



June 14, 2005

Revised Deconstruction Plan

Today, the LMDC is submitting revised versions of the four sections of the 130 Liberty Street Deconstruction Plan that were previously released on May 12, 2005 which include the Waste Management Plan, the Ambient Air Monitoring Plan, the Emergency Action Plan (EAP) and the Health and Safety Plan (HASP) as well as the final section of the plan, the Asbestos and Contaminants of Potential Concern (COPC) Abatement and Removal Plan, for regulatory review. To view the revised Deconstruction Plan click here:

http://www.renewnyc.com/plan_des_dev/130liberty/deconstruction_plan.asp

LMDC is submitting this Deconstruction Plan to all relevant federal, state, and local regulatory agencies for review to ensure compliance with applicable laws, rules, and regulations. Cleaning, abatement and deconstruction will not commence until the Deconstruction Plan has been approved by such agencies and the required permits and approvals are obtained.

The revised Deconstruction Plan incorporates the comments that were received by the regulatory agencies in January, 2005. The Abatement and Removal Plan specifically addresses the asbestos and COPCs identified in prior studies on both the interior and exterior of the Building. By removing and disposing of all contaminants in a safe and controlled manner, the Plan:

- (i) prevents exposure of workers and the public to asbestos fibers and other COPCs,
- (ii) safeguards workers and the public from construction debris, and
- (iii) maintains a safe working and neighborhood environment throughout the cleaning and deconstruction process.

Furthermore, as required by applicable law, all interior cleaning and removal will be conducted under containment and negative pressure which will be maintained in each work area until independent, third party air clearance sampling demonstrates that elevated levels of asbestos and other COPCs do not exist. Additionally, all porous deconstruction waste generated prior to successful air clearance sampling will be handled, packaged, transported, and disposed of as asbestos waste, at a minimum, in properly permitted facilities.

New York State Department of Labor Variance Requests

In April, 2005 the LMDC submitted a Request for Variance for elements of the Phase I Deconstruction Plan to the New York State Department of Labor (NYS DOL) which regulates Industrial Code Rule 56 (ICR 56). Since April, official correspondence has been ongoing in regards to the variance. Furthermore, the LMDC has prepared an additional Request for Variance for Phase II of the deconstruction in preparation of finalizing the Deconstruction Plan for submission to the regulatory agencies. All documents related to the Variance Requests can be found below.

- [April 11, 2005 Letter to NYSDOL](#)
- [April 11, 2005 Request for Variance](#)
- [May 11, 2005 New York State Department of Labor Ruling on the Request for Variance](#)
- [June 1, 2005 LMDC Variance Reopening](#)
- [June 10, 2005 Phase I Variance Reopening Decision Amendment](#)
- [June 10, 2005 Phase II Variance Petition](#)
- [June 10, 2005 Variance Reopening - Walker Duct and Raceway](#)
- [June 10, 2005 Proposed Pilot Program Work Plan for Removal of Aluminum Column Covers](#)

