

II. PROJECT INFORMATION

1. Please briefly describe the proposed project; if machinery and equipment is to be acquired, please list the type:

Company wishes to purchase and renovate building for
the expansion of their manufacturing operation & Point of
Purchase Display.

2. Please give best estimates for all anticipated costs and proposed sources of financing involved in the project:

<u>Uses of Funds</u>		<u>Sources of Funds</u>	
Land & Building (Acquisition)	<u>1,100,000</u>	Bonds	<u> </u>
New Construction	<u> </u>	Loans (Please Identify Sources)	<u>895,000</u>
Renovations/Building Improvements	<u>40,000</u>	Company funds	<u> </u>
Machinery/Equipment	<u> </u>	Officer <u>Equity</u> /Loans	<u>277,000</u>
Fees/Other Soft Costs	<u>32,000</u>	Other Sources (Please Identify)	<u> </u>
Other (explain)	<u> </u>		
Total Project Costs	<u>1,172,000</u>	Total Project Sources	<u>1,172,000</u>

Please explain costs, loans and other sources of funding on a separate sheet.

3. Please provide the following information relating to the proposed project site.

Street Address & Borough	Block Lot & Section Number	Square Footage of Land	Square Footage of Building	Currently Owned or Leased	Number of Floors including Basement	Zoning
27 KNICKERBOCKER AVE Brooklyn, NY 11231	Block 2988 Lot 3	16,000	12,050	—	1	M1-2

4. Please provide the following information regarding all present and proposed tenant(s) and sub-tenant(s) at the proposed project site, their percentage of occupancy, and affiliation with the Applicant.

Name Contact & Phone	Affiliation with Applicant	Square Feet & Floors (Percent of Occupancy)	Lease Expiration	Tenant Business
		N/A		

5. Provide street address, borough or town, for premises which you currently own or lease, even if you don't occupy same. Do you plan to terminate/sell/vacate/remain at such premises? With respect to currently leased premises, provide the name and address of the landlord and the expiration date of the lease term. Please provide additional details on an attached sheet.

Property Location	Borough/Town	Own/Lease	Landlord	Lease Expiration	Planned Disposition
68 Jay Street	Brooklyn	Lease	See Lease	See Lease	Vacate
Brooklyn NY					

6. Is there a relationship, by virtue of common control or through related persons, directly or indirectly, between the Applicant and the present owner of the project site?

YES NO If yes, please provide all details on attached sheet.

7. Will a real estate holding company, limited liability company, or partnership be formed to own the project or premises?

YES NO

If yes, please provide the name and address of same, the kind of entity (corporation, partnership, etc.), and its officers, partners, shareholders, members, and their respective percentage ownership, etc.

Name of Realty Company to Follow

III. DUE DILIGENCE

1. List name(s), address(es), and phone and fax numbers of any other entity in which, directly or indirectly, Applicant or any of its shareholders, partners, directors, or officers individually or collectively hold 5% or more of the stock or ownership interest (an "Affiliate"). Please include real estate holding companies if applicable.

Entity Name	Address	Phone/Fax Number	Percent Interest
99 Bottles Inc	335 Court Street #5	(718) 243-2254	.50%
(IN ACTIVE)	Brooklyn, NY 11231		

2. Has Applicant or any of its Affiliates ever received, or is currently receiving, financial assistance or any other kind of discretionary benefit from any governmental entity or agency, including the New York City Industrial Development Agency ?
- YES NO If yes, please provide all details on attached sheet.
3. Has the Applicant, or any existing or proposed tenant of the proposed project facility, or any person related to any of the foregoing, received or benefitted from within the past six months, or is contemplating to receive or benefit from within the next six months, tax-exempt financing anywhere within the United States?
- YES NO If yes, please provide all details on attached sheet.
4. Has Applicant, or any stockholder, partner, officer or director, or any entity with which any of the foregoing individuals have been associated, ever been adjudicated bankrupt or placed in receivership, or otherwise been the subject of a bankruptcy or similar proceedings (prior or current)?
- YES NO If yes, please provide all details on attached sheet.
5. Have any of Applicant's stockholders, partners, officers or directors ever been convicted of any criminal proceedings?
- YES NO If yes, please provide all details on attached sheet.
6. Is Applicant, or any stockholder, partner, officer or director of Applicant, a plaintiff or defendant in any civil or criminal proceedings?
- YES NO If yes, please provide all details on attached sheet.

7. If you responded yes to the previous two questions, in what litigation is Applicant, or any of the individuals and entities currently involved, either as plaintiffs or as named defendants? Provide all details on attached sheet.
8. Does Applicant have any contingent liabilities? (e.g., pending claims; federal, state or local tax liabilities; judgment liens; other liens, etc.)
- YES NO If yes, please provide all details on attached sheet.
9. Has Applicant filed all required tax returns with appropriate governmental jurisdictions entities?
- YES NO If no, please provide all details on attached sheet.

Please provide the following information:

10. Company Principals (please attach a brief resume)

Name	Title	Address	Social Security Number	Date of Birth
DAVID GORTL	President	[REDACTED]	[REDACTED]	[REDACTED]

11. Major Customers

Company Name	Address	Phone/Fax	Contact Person	Percent of Sales
ATLAS Industries	333 Douglass St. ^{Brooklyn} NY 11217	[REDACTED]	JOSEPH FRATESI	
Robin Dulke	570 Broadway NY 10002	[REDACTED]	Robin Dulke	
ROACH Leatherware	516 W 34 th St. NY 10001	[REDACTED]	Julie McGinnis	
Valer Held + Co. Inc.	239 JAVH St. Brooklyn NY 11222	[REDACTED]	Leon Valer	

12. **Major Suppliers**

Company Name	Address	Phone/Fax	Contact Person
	See Attached		

13. **Unions**

Union	Address	Phone/Fax	Contact Person	Contract Expiration
	NIH			

14. **Banks**

Bank Name	Contact Person	Phone/Fax	Type of Account
Citibank	Any one		Business Checking #244038
411 Grand Street			Money Market #2440408
New York, NY 10002			Ready Credit #40825

Suppliers:

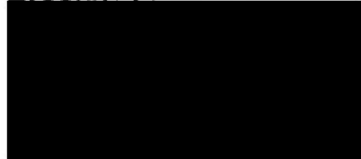
1. Robert's Plywood
45 N. Industry Ct.
Deer Park, NY 11729



3. Rosenzweig
801 East 135th Street,



2. Abbot Paint & Varnish
214 40th Street,
Brooklyn, NY 11232



Contact: Chaim or Charlie

4. ADCO Paper & Packaging Co., Inc.
1109 Metropolitan Avenue
Brooklyn, NY 11211



Contact: TJ

IV. CERTIFICATION

I, the undersigned, request on behalf of HC TOAS INC. ("Applicant") that this Application, including financial data and any tax returns submitted herewith, be submitted for review by the Board of Directors of the New York City Industrial Development Agency ("IDA"). I hereby certify that the information contained herein and in the attachments hereto, are, to the best of my knowledge and belief, accurate, true and correct. I understand that any intentional misstatements or misleading information contained herein, or the omission of relevant information, could be cause for rescission of IDA approval and IDA benefits. Further, I fully understand and accept the fees associated with the IDA program, including but not limited to the IDA Closing Fee; I fully understand and accept the benefit package I am to receive under the IDA program; and I acknowledge receipt from the IDA of a memorandum explaining legal, insurance and various real estate related requirements, all of which will be necessary for the contemplated project.

On behalf of Applicant, I hereby acknowledge and agree that Applicant shall be, and is responsible for, and shall promptly pay all costs incurred by the IDA, in connection with document negotiations, closing and, where applicable, bond issuance and sale, whether or not closing occurs and whether or not bond issuance and sale occur in applicable instances. The aforesaid costs, and Applicant's obligation hereunder to pay for same, shall include, but not be limited to, attorney's fees. Applicant's obligations hereunder are absolute and shall in no event be contingent upon closing.

On behalf of myself, all other principals of Applicant, and Applicant, I hereby authorize the IDA and the New York City Department of Investigation (DOI) to initiate their background clearance procedure with respect to myself, all other principals of Applicant, and Applicant. I, all other principals of Applicant, and Applicant agree to give the DOI permission to secure all necessary personal data from all relevant sources, public and private, and I, all other principals of Applicant, and Applicant further agree to cooperate in all phases of the DOI background and clearance procedure. I, all other principals of Applicant, and the Applicant agree to hold the IDA and the City of New York harmless with respect to any claims for injury, damage, loss or expense which may arise should the above mentioned background clearance procedure not be completed satisfactorily.

On behalf of Applicant and its existing and future affiliates, I authorize any private or governmental entity, including but not limited to The New York State Department of Labor ("DOL"), to release to the IDA and/or to the New York City Economic Development Corporation ("EDC"), and/or to the successors and assigns of either (collectively, the "Information Recipients"), any and all employment information under its control and pertinent to Applicant and its existing and future affiliates and the employees of same. In addition, upon the IDA's request, Applicant shall provide to the IDA any employment information in Applicant's possession or in the possession of any of Applicant's existing and future affiliates, which is pertinent to Applicant and Applicant's existing and future affiliates and the employees of same. Information released or provided to Information Recipients by the DOL, or by any other governmental entity, or by any private entity, or by Applicant itself (collectively, "Employment Information"), may be disclosed by the Information Recipients in connection with the administration of the programs of the IDA, and/or EDC, and/or the successors and assigns of either, and/or the City of New York, and/or as may be necessary to comply with law; and, without limiting the foregoing, the Employment Information may be included in (x) reports prepared by the Information Recipients pursuant to New York City Local Law 69 of 1993, (y) other reports required of the IDA, and (z) any other reports required by law. If the IDA approves this Application and the IDA Board of Directors approves the financing project which is the subject of this Application, this authorization shall remain in effect through the term of the financial assistance documents which the Applicant and the IDA will enter into at closing. If the IDA does not approve this Application, and/or the IDA Board of Directors does not approve the project which is the subject of this Application, this authorization shall remain in effect through the earlier to occur of the aforesaid decisions not to approve.

I, all other principals of Applicant, and Applicant, understand that the IDA may be requested to disclose the information contained in this Application and the attachments hereto, under applicable disclosure laws, or at the request of investigative law enforcement or other governmental bodies. On behalf of myself, all other principals of Applicant, and Applicant, I authorize the IDA to disclose any such information, under such law or where so requested, and I, all other principals of Applicant and the Applicant release the IDA from any liability to the Applicant, all other principals, and/or myself for such disclosure. I also authorize the IDA at its discretion to transmit this Application, including any financial data or tax returns submitted herewith, to the IDA's financial advisors.

On behalf of Applicant, I acknowledge and agree that the IDA reserves the right to require Applicant to submit at Applicant's sole expense, such other documentation as the IDA may require in addition to the documentation required hereunder, and that all such documentation, whether requested hereunder or hereafter, shall be provided at Applicant's sole cost and expenses, and shall be in form and substance satisfactory to the IDA.

Approval of this Application may only be granted by the IDA's Board of Directors through the Board's adoption of an inducement or authorizing resolution for the project described in this Application. Additionally, it is understood and agreed that the \$2,500 Application fee accompanying this Application is non-refundable, regardless of whether or not this Application is so approved. Applicant acknowledges and accepts that: the \$2,500 Application fee will accrue toward payment of the IDA Closing Fee should closing occur; and if and when the IDA's Board of Directors approves this Application, the Agency may additionally require Applicant to pay at such time an amount equal to 1/10 of a percent of the bond/project amount (as applicable), which payment shall also accrue toward payment of the IDA Closing Fee should closing occur.

Date:

7-23-02

Certification By:


Signature of Chief Executive Officer

DAVID GAULT
Printed Name

Attested By:



Chief Financial Officer/Secretary

PATRICIA WILCOX
Printed Name

RETAIL QUESTIONNAIRE

- A. Will any portion of the Project consist of facilities or property that are or will be primarily used in making retail sales of goods to customers who personally visit the Project? YES ___; NO
- B. If the answer to question A is yes, will the applicant or any other project occupant be a registered vendor under Article 28 of the Tax Law of the State of New York (the "Tax Law") primarily engaged in the "retail sale of tangible personal property" (as defined in Section 1101(b)(4)(i) of the Tax Law)? YES ___; NO
- C. Will any portion of the Project consist of facilities or property that are or will be primarily used in making retail sales of services to customers who personally visit the Project? YES ___; NO
- D. If the answer to question A or question C is yes, what percentage of the cost of the Project will be expended on such facilities or property primarily used in making retail sales of goods or services to customers who personally visit the Project? N/A %
- E. If the answer to question A or question C is yes, and the answer to question D is more than 33.33%, indicate whether any of the following apply to the Project:
- (1) Will the Project be operated by a not-for-profit corporation? YES ___; NO
 - (2) Is the Project likely to attract a significant number of visitors from outside the economic development region in which the Project will be located? YES ___; NO
 - (3) Would the project occupant, but for the contemplated financial assistance from the IDA, locate the related jobs outside the State of New York? YES ___; NO
 - (4) Is the predominant purpose of the Project to make available goods or services which would not, but for the Project, be reasonably accessible to the residents of the city, town or village within which the Project will be located, because of a lack of reasonably accessible retail trade facilities offering such goods or services? YES ___; NO
 - (5) Will the Project be located in one of the following: (a) an area designed as an economic development zone pursuant to Article 18-B of the General Municipal Law; or (b) a census tract or block numbering area (or census tract or block numbering area contiguous thereto) which, according to the most recent census data, has (i) a poverty rate of at least 20% for the year in which the data relates, or at least 20% of households receiving public assistance, and (ii) an unemployment rate of at least 1.25 times the statewide unemployment rate for the year to which the data relates? YES ___; NO

- F. If the answers to any of subdivisions (3) through (5) of question E is yes, will the Project preserve permanent, private sector jobs or increase the overall number of permanent, private sector jobs in the State of New York? YES _____; NO . If yes, please furnish details in a separate attachment.
- G. If the answer to any of subdivisions (1) through (5) of question E is yes, please furnish details in a separate attachment. *N/A*

Signature: 

Name: DAVID GOLTZ

Title: PRESIDENT

Date: 7-23-02

ANTI-RAIDING QUESTIONNAIRE

PLEASE NOTE: for purposes of this Questionnaire, "project" means the proposed expenditures and activities, and the proposed plant and facilities, in connection with all of which Applicant is applying to the New York City Industrial Development Agency for financial assistance.

- A. Will the completion of the project result in the removal of a plant or facility of Applicant, or of a proposed occupant of the project, from an area in New York State (but outside of New York City) to an area within New York City?

YES: _____ NO: _____

If the answer to "A" is "Yes", provide the following information:

Address of the to-be-removed plant or facility: N/A

Names of all current occupants of the to-be-removed plant or facility: _____

- B. Will the completion of the project result in the abandonment of one or more plants or facilities of the Applicant, or of any proposed occupant of the project, located in an area of New York State other than New York City?

YES: _____ NO: _____

If the answer to "B" is "YES", please provide the following information:

Addresses of the to-be-abandoned plants or facilities: N/A

Names of all current occupants of the to-be-abandoned plants or facilities: _____

- C. Will the completion of the project in any way cause the removal and/or abandonment of plant and facilities any where in New York State (but outside of New York City)?

YES: _____ NO: _____

ANTI-RAIDING QUESTIONNAIRE

If the answer to "C" is "YES", provide all information relevant to such future removal and/or abandonment. N/A

IF THE ANSWER TO EITHER "A", "B" OR "C" IS "YES", PLEASE CONTINUE AND ANSWER "D" AND "E".

- D. Is the project reasonably necessary to preserve the competitive position of the Applicant, or of any proposed occupant of the project, in its industry?

YES: _____ NO: _____

- E. Is the project reasonably necessary to discourage the Applicant, or any proposed occupant of the project, from removing such plant or facility to a location outside New York State?

YES: _____ NO: _____

IF THE ANSWER TO "D" AND/OR "E" IS "YES" PLEASE PROVIDE ON A SEPARATE SHEET OF PAPER A DETAILED STATEMENT EXPLAINING SAME.

THE UNDERSIGNED HEREBY CERTIFIES that the answers and information provided above and in any statement attached hereto, are true and correct.

Signature: _____

Name: DAVID GOLTL

Title: PRESIDENT

Date: 7-23-02

EMPLOYMENT QUESTIONNAIRE

The New York City Industrial Development Agency requires all Applicants to fill out this Employment Questionnaire. As used in this Questionnaire, "Company" means the Applicant; "Project Location" means the project location which Applicant has identified in its Application; and "Tenant" means any person or entity to whom or to which Applicant intends to lease part or all of the Project Location. If Applicant is a real estate holding company, which is an affiliate of an operating company, and Applicant intends to lease the Project Location to such operating company, then, the Applicant and the operating company must fill out separate copies of this Questionnaire.

Employment Questionnaire

Name and Address of Company:

11e Tons Inc.
68 JAY Street
Brooklyn, NY 11201

Tax I.D. Number: [REDACTED] D.L. Registration Number: [REDACTED]
 Telephone Number: [REDACTED]

Contact Person: DAVID GOLTZ

Project Location: 27-39 KNICKERBOCKER AVE, Brooklyn NY

Do you expect to conduct business at other locations in New York State? Yes No

Expected Construction Completion Date (where applicable): —

Known Tenant(s): Same

Contact Person(s): Same

Telephone #: Same

D.O.L. Registration # of your Tenant(s): Same

Complete the following information for the Project Location only. Do not include any subcontractors/subconsultants; include only employees and owners/principals on your payroll and on the payroll of your Tenants at the Project Location.

No. of jobs to be retained by the Company: 14 by your Tenant(s): —

Projected Employment for the Company on an Annual basis:

1st.	2nd.	3rd.	4th.	5th.	6th.	7th. years
<u>15 app</u>	<u>16 app</u>	<u>17 app</u>	<u>18 app</u>	<u>0</u>	<u>19 app</u>	<u>20 app</u>

Projected Employment for your Tenant(s) on an Annual basis:

1st.	2nd.	3rd.	4th.	5th.	6th.	7th. years
<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

Total projected number of new jobs to be created over the next 7 years by the Company and your Tenant(s).

Company 6 app Tenant(s) —

EMPLOYMENT QUESTIONNAIRE...

I authorize any private or governmental entity, including but not limited to the New York State Department of Labor ("DOL"), to release to the New York City Industrial Development Agency (the "Agency") and/or to the New York City Economic Development Corporation ("EDC"), and/or to the successors and assigns of either (collectively, the "Information Recipients"), any and all employment information under DOL's control, which is pertinent to the Company and the Company's employees. In addition, upon the Agency's request, the Company shall provide to the Agency any employment information in the Company's possession which is pertinent to the Company and the Company's employees. Information released or provided to Information Recipients by DOL, or by any other governmental entity, or by any private entity, or by the Company itself, or any information previously released as provided by all or any of the foregoing parties (collectively, "Employment Information"), may be disclosed by the Information Recipients in connection with the administration of the programs of the Agency, and/or EDC, and/or the successors and assigns of either, and/or the City of New York, and/or as may be necessary to comply with law; and without limiting the foregoing, the Employment Information may be included in (x) reports prepared by the Information Recipients pursuant to New York City Local Law 69 of 1993, (y) other reports required of the Agency, and (z) any other reports required by law. This authorization shall remain in effect throughout the term of this Lease.

Name of Company: 14 Tons Inc.

X [Signature] 7-23-02
Signature of Principal/Owner/Chief Financial Officer Date

Attach to this Questionnaire (1) your most recent IA-5 form and (2) completed Employment Questionnaire(s) and IA-5 form(s) from your Tenant(s). Attach additional pages if necessary.

EMPLOYMENT QUESTIONNAIRE

The New York City Industrial Development Agency requires all Applicants to fill out this Employment Questionnaire. As used in this Questionnaire, "Company" means the Applicant; "Project Location" means the project location which Applicant has identified in its Application; and "Tenant" means any person or entity to whom or to which Applicant intends to lease part or all of the Project Location. If Applicant is a real estate holding company, which is an affiliate of an operating company, and Applicant intends to lease the Project Location to such operating company, then, the Applicant and the operating company must fill out separate copies of this Questionnaire.

Employment Questionnaire

Name and Address of Company:

Really Pumping to be formed
90 68 5th Street
Brooklyn, NY 11201

Tax I.D. Number: to Follow D.O.L. Registration Number: to Follow

Telephone Number: [REDACTED]

Contact Person: David GOLTZ

Project Location: 27-39 Knickerbocker Ave, Brooklyn NY

Do you expect to conduct business at other locations in New York State? Yes No

Expected Construction Completion Date (where applicable): N/A

Known Tenant(s): 16 TONS INC.

Contact Person(s): David Goltz

Telephone #: [REDACTED]

D.O.L. Registration # of your Tenant(s): [REDACTED]

Complete the following information for the Project Location only. Do not include any subcontractors/subconsultants; include only employees and owners/principals on your payroll and on the payroll of your Tenants at the Project Location.

No. of jobs to be retained by the Company: _____, by your Tenant(s): 14

Projected Employment for the Company on an Annual basis:

1st.	2nd.	3rd.	4th.	5th.	6th.	7th. years
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Projected Employment for your Tenant(s) on an Annual basis:

1st.	2nd.	3rd.	4th.	5th.	6th.	7th. years
------	------	------	------	------	------	------------

<u>15 app</u>	<u>16 app</u>	<u>17 app</u>	<u>18 app</u>	<u>0</u>	<u>14 app</u>	<u>20 app</u>
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Total projected number of new jobs to be created over the next 7 years by the Company and your Tenant(s).

Company: _____ Tenant(s): 6 app

617.21
Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

SEQR

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible to allow introduction of information to fit a project or action.

Full EAF Components: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially large, then Part 3 is used to evaluate whether or not the impact is actually important.

DETERMINATION OF SIGNIFICANCE - Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate) and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore a negative declaration will be prepared.
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a **CONDITIONED** negative declaration will be prepared.*
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a positive declaration will be prepared.

* A Conditioned Negative Declaration is only valid for Unlisted Actions.

16 Tons Inc.

Name of Action

Name of Lead Agency

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Prepared (if different from responsible officer)

Date

PART 1-PROJECT INFORMATION

Prepared by Project Sponsor

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

NAME OF ACTION <u>16 Tons Inc.</u>			
LOCATION OF ACTION (include street address, municipality and County) <u>27-39 Knickerbocker Ave, Brooklyn, Kings County</u>			
NAME OF APPLICANT/SPONSOR <u>16 Tons Inc.</u>		[REDACTED]	
ADDRESS <u>68 Jay Street</u>			
CITY/PO <u>Brooklyn N.Y.</u>		STATE <u>N.Y.</u>	ZIP CODE <u>11201</u>
NAME OF OWNER (if different)		BUSINESS TELEPHONE	
ADDRESS			
CITY/PO		STATE	ZIP CODE
DESCRIPTION OF ACTION			

Please Complete Each Question - Indicate N.A. if not applicable

A. Site Description

Physical setting of overall project, both developed and undeveloped areas:

1. Present land use: Urban Industrial Commercial Residential (suburban) Rural (no-farm) Forest Agriculture Other _____

2. Total acreage of project area: 16,000 sq feet acres

APPROXIMATE ACREAGE	PRESENTLY	AFTER COMPLETION
Meadow or brushland (Non-agricultural)	<u>N/A</u> acres	_____ acres
Forested	<u>N/A</u> acres	_____ acres
Agricultural (Includes orchards, cropland, pasture, etc.)	<u>N/A</u> acres	_____ acres
Wetland (freshwater or tidal as per Articles 24, 25 of ECL)	<u>N/A</u> acres	_____ acres
Water Surface Area	<u>N/A</u> acres	_____ acres
Unvegetated (rock, earth or fill)	<u>N/A</u> acres	_____ acres
Roads, buildings and other paved surfaces	<u>N/A</u> acres	_____ acres
Other (indicate type) _____	_____ acres	_____ acres

3. What is predominant soil type(s) on project site? NOT KNOWN
- a. Soil drainage Well drained _____ % of site Moderately well drained _____ % of site Poorly drained _____ % of site
- b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? N/A acres (See 1 NYCRR 370)
4. Are there bedrock outcroppings on project site? Yes No
- a. What is depth to bedrock? _____ (in feet)

5. Approximate percentage of proposed project site with slopes: 0-10% _____ % 10-15% _____ %
 15% or greater _____ %
6. Is project substantially contiguous to, or contain a building, site, or district listed the State or the National Registers of Historic Places? Yes No
7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No
8. What is the depth of the water table? Not known (in feet) city water
9. Is site located over a primary, principal, or sole source aquifer? Yes No
10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No
11. Does project site contain any species of plant or animal life that is identified as threatened or endangered?
 Yes No According to _____
 Identify each species _____
12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations)
 Yes No Describe _____
13. Is the project site presently used by the community or neighborhood as an open space or recreation area?
 Yes No If yes, explain _____
14. Does the present site include scenic views known to be important to the community?
 Yes No
15. Streams within or contiguous to project area: N/A
 a. Name of Stream and name of River to which it is tributary _____
16. Lakes, ponds, wetland areas within or contiguous to project area:
 a. Name N/A b. Size (in acres) _____
17. Is the site served by existing public utilities? Yes No
 a) If Yes, does sufficient capacity exist to allow connection? Yes No
 b) If Yes, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617? Yes No
20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No
21. Is any part, or all, of the site listed on the National Priorities List, CERCLA Information System List ("CERCLIS List"), the New York State Inactive Hazardous Waste Disposal Site Registry and/or the New York State Petroleum Spill List? Yes No
 If yes, please provide specific information regarding such listing on a separate piece of paper.
22. Has any part, or all, of the site ever been listed on the National Priorities List, CERCLIS List, the New York State Inactive Hazardous Waste Disposal Site Registry and/or the New York State Petroleum Spill List? Yes No
23. Is there any hazardous and/or toxic or similar material(s), substance(s) and/or waste(s), including but not limited to petroleum products, present at the site which may pose a health or physical hazard to persons employed at or visiting the project site? Yes No See environmental
 If yes, please provide specific information regarding all such materials(s), substance(s) and/or waste(s).
24. Are there any properties which are, or have been listed on the National Priorities List, CERCLIS List, the New York State Inactive Hazardous Waste Disposal Site Registry and/or the New York State Petroleum Spill List within 1/4 mile of the site? Yes No See environmental

14. Will surface area of an existing water body increase or decrease by proposal? Yes No
Explain _____

15. Is project or any portion of project located in a 100 year flood plain? Yes No

16. Will the project generate solid waste? Yes No
a. If yes, what is the amount per month 4000 lbs
b. If yes, will an existing solid waste facility be used? Yes No
c. If yes, give name Waste Management location Brooklyn
d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No
e. If Yes, explain _____

17. Will the project involve the disposal of solid waste? Yes No
a. If yes, what is the anticipated rate of disposal? _____ tons/month
b. If yes, what is the anticipated site life? _____ years

18. Will project use herbicides or pesticides? Yes No

19. Will project routinely produce odors (more than one hour per day)? Yes No

20. Will project produce operating noise exceeding the local ambient noise levels? Yes No

21. Will project result in an increase in energy use? Yes No
If yes, indicate type(s) _____

22. If water supply is from wells, indicate pumping capacity N/A gallons/minute.

23. Total anticipated water usage per day Normal use gallons/day

24. Does project involve Local, State or Federal funding? Yes No
If Yes, explain _____

25. Approvals Required:

	Type	Submittal Date
City, Town, Village, Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
City, Town, Village Planning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
City, Town Zoning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
City, County Health Department	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
Other Local Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
Other Regional Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
State Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
Federal Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____

C. Zoning and Planning Information

1. Does proposed action involve a planning or zoning decision? Yes No
If Yes, indicate decision required:
 zoning amendment zoning variance special use permit subdivision site plan _____
 new/revision of master plan resource management plan other _____

2. What is the zoning classification(s) of the site? M1-2

3. What is the maximum potential development of the site if developed as permitted by the present zoning?
M1-2

4. What is the proposed zoning of the site? M1-2

5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?
M1-2

EMPLOYMENT QUESTIONNAIRE...

I authorize any private or governmental entity, including but not limited to the New York State Department of Labor ("DOL"), to release to the New York City Industrial Development Agency (the "Agency") and/or to the New York City Economic Development Corporation ("EDC"), and/or to the successors and assigns of either (collectively, the "Information Recipients"), any and all employment information under DOL's control, which is pertinent to the Company and the Company's employees. In addition, upon the Agency's request, the Company shall provide to the Agency any employment information in the Company's possession which is pertinent to the Company and the Company's employees. Information released or provided to Information Recipients by DOL, or by any other governmental entity, or by any private entity, or by the Company itself, or any information previously released as provided by all or any of the foregoing parties (collectively, "Employment Information"), may be disclosed by the Information Recipients in connection with the administration of the programs of the Agency, and/or EDC, and/or the successors and assigns of either, and/or the City of New York, and/or as may be necessary to comply with law; and without limiting the foregoing, the Employment Information may be included in (x) reports prepared by the Information Recipients pursuant to New York City Local Law 69 of 1993, (y) other reports required of the Agency, and (z) any other reports required by law. This authorization shall remain in effect throughout the term of this Lease.

Name of Company: Realty Company to be Formed.
[Signature] 7-23-02
Signature of Principal/Owner/Chief Financial Officer Date

Attach to this Questionnaire (1) your most recent IA-5 form and (2) completed Employment Questionnaire(s) and IA-5 form(s) from your Tenant(s). Attach additional pages if necessary.

NEW YORK CITY INDUSTRIAL DEVELOPMENT AGENCY

**QUESTIONNAIRE CONCERNING EMPLOYMENT PRACTICES AND
OTHER LABOR MATTERS**

1. *Provide names as applicable:*

Real Estate Holding Entity:

to be formed

Operating Entity:

16 Tons, Inc.

Not-for-Profit Corporation:

Affiliates of any of the above:

The entities whose names are provided above shall hereinafter be referred to as the "**Companies**" or individually as a "**Company**". If any of the following questions applies to none of these **Companies**, answer "**NONE**"; but, for any question that does apply, be sure to specify to which of the **Companies** the answer is relevant. When the space provided for an answer is insufficient, provide the answer on a separate sheet of paper and annex that paper to this Questionnaire.

2. *List all of the labor union contracts and collective bargaining arrangements to which any of the Companies is currently a party:*

Not Union

3. Briefly describe "labor unrest" situations, including all pending or threatened labor strikes, hand billing, consumer boycotts, mass demonstrations, or other similar incidents experienced by any of the Companies during the current fiscal year and the five fiscal years preceding the current fiscal year:

N/A

4. List and briefly describe the current status of all federal and/or state unfair labor practices complaints asserted during the current fiscal year and the three fiscal years preceding the current fiscal year, involving any of the Companies.

NONE

5. Briefly describe pending or threatened requests for arbitration, grievance proceedings, labor disputes, strikes, or disturbances affecting any of the Companies during the current fiscal year and the three fiscal years preceding the current fiscal year.

NONE

6. Are all employees of the Companies permitted to work in the USA? What steps do the Companies take as a matter of course to ascertain their employees' employment status? Do the Companies complete and retain all required documentation related to this inquiry, such as Employment Eligibility Verification (I-9) forms?

We have the Employment Eligibility Verification Forms (I-9)

7. *Has the United States Department of Labor, the New York State Department of Labor, the New York City Office of the Comptroller, or any other local, state or Federal department, agency or commission having regulatory or oversight responsibility with respect to workers and/or their working conditions and/or their wages, inspected the premises of any Company or audited the payroll records of any Company during the current fiscal year or during the three fiscal years preceding the current one?*

Yes ___ No

If the answer to this question is "yes", briefly describe the nature of the inspection, the inspecting governmental entity and when the inspection occurred. Briefly describe the outcome of the inspection, including any reports that may have been issued and any fines or remedial or other requirements imposed upon the Company or Companies as a consequence.


8. *Has any Company incurred, or potentially incurred, any liability (including withdrawal liability) with respect to an employee benefit plan, including a pension plan? If the answer to this question is "yes", quantify the liability and briefly describe its nature and refer to any governmental entities that have had regulatory contact with the Company in connection with the liability.*

No

9. *Are the practices of any Company now, or have they been at any time during the three fiscal years preceding the current fiscal year, the subject of any complaints, claims,*

proceedings or litigation arising from alleged discrimination in the hiring, firing, promoting, compensating or general treatment of employees? If the answer to this is "yes", provide details. When answering this question, please consider "discrimination" to include sexual harassment.

No

SIGNATURE: 

PRINTED NAME: DAVID GOLTZ

TITLE: President

NAME OF APPLICANT: 16 TONS, Inc.

EIN NO. OF APPLICANT: 

DATE: July 23, 2002

(Additional forms available upon request)

Please fill in all spaces, use full first, middle and maiden names, no initials. If an item is not applicable, please indicate so. You may include additional relevant information on a separate exhibit. Sign and date where indicated.

Name DAVID WAYNE GOLTL SS# [REDACTED]
First Middle Maiden Last

Date of Birth [REDACTED] Place of Birth [REDACTED]

Residence Telephone [REDACTED] Business Telephone [REDACTED]

Residence Address [REDACTED] City [REDACTED] State [REDACTED] Zip [REDACTED]

Previous Address [REDACTED] Street [REDACTED] City [REDACTED] State [REDACTED] Zip [REDACTED]

Lived there from [REDACTED] Month and Year [REDACTED] Month and Year [REDACTED]

Spouse's Name [REDACTED] SS# [REDACTED]
First Middle Maiden Last

Are you employed by the U.S. Government? Yes No If yes, give agency/position [REDACTED]

Are you a U.S. Citizen? Yes No If no, give Alien Registration number [REDACTED]

Have you ever been charged with or convicted of any criminal offense other than a misdemeanor involving a motor vehicle violation? Yes No If yes, furnish details in a separate exhibit.

Are you involved in any lawsuit at this time or have you ever filed for personal or business Bankruptcy Protection? Yes No If yes, furnish details in a separate exhibit.

Have you ever obtained credit under any other name(s)? Yes No If yes, furnish details in a separate exhibit.

EDUCATION

College or Technical Training, Name and Location	Dates Attended From/To	Major	Degree or Certificate
<u>SEE ATTACHED</u>			

MILITARY SERVICE BACKGROUND

Branch NA From [REDACTED] To [REDACTED] Honorable Discharge? [REDACTED]
Rank at Discharge [REDACTED] Major assignment/accomplishment [REDACTED]

WORK EXPERIENCE (List chronologically, beginning with present employment)

[REDACTED]

Education

College or Technical Training, Name and Location

Dates attended From/To

Major

Degree or Certificate



/

/

/

/

/

4-23-02

DAVID GOLTZ

Please fill in all spaces, use full first, middle and maiden names, no initials. If an item is not applicable, please indicate so. You may include additional relevant information on a separate exhibit. Sign and date where indicated.

Name IAN BICKMSTAFFE SS# [REDACTED]
First Middle Maiden Last

Date of Birth [REDACTED] Place of Birth [REDACTED]

Residence Telephone [REDACTED] Business Telephone [REDACTED]

Residence Address [REDACTED]
Street City State Zip

Previous Address [REDACTED]
Street City State Zip

Lived there from [REDACTED] to [REDACTED]
Month and Year Month and Year

Spouse's Name [REDACTED] SS# [REDACTED]
First Middle Maiden Last

Are you employed by the U.S. Government? Yes No If yes, give agency/position _____

Are you a U.S. Citizen? Yes No If no, give Alien Registration number _____

Have you ever been charged with or convicted of any criminal offense other than a misdemeanor involving a motor vehicle violation? Yes No If yes, furnish details in a separate exhibit.

Are you involved in any lawsuit at this time or have you ever filed for personal or business Bankruptcy Protection? Yes No If yes, furnish details in a separate exhibit.

Have you ever obtained credit under any other name(s)? Yes No If yes, furnish details in a separate exhibit.

EDUCATION

College or Technical Training Name and Location	Dates Attended From/To	Major	Degree or Certificate
[REDACTED]			

MILITARY SERVICE BACKGROUND

Branch _____ From _____ To _____ Honorable Discharge? _____

Rank at Discharge _____ Major assignment/accomplishment _____

WORK EXPERIENCE (List chronologically, beginning with present employment)

[REDACTED]			
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