



January 29, 2010

Mr. Peter S. Ouderkirk, P.E.  
New York State Department of Environmental Conservation  
Region 6  
317 Washington Street  
Watertown, New York 13601-3787

**Re: Periodic Review Report  
East Rome Business Park  
Former General Cable Site  
Site No. V00077**

Dear Peter:

On behalf of the City of Rome and pursuant to the guidance set forth in regulation NYCRR 375-1.2, Synapse Risk Management, LLC (Synapse) is pleased to provide this Periodic Review Report (PRR) for the East Rome Business Park.

The PRR was prepared based on our review of historic documents along with our knowledge of the remedial history of the former General Cable Site. As part of our review Synapse verified that use restrictions set forth in the Deed Restrictions recorded for the parcels matched the tax maps. The review identified an ownership change related to the Northern Redevelopment Parcel that is detailed in Section 5.0 of the PRR.

Synapse prepared the PRR in the suggested format provided by the Department. The signed original Institutional and Engineering Controls Certification Form is included in Appendix A.

As always should you have any questions please contact us directly at 315.475.3700.

Best regards,

**Synapse Risk Management, LLC**

Brian Macrae  
Partner

Enclosure

cc: Chris Mercurio, City of Rome  
Diane Shoemaker, City of Rome  
Vita DeMarchi, Synapse

**Periodic Review Report  
Site No: V00077**

**East Rome Business Park  
Former General Cable Site  
Rome, New York**



**Prepared For:**

**City of Rome  
Rome City Hall  
198 N. Washington Street  
Rome, New York 13440**

**Prepared By:**

**Synapse Risk Management, LLC  
Historic Bennett Warehouse  
325 East Water Street  
Syracuse, New York 13202**



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**January 2010**

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## 1.0 INTRODUCTION

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The former General Cable property is located along the City of Rome's waterfront within a 202-acre industrial redevelopment area of the City of Rome referred to as the East Rome Business Park. The East Rome Business Park's industrial history dates back to the early 1900's, and included the tenure of General Cable Corporation, a leading wire and cable manufacturer. General Cable ceased its Rome operations in the early 1970's, and the property has been primarily vacant since that time.

The previous owner of the Property, Charles A. Gaetano ("Gaetano"), acquired the 17-acre site from General Cable Corporation in 1975. Gaetano's efforts to redevelop the site for commercial/industrial use never materialized, and in the mid-1990's the City of Rome expressed interest in the Property to facilitate new redevelopment opportunities.

In 1997, the City of Rome Planning Board approved a subdivision of the 17-acre former General Cable site into seven separate parcels to facilitate redevelopment. Areas of the seven parcels are set forth below and are shown on Figure 1 – *Aerial Property Plan*, attached hereto.

- Parcel 1: Northern Redevelopment Area (1.5 acres)
- Parcel 2: Northern Redevelopment Area (2.019 acres)
- Parcel 3: Northern Redevelopment Area (1.458 acres)
- Parcel 4: Northern Redevelopment Area (2.758 acres)
- Parcel 5: Rod Mill Parcel (6.098 acres)
- Parcel 6: Canterbury Parcel (0.866 acres)
- Parcel 7: Roadway Right-of-Way Parcel (2.566 acres)

## 2.0 SITE OVERVIEW

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The East Rome Business Park is located along the City of Rome's waterfront and bounded by the Barge Canal to the south, Railroad Street to the north, Harbor Way to the west and industrial development to the east.

Multiple environmental site assessments and site investigations were conducted on the seven parcels. Initially a Phase I Environmental Site Assessment ("Phase I ESA"), was prepared by ReTec (ReTec, 1995) on behalf of the City of Rome Industrial Redevelopment Agency and included a broad assessment of the East Rome Business Park. The Phase I ESA identified certain environmental concerns at the former General Cable Property, as follows:

- Historic industrial use, with operations consisting of a wide range of metalworking activities (i.e. machining, plating, pickling, and coating with rubber, asbestos, and paints);
- Potential presence of underground storage tanks ("USTs") on site;

- Presence of demolition debris piles and 55-gallon drums on portions of the site.
- Presence of a 150,000 gallon aboveground storage tank (“AST”) on the southeast corner of the property (removed in 1996);
- Storm sewer system that discharges into the New York State Barge Canal located to the south of the Rod Mill Parcel;
- Presence of chlorinated volatile organic compounds in groundwater at concentrations exceeding New York groundwater standards; and
- Presence of underground utility tunnels across the property.

Based on the findings of the Phase I ESA, a Phase II Investigation of the 17-acre former General Cable site (aka the East Rome Business Park Core Area) was conducted to characterize the extent of impact at the site (“Phase II Investigation”) (ReTec, 1997). The Phase II Investigation included surface soil samples, soil borings, soil gas samples, installation of new monitoring wells, indoor ambient air sampling, and a subsurface structure and utility survey.

## **2.1 NYSDEC Voluntary Cleanup Program**

In order to address environmental conditions identified in the Phase I ESA and Phase II Investigation, Gaetano entered into a Voluntary Remedial Agreement, Index No. D6-0001-97-07 (“NYSDEC Order”) with NYSDEC on March 8, 1999.

The NYSDEC Order outlined the investigation and remediation objectives of the former General Cable Property pursuant to a NYSDEC-approved Remedial Action Work Plan (Jack Eisenbach Engineering, P.C.). The seven parcels were treated individually throughout the regulatory process and the remedial objectives for the former General Cable Property, included the following for each of the parcels:

### **Northern Redevelopment Area (NRA) – Parcels 1 – 4**

- Prevention of migration of polychlorinated biphenyls (“PCBs”) and copper to the Barge Canal and Mohawk River;
- Prevention of off-site migration of impacted groundwater via man-made conduits;
- Prevention of migration of contaminants onto the City-owned Roadway Parcel to the south.

### **Former Rod Mill Parcel**

- Cleanout of an oil sump located in Building 11, followed by remediation of petroleum impacted soil;
- Clean out of certain storm drain lines; and

- Investigation and remediation of petroleum impacted soil associated with the former 150,000 gallon fuel oil AST and pump house.

### **Former Canterbury Parcel**

- Clean out and closure of storm drains associated with Building 9 and 38;
- Asbestos abatement associated with Buildings 11, 13 and 38;
- Removal of an Underground Storage Tank (UST) and petroleum impacted soil adjacent to Building 11; and
- Demolition of Buildings 11, 13 and 38.

## **3.0 REMEDIAL ACTIVITIES**

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### ***3.1 Northern Redevelopment Area***

Pursuant to the NYSDEC Remedial Agreement, the NYSDEC-approved NRA Work Plan set forth the following proposed remedial actions that were completed from May 1999 through July 2000:

- Cleaning of storm sewer and utility lines on the NRA, and abandonment of unused lines;
- Cleaning of concrete sump located to the west of Building 37, and disposal of generated wastewater;
- Removal of water and debris from the three test bath structures located in Building 50;
- Asbestos abatement activities, including the removal of approximately 740 tons of construction and debris piles containing asbestos materials;
- Inspection, cleaning, and abandonment of underground tunnels on the NRA; and
- Registration and removal of a 2,000 gallon heating oil UST discovered during cleanout of the storm sewer, and removal of associated contaminated soil in the vicinity of the UST.

The City of Rome entered into a State Assistance Contract with NYSDEC under the Clean Water/Clean Air Bond Act of 1996 and conducted an investigation and remediation of the adjacent Roadway Parcel, including certain remedial activities that overlapped with the remediation of the NRA. These activities are documented in JEE's Northern Redevelopment Area Closure Report ("NRA Closure Report") (July 18, 2000), and include the following:

- Cleanout and abandonment of storm sewer utility lines upgradient of the property line;
- Removal of tunnel structures; and
- Cleanout of the storm sewer line beneath building 39.

### **3.2 Rod Mill Parcel**

Pursuant to the NYSDEC Remedial Agreement, the NYSDEC-approved Rod Mill Parcel Work Plan set forth the following proposed remedial actions:

- Cleanout of an oil sump located in Building 11, followed by remediation of petroleum impacted soil;
- Clean out of certain storm drain lines; and
- Investigation and remediation of petroleum impacted soil associated with the former 150,000 gallon fuel oil AST and pump house.

The above activities, with the exception of the petroleum impacted soil remediation associated with the former AST (discussed below), were completed in 2000.

In addition to the remedial activities undertaken by Mr. Gaetano, additional remediation activities were conducted by the City of Rome relative to the adjacent City-owned Roadway Parcel. The City entered into a State Assistance Contract with NYSDEC under the Clean Water/Clean Air Bond Act of 1996 and conducted an investigation and remediation of the Roadway Parcel, including certain remedial activities that overlapped with the remediation of the Rod Mill Parcel:

- Asbestos abatement in Buildings 11 and 13;
- Sump cleanout in Building 13; and
- Storm drain cleanout and abandonment of lines that drained to the Roadway Parcel.

### **Former 150,000 Gallon AST Remediation**

The 1998 Rod Mill Remedial Action Workplan prepared by JEE recommended for further remediation of petroleum impacts in the vicinity of the former 150,000 gallon fuel oil AST that was removed from the property in 1996.

The former AST remedial action was subsequently completed in 2003, and summarized in the Rod Mill Parcel Remedial Action Closure Report - Amendment (May 30, 2003) prepared by JEE.

The former AST remedial action consisted of the following:

- Excavation and off-site disposal of approximately 2,155 tons of petroleum-impacted soil in the vicinity of the former AST to a maximum depth of twenty (20) feet below ground surface; and
- Removal and off-site disposal of approximately 7,000 gallons of petroleum-impacted wastewater from the former AST excavation.

Subsequent to the former AST remedial action, an oily sheen was observed at a storm drain outlet to the Barge Canal, south of the Rod Mill Parcel. As a result NYSDEC, assigned a spill file to the property (Spill No. 0212777). At that time, a second spill file (Spill No. 0212778) was assigned to the property associated with the 2003 remedial action of the AST.

In 2005, Synapse Risk Management conducted investigative and remedial activities to address remaining issues associated with the two open spill files at the property. Satisfying the individual closure requirements for each spill concurrently satisfied the remaining closure requirements for the NYSDEC Remedial Agreement.

Closure of these two open petroleum spill files was described in a Voluntary Cleanup Agreement Closure Report for the Rod Mill Parcel dated August 2005 ("VCA Closure Report"), prepared by Synapse Risk Management, LLC ("Synapse"). Additional remedial activities relative to cleanout of the storm sewer line and confirmation sampling in the vicinity of the former AST excavation were described in the VCA Closure Report.

### **3.3 *Canterbury Parcel***

Pursuant to the NYSDEC Remedial Agreement, the NYSDEC-approved Canterbury Parcel Remedial Workplan set forth the following proposed remedial actions that were subsequently completed and described in a July 2000 Canterbury Parcel Closure Report that included following:

- Clean out and closure of storm drains associated with Building 9 and 38;
- Asbestos abatement associated with Buildings 11, 13 and 38;
- Removal of an UST and petroleum impacted soil adjacent to Building 11; and
- Demolition of Buildings 11, 13 and 38.



## **4.0 INSTITUTIONAL AND ENGINEERING CONTROLS**

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### **4.1 Northern Redevelopment Area**

On January 5, 2001, NYSDEC approved the NRA Closure Report and issued an Assignable Release and Covenant Not to Sue (the "Release") for the NRA, which was subsequently recorded in the Oneida County Clerk's Office.

The Release required the recording of an appropriate notice and deed restriction for the NRA parcels. Declaration of Restrictive Covenants ("NRA Deed Restriction"), was filed and recorded on January 26, 2001.

The NRA Deed Restriction describes the regulatory status of the NRA and sets forth certain use restrictions that are intended to run with the land:

- The NRA parcels are prohibited from being developed for purposes other than commercial or industrial use without the express written waiver of NYSDEC; and
- A prohibition on the use of groundwater underlying the NRA parcels without permission from NYSDEC.

### **4.2 Rod Mill Parcel**

On November 7, 2005, NYSDEC approved the VCA Closure Report for the Rod Mill Parcel and issued a spill closure letter for Spill Nos. 0212777 and 0212778 associated with the former AST.

NYSDEC subsequently issued an Assignable Release and Covenant Not to Sue (the "Release") for the Rod Mill Parcel, which was recorded in the Oneida County Clerk's Office on January 23, 2006.

#### Institutional Controls

The Release required an appropriate notice and deed restriction for the Rod Mill Parcel. A Declaration of Restrictive Covenants ("Rod Mill Deed Restriction") was recorded on December 2, 2005.

The Rod Mill Deed Restriction describes the regulatory status of the Rod Mill Parcel and sets forth certain use restrictions that are intended to run with the land:

- The Rod Mill Parcel is prohibited from being developed for purposes other than commercial or industrial use without the express written waiver of NYSDEC;
- A prohibition on the use of groundwater underlying the Rod Mill Parcel without permission from NYSDEC;

- Future development must be conducted in accordance with the Soil Management Plan (SMP). A 2005 SMP was prepared by Synapse and recorded with the deed restriction; and
- The fee owner of the Rod Mill Parcel must submit an annual certification as to ongoing compliance with the deed restriction and SMP requirements.

#### Engineering Controls – Cover System

The Rod Mill Parcel currently has a cover system that provides a physical barrier to soil, thereby minimizing potential exposure pathways. The cover system consists of concrete and asphalt with a thickness of 6 inches or greater encompassing approximately 95% of the Property. An unpaved cover system is located in the southeast corner of the Property in the vicinity of the former AST remediation area. This area currently maintains a clean soil cover greater than 6 inches that is predominantly vegetated. The management plan for soils and the maintenance of the cover system will be set forth in a SMP.

#### **4.3 Canterbury Parcel**

On July 28, 2000, NYSDEC approved the Canterbury Parcel Closure Report prepared by JEE.

NYSDEC subsequently issued an Assignable Release and Covenant Not to Sue (the “Release”) for the Canterbury Parcel on October 3, 2000. The deed restriction was recorded in the Oneida County Clerk’s Office on January 23, 2006.

#### Institutional Controls

The Release required an appropriate notice and deed restriction for the Canterbury Parcel. A Declaration of Restrictive Covenants (“Canterbury Deed Restriction”) was recorded on January 23, 2006.

The Canterbury Deed Restriction describes the regulatory status of the Canterbury Parcel and sets forth certain use restrictions that are intended to run with the land as follows:

- The Canterbury Parcel is prohibited from being developed for purposes other than commercial or industrial use without the express written waiver of NYSDEC;
- A prohibition on the use of groundwater underlying the Canterbury Parcel without permission from NYSDEC;
- Future development must be conducted in accordance with the SMP. A 2005 SMP was prepared by Synapse and recorded with the deed restriction; and
- The fee owner of the Canterbury Parcel must submit an annual certification as to ongoing compliance with the deed restriction and SMP requirements.

### Engineering Controls – Cover System

The Canterbury Parcel currently has a cover system that provides a physical barrier to soil, thereby minimizing potential exposure pathways. The cover system consists of concrete with a thickness of 6 inches or greater encompassing approximately 95% of the Property. A soil cover system is located in the northeast corner of the Property adjacent to Harbor Way. This area currently maintains a clean soil cover greater than six inches that is predominantly vegetated. This area currently maintains a clean soil cover greater than 6 inches that is predominantly vegetated. The management plan for soils and the maintenance of the cover system will be set forth in a SMP.

## **5.0 CONCLUSIONS AND RECOMMENDATIONS**

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### Northern Redevelopment Area (NRA)

In contemplation of future redevelopment, the NRA parcels were investigated and remediated under the oversight of NYSDEC.

In 2001, NYSDEC issued the Release for the NRA and a Deed Restriction was filed that sets forth two use restrictions that run with the land.

During June through August 2008, the concrete overlying the NRA parcels was rubblized under a Restore New York grant thereby facilitating redevelopment of the parcels and the retention of a core City of Rome business (American Alloy). On September 10, 2008 the City of Rome adopted the Ordinance 8385A that authorized the conveyance of the NRA to the Rome Industrial Development Agency (RIDA). In October 2008, the RIDA conveyed the NRA parcels to Chickadee Properties, L.P., a Texas Limited Partnership qualified to do business in New York State as American Alloy Steel, with a place of business at 6230 N. Houston Rosslyn Road, Houston, Texas. In the fall of 2008 American Alloy began construction of a new steel manufacturing facility that was completed in summer of 2009 and relocated its operations to the NRA parcels.

### Rod Mill Parcel

Multiple environmental site investigation and remedial actions were completed at the Rod Mill Parcel in contemplation of future redevelopment. These investigations and remedial actions were conducted under the oversight of NYSDEC through New York's Voluntary Cleanup Program.

Upon completion of the Voluntary Cleanup Program, the Rod Mill Parcel was transferred to the City of Rome to facilitate redevelopment.

The former General Cable buildings (Building 11 and Building 13) located on the Rod Mill Parcel have been demolished to grade. Approximately ninety-five percent (95%) of the property is currently covered with either concrete or asphalt.

Future development of the Rod Mill Parcel shall be conducted in accordance with requirements of the SMP and environmental deed restriction. The institutional and engineering controls in place allow for commercial or industrial redevelopment of the Property.

Throughout the Rod Mill Parcel surface voids are present in the concrete overlying tunnels and basements. While these voids have no bearing on the integrity of the cover system, they do represent a potential safety hazard and liability to the City as egress to the Rod Mill Parcel is not restricted. It is recommended that access the Rod Mill Parcel be restricted by placement of security fencing and appropriate signage and/or the voids should be filled to grade.

#### Canterbury Parcel

Future development of the Canterbury Parcel shall be conducted in accordance with requirements of the SMP and environmental deed restriction. The institutional controls and engineering in place allow for commercial or industrial redevelopment of the Property.

## 6.0 REFERENCES

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- Jack Eisenbach Engineering, P.C. (July 18, 2000). *Northern Redevelopment Area Closure Report.*
- Jack Eisenbach Engineering, P.C. (April 26, 2001). *Rod Mill Parcel Environmental Remediation Closure Report.*
- Jack Eisenbach Engineering, P.C. (May 30, 2003). *Rod Mill Parcel, Remedial Action Closure Report (Amendment to Environmental Remediation Closure Report April 26, 2001).*
- Jack Eisenbach Engineering, P.C. (October 29, 2003). *General Cable Site, Rod Mill Parcel, Supplemental Spill Investigation Work Plan, Revision #1.*
- New York State Department of Environmental Conservation (January 24, 1994). *Division Technical and Administrative Guidance Memorandum: Determination of Soil Cleanup Objectives and Cleanup Levels, HWR-94-4046.*
- New York State Department of Environmental Conservation (March 8, 1999). *Consent Order, Index Number D6-0001-97-07.*
- New York State Department of Environmental Conservation (January 21, 1998). *Old General Cable Site Road Right-Of-Way, City of Rome, Oneida County New York, Record of Decision.*
- New York State Department of Environmental Conservation (December, 2002). Division of Environmental Remediation, *Draft DER-10, Technical Guidance for Site Investigation and Remediation.*
- New York State Department of Environmental Conservation (April 12, 2004). Letter to Jack Eisenbach Engineering, P.C.
- Remediation Technologies, Inc. (July, 1997). *Phase II Investigation of the East Rome Business Park Core Area, Rome, New York.*
- Synapse Risk Management, LLC. (January 2005). *Voluntary Cleanup Agreement Closure Workplan – Rod Mill Parcel, Old General Cable Site, Rome, New York.*
- Synapse Risk Management, LLC. (August 2005). *Voluntary Cleanup Agreement Closure Report – Rod Mill Parcel, Old General Cable Site, Rome, New York.*
- Synapse Risk Management, LLC. (November 2005). *Soils Management Plan – Rod Mill Parcel, Old General Cable Site, Rome, New York.*

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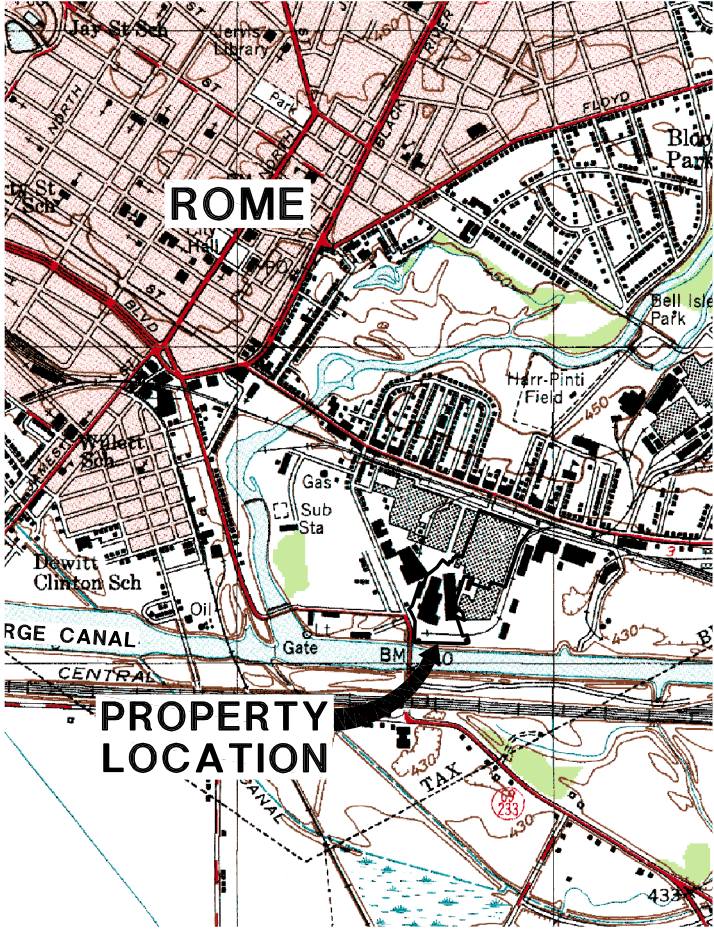
## **FIGURES**

Periodic Review Report  
East Rome Business Park  
Former General Cable Site  
Rome, New York  
Site No. V00077

January 2010

Figure 1 – Aerial Property Plan

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LOCATION MAP  
1" = 2000'



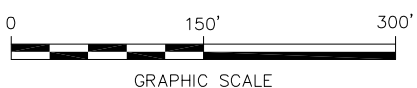
NOTES:

1. BASE MAP MODIFIED FROM ELECTRONIC COPY OF SURVEYS BY LAFAVE, WHITE, & MCGIVERN, L.S., P.C. ENTITLED "SUBDIVISION MAP PROPERTY OF EAST ROME BUSINESS PARK CHARLES A. GAETANO - OWNER", DATED 12/20/96.
2. AERIAL PHOTOGRAPH FROM NYS GIS DATA CLEARINGHOUSE, 2003.

LEGEND

- PROPERTY LINE
- - - - - APPROXIMATE ADJACENT PROPERTY LINE

PARCEL NO. 3 PARCEL IDENTIFICATION



GRAPHIC SCALE

**synapse**  
SYNAPSE RISK MANAGEMENT, LLC  
HISTORIC BENNETT WAREHOUSE  
325 EAST WATER STREET  
SYRACUSE, NEW YORK 13202

OLD GENERAL CABLE SITE  
ROME, NEW YORK

**AERIAL PROPERTY PLAN**

PROJECT NO.:  
ROME 04.09  
DATE:  
JANUARY 2010  
FIGURE NO.:

**1**

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**APPENDIX A**  
**INSTITUTIONAL AND ENGINEERING CONTROLS CERTIFICATION FORM**

Periodic Review Report  
East Rome Business Park  
Former General Cable Site  
Rome, New York  
Site No. V00077

January 2010

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Enclosure 1  
**NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION**  
**Site Management Periodic Review Report Notice**  
**Institutional and Engineering Controls Certification Form**



	Site Details	Box 1
Site No.	V00077	
<b>Site Name East Rome Business Park (aka Old General Cable)</b>		
Site Address:	600 Railroad Avenue	Zip Code: 13440
City/Town:	Rome	
County:	Oneida	
Allowable Use(s) (if applicable, does not address local zoning):		
Site Acreage:	17.5	
Owner:	City of Rome	
	City Hall, 198 North Washington St., Rome, NY 13440	
Reporting Period:	January 12, 2006 to August 16, 2010	

	Box 2	
Verification of Site Details	YES	NO
1. Is the information in Box 1 correct?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If NO, are changes handwritten above or included on a separate sheet?	<input checked="" type="checkbox"/>	
2. Has some or all of the site property been sold, subdivided, merged, or undergone a tax map amendment during this Reporting Period? <i>See Sec. 5 of the Jan. 2010 PRR for new owner of the NRA parcel</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If YES, is documentation or evidence that documentation has been previously submitted included with this certification? <i>See Sec. 5.0 Jan 2010 PRR.</i>	<input checked="" type="checkbox"/>	
3. Have any federal, state, and/or local permits (e.g., building, discharge) been issued for or at the property during this Reporting Period?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If YES, is documentation (or evidence that documentation has been previously submitted) included with this certification?	<input type="checkbox"/>	
4. If use of the site is restricted, is the current use of the site consistent with those restrictions?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If NO, is an explanation included with this certification?	<input type="checkbox"/>	
5. For non-significant-threat Brownfield Cleanup Program Sites subject to ECL 27-1415.7(c), has any new information revealed that assumptions made in the Qualitative Exposure Assessment regarding offsite contamination are no longer valid?	<input type="checkbox"/>	<input type="checkbox"/>
If YES, is the new information or evidence that new information has been previously submitted included with this Certification?	<input type="checkbox"/>	
6. For non-significant-threat Brownfield Cleanup Program Sites subject to ECL 27-1415.7(c), are the assumptions in the Qualitative Exposure Assessment still valid (must be certified every five years)?	<input type="checkbox"/>	<input type="checkbox"/>
If NO, are changes in the assessment included with this certification?	<input type="checkbox"/>	

**Description of Institutional Controls**

<u>Parcel</u>	<u>Institutional Control</u>
S_B_L Image: 242.020-0001-014	Ground Water Use Restriction Landuse Restriction Site Management Plan Soil Management Plan
S_B_L Image: 242.020-0001-018.001	Ground Water Use Restriction Landuse Restriction Soil Management Plan
S_B_L Image: 242.020-0001-018.002	Ground Water Use Restriction Landuse Restriction Site Management Plan

**Description of Engineering Controls**

<u>Parcel</u>	<u>Engineering Control</u>
S_B_L Image: 242.020-0001-018.001	Cover System

Attach documentation if IC/ECs cannot be certified or why IC/ECs are no longer applicable.  
(See instructions)

**Control Description for Site No. V00077**

**Parcel: 242.020-0001-014**

The use of site groundwater is restricted without written authorization from the NYSDEC. The site shall be used for commercial/industrial. The owner will verify that the deed restriction is still in effect and filed with the Oneida County Clerk's Office. The owner will certify compliance with the site management plan and with the deed restriction. Any change in ownership and/or use will be documented in the annual certification.

The use of site groundwater is restricted without written authorization from the NYSDEC. The site shall be used for commercial/industrial. The owner will verify that the deed restriction is still in effect and filed with the Oneida County Clerk's Office. The owner will certify compliance with the site management plan and with the deed restriction. Any change in ownership and/or use will be documented in the annual certification.

**Parcel: 242.020-0001-018.001**

The use of site groundwater is restricted without written authorization from the NYSDEC. The site shall be used for commercial/industrial. The owner will verify that the deed restriction is still in effect and filed with the Oneida County Clerk's Office. The owner will certify compliance with the site management plan and with the deed restriction. Any change in ownership and/or use will be documented in the annual certification.

The use of site groundwater is restricted without written authorization from the NYSDEC. The site shall be used for commercial/industrial. The owner will verify that the deed restriction is still in effect and filed with the Oneida County Clerk's Office. The owner will certify compliance with the site management plan and with the deed restriction. Any change in ownership and/or use will be documented in the annual certification.

**Control Description for Site No. V00077**

**Parcel: 242.020-0001-018.002**

The use of site groundwater is restricted without written authorization from the NYSDEC. The site shall be used for commercial/industrial. The owner will verify that the deed restriction is still in effect and filed with the Oneida County Clerk's Office. The owner will certify compliance with the site management plan and with the deed restriction. Any change in ownership and/or use will be documented in the annual certification.

The use of site groundwater is restricted without written authorization from the NYSDEC. The site shall be used for commercial/industrial. The owner will verify that the deed restriction is still in effect and filed with the Oneida County Clerk's Office. The owner will certify compliance with the site management plan and with the deed restriction. Any change in ownership and/or use will be documented in the annual certification.

**Periodic Review Report (PRR) Certification Statements**

1. I certify by checking "YES" below that:

a) the Periodic Review report and all attachments were prepared under the direction of, and reviewed by, the party making the certification;

b) to the best of my knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted engineering practices; and the information presented is accurate and complete.

YES NO

2. If this site has an IC/EC Plan (or equivalent as required in the Decision Document), for each Institutional or Engineering control listed in Boxes 3 and/or 4, I certify by checking "YES" below that all of the following statements are true:

(a) the Institutional Control and/or Engineering Control(s) employed at this site is unchanged since the date that the Control was put in-place, or was last approved by the Department;

(b) nothing has occurred that would impair the ability of such Control, to protect public health and the environment;

(c) access to the site will continue to be provided to the Department, to evaluate the remedy, including access to evaluate the continued maintenance of this Control;

(d) nothing has occurred that would constitute a violation or failure to comply with the Site Management Plan for this Control; and

(e) if a financial assurance mechanism is required by the oversight document for the site, the mechanism remains valid and sufficient for its intended purpose established in the document.

YES NO

3. If this site has an Operation and Maintenance (O&M) Plan (or equivalent as required in the Decision Document);

I certify by checking "YES" below that the O&M Plan Requirements (or equivalent as required in the Decision Document) are being met.

YES NO

4. If this site has a Monitoring Plan (or equivalent as required in the remedy selection document);

I certify by checking "YES" below that the requirements of the Monitoring Plan (or equivalent as required in the Decision Document) is being met.

YES NO

IC CERTIFICATIONS  
SITE NO. V00077

Box 6

SITE OWNER OR DESIGNATED REPRESENTATIVE SIGNATURE

I certify that all information and statements in Boxes 2 and/or 3 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

I, Brian Macrae at 325 E. Water St. Syracuse, NY 13202  
print name print business address

am certifying as Remedial Party (Owner or Remedial Party)

for the Site named in the Site Details Section of this form.

Syracuse Risk Management, LLC  
B.H.D. Partner  
Signature of Owner or Remedial Party Rendering Certification

1/29/10  
Date

IC/EC CERTIFICATIONS

Box 7

QUALIFIED ENVIRONMENTAL PROFESSIONAL (QEP) SIGNATURE

I certify that all information in Boxes 4 and 5 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

I, Vita DeMarchi, P.G. at 325 E Water St. Syracuse, NY 13202  
print name print business address

am certifying as a Qualified Environmental Professional for the Remedial Party

(Owner or Remedial Party) for the Site named in the Site Details Section of this form.

Vita DeMarchi P.G.  
Signature of Qualified Environmental Professional, for  
the Owner or Remedial Party, Rendering Certification

Stamp (if Required)

1-29-10  
Date