



**Department of
Environmental
Protection**

59-17 Junction Boulevard
Flushing, New York
11373-5108

**Christopher O. Ward
Commissioner**

**Robert C. Avaltroni
Deputy Commissioner**

**Bureau of
Environmental
Compliance**

Tel (718) 595-4418
Fax (718) 595-4422

September 3, 2002

TO: New York and Co.
83 Nassau Street
New York, NY 10038

RE: 83 NASSAU STREET

FINAL NOTICE

Dear New York and Co.:

I am writing with regard to 83 NASSAU STREET which was inspected by DEP on 03/02/02. During this inspection, debris from the collapse of the World Trade Center towers was observed on the exterior surfaces of the building.

You have been previously contacted with regard to participating in DEP's Lower Manhattan Building Cleaning Program. Under this program, contractors retained by DEP will clean all exterior building surfaces affected by World Trade Center debris at no cost to the building owner.

The Building Cleaning Program is now drawing to a close, and we have yet to receive a response from you regarding your participation. If you do not participate in the Program, the building will be scheduled for another DEP inspection in the near future. If that inspection shows that there is still visible debris from the World Trade Center on the exterior of the building, samples will be collected. If laboratory analysis of these samples shows that the debris is asbestos-containing material, you will then be issued a Commissioner's Order directing you to retain a contractor to clean the exterior of the building. Such cleaning would be at your expense, and failure to comply with the Commissioner's Order could result in the issuance of notices of violation carrying penalties of up to \$10,000 per day.

You are strongly urged to take advantage of the Building Cleaning Program. A blank License Agreement has been attached for your convenience. Please fill in the appropriate information and sign and return the form as soon as possible.

If you have any questions, please call 718-595-3682 during office hours, or the 24-hour Help Center at 718-DEP-HELP. Your cooperation is greatly appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Radhakrishnan".

R. Radhakrishnan, P.E.

Director

Asbestos Control Program



www.nyc.gov/dep

(718) DEP-HELP

WTC Visual Survey Form

1001213

Premise Address: <u>83 Nassau St</u>		
Block: <u>29</u>	Residential ☐ Commercial ☐	Name of Building:
Lot: <u>3</u>	Mix Use ☐ Other ☐	
# of Stories:	AKA's:	
Building Owner/Management:		Telephone Number: ()
Name:		FAX: ()
Address:		
On Site Contact:		Telephone Number: ()
Name:		
Building Owner Management Activities		
Interior Survey Performed ☐ Yes ☐ No		
Exterior Survey Performed ☐ Yes ☐ No		
General Clean Up ☐ Yes ☐ No Locations: _____		
ACM Clean Up ☐ Yes ☐ No Locations: _____		
Air Monitoring ☐ Yes ☐ No Locations: _____		
Copies of All Reports and Data Requested ☐ Yes		

Visual Inspection Results:

Facade:			
		Inspected	Debris
North	☐ N/A	☐ Yes ☐ No	☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"
South	☐ N/A	☐ Yes ☐ No	☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"
East	☐ N/A	☐ Yes ☐ No	☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"
West	☐ N/A	☐ Yes ☐ No	☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"
Facade Description: <u>Broken windows etc. 2 and 3 floors facades and windows still have debris on them</u>			
Roof			
Debris: ☐ No Visible /Fine Layer ☐ ½ to 1" of dust ☒ > 1" of dust.			
Description: <u>The roof have lots of materials on it expected from 138 Fulton St</u>			
Setbacks ☒ N/A			
Floor: _____	Debris: ☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"		
Floor: _____	Debris: ☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"		
Floor: _____	Debris: ☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"		
Floor: _____	Debris: ☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"		
Floor: _____	Debris: ☐ No Visible/Fine Layer ☐ ½ to 1" ☐ > 1"		
Comments			

Date: 3/12/2002Inspection Team: Name: ACAgency: _____
Agency: _____

Asbestos Inspection Report

Premise No. 83 NASSAU STREET					Inspection Date: AS NOTED	
Floor ROOF & FACADE	Zip 10038	Borough 1	Block 79	Lot 3	Squad # N/A	Badge # A020
Inspector Dennis Antzoulatos		Building Type COMMERCIAL		Basis of Inspection WTC Survey		Photos Taken (Yes) No
Contractor's Name Benjamin Kurzban & Son Control				Sample Number N/A		
Address City 1248 Ralph Avenue, Brooklyn				Sample Number N/A		
State Zip Phone NY 11236 (718)531-2900				Sample Number N/A		
Laboratory Name Warren & Panzer Engineers Inc.				Owner's Name		
Address City 228 East 45 Street New York				Address City		
State Zip Phone NY 10017 (212) 922-0077				State Zip Phone		
Contact Person				Time of Inspection from: AS NOTED		

TUESDAY OCTOBER 22 2002

THE CLEAN UP OF THE ROOF OF THE PREMISE BEGAN. AIR SAMPLING FOR THE DAY'S ACTIVITIES WAS PERFORMED BY IDRIS IDOWY (CERTIFICATE AH 02-11201 EXP 05/03). A REMOTE DECONTAMINATION UNIT WAS ERECTED ON THE THIRD FLOOR OF THE PREMISE.

WEDNESDAY OCTOBER 23 2002

THE CLEAN UP OF THE ROOF OF THE PREMISE IS COMPLETED. THE CLEAN UP OF SET BACK OF THE PREMISE IS CONDUCTED. AIR SAMPLING FOR THE DAYS CLEAN UP PROCEDURES WAS PERFORMED BY IDRIS IDOWY OF WARREN & PANZER ENGINEERS.

THURSDAY OCTOBER 24 2002

THE CLEAN UP OF THE SET BACK ROOF AREA OF THE PREMISE IS COMPLETED. AIR SAMPLING IS PERFORMED BY IDRIS IDOWY. AT THE CONCLUSION OF THE CLEAN UP ACTIVITIES, I CONDUCTED A VISUAL INSPECTION OF THE CLEANED SURFACES AND I OBSERVED NO VISIBLE WTC DEBRIS.

SUNDAY NOVEMBER 3 2002

THE CLEAN UP OF THE WEST FACADE OF THE PREMISE (TOP LEDGE WITH THE ORNAMENTATION ONLY) WAS PERFORMED. THE FACADE CLEAN UP OF THE WEST FACADE OF THE ADJACENT BUILDING (85 NASSAU STREET) WAS PERFORMED SIMULTANEOUSLY. FOR THE PURPOSES OF AIR MONITORING THE WEST FACADES OF THESE TWO BUILDINGS WERE TREATED AS ONE WORK AREA. AIR SAMPLING WAS PERFORMED BY OCHOCHO ERHABOR (CERTIFICATE # AH 00-16198 EXP 12/02). SAMPLING EQUIPMENT WAS LOCATED ON THE SIDEWALK. FACADE SURFACES WERE ACCESSED BY BOOM TRUCK. AT THE CONCLUSION OF THE CLEAN UP ACTIVITIES NO VISIBLE WTC DEBRIS WAS OBSERVED ON THE CLEANED SURFACES

AP

Asbestos Inspection Report

Premise No. 83 NASSAU STREET					Inspection Date: 10/21/02	
Floor (Floor/Facade)	Zip	Borough 1	Block 79	Lot 3	Squad # N/A	Badge # A019
Inspector P. Theodorelly S		Building Type B		Basis of Inspection WTC SURVEY		Photos Taken No
Contractor's Name Benjamin Kurzban & Son Control, Inc.				Sample Number N/A		
Address City 1248 RALPH AVENUE, BROOKLYN				Sample Number N/A		
State Zip Phone N.Y. 11238 (718) 531-2900				Sample Number N/A		
Laboratory Name Warren & Panzer				Owner's Name New York and Co.		
Address City 228 E 45 St. New York				Address City 83 NASSAU ST. New York		
State Zip Phone N.Y. 10017 (212) 922-0077				State Zip Phone N.Y. 10038 (614) 415-7000		
Contact Person				Time of Inspection from: AS NOTED		
12:45 pm - Observations during inspection:						
(1) DECON NOT OPERATIONAL, NO RUNNING WATER, NO FILTERS CONNECTED, WATER HAD BEEN REROUTED DUE TO WATER PRESSURE DROP FOR ROOF CLEAN-UP.						
(2) HANDLERS LEFT SITE W/O DECON PROPERLY.						
(3) 5 AIR SAMPLES BEING RUN AT SOUTH WALL						
(4) BAGGED WASTE AT BOTTOM OF COURTYARD						
(5) EXTENSION LADDER TIED OFF WITH ONLY ONE POST SUPPORTED ORDERED MOVED						
(6) CORRECTIVE ACTIONS WERE NECESSARY						
2:45 pm: Observations during inspection:						
(1) DECON CORRECTED						
(2) EXTENSION LADDER WAS MOVED, STILL FELT UNSAFE, ORDERED REMOVED.						
3:00 pm						
AIR MONITOR DIRECTED TO PERFORM VISUAL INSPECTION AT 21 MAIDEN LANE						