



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/C915398/>

Document Repository Name

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

Who to Contact

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

Project-Related Questions

Veronica Kreutzer, Project Manager
NYSDEC
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Buffalo, NY 14209
(716) 851-7220
veronica.kreutzer@dec.ny.gov

Project-Related Health Questions

Harolyn Hood
NYSDOH
Corning Tower, Room 1787
Albany, NY 12237
(518) 473-4780
beei@health.ny.gov

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

Marine Drive Apartments East
90 Erie Street
Buffalo, Erie County

SITE No. C915398
NYSDEC REGION 9

November 2024

Remedy Proposed for Brownfield Site Contamination; Public Comment Period Announced

The public is invited to comment on a proposed remedy being reviewed by the New York State Department of Environmental Conservation (NYSDEC), in consultation with the New York State Department of Health (NYSDOH), to address contamination related to the Marine Drive Apartments East site ("site") located at 90 Erie Street, Buffalo, Erie County. Please see the map for the site location.

Based on the findings of the investigation, NYSDEC, in consultation with the New York State Department of Health (NYSDOH), has determined that the site does not pose a significant threat to public health or the environment. This decision is based on the nature of the contaminants identified at the site and the limited potential for off-site migration of contaminants.

How to Comment: NYSDEC is accepting written comments about the proposed plan, called a "Draft Remedial Action Work Plan (RAWP)" for 45 days, from **November 20, 2024 through January 4, 2025**.

- Access the RAWP and RI-AAR and other project documents online through the DECinfo Locator:
<https://extapps.dec.ny.gov/data/DecDocs/C915398/>.
- 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.

Draft Remedial Work Plan: The proposed Unrestricted Use remedy consists of:

- Removing all historic fill material and soil which is impacted at concentrations greater than Unrestricted Soil Cleanup Objectives;
- Excavation and off-site disposal of contaminated material from surface grade to various depths across site;
- Collecting and analyzing post-remedial soil and groundwater samples to evaluate the effectiveness of the remedy;
- Importing clean material that meets the established standards for use as backfill;
- Implementing a Health and Safety Plan and Community Air Monitoring Plan during all ground intrusive activities;

BROWNFIELD CLEANUP PROGRAM

The proposed remedy was developed by Marine Drive JV LLC ("applicant") after performing a detailed investigation of the site under New York's Brownfield Cleanup Program (BCP). A "Remedial Investigation and Alternatives Analysis Report", which describes the results of the site investigation, and the remedial alternatives was submitted prior to the Remedial Action Work Plan and is also available for review at the locations identified on Page 1.

Next Steps: NYSDEC will consider public comments, revise the cleanup plan as necessary, and issue a final Decision Document. NYSDOH must concur with the proposed remedy. After approval, the proposed remedy becomes the selected remedy. The applicant may then design and perform the cleanup action to address the site contamination, with oversight by NYSDEC and NYSDOH.

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

Site Description: The site is a 2.447-acre site along the edge of the downtown corridor, in the City of Buffalo, Erie County. Directly adjacent to the site is the Marine Drive Apartment complex, with the Buffalo Naval Park and the Buffalo River beyond to the west. The site is currently a parking lot owned by Buffalo Municipal Housing Authority (BMHA) for the residents of the Marine Drive Apartment Complex. Previously the site and surrounding parcels were associated with the "Canal District", which included a series of streets, canals, and tenement buildings.

Redevelopment of the site includes constructing 300 new affordable apartment units in three buildings with a parking garage structure. These buildings will be constructed within an area of the existing parking lot. The Volunteer plans to remediate the property to meet unrestricted use standards.

Additional site details, including environmental and health assessment summaries, are available on NYSDEC's Environmental Site Remediation Database (by entering the site ID, C915398) at: <https://extapps.dec.ny.gov/cfm/extapps/derexternal/in dex.cfm?pageid=3>

Summary of the Investigation: The primary contaminants of concern at the site are semi-volatile organic compounds (SVOCs), metals, and acetone which were found in the subsurface soils at concentrations above use-specific soil cleanup objectives. These contaminants are present at depths up to 15-feet below grade and are likely the result of past site uses and historic fill, which is present throughout the site. On-site groundwater is impacted by low-level of per- and polyfluoroalkyl substances (PFAS), SVOCs, and metals. The metals and SVOCs were detected in the soil and likely present from historic use. The soil sampling did not identify any PFAS exceedances in the soil from the ground surface over 20-feet below grade. The PFAS exceedances in the groundwater is assumed to be from an off-site source.

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>

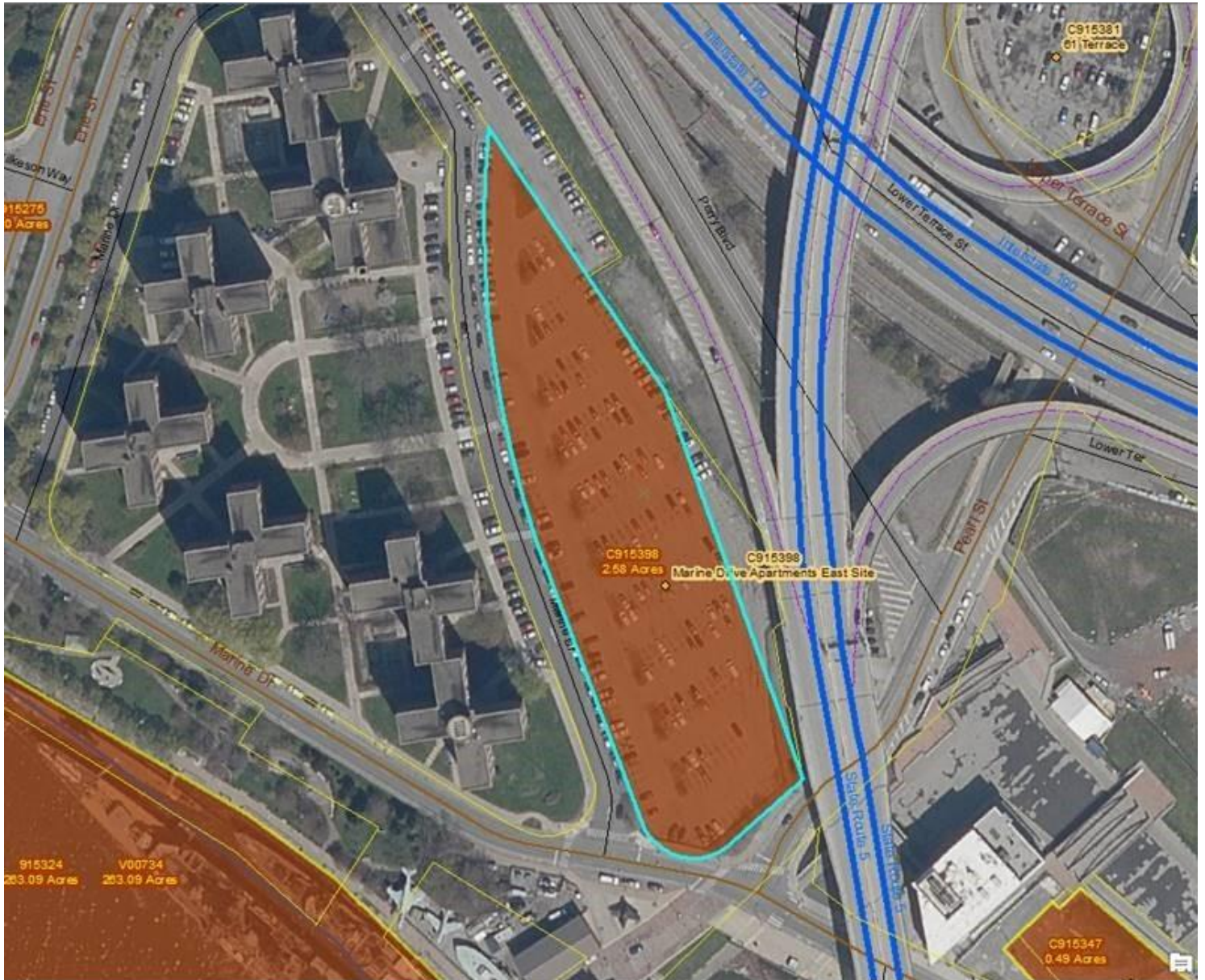
Note: Please disregard if you already have signed up and received this fact sheet electronically.

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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