

Empire State Development

COPY: Melanie Meyers
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December 16, 2005

Jane Marshall
Forest City Ratner Companies
1 MetroTech Center North
Brooklyn, New York 11201

Re: Emergency Demolition
Atlantic Yards Arena and Redevelopment Project

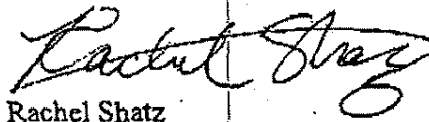
Dear Ms. Marshall:

Staff of the Empire State Development Corporation have declared, pursuant to Section 617.5(c)(33) of the State Environmental Quality Review Act ("SEQR") regulations, that demolition of the following structures by Forest City Ratner Company ("FCRC") is an emergency action that is immediately necessary on a limited and temporary basis for the protection and preservation of life, health, and property:

- (i) 608-620 Atlantic Avenue;
- (ii) 461 Dean Street;
- (iii) 463 Dean Street (both the four-story and three-story structures);
- (iv) 585-601 Dean Street; and
- (v) 620 Pacific Street (collectively, the "Unsafe Structures").

In undertaking such emergency demolition, FCRC must cause the least change or disturbance to the environment that is practicable under the circumstances. Although such emergency demolition is exempt from SEQR review, any additional physical activities at the Project site are fully subject to SEQR and its implementing regulations.

Sincerely,



Rachel Shatz

1570Demolition Ltr 12-15-05

Empire State Development Corporation
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