



Department of  
Environmental  
Conservation

# FACT SHEET

Brownfield Cleanup Program

Hertel and Foundry  
356 Hertel Avenue and  
42 Foundry Street  
Buffalo, NY 14207

SITE No. C915359

NYSDEC REGION 9

December 2023

## Where to Find Information

Access project documents through the DECinfo Locator and at these location(s):  
<https://www.dec.ny.gov/data/DecDocs/C915359/>

### Buffalo & Erie County Public Library Central Library

1 Lafayette Square  
Buffalo, NY 14203  
(716) 858-8900

### North Park Branch Library

975 Hertel Avenue  
Buffalo, NY 14216  
(716) 875-3748

Key project documents and project summary also are available on the NYSDEC website at:

<https://www.dec.ny.gov/data/DecDocs/C915359>

## Who to Contact

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

### Project-Related Questions

Veronica Kreutzer, Project Manager  
NYSDEC  
700 Delaware Ave.  
Buffalo, NY 14209  
(716) 851-7220  
[veronica.kreutzer@dec.ny.gov](mailto:veronica.kreutzer@dec.ny.gov)

### Project-Related Health Questions

Daniel Tucholski  
NYSDOH  
Empire State Plaza – Corning Tower  
Albany, NY 12237  
(518) 486-7016  
[beci@health.ny.gov](mailto:beci@health.ny.gov)

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

## NYSDEC Certifies Cleanup Requirements Achieved at Brownfield Site

The New York State Department of Environmental Conservation (NYSDEC) has determined that the cleanup requirements to address contamination related to the Hertel and Foundry site ("site") located at 356 Hertel Avenue and 42 Foundry Street in Buffalo, Erie County, under New York State's Brownfield Cleanup Program have been or will be met. Please see the attached map for the site location.

The cleanup activities were performed by Kam Cleanup LLC ("applicant") with oversight provided by the New York State Department of Environmental Conservation (NYSDEC). NYSDEC has approved a Final Engineering Report (FER) and issued a Certificate of Completion (COC) for the site.

- Access the FER, Notice of COC and other project documents online through the DECinfo Locator:  
<https://www.dec.ny.gov/data/DecDocs/C915359/>.
- The documents also are available at the location(s) identified at left under "Where to Find Information."

**Completion of the Project:** The following activities have been completed to achieve the remedial action objectives:

- Excavation and off-site disposal of about 37,009 tons of non-hazardous soil/fill material from the exterior areas of the site and 105 tons of non-hazardous soil/fill from the interior of the site, which exceeded the unrestricted use soil cleanup objectives (USCOs), the site-specific cleanup criteria. Clean fill was brought in to replace the excavated soil.

# BROWNFIELD CLEANUP PROGRAM

**Final Engineering Report Approved:** NYSDEC has approved the FER, which:

- 1) Describes the cleanup activities completed.
- 2) Certifies that cleanup requirements have been or will be achieved for the site.

**Next Steps:** With its receipt of a COC, the applicant is eligible to redevelop the site. In addition, the applicant is eligible for tax credits to offset the costs of performing cleanup activities and for redevelopment of the site. A COC may be modified or revoked if, for example, there is a failure to comply with the terms of the order or agreement with NYSDEC.

**Site Description:** The site is an approximately 2.965-acre site, comprised of two contiguous parcels, located in a highly developed urban area at 356 Hertel Avenue and 42 Foundry Street in the City of Buffalo, Erie County. The site is on the northwest corner of the intersection of Hertel Avenue and Foundry Street and is bordered by vacant commercial and industrial properties to the north, railroad tracks to the west, and Foundry Street and residential, commercial, and vacant industrial properties to the east. Historically, the site was used for industrial purposes (1901-1950), and an insulation contactor occupied the site from 1965-1986. Specific operations included a malting operation and animal feed production operation.

The redevelopment plans at the site include apartments and retail space.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the site ID, C915359) at:

<https://www.dec.ny.gov/cfm/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 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 NYSDEC 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>

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*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.*

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## Stay Informed With DEC Delivers

Sign up to receive site updates by email:

[www.dec.ny.gov/chemical/61092.html](http://www.dec.ny.gov/chemical/61092.html)

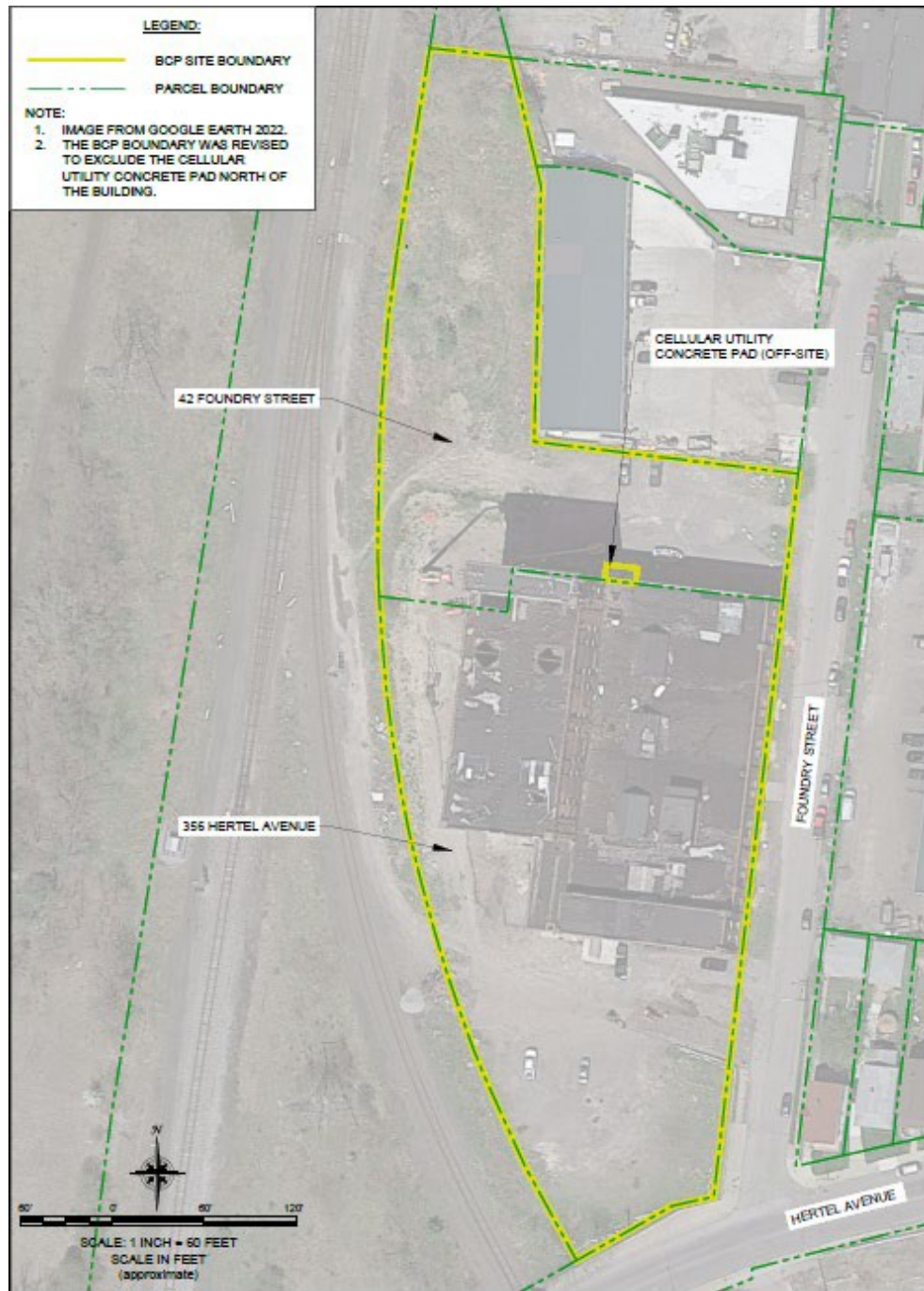
Note: Please disregard if you already have signed up and received this fact sheet electronically.

## 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





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

<b>English</b>	To have this document translated into a language you can understand, contact the person below. There is no charge for the translation.
<b>Español Spanish</b>	Si necesita la traducción de este documento a un idioma que pueda entender, comuníquese con la persona indicada abajo. La traducción es gratis.
<b>简体字 Simplified Chinese</b>	如需將此文件翻譯成您能理解的語言版本，請聯絡下方人員。本次翻譯不收取費用。
<b>Русский Russian</b>	Чтобы получить перевод этого документа на понятный вам язык, свяжитесь с представителем, данные которого указаны ниже. Плата за эту услугу не взимается.
<b>אידיש Yiddish</b>	צו האבן די דאקומענט איבערגעטייטשט אין א שפראך וואס איר קענט פארשטיין, פארבינדט זיך מיט די פערזאן אונטן. די איבערטייטשונג איז פריי פון אפצאל.
<b>বাঙালি Bengali</b>	এই নিখিট আপিন বুঝেত পারেন এমন একটি ভাষায় অনুবাদ করেত, িনিলিখতব্ির সাথে েযোগাযোগ করন। অনরু াদের জন্ কেকান চাজ্ৰু িদিতে হবে না।
<b>한국어 Korean</b>	이 언어를 본인이 이해할 수 있는 언어로 받아보려면 아래 담당자에게 문의하십시오. 번역료는 없습니다.
<b>Kreyòl Ayisyen Haitian Creole</b>	Pou yo ka tradwi dokiman sa nan yon lang ou ka konprann, kontakte moun ki anba a. Ou p'ap peye anyen pou tradiksyon an.
<b>Italiano Italian</b>	Per ottenere la traduzione di questo documento in un'altra lingua, contatti la persona indicata qui di seguito. La traduzione è gratuita.
<b>العربية Arabic</b>	لترجمة هذا المستند إلى لغة يمكنك فهمها، تواصل مع الشخص أدناه. لا يتم تطبيق رسوم مقابل الترجمة.
<b>Język Polski Polish</b>	Aby uzyskać tłumaczenie tego dokumentu na język, który jest dla Ciebie zrozumiały, skontaktuj się z poniższą osobą. Za tłumaczenie nie jest pobierana żadna opłata.

Contact: Veronica Kreutzer, 716-851-7220, [veronica.kreutzer@dec.ny.gov](mailto:veronica.kreutzer@dec.ny.gov)