business were situated along the southern border of the property and removed some time prior to 1948. A gasoline tank was also removed from the site in 1969. It is suspected that some of these tanks leaked petroleum products into the site soils. In 2004, the City removed and disposed approximately 750 tons of petroleum-contaminated soils from the commercial property immediately south of the site (known as the Magavern site). It was known at that time that petroleum impacted soils extended northward onto the 1 Bristol Avenue site.

Site investigations on the 1 Bristol Avenue property were initially performed in 2000-2001 as part of the work on the



adjacent Magavern site. In 2007, additional site investigations were performed by the City utilizing funding under the Environmental Restoration Program (ERP). The ERP provides financial assistance to local governments for the cleanup of brownfield sites. The 2007 investigation identified several areas of petroleum contamination in 1 Bristol Avenue site soils. Details of the investigation are discussed in the November 2008 “Final Remedial Investigation / Alternatives Analysis Report,” which can be reviewed at the locations listed below.

An interim remedial measure (IRM) is conducted at a site when a source of contamination or exposure pathway can be effectively addressed before completion of the investigation. An IRM was completed in 2008 and resulted in the removal and disposal of 2,250 tons of contaminated soils. Confirmatory soil sampling performed after the excavations demonstrated that the IRM cleaned up the site to standards that make it suitable for residential use. Following removal of the contaminated soils, clean soils were used for backfill, and the disturbed areas were seeded. The total IRM costs were approximately \$180,000. There are no additional capital costs. The IRM has removed the potential for human exposures to petroleum contaminated soils.

SUMMARY OF THE PROPOSED REMEDIAL ACTION

The PRAP identifies the remedy preferred by the NYSDEC and NYSDOH to address the contaminated soils at the site. The proposed alternative was chosen following a detailed investigation of the site and evaluation of alternatives for cleaning up the contamination. The proposed remedy recognizes the success of the soil removal done under the IRM and recommends no further action. The intended future use of the property is for commercial purposes.

WHAT HAPPENS NEXT

All comments received during the public comment period will be considered as the remedy for the 1 Bristol Avenue site is finalized. Public input will be factored into the record of decision (ROD) which will describe the remedy selected and why it was chosen. NYSDEC will respond to comments in a responsiveness summary included in the ROD. The public will be informed about ongoing developments at the site through fact sheets similar to this one.

LOCATIONS TO VIEW PUBLIC DOCUMENTS

To review the complete PRAP and other site information, you may visit the following locations:

Lockport Public Library
23 East Avenue
Lockport, NY 14095
(716) 433-5935

Hours:
M-Thurs. 10:00am - 9:00pm
F-Sat. 10:00am - 5:00pm

NYSDEC Region 9
270 Michigan Avenue
Buffalo, NY 14203
(716) 851-7220

Hours: M-F 8:30am - 4:45pm
(Please call for appointment)

FOR MORE INFORMATION

Call or write the following staff for more information about:

Comment Period/Technical Info:

Mr. Jeff Konsella
NYSDEC Region 9
270 Michigan Avenue
Buffalo, NY 14203
(716) 851-7220
jakonsel@gw.dec.state.ny.us

Health-Related Information:

Mr. Matt Forcucci
NYSDOH
584 Delaware Avenue
Buffalo, New York 14202-1295
(716) 847-4385
mjfl3@health.state.ny.us

Citizen Participation

Mr. Mark Baetzhold
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