



DELTA ENVIRONMENTAL, INC.
71 GREEN STREET, BROOKLYN, NY 11222
TEL.: (718) 302-4605 FAX: (718) 302-4606

July 17, 2013

NYC Department of Environmental Protection
Asbestos Control Program - 8th Floor
59-17 Junction Boulevard
Corona, New York 11368-5107



Re: Con Edison, 500 Kent Avenue, Brooklyn, New York

To Whom It May Concern:

We are requesting a Variance to these certain procedures for the asbestos abatement of ACM contaminated soil on 36,500 square feet (of partial property) at the ConEd property located at 500 Kent Avenue, Brooklyn. This work is being performed in order to cleanup existing contamination on the property. We therefore are seeking relief from the use of an enclosure and from clearance air monitoring. This application is for a variance to the following sections of Title 15 Chapter 1 regulations.

SubSection 1-41(c)

During abatement air sampling inside the work area.

SubSection 1-41(d)

No post abatement clearance air monitoring.

SubSection 1-51(g) and 1-81(a)

Modified signage posted.

SubSection 1-81(m)

No pre-cleaning of the work area.

SubSection 1-81(n)

No isolation barriers.

SubSection 1-81(p)

Partial plasticization of the work area.

SubSection 1-91

No negative air.

SubSection 1-102(a)

Not to use surfactant. The property (site) is being remediated for other chemical contamination as part of the entire environmental project.

SubSection 1-102(b)

Not to fully saturate ACM.

SubSection 1-102(d)

Not to bag ACM upon detachment from substrate.

Sub-Sections 1-112(c)

Not to encapsulate non-abated surfaces.

Sub-Sections 1-112(e)

No removal of cleaned surface barriers.

SubSection 1-112(d) and 1-112(g)

No 1st and 2nd settling period.

SubSection 1-112(f) and 1-112(h)

No 2nd and 3rd cleaning.

SubSection 1-82(h)(1) and 1-83(a)(1) and 1-83(b)(1) and 1-111(d)

Con Edison has an active SPDES Permit equivalent for this project with NYS DEC. See attached copy.

SubSection 1-82(a)

Remote worker decontamination facility.

SubSection 1-83(a)

Remote waste decontamination facility.

We are proposing to conduct during area air monitoring around the excavation area, while ACM contaminated soil is being loaded into waste transporter vehicles for disposal. Removal procedures will include wet techniques and the use of heavy equipment to remove and load the soil for transport and disposal. DEP Attachment R for remote decontamination facilities will be used.

Scope of Work:

1. Post notifications, OSHA warning signs, and asbestos licenses. Work in the regulated area shall be performed by appropriately licensed and certified NYSDOL and NYCDEP asbestos handlers. All workers shall wear proper personal protection such as disposable clothing, half face respirators with P100 HEPA cartridges, work boots, gloves, safety glasses with side shields, and hardhat at a minimum.
2. Construct remote worker decontamination facility. Construct remote waste decontamination facility for any bagged waste generated. Construct decontamination

wash pad for vehicles and heavy equipment, connected to the work area zone.

Decontamination wash pad will be bermed to capture water from wash down activities.

3. Inspect decontamination facilities upon completion, make sure they are complete and operational. All wastewater shall be captured and appropriately filtered down to 5 microns prior to disposal.

4. A regulated area using asbestos caution tape will be established around the work area excavation and extend out an additional 5 feet, or to the perimeter fence or concrete barrier, as practical from the work being performed. The south wall of the south excavation area will have 2 layers of 6mil fire retardant poly sheeting applied to it as a critical barrier. The east perimeter fence along Kent Avenue of the south excavation area will have 3/8 inch plywood and 2 layers of 6mil fire retardant poly sheeting applied to it as a critical barrier. These poly sheeting critical barriers will extend an additional 25 feet from the limits of the excavation area. The perimeter fence along Division Avenue of the north excavation area will have 3/8 inch plywood and 2 layers of 6mil fire retardant poly sheeting applied to it as a critical barrier. This poly sheeting critical barrier will extend an additional 25 feet from the limits of the excavation area. All other work area perimeter limits (interior) on the property will be demarcated only by caution tape.

5. Multiple regulated work zones, within the south and north excavation areas, may be established and cleared independently with area "durings" air monitoring.

6. The soil will be wet down by an asbestos worker with a water hose during digging and loading procedures.

7. An excavator or other heavy equipment shall be utilized to dig and load the ACM contaminated soil into the lined dump trucks. The operator of this heavy equipment shall be certified as a restricted asbestos handler. ACM contaminated soil will be loaded, while adequately wet, into lined waste transporter dump trucks by excavator or other heavy equipment, for transport to the disposal facility. As an alternate to direct loading, soil will be stockpiled within the regulated work area on 10mil fire retardant poly sheeting by excavator equipment, prior to loading into waste transportation vehicles by loader equipment. Stockpiles shall be properly wetted and covered until actively being loaded into lined dump trucks for disposal as ACM waste.

8. The soil load will be wrapped over the top and sealed for transport prior to leaving the regulated work area. Waste transporter trucks will exit the work area on a decontamination wash pad. On this decontamination wash pad, the trucks will have their exterior surfaces washed down prior to leaving the site. All wastewater shall be captured and appropriately filtered down to 5 microns prior to disposal.

9. Wastewater will be collected for disposal offsite at Clean Waters of NY water treatment plant, or the wastewater will be filtered down to 5 microns and will be discharged into Wallabout Channel in compliance with the SPDES permit equivalent from NYSDEC.

10. Uncertified personnel shall not be allowed to access the regulated abatement work area, with the exception of the waste hauler truck drivers. These truck drivers will be restricted to their enclosed cab, while temporarily in the regulated work area for waste loading activities.

11. Representative area air monitoring during ACM soil abatement activities shall be conducted around the perimeter of the work area(s). At the end of each day the

regulated work area will be inspected by the asbestos supervisor and project monitor for visible ACM.

12. Representative area air monitoring during ACM soil removal shall be conducted. If "durings" exceed a level of 0.01 f/cc or the background level, whichever is greater, final air sampling shall be conducted to clear the designated work area. If a clearance air test is required, the work area will first be inspected by the asbestos supervisor and project monitor prior to the clearance air test.

13. ACM waste handling and disposal shall be in compliance with applicable Federal, State, and local regulations.

14. All applicable OSHA regulations will be complied with on this project.

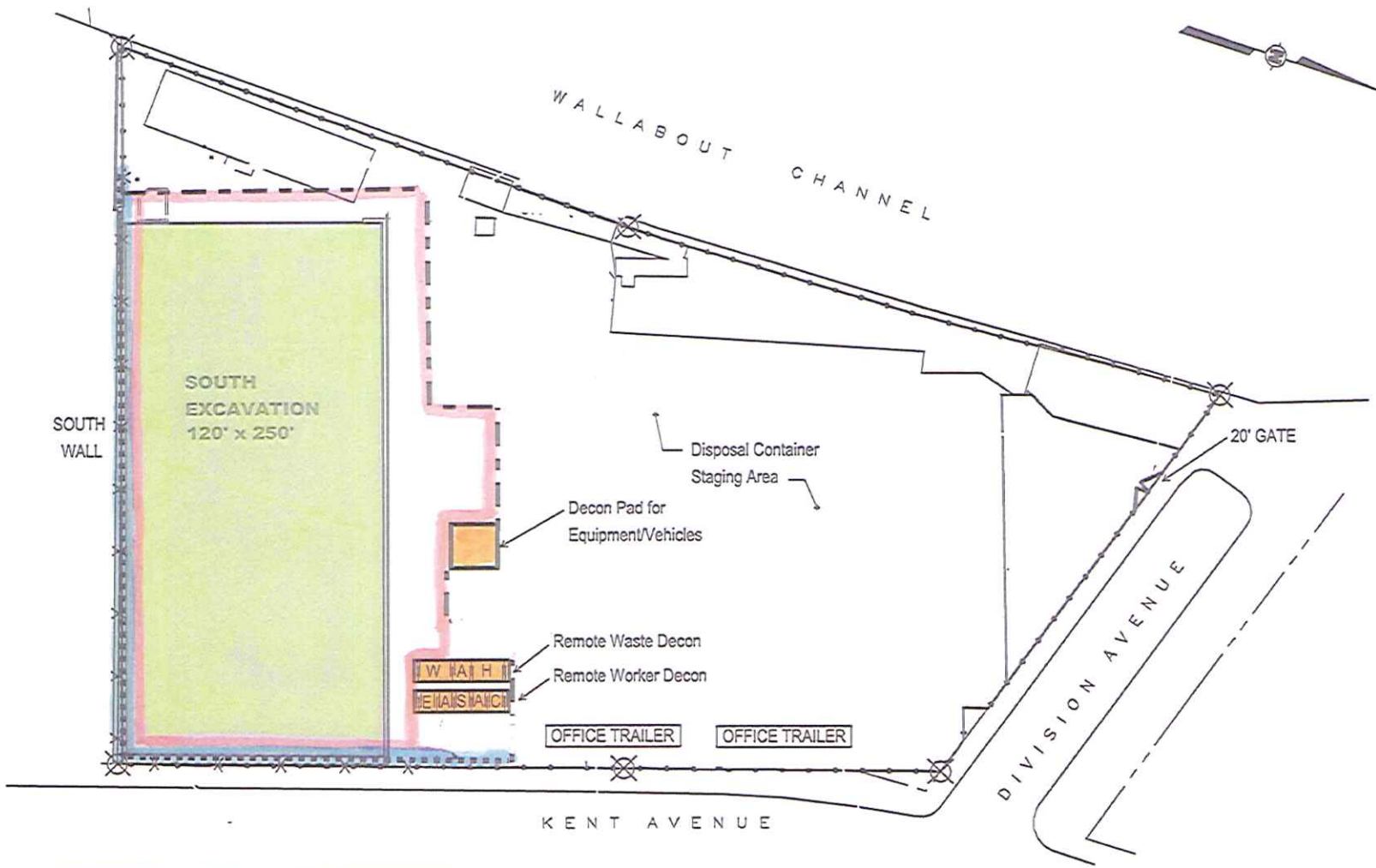
It is the intention of this variance to provide an equivalent level of protection for workers and the general public, while permitting the proper removal of the asbestos materials in a cost effective manner. The proposed procedures will not expose workers or the general public to unacceptable levels of asbestos fibers, and are a reasonable approach for the careful and controlled removal of this asbestos contaminated soil.

If you should have any questions concerning this variance application, you can contact me in the office at 718-302-4605.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. Zabransky', with a long horizontal line extending to the left.

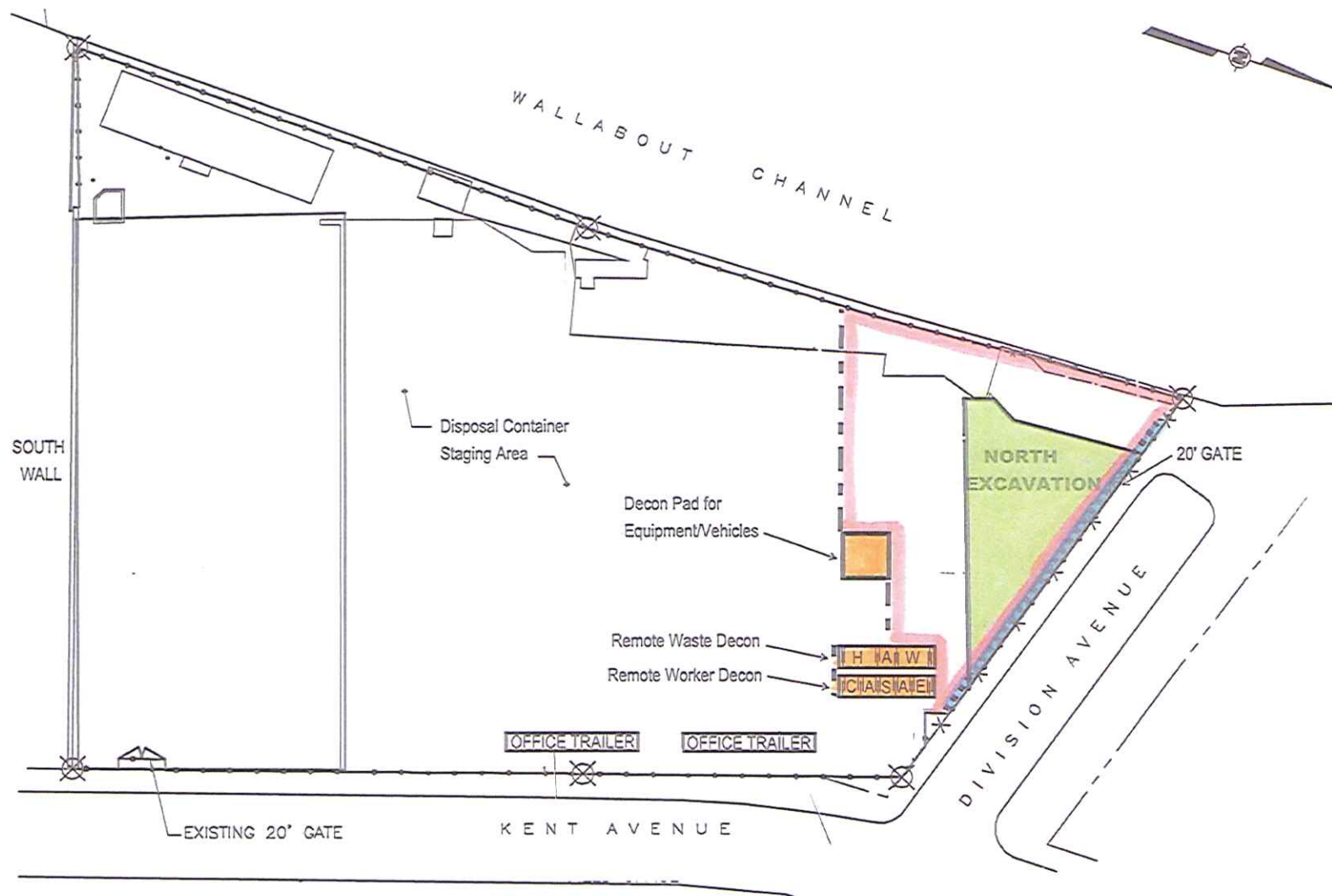
Thomas Zabransky
NYS Project Designer # 90-14215
Delta Environmental



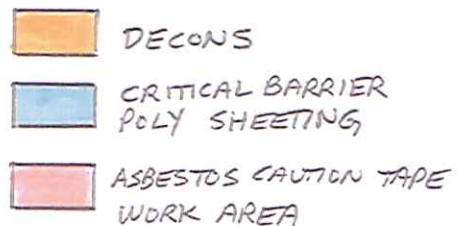
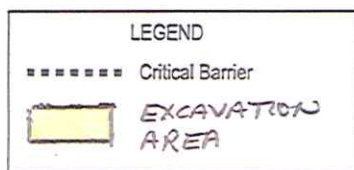
LEGEND
 Critical Barrier
 [Green Box] EXCAVATION AREA

[Orange Box] DECONS
 [Blue Box] CRITICAL BARRIER POLY SHEETING
 [Pink Box] ASBESTOS CAUTION TAPE WORK AREA

PLAN DURING SOUTH REMEDIATION
 Con Edison
 500 Kent Avenue - Brooklyn, NY
 June 20, 2013



North Excavation Dimensions
are approximately 130'x130'x80'



PLAN DURING NORTH REMEDIATION

Con Edison

500 Kent Avenue - Brooklyn, NY

June 20, 2013

LOOKING NORTH ALONG KENT AVENUE SIDEWALK

PERIMETER BLINDED FENCE 8' TALL



VIEW OF SOUTH 10' WALL WHILE STANDING
WITHIN PERIMETER FENCE

ATTACHMENT R

REMOTE WORKER AND WASTE DECONTAMINATION UNITS

APPLIES TO VARIANCE FROM TITLE 15, CHAPTER 1, RULES OF THE CITY OF NEW YORK SECTIONS 1-82(a) and 1-83(a); {15 RCNY § 1-82(a) AND § 1-83(a)}.

1. The worker decontamination unit shall be constructed outside the work area in accordance with 15 RCNY § 1-82, and attached to individual glovebag work areas (or tents) or common space leading to individual work areas.
2. The remote worker decontamination unit shall consist of, at least, a shower room, and a clean room separated from each other by an airlock and from the glovebag work area.
3. The remote waste decontamination unit shall be constructed in accordance with 15 RCNY § 1-83, located outside the glovebag work area on the same floor.
4. The decontamination units shall be maintained in accordance with 15 RCNY § 1-94 (except sub-section b).
5. All asbestos handlers shall wear two disposable suits, including gloves, hood and footwear, and appropriate respiratory equipment, after removing street clothes in the clean room.
6. After the ACM removal and bagging {refer 15 RCNY § 1-105(c)15}, the bagged waste shall be HEPA-vacuumed then wet cleaned and transferred outside the glovebag work area (or tent) for double bagging, and then moved to the wash room for wet washing, followed by storage in the holding area, before loading for transportation.
7. Each worker, before leaving the glovebag work area (or tent), shall clean the outside of the respirators and outer protecting clothing by wet cleaning and/or HEPA vacuuming. The outer disposable suit shall be removed in the work area and the workers shall then proceed to the shower room. The inner disposable suit and respirator shall be washed thoroughly before removing and prior to aggressive shower.
8. The decontamination units shall be in place for the entire duration of the abatement activities.
9. The following additional conditions must be complied with in order to re-use the attached decontamination enclosure systems as remote decontamination units.
 - i) Final air clearance must be achieved in the full containment area to which the decontamination enclosure systems are attached.
 - ii) The decontamination enclosure systems shall be re-plasticized in accordance with 15 RCNY § 1-82 and § 1-83.

NOTE: This attachment is being reviewed for future revision.

TRU/JM 6/98

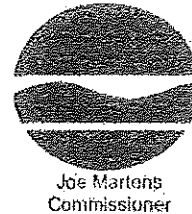

7/17/13

NYSDEC SPDES Permit Equivalent


2/13/13

**New York State Department of Environmental Conservation
Division of Water**

Bureau of Water Permits, 4th Floor
625 Broadway, Albany, New York 12233-3505
Phone: (518) 402-8111 • FAX: (518) 402-9029
Website: www.dec.state.ny.us



MEMORANDUM

TO: Douglas MacNeal, Remedial Section D, DER
FROM: Paul Kolakowski, BWP, DOW
SUBJECT: Kent Avenue/Consolidated Edison Site V-00732

DATE: April 19, 2011

DRAINAGE BASIN: East River/Wallabout Channel

In response to your request dated February 14, 2011, attached please find effluent limitations and monitoring requirements for the above noted remediation discharge.

The DOW does not have any regulatory authority over a discharge from a State, PRP, or Federal Superfund Site. DER will be responsible for ensuring compliance with the attached effluent limitations and monitoring requirements, and approval of all engineering submissions. Footnote 1 identifies the appropriate DER Section Chief as the place to send all effluent results, engineering submissions, and modification requests. The Regional Water Engineer should be kept apprised of the status of this discharge and, in accordance with the attached criteria, receive a copy of the effluent results for informational purposes.

If you have any questions, please call me at (518)402-8104

Attachment (Effluent Limitations and Monitoring Requirements)

cc: Regional Water Engineer (w/attach)
BWP Section Chief, DOW (w/attach)
Ron Entringer, DOW (w/attach)


7/17/13

EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

During the period beginning April 30, 2011

and lasting until April 1, 2016

the discharges from the treatment facility to water index number ER , Class I , East River shall be limited and monitored by the operator as specified below:

Outfall Number and Parameter	Discharge Limitations		Units	Minimum Monitoring Requirements	
	Monthly Avg.	Daily Max		Measurement Frequency	Sample Type
Outfall 001 - Treated Groundwater Remediation Discharge:					
Flow	Monitor	Monitor	GPD	Continuous	Meter
pH (range)	6.5 to 8.5		SU	Monthly	Grab
Total Suspended Solids	Monitor	50	mg/l	Monthly	Grab
Oil & Grease	Monitor	15	mg/l	Monthly	Grab
Boron	Monitor	10	mg/l	Monthly	Grab
Iron	Monitor	Monitor	mg/l	Monthly	Grab
Lead	Monitor	0.08	mg/l	Monthly	Grab
Nickel	Monitor	0.08	mg/l	Monthly	Grab
Zinc	Monitor	0.70	mg/l	Monthly	Grab
Polychlorinated biphenyls (2)	Monitor	0.065	ug/l	Monthly	Grab

(W) Indicates Water Quality Based Limit

Footnotes:

- (1) The discharge rate may not exceed the effective treatment system design capacity.
- (2) PCB Aroclors monitored using EPA method 608



Additional Conditions:

- (1) Discharge is not authorized until such time as an engineering submission showing the method of treatment is approved by the Department. The discharge rate may not exceed the effective or design treatment system capacity. All monitoring data, engineering submissions and modification requests must be submitted to:

Chief, Section D
Remedial Bureau B
Division of Environmental Remediation
NYSDEC, 625 Broadway, Albany, New York 12233-1705

With a copy sent to:

Bob Elburn, RWE, R-2
NYSDEC
47-40 21st Street
Long Island City, NY 11101

- (2) Only site generated wastewater is authorized for treatment and discharge.
- (3) Authorization to discharge is valid only for the period noted above but may be renewed if appropriate. A request for renewal must be received 6 months prior to the expiration date to allow for a review of monitoring data and reassessment of monitoring requirements.
- (4) Both concentration (mg/l or µg/l) and mass loadings (lbs/day) must be reported to the Department for all parameters except flow and pH.
- (5) Any use of corrosion/scale inhibitors, biocidal-type compounds, or other water treatment chemicals used in the treatment process must be approved by the department prior to use.
- (6) This discharge and administration of this discharge must comply with the substantive requirements of 6NYCRR Part 7.50.



NYC DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Asbestos Control Program
 59-17 Junction Boulevard, 8th Floor, Flushing, NY 11373
ASBESTOS PROJECT NOTIFICATION (Form ACP7)



This form must be submitted to the DEP not less than one week in advance of the start of abatement activities.

I. FACILITY

1. Premise No. 500 Street Name Kent Avenue Borough Brooklyn Zip 11249
 2. AKA Vacant ConEd Property Type of Facility Commercial BIN 3057915 Block 02023 Lot 0010
 3. Is the abatement activity not associated with a building / structure (ie., a street activity job)? Yes No
 4. If yes, specify location, on _____ between _____ and _____
 5. Is this building a one-or-two family residence? Yes No Is the building height more than 75 feet? Yes No
 5A. Is this abatement activity part of NYC Rapid Repair Program? Yes No
 6. Is the abatement activity conducted in a Government owned building? Yes No

II. BUILDING OWNER

7. Name Con Edison of New York Address 4 Irving Place
 8. City New York State NY Zip 10003 Contact Person William Morrison
 9. Tel. # (212) 460-1132 Fax # (917) 534-4069 Email morrisonw@coned.com

III. APPLICANT

10. Applicant's Affiliation Owner Asbestos contractor Third Party Air Monitor Other _____
 11. Name Delta Environmental Address 71 Green Street
 12. City Brooklyn State NY Zip 11222 Contact Person Thomas Zabransky
 13. Tel. # 7183024605 Fax # 7183024606 Email info@deltaenv.net

IV. ASBESTOS ABATEMENT CONTRACTOR

14. Name Delta Environmental, Inc. DOL Lic. # 28747 Address 71 Green Street
 15. City Brooklyn State NY Zip 11222 Contact Person Delta Environmental, Inc.
 16. Tel. # 718-302-4605 Fax # 718-302-4606 Email info@deltaenv.net

V. THIRD PARTY AIR MONITOR

17. Name Airtek Environmental Corporation DOL Lic. # 28638 Address 39-37 29th Street
 18. City Long Island City State NY Zip 11101 Contact Person Airtek Environmental Corporation
 19. Tel. # (718) 937-3720 Fax # (718) 937-3721 Email mzouak@airtekenv.com
 20. Sample Analysis Laboratory Airtek Lab NYS DOH ELAP # 11040

VI. PROJECT INFORMATION

21. Start date 9/9/2013 Projected completion date 7/7/2014
 22. Asbestos work schedule Monday 7:00AM - 5:00PM, Tuesday 7:00AM - 5:00PM, Wednesday 7:00AM - 5:00PM, Thursday 7:00AM - 5:00PM, Friday 7:00AM - 5:00PM

Access to inspect the premises must be provided during the work schedule indicated above.

23. Total amount of asbestos-containing material 36,500 Square Feet, and/or _____ Linear Feet

TRU #	ACP7 Fee	EN #
TRU0896BK13	\$1,200.00	



24. Is the area under containment on any single floor equal to or more than a. 15,000 sq.ft Yes No b. 7,500 sq.ft. Yes No

25. TYPE OF ABATEMENT: Removal

26. ABATEMENT PROCEDURE: DEP Variance

VII. PROJECT DETAILS

27. DOES THE ASBESTOS PROJECT INVOLVE

(Checking "Yes" to any of the following subsections will require notice to FDNY as per Section 901.7 NYC Fire Code, Local Law 26 of 2008)

- A. Disengagement or obstruction of any component of exit signage or exit lighting system? Yes No
- B. Disengagement of any fire alarm system component including any fire alarm-initiating device? Yes No
- C. Shut-off of the sprinkler system water supply? Yes No
- D. Shut-off of any part of a standpipe system or standpipe system components, including valves or fire pumps? Yes No

28. DOES THE ASBESTOS PROJECT INVOLVE

(If you answer "Yes" to any of the following, you must submit a complete Work Place Safety Plan and obtain an Asbestos Abatement permit from DEP before commencing abatement activities. Please see section 1-26 of the DEP Asbestos Rules and the instructions for this form)

- A. Obstruction of an exit door leading to an exit stair or the exterior of the building? Yes No
- B. Obstruction of an exterior fire escape or access to that fire escape? Yes No
- C. Obstruction of a fire-rated corridor leading to an exit door? Yes No
- D. Removal of handrails in an exit stair or ramp within the work area*? Yes No
- E. Removal or dismantling of any fire alarm system component including any fire alarm-initiating device (e.g. smoke detectors and manual pull stations) within the work area*? Yes No
- F. Removal or dismantling of any exit sign, including directional signs, or any component of the exit lighting system, including photoluminescent exit path marking within the work area*? Yes No
- G. Removal or dismantling of any part of a sprinkler system including piping or sprinkler head within the work area*? Yes No
- H. Removal or dismantling of any part of a standpipe system, including valves or fire pumps within the work area*? Yes No

29. DOES THE ASBESTOS PROJECT INVOLVE

(If you answer " Yes" to any of the following, you must obtain an Asbestos Abatement Permit from DEP before commencing abatement activities. Please see section 1-26 of the DEP Asbestos Rules and the instruction form that will be generated once you submit this application)

- A. Removal of any fire-resistance rated portions of a wall, ceiling, floor, door, corridor, partition, or structural element enclosure including spray on fire-resistance rated materials within the work area*? Yes No
- B. Removal of any fire dampers, smoke dampers, fire stopping materials, fireblocking or draft stopping within fire-resistance rated assemblies or within concealed spaces? Yes No
- C. Removal of any non-load bearing / non-fire-resistance rated wall (greater than 45 sq.ft or 50% of a given wall) within the work area*? Yes No
- D. Any plumbing work other than the repair or replacement of plumbing fixtures within the work area*? Yes No

TRU #	ACP7 Fee	EN #
TRU0896BK13	\$1,200.00	



VIII. ASBESTOS HAULER

30. Asbestos Hauler Horwith Trucks NYS DEC Permit # PA-263 TEL.# (610) 281-2220
 Disposal Site(s) Grows North 1400 Bordentown Road Morrisville PA 19067, Model City 1550 Balmer Road Youngstown NY 14107, Tullytown 200 Bordentown Road Tullytown PA 19007, High Acres 425 Perinton Parkway Fairport NY 14450
- Asbestos Hauler Goulet Trucking NYS DEC Permit # MA-113 TEL.# (413) 665-1323
 Disposal Site(s) High Acres 425 Perinton Parkway Fairport NY 14450, Model City 1550 Balmer Road Youngstown NY 14107, Grows North 1400 Bordentown Road Morrisville PA 19067, Tullytown 200 Bordentown Road Tullytown PA 19007, Southern Alleghenies 843 Miller Picking Road Davidsville PA 15928
- Asbestos Hauler Page ETC NYS DEC Permit # 7A-296 TEL.# (315) 834-6681
 Disposal Site(s) Model City 1550 Balmer Road Youngstown NY 14107, Tullytown 200 Bordentown Road Tullytown PA 19007, Southern Alleghenies 843 Miller Picking Road Davidsville PA 15928, Grows North 1400 Bordentown Road Morrisville PA 19067, High Acres 425 Perinton Parkway Fairport NY 14450

IX. LOCATION OF ABATEMENT

Total amount of asbestos-containing material 36,500 Square Feet, and/or _____ Linear Feet

Floor	Entire Floor	Section of Floor	Type Of Abatement	Abatement Procedure	Type of Asbestos Containing Material	Amount of ACM		A-TRU Review/ Approval/Permit Required	Variance Required
						Square Feet	Linear Feet		
Ground	No	North Excavation Area	Removal	DEP Variance	Debris in Soil	5,250		No	Yes
Ground	No	South Area Excavation	Removal	DEP Variance	Debris in Soil	31,250		No	Yes
TOTAL ACM						36,500			

Please note:

1. 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
2. Any modification of information provided on this form must be reported immediately in writing directly to the NYC DEP Asbestos Control Program

TRU #	ACP7 Fee	EN #
TRU0896BK13	\$1,200.00	

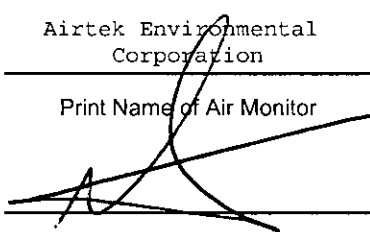
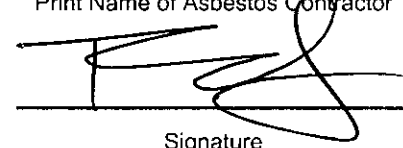
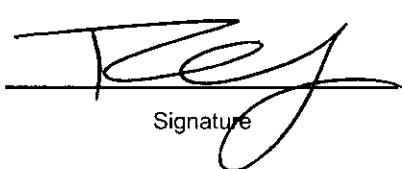


Facility Address:

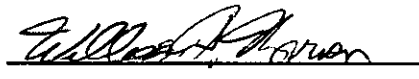
Premise No 500 Street Name Kent Avenue Borough Brooklyn Zip 11249

X. SIGNATURES

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.

<u>Airtek Environmental Corporation</u> Print Name of Air Monitor  Signature <u>07-17-13</u> Date	<u>Delta Environmental, Inc.</u> Print Name of Asbestos Contractor  Signature <u>7-17-13</u> Date	<u>Delta Environmental</u> Print Name of Applicant  Signature <u>7-17-13</u> 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.

<u>Con Edison of New York</u> Print Name of Owner	 Signature	<u>7/18/2013</u> Date
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Please note:

1. 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
2. Any modification of information provided on this form must be reported immediately in writing directly to the NYC DEP Asbestos Control Program

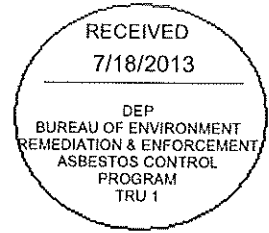
ACP7 Fee	EN #
\$1,200.00	



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NYC DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Asbestos Control Program
 59-17 Junction Boulevard, 8th Floor, Flushing, NY 11373
ASBESTOS VARIANCE APPLICATION



I. FACILITY

Address 500 Kent Avenue Borough Brooklyn Zip 11249

II. OWNER

Name Con Edison of New York Tel# (212) 460-1132

Address 4 Irving Place City New York State NY Zip 10003

III. SPECIFY ALL NYC DEP OR NYS DOL (ICR56) ASBESTOS RULE PROVISIONS FROM WHICH A VARIANCE IS REQUESTED

1-102a, 1-102b, 1-102d, 1-111d, 1-112c, 1-112d, 1-112e, 1-112f, 1-112g, 1-112h, 1-41c, 1-41d, 1-51g, 1-81a, 1-81m, 1-81n, 1-81p, 1-82a, 1-82h1, 1-83a, 1-83a1, 1-83b1, 1-91

SPECIFY FLOORS AND/OR AREAS WHERE WORK INVOLVING THIS VARIANCE IS TO OCCUR

Floor Ground

REASONS FOR REQUEST AND DESCRIPTION FOR PROPOSED ACTION (Attachment(s) shall be submitted in TRIPLICATE)

Explain why the procedures required by Title 15, Chapter 1 of the Rules of the City of New York (RCNY) and/or Part 56 of Title 12 of New York Codes, Rules and Regulations (Subparts 56-4 through 56-17) cannot be used. (Attach Additional Sheets)

State the alternative procedures that will be employed to satisfy each requirement modified. (Attach Additional Sheets)

Provide color coded drawings identifying work area(s) and location of decontamination enclosure system(s).

IV. FEE SCHEDULE

Amount of ACM affected by this variance: 36,500 square feet + 0 linear feet = Total Amount of ACM 36,500 feet

	If total amount of ACM is less than 5000 feet:	If total amount of ACM is 5000 feet or more.	
First sub-section (per category)	\$400	\$600	See Section 1-03(e) of the NYCDEP Asbestos Rules for category definitions.
Each additional sub-section (per category)	\$200	\$300	
Maximum fee	\$1200	\$1800	

Enter applicable fee based on schedule above Total Fees \$1,800.00

Note: If you change ACM through amendment, then variance fee might change

Work involving a variance may not commence prior to the receipt of the Department's approval of the application. Any violation of the terms of any variance issued pursuant to Title 15, Chapter 1 of the RCNY Section 1-03 is considered a violation of the lettered subdivision modified by the variance.

Certification

I am currently certified as a Project Designer by the New York State Department of Labor. I certify that the information provided herein and in any and all accompanying attachments is true and complete to the best of my knowledge. I understand that failure to comply with conditions set forth by the Department in an approval of the application shall render this variance null and void.

THOMAS F ZABRANSKY 90-14215 8/1/2014
 Project Designer name Certification Number Expiration date

Project Designer's company name: THOMAS F ZABRANSKY

Address 71 Green Street City Brooklyn State NY Zip 11222

Tel# (718) 302-4605 Fax# (718) 302-4606 Email tomz@deltaenv.net

TRU #	VAR #	Fee
TRU0896BK13	0849BK13	\$1,800.00



1612895

V. VARIANCE DETAILS

Floor	Section of Floor	Type of Asbestos Containing Material	Amount of ACM		Rule Provision
			Square Feet	Linear Feet	
Ground	South Area Excavation	Debris in Soil	31,250	0	1-102a,1-102b,1-102d,1-111d,1-112c,1-112d,1-112e,1-112f,1-112g,1-112h,1-41c,1-41d,1-51g,1-81a,1-81m,1-81n,1-81p,1-82a,1-82h1,1-83a,1-83a1,1-83b1,1-91
Ground	North Excavation Area	Debris in Soil	5,250	0	1-102a,1-102b,1-102d,1-111d,1-112c,1-112d,1-112e,1-112f,1-112g,1-112h,1-41c,1-41d,1-51g,1-81a,1-81m,1-81n,1-81p,1-82a,1-82h1,1-83a,1-83a1,1-83b1,1-91

TRU #	VAR #	Fee
TRU0896BK13	0849BK13	\$1,800.00



1612895



NYC DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Asbestos Control Program
 59-17 Junction Boulevard, 8th Floor, Flushing, NY 11373
ASBESTOS VARIANCE APPLICATION

I. FACILITY

Address 500 Kent Avenue Borough Brooklyn Zip 11249

II. OWNER

Name Con Edison of New York Tel# (212) 460-1132

Address 4 Irving Place City New York State NY Zip 10003

III. SPECIFY ALL NYC DEP OR NYS DOL (ICR56) ASBESTOS RULE PROVISIONS FROM WHICH A VARIANCE IS REQUESTED

1-102a, 1-102b, 1-102d, 1-111d, 1-112c, 1-112d, 1-112e, 1-112f, 1-112g, 1-112h, 1-41c, 1-41d, 1-51g, 1-81a, 1-81m, 1-81n, 1-81p, 1-82a, 1-82h1, 1-83a, 1-83a1, 1-83b1, 1-91

SPECIFY FLOORS AND/OR AREAS WHERE WORK INVOLVING THIS VARIANCE IS TO OCCUR

Floor Ground

REASONS FOR REQUEST AND DESCRIPTION FOR PROPOSED ACTION (Attachment(s) shall be submitted in TRIPLICATE) Explain why the procedures required by Title 15, Chapter 1 of the Rules of the City of New York (RCNY) and/or Part 56 of Title 12 of New York Codes, Rules and Regulations (Subparts 56-4 through 56-17) cannot be used. (Attach Additional Sheets) State the alternative procedures that will be employed to satisfy each requirement modified. (Attach Additional Sheets) Provide color coded drawings identifying work area(s) and location of decontamination enclosure system(s).

IV. FEE SCHEDULE

Amount of ACM affected by this variance: 36,500 square feet + 0 linear feet = Total Amount of ACM 36,500 feet

	If total amount of ACM is less than 5000 feet:	If total amount of ACM is 5000 feet or more:	
First sub-section (per category)	\$400	\$600	See Section 1-03(e) of the NYCDEP Asbestos Rules for category definitions.
Each additional sub-section (per category)	\$200	\$300	
Maximum fee	\$1200	\$1800	

Enter applicable fee based on schedule above

Total Fees \$1,800.00

Note: If you change ACM through amendment, then variance fee might change

Certification

I am currently certified as a Project Designer by the New York State Department of Labor. I certify that the information provided herein and in any and all accompanying attachments is true and complete to the best of my knowledge. I understand that failure to comply with conditions set forth by the Department in an approval of the application shall render this variance null and void.

THOMAS F ZABRANSKY 90-14215 8/1/2014
 Project Designer name Certification Number Expiration date

Project Designer's company name: THOMAS F ZABRANSKY

Address 71 Green Street City Brooklyn State NY Zip 11222

Tel# (718) 302-4605 Fax# (718) 302-4606 Email tomz@deltaenv.net

Project Designer Signature

7-17-13
 Date

Con Edison of New York

Print Name of Owner

Signature of Owner

7/13/2013
 Date

Work involving a variance may not commence prior to the receipt of the Department's approval of the application. Any violation of the terms of any variance issued pursuant to Title 15, Chapter 1 of the RCNY Section 1-03 is considered a violation of the lettered subdivision modified by the variance.

TRU #	VAR #	Fee
<u>0849BK13</u>	<u>0849BK13</u>	\$1,800.00



1612895

V. VARIANCE DETAILS

Floor	Section of Floor	Type of Asbestos Containing Material	Amount of ACM		Rule Provision
			Square Feet	Linear Feet	
Ground	South Area Excavation	Debris in Soil	31,250	0	1-102a,1-102b,1-102d,1-111d,1-112c,1-112d,1-112e,1-112f,1-112g,1-112h,1-41c,1-41d,1-51g,1-81a,1-81m,1-81n,1-81p,1-82a,1-82h1,1-83a,1-83a1,1-83b1,1-91
Ground	North Excavation Area	Debris in Soil	5,250	0	1-102a,1-102b,1-102d,1-111d,1-112c,1-112d,1-112e,1-112f,1-112g,1-112h,1-41c,1-41d,1-51g,1-81a,1-81m,1-81n,1-81p,1-82a,1-82h1,1-83a,1-83a1,1-83b1,1-91

TRU #	VAR #	Fee
0896BK13	0849BK13	\$1,800.00



1612695

THE CITY OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF ENVIRONMENTAL COMPLIANCE
ASBESTOS CONTROL PROGRAM
59-17 JUNCTION BLVD., 8TH FLOOR, FLUSHING, NEW YORK 11373
PHONE (718) 595-3714 • FAX (718) 595-3648

TO: Thomas Zabransky

DATE: 7-18-2013

TRU# 0896213

VAR# 0849513

PREMISE ADDRESS: 500 Kent Avenue
Brooklyn

Dear Applicant:

Your Variance Application has been received by DEP for consideration. Please note that **DENIAL** or **CANCELLATION** may occur as a result of the technical review and/or pre-abatement inspection(s).

1. An agreed Pre-Abatement Inspection has been scheduled as follows:

A. Day: MON. TUES. WED. THURS. FRI.

Time: 10:00 a.m. 12:00 Noon 2:00 p.m. Other: _____

Date: _____ Cell #: _____

B. Applicant/Representative at the Facility _____

C. EXACT meeting place _____



NOTE: Arrangements must be in advance to ensure that areas affected by this variance application will be accessible at the time of the pre-abatement inspection. **If you fail to do this, the inspection will not occur and delay will result.**

2. Item 1 could not be scheduled by you at this time. **YOU ARE REQUIRED TO ARRANGE FOR ITEM 1** within two (2) weeks or your application will be **cancelled automatically** on _____.

3. A pre-abatement inspection was not deemed to be necessary at this time, You will be advised if DEP, during or after the technical review of your application, requires a pre-abatement inspection to be completed pending final approvals.

4. **The non-variance and/or non- ATRU phase of the asbestos work must start on the date indicated on ACP7.**

IMPORTANT:

1. THIS FORM VI IS **NOT** AN APPROVAL.
2. ABATEMENT ACTIVITIES THAT ARE SUBJECT OF YOUR VARIANCE APPLICATION SHALL NOT COMMENCE PRIOR TO RECEIPT BY YOU OF THE DEP **WRITTEN APPROVAL** OF YOUR APPLICATION THROUGH ASBESTOS REPORTING AND TRACKING SYSTEMS (ARTS).
3. A CHANGE OF ASBESTOS CONTRACTOR BY THE OWNER SHALL AUTOMATICALLY **CANCEL** THE VARIANCE APPLICATION, WHEN AN ASBESTOS CONTRACTOR IS THE APPLICANT.

Signed Kerith Wyatt
DEP/ACP/Technical Review Unit

jm

Form VI 8/2010

Asbestos Abatement Notice

Premises Address: 500 Kent Avenue

TRU No. TRU0896BK13

Borough: Brooklyn

FDNY Notification Required?

Block/Lot: 02023 / 0010Y N BIN: 3057915

FDNY Borough

Project Start Date: 9/9/2013

Communications Office:

Manhattan

212-570-4300

Projected Completion Date: 7/7/2014**Weekly Work Schedule:**Monday 7:00AM - 5:00PM, Tuesday 7:00AM - 5:00PM, Wednesday 7:00AM - 5:00PM,
Thursday 7:00AM - 5:00PM, Friday 7:00AM - 5:00PM**Abatement Contractor**Contact: Delta Environmental,
Inc.

Phone: 718-302-4605

Air MonitorContact: Airtek Environmental
Corporation

Phone: (718) 937-3720

Building Owner

Contact: William Morrison

Phone: (212) 460-1132

Abatement Locations

Floor	Entire Floor	Section of Floor	Type of ACM	Type Of Abatement	Abatement Procedure	Amount of ACM		A-TRU Permit	Variance Required
						Linear	Sq. Ft		
Ground	No	South Area Excavation	Debris in Soil	Removal	DEP Variance		31,250	No	Yes
Ground	No	North Excavation Area	Debris in Soil	Removal	DEP Variance		5,250	No	Yes
			TOTAL				36,500		

FDNY Notification Requirement:

A. Disengagement or obstruction of any component of exit signage or exit lighting system; **B.** Disengagement of any fire alarm system component including any fire alarm-initiating device; **C.** Shut-off of the sprinkler system water supply; **D.** Shut-off of any part of a standpipe system or standpipe system components, including valves or fire pumps.



If any information on this document is changed or amended via an ACP8, approved variance application or issuance of an asbestos work permit, an updated version of this document will be available to the applicant and will be required to be posted at the work place.

ACP 13
10/09

Project Status: Submitted