

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

290 BROADWAY

NEW YORK, NEW YORK 10007-1866

December 17, 2010

Mr. Edward A. Gerdts  
Managing Principal  
TRC Environmental Corporation  
1430 Broadway – 10<sup>th</sup> Floor  
New York, New York 10018

Re: December 17, 2010 Proposed Implementation Plan Amendment Request – Removal of Non-friable Asbestos Containing Waterproofing within the Building's Floor Slab System on the 3<sup>rd</sup> Floor, 130 Liberty Street, New York, N.Y.

Dear Mr. Gerdts:

This is to inform you that the U.S. Environmental Protection Agency (EPA) has completed its review of the December 17, 2010 Proposed Implementation Plan Amendment Request – Removal of Non-friable Asbestos Containing Waterproofing within the Building's Floor Slab System on the 3<sup>rd</sup> Floor submitted by TRC Environmental Corporation (TRC) on behalf of the Lower Manhattan Development Corporation for 130 Liberty Street in lower Manhattan.

Based on our review, and in consultation with the New York State Department of Labor (NYSDOL) and the New York City Department of Environmental Protection (NYCDEP), EPA accepts the above-referenced proposed amendment.

EPA's acceptance is not intended as a review and/or acceptance of structural engineering and safety matters or requirements for the protection of worker safety and health or for fire protection and safety at 130 Liberty Street. EPA is relying on the New York City Department of Building's, the U.S. Department of Labor Occupational Safety and Health Administration's and the New York City Fire Department's expertise in these areas, respectively.

EPA will continue to work with our regulatory partners to monitor the 130 Liberty Street activities throughout the execution of the project.

Sincerely,

/s/

Pat Evangelista  
Director, Office of Strategic Programs

cc: Richard Mendelson, OSHA  
Christopher Alonge, NYSDOL  
Krish Radhakrishnan, NYCDEP  
Christopher Santulli, NYCDOB  
Thomas Kunkel, LMCCC  
Michael Weinlein, FDNY  
Suzanne Mattei, NYSDEC