



Department of
Environmental
Conservation

FACT SHEET

Brownfield Cleanup Program

1827 Fillmore Avenue Site
1827 Fillmore Avenue
Buffalo, NY 14214

SITE No. C915279
NYSDEC REGION 9

May 2019

Environmental Cleanup to Begin at Brownfield Site

Action has begun that will address contamination related to the 1827 Fillmore Avenue Site ("site") located at 1827 Fillmore Avenue, Buffalo, Erie County. Please see the map for the site location. The cleanup activities will be performed by 1827 Fillmore LLC ("applicant") with oversight provided by the New York State Department of Environmental Conservation (NYSDEC). NYSDEC has determined that the Remedial Work Plan (RWP) provides a cleanup plan that is protective of public health and the environment and has approved the plan. The approved RWP and other documents related to the cleanup of this site can be found at the location identified to the left under "Where to Find Information." Remedial activities are expected to last about six months.

Highlights of the Upcoming Cleanup Activities: The goal of the cleanup action for the site is to achieve cleanup levels that protect public health and the environment. Contaminated soil in four isolated, on-site "hotspots" will be addressed. The key components of the remedy are:

- excavate and dispose of soil impacted with semi-volatile organic compounds and lead;
- stabilize/treat in-place soil that exhibits the toxicity characteristic of hazardous waste for lead, to render it non-hazardous;
- collect and analyze end-point soil samples to evaluate the effectiveness of the remedy;
- import clean soil for use as backfill;
- cover the site with a one-foot layer of clean soil or, alternatively, asphalt or concrete pavement, to prevent contact with residual contamination; and
- initiate a site monitoring program to ensure that the remedy remains effective over the long term.

A site-specific health and safety plan (HASP) and a Community Air Monitoring Plan (CAMP) will be implemented during remediation activities. The HASP and CAMP establish procedures to protect on-site workers and residents and includes required air monitoring as well as dust and odor suppression measures.

Next Steps: After the applicant completes the cleanup activities, they will prepare a Final Engineering Report (FER) and submit it to NYSDEC. The FER will describe the cleanup activities completed and certify that cleanup requirements have been achieved or will be achieved.

Where to Find Information:

Project documents are available at this location to help the public stay informed.

Buffalo & Erie County Public Library
1 Lafayette Square
Buffalo, NY 14203
(716) 858-8900

Who to Contact:

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

Project-Related Questions

David Locey, Project Manager
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Project-Related Health Questions

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

BROWNFIELD CLEANUP PROGRAM

When NYSDEC is satisfied that cleanup requirements have been achieved or will be achieved for the site, it will approve the FER. NYSDEC will then issue a Certificate of Completion to the applicant. The applicant would be able to redevelop the site in conjunction with receiving a Certificate of Completion. In addition, the applicant:

- would have no liability to the State for contamination at or coming from the site, subject to certain conditions; and
- would be eligible for tax credits to offset the costs of performing cleanup activities and for redevelopment of the site.

NYSDEC will issue a fact sheet that describes the content of the Final Engineering Report. The fact sheet will identify any institutional controls (for example, deed restrictions) or engineering controls (for example, a site cap) necessary at the site in relation to the issuance of the Certificate of Completion.

Site Description: The site is located in the City of Buffalo and is bound by the Kensington Expressway (Route 33) and Buffalo Public School #84 to the north, Erie County Medical Center (ECMC) to the east, Buffalo Public School #89 to the south, and Fillmore Avenue to the west.

The site is currently vacant land with vegetated areas and abandoned asphalt-paved parking lots and roadways. Until the 1980s, the Kensington Heights Towers apartment complex occupied the site. By 2018, all six of the apartment towers had been demolished.

The site was formerly utilized as a stone quarry beginning in at least 1917. Sometime in the 1940s and/or 1950s the quarry was backfilled with various fill material from unknown sources. In 1958, the site was developed as the Kensington Heights Tower apartment complex.

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

Site ID, C915279) at:

<http://www.dec.ny.gov/cfm/x/xtapps/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 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:

<http://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.

Receive Site Fact Sheets by Email

Have site information such as this fact sheet sent right to your email inbox. NYSDEC invites you to sign up with one or more contaminated sites county email listservs at:

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

It's quick, it's free, and it will help keep you better informed. As a listserv member, you will periodically receive site-related information/announcements for all contaminated sites in the county(ies) you select.

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

BROWNFIELD CLEANUP PROGRAM

Site Location

