New York State Department of Environmental Conservation
Division of Environmental Remediation, Region 8
Bureau of Technical Support
6274 East Avon-Lima Road, Avon, New York 14414-9519
Phone: (585) 226-2466 • **Fax:** (585) 226-8139
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Alexander B. Grannis
Commissioner

September 3, 2010

Mr. John Billone, Jr.
Flower City Development
Medical Arts Building
277 Alexander Street
Suite 200
Rochester, New York 14607

Dear Mr. Billone:

Re: NYSDEC Spill #1000563
420 South Avenue
Rochester (c), Monroe County

The Department is in receipt of the August 24, 2010 Soil & Groundwater Management Plan, prepared by Empire Geo-Services, Inc., for the above referenced spill location. Upon review of the aforementioned plan, the site work performed to date and previously submitted information, the Department does not require additional remedial action at this time. This spill has been removed from the Department's active files.

Be aware, however, that this ruling does not preclude reactivation of this case should new information become available, an impact to receptors be discovered and/or soils with residual impacts are encountered in the future. The Soil & Groundwater Management Plan must be followed should impacted soils be encountered and/or the property is developed in the future.

If there are any questions or comments, feel free to contact me at either the above address or by telephone at 585-226-5438.

Sincerely,

Michael F. Zamiarski, P.E.
Environmental Engineer II
Division of Environmental Remediation

cc: Dennis Peck, City of Rochester