



**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: Howard Waltman as Trustee U/I PII
PII

RE: 45 PARK PLACE

FINAL NOTICE

Dear Howard Waltman as Trustee U/I PII

I am writing with regard to 45 PARK PLACE which was inspected by DEP on 08/28/02. 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,

R. Radhakrishnan, P.E.
Director
Asbestos Control Program



www.nyc.gov/dep

(718) DEP-HELP

LEFT MESSAGE

PII

FROM :

FAX NO. :

May. 10 2002 04:02PM P1

Howard Waltham as partner 4/

PII

PII

Subject: 45 Park Place
 N.Y.C. Dept of Envir. Prot. (DEP)
 59-17 Junction Blvd, Flushing NY 11373-5108
 Tel to 718-595-3744

Dear Mrs. Penny Theodolys,

We cannot agree to Paragraph #4
 which leaves ^{us} ~~us~~ with an open liability.
 that we have no voice in determining.
 If you will do this work at your
~~expense~~ ^{and delete #4} risk and liability we will
 sign the contract.

Sincerely,

PII