

New York City  
Clean Property Certification  
Program

Draft Regulations

# Clean Property Certification Program

- Established to:
  - Acknowledge benefits to NYC's:
    - Public health
    - Environment
- Established for:
  - Enrollees in NYC brownfield cleanup program
  - Other equivalent governmental remedial programs

- Eligibility

- Must be:

- Located in NYC and

- Admitted to NYC brownfield cleanup program

- (or) admitted to NYS BCP

- (or) equivalent remedial property

- Equivalent Remedial Property
  - Requirements:
    - Subject of governmental remedial program
      - NYS VCP; NYS Petroleum Spills; NYC E-Designation
    - Have remedial investigation for entire property
    - Have remedial action for entire property
      - Address all media
      - Equivalent to NYC BCP
    - Successfully complete program requirements
      - Receive COC or equivalent
    - If residual contamination remains, must:
      - Have IC/EC equivalent to NYC BCP
      - Have site management plan equivalent to NYC BCP
    - Maintain compliance with site management plan

- Miscellaneous
  - OER may subdivide property
  - May issue certification for property whose cleanup predates regulation
  - OER maintains record
  - OER provides certificate
    - Other symbols of certification
  - OER may establish categories
    - Track 1 cleanups
    - Sustainable remediation

- Applications
  - No application for NYC local BCP projects
  - Applications required for all others

- May be rescinded
  - OER may rescind certification if:
    - No longer in compliance
      - Agreement
      - Certificate of completion
      - Site management plan
  - May be reinstated
  - Recipient may terminate