

Black Rock Construction Company
88-15 168th Street Suite 6C, Jamaica, N.Y. 11432
Phone: (718) 297-8561 Fax : (718) 746-5023

NYC Department of Environmental Protection
Bureau of Air, Noise and Hazardous Materials
Asbestos and Lead Control Program
59-17 Junction Boulevard- 8th Floor
Elmhurst, N.Y. 11373

Attn: Ms. Norma Richardson

Re: Asbestos Emergency Clean up Scope of work. Interior Apartments.

Premise Address: 65 Nassau Street, New York, N.Y. 10001 TRU#

Dear Ms. Richardson:

This letter is in regards to the Scope of work necessary for the clean up of Asbestos containing debris inside the apartments at 65 Nassau Street, New York, N.Y. 10001

Scope of work:

The result of this emergency project is from the terrorist attack on September 11th 2001, causing the demolition and collapse of the World Trade Center located 2 blocks away from these premises. Asbestos air sampling, bulk samples and dust wipes were taken from this location, which has shown the presence of Asbestos in various tenant apartments, hallways and certain rooms inside tenants apartments located at 65 Nassau Street, NYC, NY.

On this project there is approximately 2,500 square feet of asbestos containing dust from the twin towers, contaminating various apartments located at 65 Nassau Street, NYC, NY. We shall comply with all applicable NYC Title 15, Chapter 1 sections regarding emergency asbestos clean up procedures. We shall begin by erecting temporary pop up decontamination unit located in a clean area and shall be accessed by all handlers. After the Decontamination unit is set up and operational, an air lock shall be placed at the entrance of the contaminated area to be cleaned, then the Asbestos handlers shall install 2 HEPA micro traps on the furthest side away from the Decon to provide negative air as so not to contaminate the clean areas outside the contaminated work area. After the micro traps are tested and are operational, all remaining controls shall be installed. Once controls are in place, the asbestos abatement handlers shall then begin vacuuming and / or wet wiping all surfaces inside the apartment including all windows, walls floors, furniture and various items throughout the entire apartment areas. All personal belongings that cannot be cleaned via vacuuming and / or wet wiping shall be doubled bagged and considered as Asbestos containing debris and disposed of as such. Any contaminated personal clothing shall be sent to either a professional cleaner or shall be machine washed a minimum of 3 times before being turned over to the owner of such items. All HVAC ducts leading to the contaminated apartment shall be plasticized in accordance with NYC Title 15, Chapter 1. All water collected from this process and the Decontamination unit shall be collected and pumped thru a .05-micron industry standard filter. After the water has been processed we shall dispose of the water as per NYC Title 15 Chapter 1.

Continued from page 1:

8:00 AM T.B.
All persons involved in the asbestos abatement at 65 Nassau Street, NYC, NY, shall display a valid NYC Asbestos Handler or Supervisor license at the project site. Abatement activities shall start no later than ~~5:00pm~~ December 5, 2001. We shall maintain a cordoned off area at a minimum 20' away from the cleanup so it is to allow only licensed asbestos handlers access to the immediate cleanup site. All asbestos containing debris found shall be bagged, transported through the waste decontamination center, cleaned off, doubled bagged, and transported to the Asbestos waste container. Amended water shall be used prior to any asbestos abatement. Daily air monitoring shall be a third party air-monitoring firm hired by the owner for the duration of this project. Sampling shall be performed at all times during the clean up in accordance with NYC Title 15, Chapter 1. All sampling results shall be made ready within 48 hours and will be furnished immediately upon request by the NYCDEP.

If you should have any questions in regards to this letter I can be reached at (718)746-8054.
Thank you.

Sincerely,

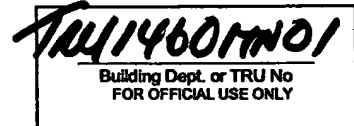
Tony Brown
Tony Brown

PAGE 2 of 2

EMERGENCY

NYC DEPARTMENT OF ENVIRONMENTAL PROTECTION

Asbestos Control Program

59-17 Junction Boulevard, 8th Floor, Corona, NY 11368-5107ONLY
TYPEWRITTEN
FORMS WILL BE
ACCEPTED
ASBESTOS PROJECT NOTIFICATION
 (ASBESTOS INSPECTION REPORT)
1. 1,200
(See fee schedule)

When submitting this form at the NYC Department of Buildings, the original form and three (3) copies with original signatures are required. Submittal at the NYCDEP requires one copy of the form with original signatures. This form must be submitted to the NYC DEP not less than one week in advance of the start of abatement activities.

I. FACILITY

2. Address 65 Nassau Street Borough Manhattan Zip 10001
 AKA N/A 3. Block 65 4. Lot 1
 5. Type of Facility Apartment 6. Name of Building N/A

II. BUILDING OWNER

7. Name 65 Nassau Owners Corp. 8. Contact Person Scott Jaffe
 9. Tel. # (718) 596-1616 Fax # (718) 834-9850
 10. Address 65 Nassau Street City NY State NY Zip 11101

III. GENERAL CONTRACTOR

11. Name N/A Tel. # _____

IV. ASBESTOS ABATEMENT CONTRACTOR

12. Name Black Rock Construction Co. 13. Contact Person Tony Brown
 14. Federal Employer ID. # PII 15. Tel. # (718) 297-8361 Fax # (718) 746-3023
 16. Address 88-15 168th Street # 6C City Jamaica State NY Zip 11432

V. THIRD PARTY AIR MONITOR

17. Name Central Environmental Inc. 18. Contact Person Alim Yerima
 19. Federal Employer ID. # PII 20. Tel. # (718) 293-8727 Fax # (718) 996-4430
 21. Address 91 McClellan Street City Bronx State NY Zip 10452
 22. Sample Analysis Laboratory Taylor Environmental 23. NYS DOH ELAP # 11480

VI. PROJECT INFORMATION

24. Starting date for this portion of work 12/5/01 Projected completion date 4/5/02

Asbestos work schedule ☒ Monday ☒ Tuesday ☒ Wednesday ☒ Thursday ☒ Friday ☐ Saturday ☐ Sunday

Shift from: 9:00 ☒ am ☐ pm to 5:30 ☐ am ☒ pm

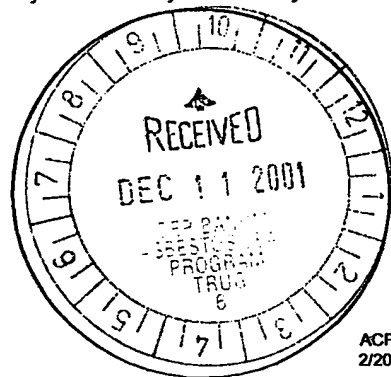
If other, specify Must call (718)746-8054 for access to building

Access to inspect the premises must be provided during the work schedule indicated in this item.

25. Total amount of asbestos-containing material to be abated during this work

45,250 Square Feet, and/or 0 Linear Feet

49,750 TB

ACP 7
2/2001

ASBESTOS INSPECTION REPORT (continued)26. Asbestos Hauler ATC NYS DEC Permit # 1A-371 TEL.# (516) 924-5050Disposal Site(s) S. Alleghenies landfill, RD3 P.O. Box 310, Hollsopple, PA

27. This asbestos abatement is part of a (Item a through e requires filing of this form with NYC Department of Buildings)

- a) ☐ Demolition b) ☐ Boiler Replacement c) ☐ Sprinkler Replacement d) ☐ Renovation/Alteration
 e) ☐ Fireproofing Replacement f) ☒ Other (Describe) Emergency Asbestos clean up

28. TYPE OF ABATEMENT (Check all appropriate boxes)

- ☐ Removal ☐ Enclosure ☐ Encapsulation ☐ Repair ☒ Clean up

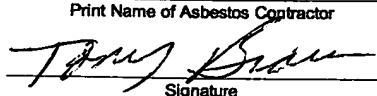
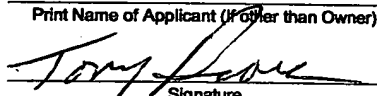
29. ABATEMENT PROCEDURE (Check all appropriate boxes)

- ☐ Full Containment ☐ Glovebag ☐ Tent ☒ DEP Variance Application

*THU 1460AND1***30. LOCATIONS OF ABATEMENT**

Floor(s)	DESCRIBE SECTION OF FLOOR (e.g. entire, east wing, room #, boiler room, lobby, etc.)	AFFECTED SURFACES CONTAINING ACM (e.g. Pipe lagging, ceiling, plenum ducts, storage tanks, decking, etc.)	AMOUNT OF ACM		DESCRIPTION OF WORK BEING PERFORMED (e.g. running cable, installing fire sprinklers, removing and replacing boilers, etc.)
			SQUARE FEET	LINEAR FEET	
Bsmt	Entire	all affected surfaces	4,500	0	ACM clean up only
1st	Hallway & APT A,B,C,D	all affected surfaces	4,750	0	ACM clean up only
2nd	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
3rd	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
4th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
5th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
6th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
7th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
8th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only
9th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only

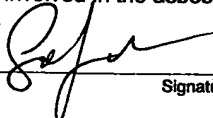
31. I hereby declare that the information provided herein is true and complete to the best of my knowledge. I am familiar with Federal, State and NYC laws and regulations applicable to asbestos related work.

Central Environmental Inc. Print Name of Air Monitor  Signature 12/10/01 Date	Black Rock Construction Co. Print Name of Asbestos Contractor  Signature 12/10/01 Date	Tony Brown Print Name of Applicant (If Other than Owner)  Signature 12/10/01 Date
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32. I understand that as the owner of a building where asbestos abatement activity occurs, I am responsible for the performance of the asbestos abatement activities in accordance with the Asbestos Control Program Rules. I have contracted the third party air monitor who is completely independent of all parties involved in the asbestos project. I hereby declare that I have authorized the filing of this notification for the work specified herein.

65 Nassau Owners Corp.

Print Name of Owner



Signature

12/10/01

Date

A STAMPED COPY OF THIS FORM INCLUDING AMENDMENTS MUST BE AVAILABLE AT THE WORK SITE.

Any modification of information provided on this form must be reported immediately in writing directly to the NYC DEP ACP.

The requirements of the Asbestos Control Program Rules may not be lawfully avoided or lessened through the performance of work in incremental or piecemeal fashion.

ACP7
2/2001

BESTOS INSPECTION REPORT (continued)

6. Asbestos Hauler ATC NYS DEC Permit # 1A-371 TEL # (516) 924-5050
 Disposal Site(s) S. Alleghinies landfill, RD3 P.O. Box 310, Hollisopple, PA

27. This asbestos abatement is part of a (Item a through e requires filing of this form with NYC Department of Buildings)
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28. TYPE OF ABATEMENT (Check all appropriate boxes)
☐ Removal ☐ Enclosure ☐ Encapsulation ☐ Repair ☒ Clean up

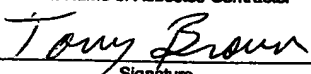
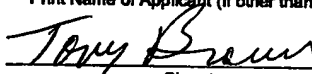
29. ABATEMENT PROCEDURE (Check all appropriate boxes)
☐ Full Containment ☐ Glovebag ☐ Tent ☒ DEP Variance Application

TRU 14604W01

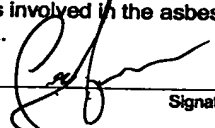
30. LOCATIONS OF ABATEMENT

Floor(s)	DESCRIBE SECTION OF FLOOR (e.g. entire, east wing, room #, boiler room, lobby, etc)	AFFECTED SURFACES CONTAINING ACM (e.g. Pipe lagging, ceiling, plenum ducts, storage tanks, decking, etc.)	AMOUNT OF ACM		DESCRIPTION OF WORK BEING PERFORMED (e.g. running cable, installing fire sprinklers, removing and replacing boilers, etc.)
			SQUARE FEET	LINEAR FEET	
10th	Hallway & APT A,B,C	all affected surfaces	4,500	0	ACM clean up only

31. I hereby declare that the information provided herein is true and complete to the best of my knowledge. I am familiar with Federal, State and NYC laws and regulations applicable to asbestos related work.

Central Environmental Inc. Print Name of Air Monitor  Signature 12/10/01 Date	Black Rock Construction Co. Print Name of Asbestos Contractor  Signature 12/10/01 Date	Tony Brown Print Name of Applicant (If other than Owner)  Signature 12/10/01 Date
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65 Nassau Owners Corp.
 Print Name of Owner  Signature
 12/10/01
 Date

A STAMPED COPY OF THIS FORM INCLUDING AMENDMENTS MUST BE AVAILABLE AT THE WORK SITE.

Any modification of information provided on this form must be reported immediately in writing directly to the NYC DEP ACP.

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ACP7
2/2001

ASBESTOS INSPECTION REPORT

PAGE 1 OF 1

PREMISE ADDRESS 65 NASSAU STREET					INSPECTION DATE 12 - 05 - 01	
FLOOR ALL FLOORS	ZIP 10001	BORO CODE 1	BLOCK 65	LOT 1	SQUAD 1	BADGE # A066
INSPECTOR MICHAEL DAVIS		BLDGTYPE A	BASIS OF INSPECTION 386332		PHOTOS TAKEN NO	
CONTRACTORS NAME: BLACK ROCK CONSTRUCTION COMPANY			SAMPLE NO.			
ADDRESS 88-15 168TH STREET			CITY JAMAICA		SAMPLE NO.	
STATE NY	ZIP 11432	PHONE 718 - 297 - 8391	SAMPLE NO.			
3RD PARTY AIR MONITOR NAME: CENTRAL ENVIRONMENTAL, INC.			OWNERS NAME 65 NASSAU OWNER'S CORPORATION			
ADDRESS 91 McCLELLAN STREET			CITY BRONX		ADDRESS 65 NASSAU STREET	
STATE NY	ZIP 10452	PHONE 718 - 293 - 8727	STATE NY		ZIP 10001	PHONE
CONTACT PERSON KANHAI DALLEY, ASBESTOS SUPERVISOR			TIME OF INSPECTION FROM : 2:05 PM - 2:45 PM			
INSPECTION DISCLOSED: When I arrived at the above address I noted workers wiping the walls of the lobby level. There was a schedule of asbestos cleanings posted on the lobby door, but there were no asbestos warning signs posted. I asked to see the Building Superintendent. He was not present. The asbestos handler supervisor came out and took me through the lobby area and up a flight of stairs where I noted on the next level workers in PPE wiping the walls. There was also a microtrap in operation. The supervisor then explained that he had been asked to "cover" the work site for a friend. He had no other information about the project. I asked for the ACP7 notice. He did not have it. Upon my return to the office, I learned that the asbestos abatement contractor had attempted to file an emergency ACP7 notice (TRU1460MN01) for the project within an hour of the completion of my inspection. The proposal was not deemed acceptable. The contractor had wanted to submit a clean up protocol initially dated October 16, 2001 which had its date amended by hand to conform to the date of my inspection. A later filing dated December 11, 2001 was subsequently accepted. Violations will be issued.						
NOV # 50033479N	INFRACTIONS §1-26(b)					RESULT CODE 1
NOV # 50033480K	INFRACTIONS §1-51(g)					SUPERVISOR'S INITIALS <i>a</i>

BORO 1 = MANHATTAN 2 = BRONX 3 = BROOKLYN 4 = QUEENS 5 = STATEN ISLAND

BLDG. TYPE A > 6 STORIES B < 6 STORIES C SINGLE FAMILY
D SCHOOL E HOSPITAL F PUBLIC OWNED PROPERTYRESULT CODES 1 = Violation Issued 2 = No Violation Issued 3 = No access
4 = Project not Started (no NOV) 5 = Public Owned Property

ACP3093

ENVIRONMENTAL CONTROL BOARD CITY OF NEW YORK	NOTICE OF VIOLATION AND HEARING	VIOLATION NO. 50033479 N
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YOU ARE REQUIRED, AND ARE HEREBY DIRECTED, TO APPEAR FOR A HEARING ON 02/08/02 at 9:30 am/pm at the Environmental Control Board, 1250 Broadway, New York, NY 10001, 7th Floor;

This hearing is your opportunity to answer and defend the allegations set forth below.
IF YOU DO NOT APPEAR, YOU WILL BE HELD IN DEFAULT AND SUBJECT TO MAXIMUM PENALTIES. READ THE INSTRUCTIONS ATTACHED.

Commissioner of the Department of Environmental Protection
of the City of New York, Petitioner, V.

65 NASSAU OWNER'S CORP Respondent

65 NASSAU ST Street Address of Respondent

NY, NY 10001 City, State, Zip Code

Capacity of Respondent: ☐ Contractor ☒ Building Owner ☐ Other _____

Upon Investigation, Petitioner has determined that there is reasonable cause to believe that Respondent has violated the following subsections of

Title 24, Chapter 1, New York City Administrative Code
(Air Pollution Control Code)
§§ _____

Title 15, Chapter 1, Rules of the City of New York

☐ Section 1-25(c) Failed to file Asbestos Inspection Report (Form ACP-7) with DEP one week in advance of the start of the work.

☐ Section 1-51(a) Employed uncertified workers (_____) on an asbestos project.

☐ Section 1-51(c) Failed to provide and/or ensure the wearing of protective clothing (_____) by all individuals engaged in abatement activities.

☐ Section 1-51(g) Failed to post asbestos warning signs.

☐ Section 1-81(l) Failed to seal fixed objects with at least one layer 6-mil plastic sheeting.

☐ Section 1-81(m) Failed to seal floor and wall surfaces with at least two layers 6-mil plastic sheeting.

☐ Section 1-91(a) Failed to utilize negative pressure equipment.

☐ Section 1-102(a) Failed to abate ACM by wet methods.

☐ Section 1-102(f) Failed to remove all visible residue from surfaces from which ACM has been removed.

☐ Section 1-112(f) Failed to verify the absence of visible ACM prior to commencement of clearance air monitoring.

Other:

(1) SECTION 1-26(b) failed to immediately notify DEP of emergency project as required.

(2) _____

(3) _____

(4) _____

☐ SECOND OFFENSE (LIST SUBSECTIONS): _____

The above violation occurred or was observed or was determined to exist based on a review of departmental records, on or about

on the 5th day of December, 2001.

2:10 a.m./p.m.

Inspector's Signature/Badge Number Arthur P. Davis A066

If such violation be proven or admitted, Respondent may be subject to civil penalties for each subsection of the violation in amounts according to the schedule set forth on the reverse side of this form for each day during which such violation continues.

ENVIRONMENTAL CONTROL BOARD CITY OF NEW YORK	NOTICE OF VIOLATION AND HEARING	VIOLATION NO. 50033480 K
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YOU ARE REQUIRED, AND ARE HEREBY DIRECTED, TO APPEAR FOR A HEARING ON 07 08 02 at 9:30 am/pm at the Environmental Control Board, 1250 Broadway, New York, NY 10001, 7th Floor;

This hearing is your opportunity to answer and defend the allegations set forth below.
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Commissioner of the Department of Environmental Protection of the City of New York, Petitioner, V. **Premise:** 65 NASSAU ST
Black Rock Construction Co. Respondent **Borough:** MANHATTAN
88-15 168th STREET Street Address of Respondent
JAMAICA, NY 11432 City, State, Zip Code
Capacity of Respondent: ☒ Contractor ☐ Building Owner ☐ Other _____

Upon Investigation, Petitioner has determined that there is reasonable cause to believe that Respondent has violated the following subsections of

Title 24, Chapter 1, New York City Administrative Code
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☐ Section 1-51(c) Failed to provide and/or ensure the wearing of protective clothing (_____) by all individuals engaged in abatement activities.

☒ Section 1-51(g) Failed to post asbestos warning signs.

☐ Section 1-81(i) Failed to seal fixed objects with at least one layer 6-mil plastic sheeting.

☐ Section 1-81(m) Failed to seal floor and wall surfaces with at least two layers 6-mil plastic sheeting.

☐ Section 1-91(a) Failed to utilize negative pressure equipment.

☐ Section 1-102(a) Failed to abate ACM by wet methods.

☐ Section 1-102(f) Failed to remove all visible residue from surfaces from which ACM has been removed.

☐ Section 1-112(f) Failed to verify the absence of visible ACM prior to commencement of clearance air monitoring.

Other: _____

(1) _____

(2) _____

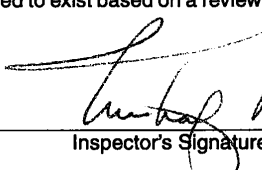
(3) _____

(4) _____

☐ SECOND OFFENSE (LIST SUBSECTIONS): _____

The above violation occurred or was observed or was determined to exist based on a review of departmental records, on or about

on the 5th day of DECEMBER, 2001.
2:10 a.m./p.m.


Inspector's Signature/Badge Number A066 cl

If such violation be proven or admitted, Respondent may be subject to civil penalties for each subsection of the violation in amounts according to the schedule set forth on the reverse side of this form for each day during which such violation continues.