

ASBESTOS INSPECTION REPORT

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PREMISE ADDRESS 150 Franklin Street						INSPECTION DATE 4/17/02	
FLOOR 1-7&Roof	ZIP	BORO CODE 1	BLOCK	LOT	SQUAD 1	BADGE# A058	
INSPECTOR Ramasubbu Rammohan		BLDG. TYPE A	BASIS OF INSPECTION			PHOTOS TAKEN YES	
CONTRACTORS NAME				SAMPLE NO. 20417/A078001			
ADDRESS CITY				SAMPLE NO.			
STATE ZIP PHONE				SAMPLE NO.			
LABORATORY NAME				OWNERS NAME			
ADDRESS CITY				ADDRESS CITY			
STATE ZIP PHONE				STATE ZIP PHONE			
CONTACT PERSON				TIME OF INSPECTION FROM: 11:30am -- 1:15pm			

INSPECTION DISCLOSED: This inspection was conducted based on a complaint received by the Department. The following is the chronology of events for the above mentioned site:

* The complaint was received at 10:03am and I was paged to respond to the site.

* I arrived at the site 11:30am. In the 7th floor apartment, PII I met PII the occupant and her attorney Joel Kupferman of New York Environmental Law & Justice Project. I observed Robert Fitzpatrick, The Regional Asbestos Coordinator, Enforcement Officer of USEPA coming down from the roof through the skylight ladder.

* The EPA Officer stated that he observed some charcoal like material appeared to be fresh at several spots on the roof and collected bulk samples. I entered through the skylight, wore my disposable coverall and entered on to the roof. Mr. Kupferman also came on to the roof and showed me the charcoal material where the EPA Officer had collected samples. I observed charcoal like material at the northwest side and near the west side drain near the west wall mixed with dust and did not appeared to be WTC debris. The material appeared to be recently placed on the roof. The roof was painted with silver paint. There was no ongoing construction observed. The east side parapet wall appeared to be newly cemented. After the roof inspection I removed my coverall and placed it in to a bag and bagged in to my bag.

* After my inspection Mr. Kupferman stated that the material was tested on the roof and was more than 1% for asbestos. PII stated that there is construction at the stairwell behind her apartment and showed me the work. She also stated that the workers are going to cut the roof in order to construct a new bulk head and the roof was previously tested and contains asbestos. I observed three individuals breaking the sheet rock wall to install new ones. There was no suspect ACM observed. The workers were advised not to cut the roof. The workers claimed they were not there to work on the roof and only going to work in stairwell. At this point PII wanted me and the EPA Officer to stop the construction work in the stairwell. We informed her that there was no suspect ACM observed in the stairwell, therefore we have no authority to stop the sheetrock removal work. At this point the EPA Officer raised concerns that the charcoal material appeared to got to the roof recently and PII got offended and said that she observed the material since July of 2001.

* Now Mr. Kupferman claimed that the third floor elevator shaft window ledge contains deposit of dust and TEM analysis results showed more 1% of asbestos. He further claimed that there was a daycare center operates in the 3rd floor apartment and we shall collect samples of the dust on the window ledge. An inspection of the 3rd floor elevator shaft window ledge revealed deposit of old dust. The dust appeared to be very old and did not appeared to be WTC debris. The window was broken and partially torn plastic was on the window. The elevator appeared to be a freight elevator and old dust was observed on the safety grills. After a discussion myself and The EPA Officer decided to collect bulk samples from the 3rd floor window ledge in the elevator shaft. The EPA Officer collected several samples and I collected one of my sample and a split sample from the dust on the window ledge. Further inspection of other windows revealed similar conditions of 3rd floor window. I then collected the building contact information (the building is co-op and a board president was incharge, who does not reside in the building) and about to transport the samples (one DEP sample from the window ledge and three split samples from the EPA Officer) to Lefrak laboratory.

* Mr. Kupferman approached a female with a child on a stroller and gave her the TEM sample analysis result report and [PII] said to the individual "There is asbestos in the elevator shaft and on the windows". The female individual then approached me and the EPA Officer and identified herself as [PII] and asked that if we could inspect her apartment at 132 Duane Street apartment [PII] and want to discuss the issue at 150 Franklin Street. I inspected [PII]'s apartment and there was no visible dust observed in the apartment. She was concerned about the construction at the main lobby. The lobby had a new ceiling and entrance door and frame installed. No suspect ACM debris observed. Fiberglass was installed on the ceiling prior to sheetrock installation. [PII] claimed that she sends her 2 year old child to the apartment [PII] at 150 Franklin Street and it was not a licensed day care center. The samples were analyzed by PLM method and there was no ACM detected.

* The EPA Officer contacted me the next day at 9:14am (4/18/02) and claimed that his samples from the roof and on the window ledges contains ACM based on TEM analysis. I then immediately contacted and left a message for the Co-op Board President for 150 Franklin Street, Ms. Emily Sarkin and informed of the inspection conducted on 4/17/02 and the findings. At 10:34am Ms. Serkin returned my call. I explained her of the details of the inspection on 4/17/02 and advised her to contract a DOL licensed Abatement Contractor and an Air Monitor to perform the clean-up of the roof and the elevator shaft expeditiously. She stated that she resides at Westchester and will do everything to hire an abatement contractor. Ms. Serkin also stated that the occupant of apartment [PII] had history of complaining for everything and always disagreed with the Board and tried to stop any work in the building. At mid day I was contacted by Tim Donohoe of Donohoe Environmental and explained him of the clean-up procedure and areas. (The entire roof and elevator shaft including window ledges with TEM air samples for clearance in every apartment). A scope of work was received and the clean-up work was scheduled to start at 4pm on 4/18/02.

* The same afternoon an individual claimed to be the assistant to Joel Kupferman called me and said that the clean-up work is scheduled to start that evening and they intend to stop the job. I advised him that no one will be allowed to stop the clean-up job and was approved by DEP and US/EPA and will be monitored by the agencies.

* I came to the building at 8:30pm to inspect the clean-up activities. At this time the roof was completely cleaned and the results were not known. The workers were cleaning the elevator shaft. Handler Supervisor Fidel Castro, Cert#83128 and three handlers fo DSA Services the air sampling technician Latisha Matos, AH 01-18793 were present at site. Tim Donohoe, The principal of Donohoe Environmental was also present on site overseeing the clean-up activities. I then departed from the site after my inspection.

* On 4/19/02 morning I had contacted Tim Donohoe to get an update of the clean-up and he stated that the elevator had brokedown at midnight and was fixed only in the morning and the crew will go back to perform the clean-up and the elevator was blocked from usage by tenants. TEM results of apartments and inside the elevator shaft (PCM) air sample results were below clearance level. A visual inspection was conducted by me and The EPA Officer at 3:10pm and still observed minor dust in the cracks of the window ledges in the elevator shaft. I contacted the contractor and the consultant advised further recleaning of the window ledges. The EPA Officer departed from the site at 4pm 4/19/02, Friday. While I was waiting for the crew several of the occupants of 150 Franklin Street offered if anything needed(like power). I spoke to the female individual who babysits in a [PII] who claimed that she just babysits some of her friends children and do not have a license for a daycare center. The abatement crew arrived on site at 4:30pm and re-cleaning of window ledges in the levator shaft resumed. Re-cleaning completed and aggressive TEM clearance air-sampling started at 7:30pm and I departed from the site.

* 4/20/02 TEM aggressive clearance air sampling results were below clearance criteria in the elevator shaft. The entire clean-up was completed.

NOV #	INFRACTIONS					RESULT CODE 1
NOV #						SUPERVISORS INITIALS

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 PROPERTY

RESULT CODES 1 = Violation Issued 2 = No Violation Issued 3 = No access
4 = Project not Started (no NOV) 5 = Public Owned Property

ACP3093