

New York State  
Office of Addiction Services and Supports

1450 Western Avenue  
Albany, NY 12203

AGENDA

June 16, 2022

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The following Certification Applications will be presented to the Behavioral Health Services Advisory Council Project Review Committee.

Mental Health Association of Westchester County, Inc.	2022.024 – New OASAS Provider	Linda Hefferon
Pesach Tikvah-Hope Development, Inc.	2022.022 – New OASAS Provider	Linda Hefferon
Grand Union Holistic Solutions, LLC	2021.070 – New OASAS Provider	Jennifer Berg
Cazenovia Recovery Services, Inc.	2022.045 – Capital Project	Jennifer Berg
Recovery Center of Niagara, LLC	2021.077 – New OASAS Provider	Jennifer Berg
Surfpoint Recovery, LLC	2022.016 – New OASAS Provider	Dena Holmes
Cattaraugus County Department of Community Services	2021.084 – New OASAS Provider	Michele Woods
Westfall Associates, Inc.	2022.019 – Change in Ownership	Michele Woods

**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** Linda Hefferon

**DATE:** June 6, 2022

**SUBJECT: Application Review**  
Applicant: Mental Health Association of Westchester County, Inc.  
Application #: 2022-024  
Purpose: New OASAS Provider  
County: Westchester

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**Project Summary:**

Mental Health Association of Westchester County, Inc. (MHA of Westchester), a New York State not-for-profit corporation, submitted a Certification Application requesting OASAS' approval to become a new provider of Part 822 Outpatient services to be located at 360 Mamaroneck Avenue in White Plains.

MHA of Westchester is a designated CCBHC currently operating an Article 31 Mental Health clinic at this site and requesting to add addiction services.

MHA's philosophy is a whole person approach in which they strive to provide a person-centered, trauma-responsive, recovery-oriented, culturally sensitive model of care that is harm reduction focused. MHA plans to offer a complete array of services including individual and group counseling for individuals and families, peer support, education, medication assisted treatment, comprehensive evaluation, specialty groups in line with client needs, outreach, self-help groups, and referral to ancillary services. They believe there is "no wrong door" for clients with co-occurring challenges and making services accessible to all. The applicant plans to serve approximately 180 clients annually.

This service will operate Monday through Thursday from 9:00 am to 8:30 pm, and Friday from 9:00 am to 5:00 pm.

**Need:**

The Westchester County Department of Mental Health's (DCMH) 2019 Local Services Plan identified access challenges to outpatient substance use disorder treatment due to capacity, insurance issues and fiscal strains put upon care providers. One of White Plains' major

providers of behavioral healthcare closed within the last several years, widening the service gap and resulting in unmet need. In the DCMH's 2021 Local Services Plan, it was noted that these challenges continue, with further exacerbation from the COVID-19 pandemic, resulting in an increase in heroin use, the continued tainting of opioids and other drugs with fentanyl, the isolation of individuals in the throes of addiction with little or no access to treatment, overdoses likely to have been underreported, and an increase in overdose related emergency room visits during 2020.

MHA of Westchester will welcome all to receive services, however they are dedicated to meeting the specific needs of women, parolees/probationers, the Hispanic/Latino population, and those with co-occurring disorders.

MHA of Westchester will also offer the Encompass Program, a unique evidence-based, integrated treatment program for adolescents and young adults with mental health challenges and substance misuse/addiction.

Several letters in support of this applicant's efforts to establish a new Part 822 outpatient clinic were received from other providers of substance use disorder services in the area, as well as local politicians. These letters of support were received by the provider in June and July of 2021 and were included in the application.

The Westchester County Department of Community Mental Health's recommendation in support of this application was received on April 25, 2022.

The Lower Hudson Regional Office's recommendation in support of this application was received on May 4, 2022.

### **Character and Competence:**

Mental Health Association of Westchester was incorporated in 1946, originally as the Mental Hygiene Association of Westchester County, Inc. An amended Certificate of Incorporation was filed in 1957 in which the name of the corporation was changed to Mental Health Association of Westchester County, Inc. A Restated Certificate of Incorporation was filed in 2010.

MHA of Westchester has twenty Board members, one of whom has the required previous SUD experience. They have indicated that they will continue to search for a second Board member with appropriate experience and appointing this person to the board will be a contingency for final approval.

MHA of Westchester has a longstanding history of providing comprehensive behavioral health services through programs that are person-centered and recovery-focused.

They are certified by the Office of Mental Health (OMH) for: a Community Residence (23 adults) in White Plains, four clinic treatment programs in Nyack, two clinic treatment programs in Thiells, a clinic treatment program in Garnerville, a clinic treatment program in White Plains, two clinic treatment programs in Mt. Kisco, a clinic treatment program in Valhalla, an Assertive Community Treatment program in Tarrytown, a clinic treatment program in Hawthorne, a clinic treatment program in Yonkers, and a clinic treatment program in Haverstraw. OMH has indicated that MHA of Westchester is in good standing with that agency.

**Overall Financial Condition of the Provider:**

OASAS' Fiscal Audit and Review Unit reviewed the financial documents provided by the applicant and found them to be fiscally viable.

The budget included in the application is a balanced budget with anticipated total revenues of \$980,274, the majority of which will come from Medicaid Managed Care, Medicaid Fee for Service, private health insurance and State and Federal grants, and total anticipated expenses of \$980,274.

Since MHA of Westchester is already an established provider of Article 31 Mental Health services in the County, proof of start-up funding was not required.

**Adequacy:**

The lease provided by MHA of Westchester has been reviewed and found to contain the OASAS required right to re-entry language.

A floor plan review and SEQR were completed on April 7, 2022 by Lee Kalle. According to Lee, the proposed space appears to comply with the Part 814 facility regulations for the service provided and will have no negative effect on the environment.

Lee also noted that a Physical Plant Inspection will be conducted by his unit upon the completion of the renovations/construction.

**Compliance:**

MHA of Westchester submitted the following staffing pattern which meets minimum requirements: one full-time Clinical Director, one .25 physician with addiction specialty, one .25 Psychiatrist/nurse practitioner, one .50 nurse, two full-time CASACs, two full-time clinicians, one full-time CRPA, and two support staff.

Policies and procedures have been reviewed for regulatory compliance. There are four missing policies that the applicant is working on and will submit as soon as they are able.

**Continuity of Care:**

As a CCBHC, MHA of Westchester is required to have linkage agreements with agencies for services not provided by either their Office of Mental Health licensed programs, or the Part 822 Outpatient program. MHA of Westchester has linkage agreements/MOU's with Arms Acres, Caremount Medical, St. John's Riverside Hospital, Innovative Health Systems, Open Door Family Medical Centers, St. Vincent's Hospital of Westchester, Sun River Healthcare, and VA Hudson Valley Healthcare System.

**Recommendation:**

OASAS recommendation is to approve the request from Mental Health Association of Westchester County, Inc. to become a new OASAS certified provider of Part 822 Outpatient services with the following contingencies:

- Verification of the hiring of sufficient staff to meet regulatory requirements
- Appointment of a second board member with substance use disorder experience
- OASAS Physical Plant Inspection of the facility
- Final review and acceptance of policies and procedures
- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation, including the OASAS required language, have been filed.


Attachments: LGU recommendation, maps



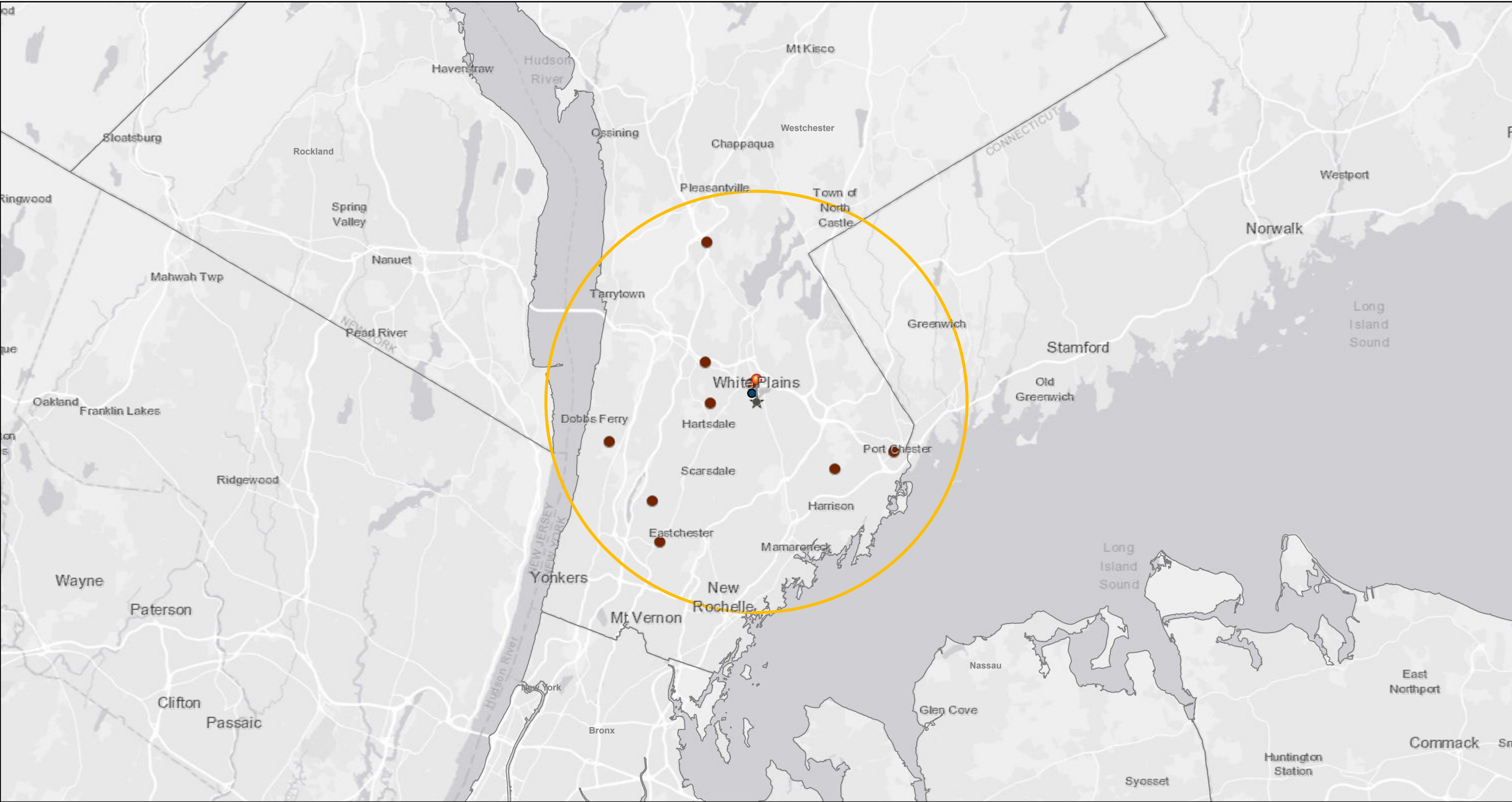
## LOCAL GOVERNMENTAL UNIT REVIEW REPORT

(Chemical Dependence Services Certification Actions)

Applicant's Legal Name Mental Health Association of Westchester County Inc		Application No./Action 2022-024
Local Governmental Unit Westchester County		
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of chemical dependence (alcoholism and/or substance abuse) services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). By regulation the Local Governmental Unit shall have a reasonable time from its receipt of the application to review and provide its recommendation to the Office. If possible, please do so within 14 days. When completed, please forward this review report to the appropriate OASAS Regional Office and the Certification Bureau. The Regional Office will take your comments and recommendations into account when performing their concurrent review of the proposed action(s). If you require additional time to complete your review, you should contact the Certification Bureau to request an extension. In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>		
<b>1.</b> <b>Consistency of Program Description and Site Location with Local/OASAS Requirements</b>	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>Program concept and location is good. Actually, the identified space is seemingly appropriate and adequate for intended services.</p>	
<b>2.</b> <b>Provider Operational Performance</b>	<p>Is the operational performance of this provider satisfactory? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>The agency has a long history of providing behavioral healthcare services in Westchester County, and has a good reputation as regards providing quality care and being financially responsible. There no outstanding issues with contracts the agency currently hold with Westchester County.</p>	
<b>3.</b> <b>Adequacy of Financial Plans</b>	<p>Is the financial plan in the proposal adequate and acceptable? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>The agency provided information on revenue sources that will facilitate, and sustain the start-up of programming. This will allow the program the needed time to ramp up services to the level required to achieve sustainability.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below.</p> <p>The agency has a long history of accepting medicaid and managed care reimbursement, and expects to continue.</p>	
<b>4.</b> <b>Consistency with Local Plans and Local/Community Needs</b>	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Provide explanation below.</p> <p>The proposed program is consistent with local plans and county interest in seeing community needs being met. Especially in light of the fact that the program proposes to provide integrated care to adults and adolescents in need of addiction and co-occurring disorder treatment.</p>	
<b>5.</b> <b>Provider Standing in the Community</b>	<p>Is there any known information regarding the provider's standing in the community? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Regardless of the answer, provide all known information below or on additional sheets attached to this report.</p> <p>The agency has a long history of providing services in several communities in the county and has a stellar reputation.</p>	

<b>6.</b> <b>Program Location</b>	<p>In answering this question, the following should be taken in to consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for a Chemical Dependency Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking;</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>The proposed location is seemingly suitable for a CD treatment program. It is easily accessible due to bus service near by, and municipal parking across the street from the facility.</p> <p>The space is newly renovated, and will be in the same building with Mental Health and Medical health services.</p> <p>Please check one box.</p> <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> LGU has visited the proposed location.  <input type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability.  <input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.         </div> <div>           Date of Visit: <u>04/19/2022</u> </div> </div>		
<b>7.</b> <b>Current Status of Existing Programs</b>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program's current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Please describe any issues.</p> <p>Our office is not aware of any community issues associated with this provider, either at other locations or the current location in question.</p>		
<b>8.</b> <b>Community Response</b>	<p>Please describe your knowledge of the applicant's outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>The agency has shown evidence of having reached out and received support from several community partners, including other providers, public officials, and community members. to date, no concerns have been brought to our attention.</p>		
<b>9.</b> <b>Other Comments</b>	<p>Provide additional comments.</p> <p>The possiblity of having Addiction, Mental health and Medical services, including dental etc, in the same building provides an opportunity to for clients to have easy access to more integrated care, which is a stated goal of the provider.</p>		
<b>10.</b> <b>LGU Recommendation</b>	<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	Signature of Authorized LGU Official 	Date <u>4/25/2022</u>

# MHA of Westchester Map



5/26/2022, 4:00:27 PM

1:288,895

County  
AllCert - Cert Applications

- ★ Outpatient
- 5. Outpatient: Outpatient Clinic
- AllCert - Outpatient Additional Location

0 2.75 5.5 11 mi  
0 4.25 8.5 17 km

Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community



**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** Linda Hefferon

**DATE:** June 6, 2022

**SUBJECT: Application Review**  
Applicant: Pesach Tikvah Hope Development, Inc.  
Application #: 2022-002  
Purpose: New OASAS Provider  
County: Kings County

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**Project Summary:**

Pesach Tikvah Hope Development, Inc. submitted a Certification Application requesting Office of Addiction Services and Supports (OASAS) approval to become a new provider of OASAS outpatient services to be located at 926 Bedford Avenue in Brooklyn.

Pesach Tikvah was granted CCBHC status by SAMHSA in 2019. They were the recipients of an Expansion Grant Award to add addiction disorder services to their currently certified Office of Mental Health (OMH) and Office for People with Developmental Disabilities (OPWDD) services. In addition, Pesach Tikvah plans to submit a Certificate of Need to the NYS Department of Health in the future requesting to provide primary health services as a diagnostic and treatment center, as well.

They will offer patient centered, trauma informed care in their individual, group and family counseling services and will also offer Medication Assisted Treatment. Their focus will be on those with co-occurring disorders, however they will welcome those with addiction disorder only, as well. They anticipate serving approximately 100 clients per year.

The hours of operation for this service will be Monday from 3:00 pm to 9:00 pm, Tuesday from 1:00 pm to 9:00 pm, Wednesday and Thursday from 2:00 pm to 9:00 pm, Friday from 11:00 am to 2:00 pm and Sunday from 2:00 pm to 9:00 pm. They will be closed on Saturdays.

**Need:**

Pesach Tikvah has recognized the medical and substance abuse needs of its present clientele and believe the addition of substance abuse services at the same site as the OMH

certified services are located, along with their future plan to add primary health services (diagnostic and treatment center) at a nearby building on the same block, will provide a comprehensive model of care that integrates the patient's continuity of treatment.

In addition to providing services to their current clientele, Pesach Tikvah will reach out to those affected by addiction in the Northern Brooklyn area, particularly the Orthodox Jewish, Asian and Hispanic populations to which they will provide culturally appropriate care.

Pesach Tikvah received a letter from Henry Butler of Brooklyn Community Board #3 on March 30, 2021 stating that the Community Board had no objection to the proposed outpatient substance abuse program within their borders.

Pesach Tikvah's consultants, on their behalf, also submitted copies of letters to Assembly Member Forrest of Assembly District 57, Senator Brisport of the 25<sup>th</sup> New York State Senate District, Stephen Levin, New York City Council District 33 Council Member, and Eric Adams, then Brooklyn Borough President, informing them of Pesach Tikvah's plans to open this service.

Pesach Tikvah subsequently met with staff from the Brooklyn Borough President's office on April 8, 2021 where they expressed support for the project. There were no objections raised from any of the other officials.

The New York City Department of Health and Mental Hygiene's recommendation in support of this application was received on May 11, 2022.

In their 2021 County Plan, the New York City Department of Health and Mental Hygiene identified the need for heroine and opioid programs and services as one of their top five priority issues.

The New York City Regional Office recommendation in support of this application was received on May 25, 2022.

**Character and Competence:**

Pesach Tikvah was incorporated in 1983 as a not-for-profit corporation whose purpose was to provide for the unmet needs of the local Orthodox and Hasidic Jewish communities and summer camp opportunities and residential facilities for developmentally disabled youth in Kings County.

Pesach Tikvah has 10 board members, one of whom has acceptable experience in the substance abuse field with others having behavioral health experience.

Pesach Tikvah is currently certified by the Office of Mental Health (OMH) to operate a clinic treatment program for adolescents, adults and children, and by the Office of People with Developmental Disabilities (OPWDD) for multiple types of programming.

In consulting with each of these agencies on the compliance history of the applicant, OPWDD stated that Pesach Tikvah is authorized to provide several non-site-based services and one site-based, certified program. OPWDD noted that they do not have concerns with

the non-site-based services, however they have had concerns regarding Pesach Tikvah's site-based program.

In 2019, OPWDD needed to take adverse action (in the form of a 60-Day Letter Statement of Deficiencies) against the agency for their failure to comply. The concerns at that time were either serious, systemic, or pervasive. After taking that initial adverse action, the agency was still unable to achieve compliance. As a result of their inability to remediate concerns, additional adverse action was taken in the form of sanctions, with those sanctions having lasted through 2020.

During their most recent survey in 2021, the agency showed improvement. They still received a Statement of Deficiencies for issues of non-compliance, but it was not the more serious 60-Day Letter Statement of Deficiencies, and the agency was able to remediate the concerns adequately and appears to be moving in the right direction.

OMH has indicated that Pesach Tikvah is in good standing with their agency.

**Overall Financial Condition of the Provider:**

OASAS' Fiscal Audit and Review Unit determined, on March 28, 2022, that this applicant is fiscally viable.

The budget included with the application anticipates an annual income of \$526,500 the majority of which is to be from Medicaid Managed Care, with the other sources of income being Medicaid Fee for Service, Medicare, Client Fees, and Private Health Insurance. Anticipated annual expenditures being \$489,995. OASAS' NYC Regional Office has indicated that this budget is appropriate.

The applicant currently operates an OMH certified service at this address, which they plan to integrate with the requested OASAS outpatient clinic in the future, therefore proof of start-up funds was not required as most of the clients to be served by the OASAS program are anticipated to be current clients of the OMH program.

**Adequacy:**

The lease for the space to be utilized by Pesach Tikvah for the proposed service has been reviewed and found to contain the required right to re-entry language.

The floor plans for the space were reviewed by Laurence Thomas of OASAS' downstate Facilities Evaluation and Inspection Unit (FEIU) on May 2, 2022. Laurence has deemed the space to be sufficient for its intended use.

Laurence is also in the process of completing a virtual Physical Plant Inspection on the space. This inspection is anticipated to be completed within the next week.

A SEQR was performed by Lee Kalle of OASAS' FEIU on April 22, 2022. Lee found there to be no environmental issues with the location.

**Compliance:**

Pesach Tikvah submitted the following staffing pattern which meets minimum requirements: one shared Director of Services, .2 Medical Director, .25 Nurse Practitioner, .25 Registered Nurse, 2 full-time CASACs, 1 CRPA, 1 LCSW, 1 Administrative Assistant and 1 Billing Clerk.

Policies and procedures have been reviewed and are generally acceptable. There are some policies and procedures that were either missing, or need changes made. Pesach Tikvah and their consultant are working to make all required changes and provide any missing information.

**Continuity of Care:**

Pesach Tikvah provides both OMH (at this location) and OPWDD certified services. They also have a Transfer Agreement with Maimonides Medical Center for any required medical care that is not provided by any of its certified services and to receive patients from Maimonides Medical Center who may be in need of substance abuse outpatient treatment services.

They have stated that they will also work with providers in the area for levels of care not offered by Pesach Tikvah to both refer clients in need of those services, as well as accept clients from these sources.

**Recommendation:**


OASAS recommendation is to approve the request from Pesach Tikvah Hope Development, Inc. to become a new OASAS certified provider of Part 822 Outpatient services with the following contingencies:

- Verification of the hiring of sufficient staff to meet regulatory requirements
- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation, including the OASAS required corporate purpose language, has been filed.
- Physical Plant Inspection by OASAS' FEIU.

Attachments: LGU recommendation, maps

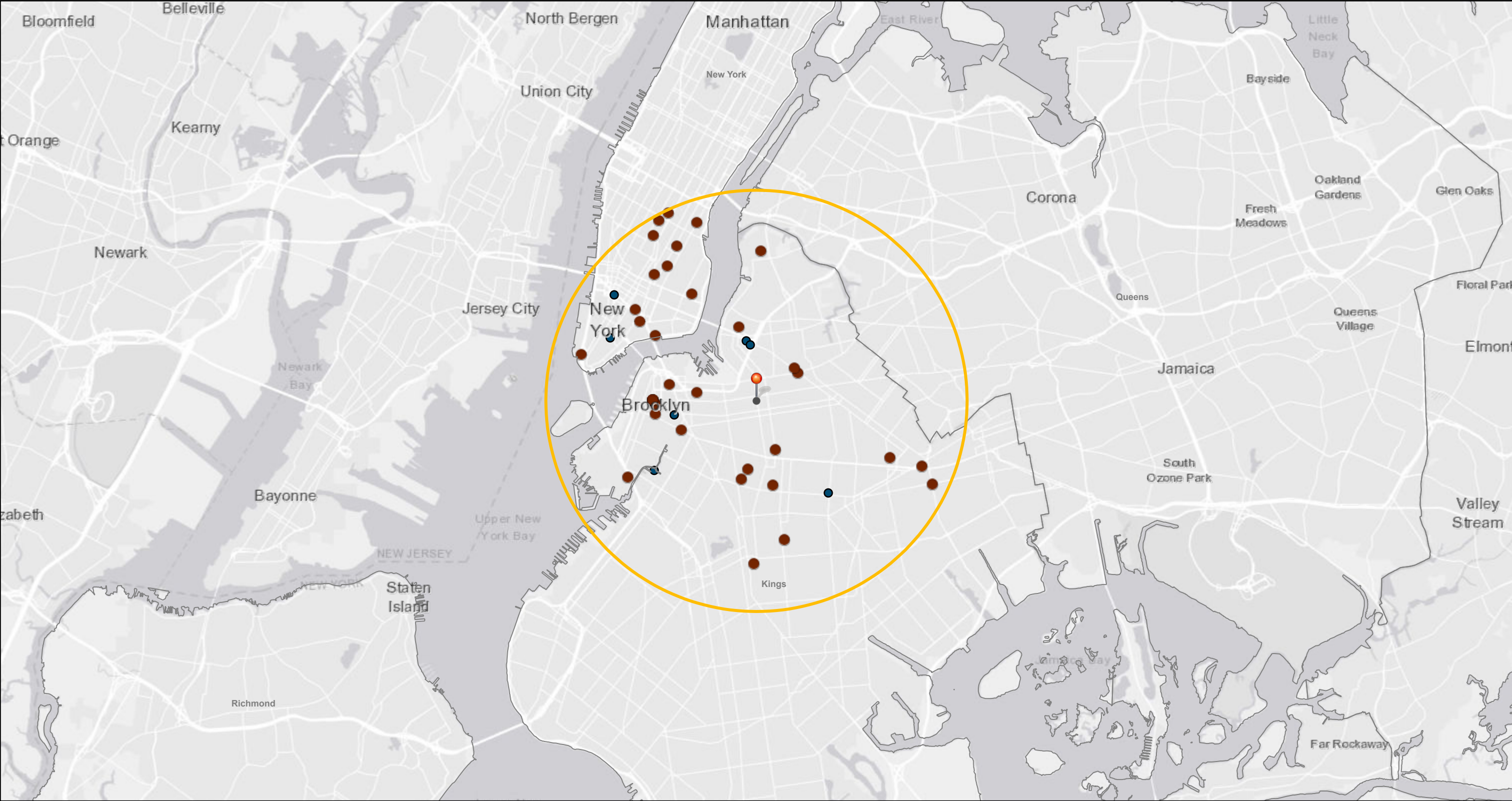
**LOCAL GOVERNMENTAL UNIT REVIEW REPORT****(Addiction Disorder Services Certification Actions)**

Applicant's Legal Name Pesach Tikvah-Hope Development, Inc.		Application No. 2022-002
Local Governmental Unit New York City Dept. of Health and Mental Hygiene		
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of addiction disorder services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>		
1. <b>Consistency of Program Description and Site Location with Local/OASAS Requirements</b>	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>The applicant plans to open a new OASAS 822 Medically Supervised Outpatient Program at 926 Bedford Ave. Brooklyn NY, 11205. The applicant plans to offer comprehensive substance use services to the Orthodox-Hasidic Jewish community and growing African American, Hispanic, and Asian community members. Psychiatric services, peer counseling, person centered treatment and motivational interviewing will be provided. Medication Assisted Treatment (buprenorphine, vivitrol and other accepted addiction mediations) will be offered as well as Narcan for overdose prevention.</p>	
2. <b>Provider Operational Performance</b>	<p>Is the operational performance of this provider satisfactory? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>This is not an allocated provider and the Department can only go by the information provided on the application. The information appears to indicate that operational performance of this provider would be satisfactory.</p>	
3. <b>Adequacy of Financial Plans</b>	<p>Is the financial plan in the proposal adequate and acceptable? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>This is not an allocated provider and the Department can only look at the information provided in the application. This information appears to be acceptable.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below. The applicant will collect revenues from Medicaid (Managed Care), Medicaid (fee for service), Medicare, Private insurance (managed care) and Private insurance (fee for service.)</p>	
4. <b>Consistency with Local Plans and Local/Community Needs</b>	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Provide explanation below.</p> <p>Data from 2020 show that the rate of fatal overdose in New York City (NYC) increased to 30.5 per 100,000 residents from 21.9 in 2019. According to the NYC Epi Data Brief published in 2021, residents of Brooklyn had rates of overdose (21.1 per 100,000 residents). The applicant will meet the substance use needs of its diverse community by providing treatment including Medication for Addiction Treatment.</p>	
5. <b>Provider Standing in the Community</b>	<p>Is there any known information regarding the provider's standing in the community? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Regardless of the answer, provide all known information below or on additional sheets attached to this report.</p> <p>The Provider has been providing licensed OMH and OPWDD services to the Brooklyn community since 1983. Pesach Tikvah-Hope Development, Inc. is in good standings in the community. They use evidence-based multidisciplinary approach to provide services to people with emotional, developmental and/or psychiatric disabilities. There are no known issues to the DOHMH.</p>	

<p>6.</p> <p><b>Program Location</b></p>	<p>In answering this question, the following should be taken into consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for an Addiction Disorder Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>Street parking is available. In addition, the programs are accessible by public buses and subways(R &amp; G trains).</p> <hr/> <p>Please check one box.</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> LGU has visited the proposed location.         </div> <div>Date of Visit: _____</div> </div> <div> <input checked="" type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability.         </div> <div> <input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.         </div> <p>Due to COVID-19, the LGU was not able to visit the existing locations.</p>		
<p>7.</p> <p><b>Current Status of Existing Programs</b></p>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program’s current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Please describe any issues.</p> <p>There are no known issues to the DOHMH</p>		
<p>8.</p> <p><b>Community Response</b></p>	<p>Please describe your knowledge of the applicant’s outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>The applicant has provided documentation of its outreach efforts and communications to the community board # 3. The applicant presented to the community board on 2/17/21. The local community board has acknowledged receiving communication of the provider's plan to open an OASAS Part 822 Medically Supervised Outpatient Program at 926 Bedford Ave. Brooklyn NY, 11205.</p>		
<p>9.</p> <p><b>Other Comments</b></p>	<p>Provide additional comments.</p> <p>N/A</p>		
<p>10.</p> <p><b>LGU Recommendation</b></p>	<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	<p>Signature of Authorized LGU Official</p> 	<p>Date</p> <p>5/11/22</p>



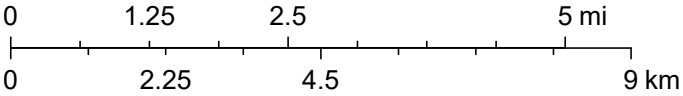
# Pesach Tikvah Map



5/26/2022, 4:08:18 PM

1:144,448

- County
- 5. Outpatient: Outpatient Clinic
- AllCert - Outpatient Additional Location



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community

**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** **Jennifer Berg**

**DATE:** **May 25, 2022**

**SUBJECT: Application Review**  
Applicant: Grand Union Holistic Solutions, LLC.  
Application #: 2021.070  
Purpose: New OASAS Provider  
County: Richmond

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**Project Summary:**

Grand Union Holistic Solutions, LLC (Grand Union) submitted a Certification Application requesting New York State Office of Addiction Services and Supports (OASAS) approval to become a new OASAS Provider of Part 822 Outpatient Treatment Services to be located at 1441 South Avenue, 6<sup>th</sup> Fl, Suite 601, Staten Island, New York 11304. The programs hours of operation will Monday through Friday from 8am to 8pm and on Saturdays 9am to 12pm.

Grand Union's treatment philosophy is built on their belief in a multidisciplinary approach to addiction treatment for individual and families, blending the latest evidence-based practices utilizing a medical and psychological approach. All patients will be afforded services that are individualized to need including: an admissions assessment, medical services including ancillary withdrawal and medication assisted therapies, individual, group and family counseling, and treatment planning.

**Need:**

According to the NYC Office of the Chief Medical Examiner and NYC Health Department's Bureau of Vital Statistics, for 2020 it was reported that 132 Staten Island residents died of a drug overdose and that Staten Island residents ages 35 to 54 had the largest number of overdose deaths. According to the Richmond County District Attorney's Office, over 170 people overdosed on drugs during the first nine months of 2021 on Staten Island and this trend continues, fueled by the COVID-19 epidemic.



Grand Union reached out to Community Board #2 notifying them of the proposed action and received a letter of support. Additional letters of support were received from, Senator Lanza, Borough President, James Oddo, Minority Leader Steven Matteo, and Senator Savino.

According to OASAS Provider Directory System, there are four outpatient clinics within a five-mile radius of this location, however only one is in the Community Board #2 district.

On May 11, 2022 OASAS Bureau of Certification received a completed Local Government Unit Review Report (PPD-6) from New York City Department of Health and Mental Hygiene recommending that this project move forward.

On May 24, 2022 OASAS Bureau of Certification received a completed Regional Office Review Report (PPD-7) from New York City Regional Office with a positive recommendation for this action.

### **Character and Competence:**

Grand Union is a newly formed LLC, established with Department of State in July of 2020. The entity is owned by Jeffrey D. Klein (45%), Paul Gjonaj (45%) and Dr. Sangeet Khanna (10%). All the owners hold voting rights equal to their ownership percent.

Jeffrey Klein is a former Assemblyman and Senator for New York State and was the Chair of the New York State Senate Alcohol and Substance Abuse Committee from 2011-2013. Dr. Sangeet Khanna who is a psychiatrist, will also function as the programs Medical Director. Dr. Khanna is currently licensed in New York State and has been providing psychiatric services for over ten years and holds a Buprenorphine Waiver Certification. Paul Gjonaj is the President of Nu-Rec Management Corp., a real estate company, in Bronx, New York since 1998.

### **Overall Financial Condition of the Provider:**

The applicant submitted a proposed budget outlining expenses at \$2,843,046, revenues of \$3,547,106 leaving a balance of \$704,060. Grand Union will not be billing Medicaid or Medicare, relying on patient fees and private insurance.

No OASAS funding is being requested for this action. As a non-funded, private pay applicant, OASAS Regional Office reviewed the budget, noting that as first year projections appear high, the provider should monitor cost/revenues closely to avoid overspending.

The applicant has submitted documentation to indicate sufficient funds to sustain six-months of start-up costs while building patient census.

### **Adequacy:**

The site for this proposed action is located at Corporate Commons Two at 1441 South Avenue, which is six story building. This service will be located on the 6<sup>th</sup> floor. The facility is accessible by 46 Bus which comes directly into the Corporate Commons property. There is another bus

line on Victory Boulevard which is a short walk to the location. In addition to the bus lines, there is a parking garage and bicycle parking on the premises.

The OASAS Facilities Environment Inspection Unit (FEIU) performed a State Quality Environmental Review on March 7, 2022, and a Floor Plan Review on March 15, 2022, and determined that the space is considered more than sufficient to house a Part 822 Outpatient Treatment Program.

Once the renovations on the site are completed, OASAS FEIU will complete a physical plant inspection and the lease will be fully executed.

### **Compliance:**

The applicant submitted a staffing plan which meets regulatory requirements and includes a clinical director, a medical director, a full-time CASAC, a full-time QHP in a discipline other than CASAC, a full-time psychiatric nurse practitioner, and certified peers, reception staff and clerical staff. Grand Union plans to increase staffing as they build their patient census.

Policies and procedures have been reviewed for regulatory compliance and are accepted by OASAS.

### **Continuity of Care:**

Grand Union addresses continuity of care within their treatment policies and procedures to ensure each patient is co-operatively involved with the clinical staff in their ongoing care management.

Staff will receive clinical supervision and in-service trainings including webinars to ensure they have the most up to date information needed to effectively meet the needs of the patients.

Grand Union indicates intentions to develop linkages with Mount Sinai Medical/Staten Island University Hospital to enable referrals and follow ups to be made based upon client need. Staten Island University Hospital has a Medically Supervised Withdrawal Unit and psychiatric services for clients who require acute care.

Grand Union intends to establish linkage agreements with Mount Sinai Medical/Staten Island University Hospital to enable direct referrals for patients who have need for medically supervised withdrawal and psychiatric services.

### **Recommendation:**

OASAS recommendation is to approve the request from Grand Union Holistic Solutions, LLC to become a new OASAS Provider of Part 822 Outpatient Treatment Services with the following contingencies:

- Verification of the hiring of sufficient staff to meet regulatory requirements
- OASAS inspection and approval of the completed facility


- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation/Articles of Organization, including the OASAS required language, have been filed.
- A copy of the fully executed Operating Agreement
- Receipt of a copy of the fully executed Lease Agreement containing OASAS' required right to re-entry language

Effective Date:

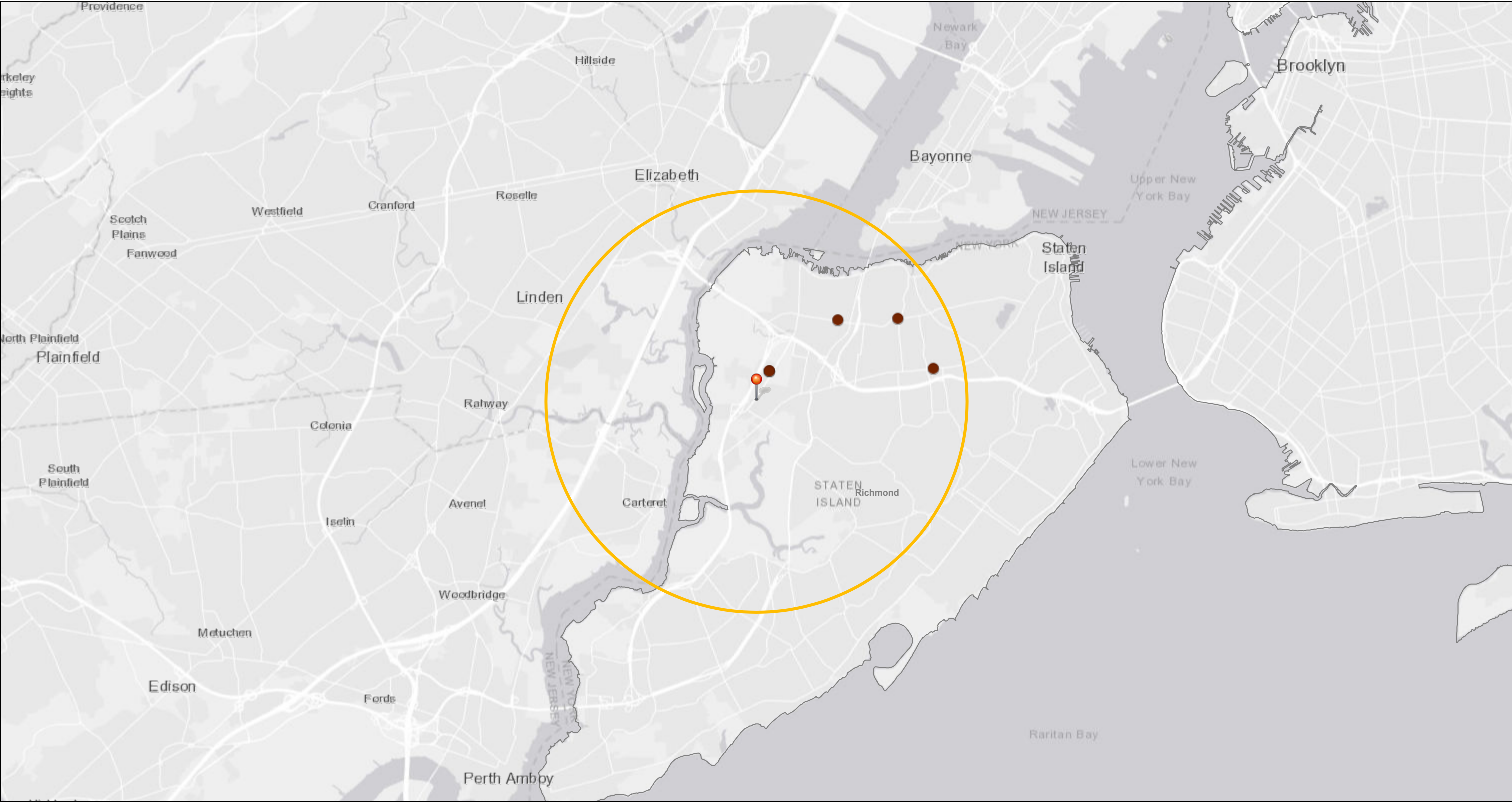
Attachments: – LGU recommendation, maps

**LOCAL GOVERNMENTAL UNIT REVIEW REPORT****(Addiction Disorder Services Certification Actions)**

Applicant's Legal Name Grand Union Hollistic Solutions, LLC.		Application No. 2021.070
Local Governmental Unit New York City Department of Health and Mental Hygiene		
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of addiction disorder services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>		
1. <b>Consistency of Program Description and Site Location with Local/OASAS Requirements</b>	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>Grand Union Holistic Solutions, LLC is applying to be a new OASAS licensed provider of Part 822 medically supervised outpatient services at Corporate Commons Two at 1441 South Avenue, Suite 601, Staten Island, NY 11304. These services will include medication for addiction treatment (MAT) with on-site access to buprenorphine, harm reduction education and naloxone. Those services will be enhanced with additional modalities, such as yoga, meditation, and exercise.</p>	
2. <b>Provider Operational Performance</b>	<p>Is the operational performance of this provider satisfactory? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>This is not an allocated provider and the Department can only go by the information provided on the application.</p>	
3. <b>Adequacy of Financial Plans</b>	<p>Is the financial plan in the proposal adequate and acceptable? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>The request is cost neutral in that the provider will fund this through client fees, e.g., self-pay and private insurance reimbursements. No additional State Aid is requested, or required.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below. N/A</p>	
4. <b>Consistency with Local Plans and Local/Community Needs</b>	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Provide explanation below.</p> <p>The applicant's proposed siting of a new OASAS licensed provider of Part 822 medically supervised services addresses the increasing needs for SUD treatment in said and surrounding Staten Island communities. Three neighborhoods within the vicinity, Stapleton-St. George, Port Richmond, and Tottenville-South Beach had rates (50.1, 36.7, and 33.9, respectively) of opioid-involved overdose death among residents exceeding the New York City rate, 2020.</p>	
5. <b>Provider Standing in the Community</b>	<p>Is there any known information regarding the provider's standing in the community? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Regardless of the answer, provide all known information below or on additional sheets attached to this report.</p> <p>Grand Union Holistic Solutions, LLC's proposed outpatient drug and alcohol recovery center received overwhelming support from both State and City elected officials because of their unique service model for Staten Island residents, which responds effectively to the need for additional drug and alcohol treatment since the Covid-19 pandemic.</p>	

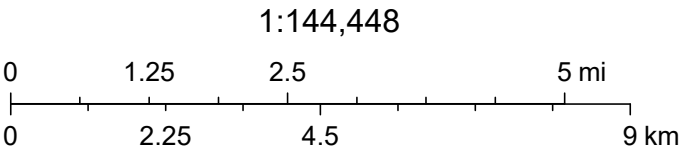
<p>6.</p> <p><b>Program Location</b></p>	<p>In answering this question, the following should be taken into consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for an Addiction Disorder Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>The proposed site location has six floors and is located at Corporate Commons Two at 1441 South Avenue, Suite 601, Staten Island, NY 11304. There is public transportation in close proximity to the building, including several MTA buses. Parking is readily available on the streets surrounding the building.</p> <hr/> <p>Please check one box.</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> LGU has visited the proposed location.         </div> <div>Date of Visit: _____</div> </div> <input checked="" type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability. <input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.		
<p>7.</p> <p><b>Current Status of Existing Programs</b></p>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program’s current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Please describe any issues.</p> <p>There are no known issues to DOHMH.</p>		
<p>8.</p> <p><b>Community Response</b></p>	<p>Please describe your knowledge of the applicant’s outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>Grand Union Holistic Solutions, LLC received from Staten Island Community Board #2 a letter dated September 23, 2021 acknowledging their plans to become a new OASAS licensed provider of SUD services.</p>		
<p>9.</p> <p><b>Other Comments</b></p>	<p>Provide additional comments.</p> <p>N/A</p>		
<p>10.</p> <p><b>LGU Recommendation</b></p>	<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	<p>Signature of Authorized LGU Official</p> 	<p>Date</p> <p>5/11/22</p>

# ArcGIS Web Map



4/20/2022, 12:00:32 PM

- County
- 5. Outpatient: Outpatient Clinic



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community

**NEW YORK STATE  
OFFICE OF ADDICTION SERVICES AND SUPPORTS  
DIVISION OF QUALITY ASSURANCE & PERFORMANCE IMPROVEMENT**

**Bureau of Certification**

**Full Review Record—Capital Project**

**Summary – June 3, 2022**

Certification Application #	<b>2022.045</b>	Applicant:	<b>Cazenovia Recovery Systems, Inc.</b>
Reviewer:	<b>Jennifer Berg</b>	Entity Type:	<input checked="" type="checkbox"/> Not-for-Profit <input type="checkbox"/> Business <input type="checkbox"/> Article 28
County:	<b>Niagara</b>	Project Address	<b>5585 Niagara St. Extension, Lockport, New York 14094</b>
Service Type(s)	<b>Part 820 Residential Services</b>	Project Type:	<input type="checkbox"/> Relocation <input checked="" type="checkbox"/> Current Site <input type="checkbox"/> New site- new services  <input type="checkbox"/> Acquisition <input type="checkbox"/> Construction <input checked="" type="checkbox"/> Rehabilitation
Current Capacity	<b>16</b>	Proposed Capacity	<b>21</b>
Project Phase as of	<input checked="" type="checkbox"/> Pre-Contract <input type="checkbox"/> Design <input type="checkbox"/> Construction <input type="checkbox"/> Complete	Projected Cost:	<b>\$3,722,840.00</b>
<b>Budget Impact</b> (exclusive of debt service): There will be no impact to the current operating budget as a result of this action.			

**Project Description:**

This action is to renovate and preserve an existing 12,348 sq. ft building which currently houses 16 women and 12 children under Part 820 Residential Services. The new space will allow for an increase in beds to accommodate 21 women and 13 children. The proposed renovations will include the addition of an elevator, renovations to the kitchen area to increase its size, HVAC improvements to provide proper ventilation, particularly in bathroom areas, addition of confidential meeting rooms, group space, as well as a safe space for mandated supervised visitation. The renovations will also include a dedicated childcare area, repair walkways, and improve lighting to the exterior of the facility.

**Need:**

This is an existing service which admitted 62 patients to its program in 2022 and has admitted 22 so far this year. The program often has waiting lists for beds. The current building was established as a safe place for women, pregnant women, and women with children to begin their recovery from substance use disorder while being able to stay with their children. The building currently is non-ADA compliant and has inadequate space for effective, safe service delivery.

**Character & Competence:**

Cazenovia Recovery Systems, Inc. was founded in the early 1980s as a shelter for young men suffering from alcoholism. In 1980 the Friends of Cazenovia Manor, Inc. was established in the Buffalo area and was the first residential program for men with alcohol dependence. In the late 80's they developed the first recovery care home in New York State. In 2016, Cazenovia Recovery Systems began operating Madonna House, the subject of this action. The provider has continued to grow their programming, now operating nine OASAS-certified programs throughout Erie and Niagara Counties.

**Overall Financial Condition:**

According to the most recent review, conducted in February 2022 by OASAS' Bureau of Fiscal Audit and Review, the provider's current and overall financial position is fiscally viable.

The OASAS Regional Office reviewed the proposed budget and reported no concerns as there is no changes to base level funding.

**Adequacy of program, etc.:**

The proposed action will create functional space for staff and patients in a code compliant facility that meets OASAS regulations and will be able to serve the surrounding community with greater efficiency and reliability for years.

The OASAS Facilities Environment Inspection Unit (FEIU) performed a State Quality Environmental Review and a Floor Plan Review on May 23, 2022 and determined that the space meets requirements.

**Compliance:**

Cazenovia Recovery Systems, Inc. is currently authorized to provide Part 819 Supportive Living Services (2), and Part 820 Residential Services (7).



The two Part 819 were in partial or substantial compliance at their last reviews, resulting in 2-year (Operating Certificate # 11961) and 3-year certificates (Operating Certificate #11860).

Of the seven Part 820 programs, four are newly established and therefore have not yet had a recertification review. For the three Part 820s which have been reviewed the results are:

Certificate Number: 240112124 – residential services w/Telepractice Part 820

Most recent recertification review in January 2021 resulted in a substantial compliance and was issued a 3- year operating certificate; and

Certificate Number: 240112050 – residential services w/Telepractice Part 820

Most recent recertification review in January 2021 resulted in a partial compliance and was issued a 2 year operating certificate.

Certificate Number: 181212051 – residential service w/Telepractice Part 820

Most recent recertification review in November of 2020 has a corrective action which remains open pending approval of staffing updates. Once the corrective action is approved, the result will be substantial compliance and the program will be issued a 3-year operating certificate.

**Continuity of Care:**

Cazenovia Recovery Systems, Inc. has been an OASAS-certified provider since at least 1996 and have a longstanding presence in their community. They provide a continuum of Chemical Dependence Residential Services. The program referenced in this application provides trauma informed care and offers substance use counseling, mental health counseling, vocational counseling, family counseling and basic primary medical care.

<b><u>Recommendations:</u></b>	
LGU: The Niagara County LGU submitted a positive recommendation for this action, noting no concerns.	5/31/22
Regional Office: The OASAS Regional Office submitted a positive recommendation for this action, noting no concerns.	6/2/2022
Staff: Approve, contingent upon: <ul style="list-style-type: none"><li>• OASAS inspection and approval of the completed facility.</li></ul>	
Advisory Council:	
<b><u>Final Decision:</u></b>	

Attachment: LGU Recommendation



**NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH &  
SUBSTANCE ABUSE SERVICES**

LOCAL GOVERNMENT UNIT and ADMINISTRATIVE OFFICES  
5467 UPPER MOUNTAIN ROAD, SUITE 200  
LOCKPORT, NEW YORK 14094-1895

**Laura J. Kelemen, LCSW-R**  
**Director**  
**(716) 439-7410**  
**(716) 439-7418 Fax**

May 31, 2022

Jennifer Berg  
NYS OASAS Bureau of Certification  
1450 Western Avenue  
Albany, NY 12203-3526

Re: Application #2022.045  
Cazenovia Recovery Systems, Inc.  
Capital Project-Renovations and Capacity Increase

Dear Ms. Berg:

Please find enclosed the completed *Local Governmental Unit Review Report* form (PPD-6) with the Department's written comments and the Niagara County Community Services Board recommendation.

Should you have any questions, you may contact me at [Laura.Kelemen@niagaracounty.com](mailto:Laura.Kelemen@niagaracounty.com) or by phone at (716) 439-7410.

Sincerely,

Laura Kelemen, LCSW-R  
Director

Enclosure:

Local Governmental Unit Review Report Form (PPD-6) – 2 pages


Cc: Colleen Mance, NYS OASAS Western Regional Office  
CSB Correspondence folder  
File

NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS

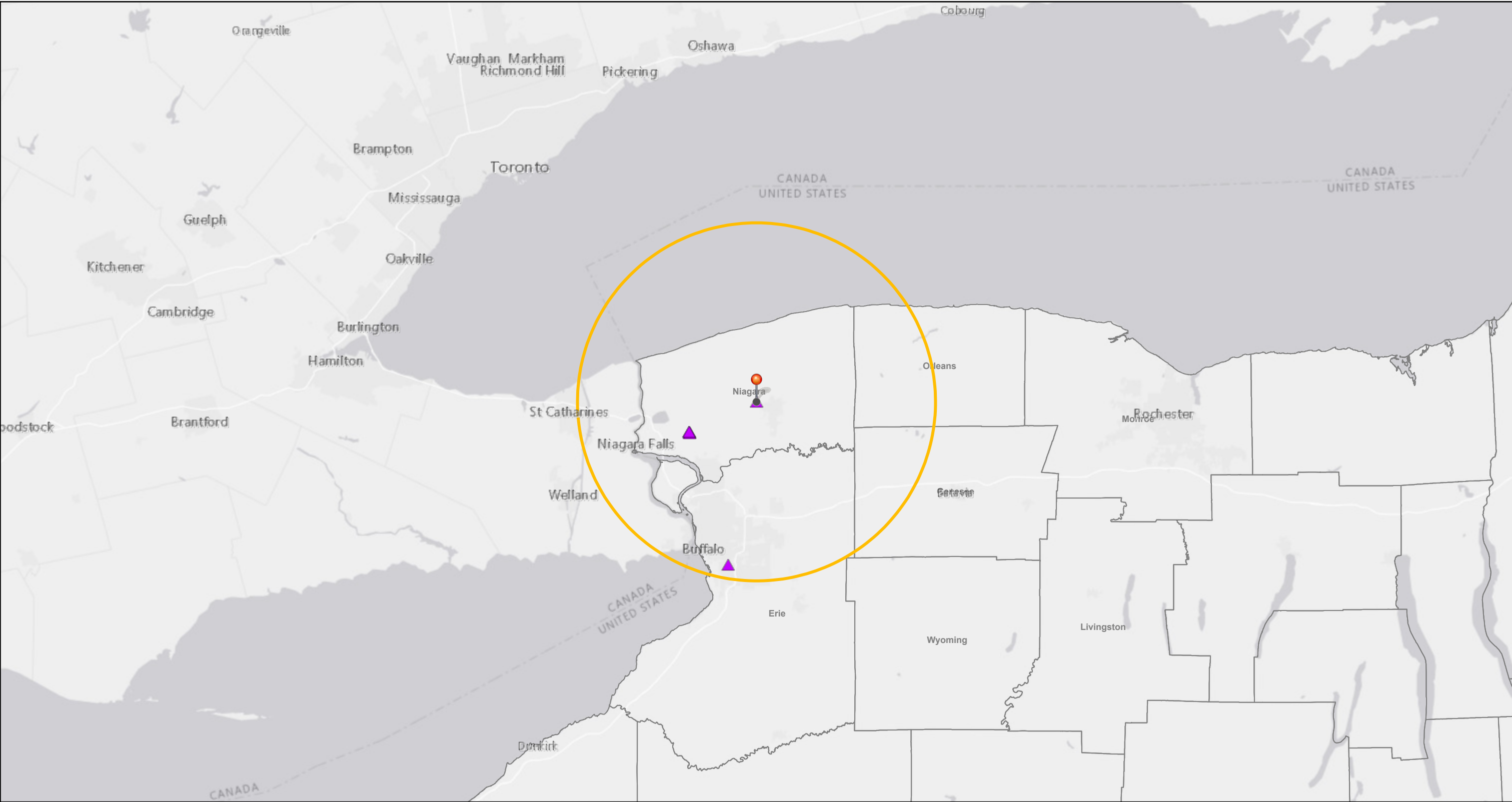
## LOCAL GOVERNMENTAL UNIT REVIEW REPORT

(Addiction Disorder Services Certification Actions)

Applicant's Legal Name Cazenovia Recovery System, Inc.	Application No. 2022.045
Local Governmental Unit Niagara County Department of Mental Health	
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of addiction disorder services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>	
<b>1.</b> Consistency of Program Description and Site Location with Local/OASAS Requirements	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Provide explanation below.</p> <p>This application proposes an expansion of existing services.</p>
<b>2.</b> Provider Operational Performance	<p>Is the operational performance of this provider satisfactory? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable          Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>This provider appears to operate within compliance of regulations and has a solid reputation in the community.</p>
<b>3.</b> Adequacy of Financial Plans	<p>Is the financial plan in the proposal adequate and acceptable? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable          Provide explanation below.</p> <p>The financial plan appears consistent with other similar projects. The revenue less expenses appears to be fiscally viable.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below.</p>
<b>4.</b> Consistency with Local Plans and Local/Community Needs	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No          Provide explanation below.</p> <p>Proposed services are consistent with local plans and will meet some of the community need for expanded access to rehabilitation services for women, peri/post-natal women and women with children under age 5.</p>
<b>5.</b> Provider Standing in the Community	<p>Is there any known information regarding the provider's standing in the community? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable          Regardless of the answer, provide all known information below or on additional sheets attached to this report.</p> <p>As noted above, provider has a positive reputation and standing in the community.</p>

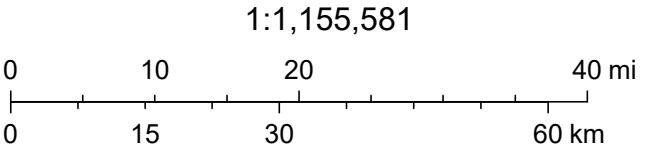
<p>6.</p> <p><b>Program Location</b></p>	<p>In answering this question, the following should be taken into consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for an Addiction Disorder Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>Expansion of existing space is being proposed. There is sufficient access to the program as well as adequate parking.</p> <hr/> <p>Please check one box.</p> <p><input checked="" type="checkbox"/> LGU has visited the proposed location. <span style="float: right;">Date of Visit: <u>2/25/2019</u></span></p> <p><input type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability.</p> <p><input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.</p>		
<p>7.</p> <p><b>Current Status of Existing Programs</b></p>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program’s current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Please describe any issues.</p>		
<p>8.</p> <p><b>Community Response</b></p>	<p>Please describe your knowledge of the applicant’s outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>The LGU reviewed and signed the prior consult on 3/21/22 and the provider details the outreach conducted with Niagara County officials and the Town of Lockport Supervisor.</p>		
<p>9.</p> <p><b>Other Comments</b></p>	<p>Provide additional comments.</p> <p>Community Services Board provided their support of this application for service expansion at the last CSB meeting held on 5/16/22.</p>		
<p>10.</p> <p><b>LGU Recommendation</b></p>	<p><input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove</p>	<p>Signature of Authorized LGU Official</p> 	<p>Date</p> <p><u>5/31/22</u></p>

# 820 Residential Service in 34 miles of Cazenovia Recovery Systems



6/3/2022, 11:04:31 AM

- County
- 3. Residential: 820 Residential Rehabilitation



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community

**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** Jennifer Berg

**DATE:** May 26, 2022

**SUBJECT:** Application Review

Applicant: Recovery Center of Niagara, LLC.

Application #: 2021.077

Purpose: New OASAS Provider

County: Niagara

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**Project Summary:**

Recovery Center of Niagara, LLC. (RCN) submitted a Certification Application requesting New York State Office of Addiction Services and Supports (OASAS) approval to become a new OASAS Provider of Part 818 Inpatient Rehabilitation and Part 816.7 Medically Supervised Inpatient Withdrawal & Stabilization Service to be located at 2600 Williams Street, Newfane, New York 14108.

The applicant proposes to open services in the former Eastern Niagara Hospital location. Their intent is to open a 25 bed Inpatient Rehabilitation program and a 15 bed Medically Supervised Withdrawal and Stabilization service.

Recovery Center of Niagara describes their philosophy toward treatment as grounded grounded in structure, empathy, and care. They plan to utilize a multitude of modalities including Dialectical Behavioral Therapy (DBT), Cognitive Behavioral Therapy (CBT), Motivational Interviewing (MI), Seeking Safety, group and individual therapy, and Medication Assisted Treatment options. Medication Management will be used to assist with managing client withdrawals. They also intend to incorporate AA/NA meetings for those dually diagnosed with mental health disorders.

**Need:**

Niagara County continues to be one of the counties with highest rates for opioid burden according to the 2021 New York State Opioid Annual Report. The county continues to be disproportionately impacted by the opioid crisis, exceeding NYS rates on all Department of Health Opioid related indicators.

According to the 2021 Niagara County Local Services Plan substance use disorder inpatient providers within Niagara County have consistently reported near to or full capacities and have waitlists. This adversely impacts those who need timely access to treatment. Those with co-occurring disorders experience even greater barriers to accessing inpatient care as their needs are not able to be addressed due to a lack of staff expertise and or resources to meet those individualized needs.

Recovery Center of Niagara demonstrated outreach to the community with the following efforts:

- 4/15/21 - Recovery Center of Niagara sent emails to explain their proposal to, Governor Cuomo's office, Senator Charles Schumer, Senator Kristen Gillibrand and Kathleen C. Hochul.
- 4/15/21 - Had a call with Senator Robert G. Ort along with Avi Israel.
- 4/30/21 - Phone call with Assemblymen Norris.
- 5/06/21 - Spoke to Becky Wydysh County Legislator; In person meeting with John Syracuse, Tim Horanbury and Laura Rutland. Spoke to Collen Mance from CASAS several times.
- 7/27/21-had a community meeting with neighbors and Judge Bruce answering questions. After the meeting met individually with some neighbors who were all positive.
- 7/28/21- Presented in front of the Newfane Town Board and all board members were supportive. All people above were very positive about the information and expressed a few concerns:
  - People leaving facility and wandering in the community.
  - Security and cameras
  - Family members entering and leaving the facility.

Each item separately and the Recovery Center indicate they will have an advisory committee made up of 5 or more community member meeting four times a year to help with any concerns. They will also be open discussions at any time with anyone having any concerns via phone or visit.

On May 17, 2022 OASAS Bureau of Certification received a completed Local Government Review Report (PPD-6) from the Niagara County Department of Mental Health with favorable recommendation for this application, noting unanimous Community Board support.

On May 20, 2022 OASAS Bureau of Certification received a completed Regional Office Review Report (PPD-7) from Western Regional Office indicating a positive recommendation.

### **Character and Competence:**

The applicant is a newly formed Domestic Limited Liability Company (LLC) established April 29, 2021. There are four owners: Jamie Schwartz, Allen Zev Friedman, Yosef Rabinowitz and Joel Basch. Jamie earned her Master's in Social Work at Adelphi University and has worked in the field of SUD for over 20 years. She began her career at Phoenix House and served as Program Director in residential and outpatient treatment settings. Over the last three years she has transitioned into the role of Corporate Compliance officer and is currently employed at Elev8 Centers of NY.



- Allen Zevi Friedman 10% Ownership 10% voting rights  
Zevi is a managing partner for two substance use treatment centers outside of New York State, The Owl's Nest Recovery, located in Florence, South Carolina for which he holds 20% ownership and Serenity Treatment Center located in Baton Rouge Louisiana, in which he also holds 20%. The programs are reported to be in good standing by their oversight agencies. Additionally, Zevi is the sole owner of Gentle Heart Recovery, LLC., an administrative management company over existing OASAS Certified entities, Elev8 Center of NY and Urban Recovery, LLC, for which he also serves as CEO. Zevi also has 10% ownership stake in Surfpoint Recovery, LLC, another new OASAS provider application that is pending.
- Joel Basch 40% Ownership 40% voting rights  
Joel has a history working in finances within the healthcare field. His previous experience is with employment at Care Rite Centers and Shiel Medical Laboratory. He currently holds 15% ownership stake at Elev8 Center New York where he is the Chief Operating Officer. Joel also has 40% ownership stake in Surfpoint Recovery, another new OASAS provider application that is pending.
- Jamie Schwartz 10% Ownership 10% voting rights  
Jamie is a Licensed Clinical Social Worker (LCSW) with a Master CASAC and has been working in the substance abuse field for over 20 years. Jamie has prior experience as a program director in both residential and outpatient treatment and is currently the Compliance Officer for Elev8 Centers of New York, an OASAS-Certified Program. Jamie also has 10% ownership stake in Surfpoint Recovery, another new OASAS provider application that is pending.
- Yosef Rabinowitz 40% Ownership 40% voting rights  
Yosef, also known as JoJo, has a background in real estate. He is currently a member in Liberty One Group and a partner in Liberty Search Ventures. He also holds 3.75% ownership stake in Elev8 Centers of New York and has 40% ownership stake in Surfpoint Recovery, another new OASAS provider application that is pending.

Elev8 Center New York, LLC is a current OASAS certified program which currently operates one Part 818 Inpatient Rehabilitation program and one Part 816.7 Medically Supervised Inpatient Withdrawal & Stabilization Service on the 2<sup>nd</sup> and 3<sup>rd</sup> Floors at 2nd Floor, 151 West 136th Street, New York, New York. Their Certificate Numbers 12151 and 12153 were last reviewed in 2019 receiving substantial compliance, resulting in 3-year renewals.

Recovery Center of Niagara submitted linkage agreements for referrals to Elev8 Center New York, Urban Recovery House, Horizon Village, Inc., Horizon Health Services, and Millard Fillmore Suburban Hospital. They also submitted a linkage agreement with Artisans of Medicine NYC for which they will accept referrals from.

**Overall Financial Condition of the Provider:**

OASAS Regional Office reviewed the budget and reported no concerns.



The applicant submitted a lending agreement with Tunic Capital to demonstrate sufficient funds for at least six-months of start-up. This agreement is under review with OASAS Counsel's Office.

**Adequacy:**

The space is owned by 2600 Williams Street Owner LLC, which is owned by Yosef and Joel, who will lease the space to Recovery Center of Niagara. Recovery Center of Niagara submitted a proposed lease with the required right to reentry language.

OASAS Facilities Evaluation Inspection Unit (FEIU) completed a State Environmental Quality Review and a Floor Plan Review on April 4, 2022 and found the space to meet requirements. On May 18, 2022, OASAS FEIU completed a final physical plant inspection of the site and indicated that it was in compliance with OASAS regulations.

**Compliance:**

The applicant has submitted a proposed staffing outline which meets the regulatory requirements for the intended services and includes:

1 Full Time Program Director  
.50 Medical Director  
1 Full Time Clinical Director  
.05 Psychiatric Nurse Practitioner  
1 Full time Director of Nursing  
4.2 Registered Nurses  
1 Full time Licensed Nurse Practitioner  
4.5 Peers  
1 Full Time CASAC  
.60 CASAC  
2 Full Time Licensed Master Social Workers  
3 CASAC-T  
1 Full time Admissions Counselor  
.40 Recreation Counselor  
.20 Healthcare Coordinator  
.20 Nutritionist  
.50 Operations Manager  
Outreach  
Also, drivers, cooks, food server, security, and housekeeping staff.

Policies and procedures have been received and are under review.

**Continuity of Care:**

Recovery Center of Niagara speaks to continuity of care throughout their policies and procedures and specifically when speaking about medication management, transition planning and discharge.

RCN has developed relationships with local providers to refer patients for continuing care as well as additional health services that may be needed. They are continuing to work to establish

Memorandum of Understandings (MOU) with other local service providers for additional services that their patients may need.

**Recommendation:**

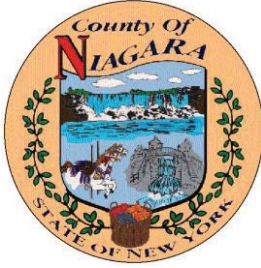
OASAS recommendation is to approve the request from Recovery Center of Niagara, LLC to become a new OASAS provider of Part 818 and Part 816.7 services with the following contingencies:

- Verification of the hiring of sufficient staff to meet regulatory requirements;
- Receipt of a copy of the fully executed Lease Agreement containing OASAS' required right to re-entry language;
- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation, including the OASAS required language, has been filed.
- OASAS review and acceptance of the lending agreement with Tunic Capital.

Effective Date:

Attachments: LGU recommendation, maps

Numerous parties attended and provided comment at the May, 16, 2022 Niagara County Community Services Board meeting. Representatives from other local SUD provider agencies (Northpointe Council Inc, Cazenovia Recovery Systems, Catholic Health-Mt. St. Mary's Hospital and Eastern Niagara Hospital - ENH) discussed their current staffing and vacancies and expressed worry that the opening of a new facility would exacerbate the current workforce shortage and thus, negatively impact existing service availability. It was also shared that ENH, through an approved NYS DOH CON #211234, intends to close their Part 818 30-bed inpatient Reflections SUD program in the first half of 2023 (as well as all of its emergency department services) when a new local hospital opens. Although ENH CEO reports that staffing is currently stable, ENH expressed apprehension that a staffing shortage could result in premature closure of its Part 818 inpatient program and emergency department services. Representative from Save the Michaels (STM) of the World expressed support for the opening of the program and provided data regarding numbers of individuals who were referred through STM to local inpatient programs who were declined for admission as well as the numbers of individuals placed outside of the County/Region. A local resident voiced his support for the program, indicating the facility had previously been used for a similar program and that it is a relief to have the building occupied.



**NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH &  
SUBSTANCE ABUSE SERVICES**

LOCAL GOVERNMENT UNIT and ADMINISTRATIVE OFFICES  
5467 UPPER MOUNTAIN ROAD, SUITE 200  
LOCKPORT, NEW YORK 14094-1895

**Laura J. Kelemen, LCSW-R**  
**Director**  
**(716) 439-7410**  
**(716) 439-7418 Fax**

May 17, 2022

Jennifer Berg  
NYS OASAS Bureau of Certification  
1450 Western Avenue  
Albany, NY 12203-3526

Re: Application #2021.077  
Recovery Center of Niagara LLC  
New OASAS Provider of Part 818 and 816 Services

Dear Ms. Berg:

Please find enclosed the completed *Local Governmental Unit Review Report* form (PPD-6) with the Department's written comments and the Niagara County Community Services Board recommendation.

Should you have any questions, you may contact Laura Kelemen, NCDMH Director, at [Laura.Kelemen@niagaracounty.com](mailto:Laura.Kelemen@niagaracounty.com) or me at [Myrla.Doxey@niagaracounty.com](mailto:Myrla.Doxey@niagaracounty.com). We can also be reached by phone at (716) 439-7410.

Sincerely,

Myrla C. Gibbons Doxey, LMFT  
Deputy Director

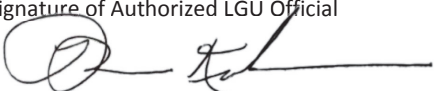
Enclosure:

Local Governmental Unit Review Report Form (PPD-6) – 3 pages

Cc: Colleen Mance, NYS OASAS Western Regional Office  
CSB Correspondence folder  
File

**LOCAL GOVERNMENTAL UNIT REVIEW REPORT****(Chemical Dependence Services Certification Actions)**

Applicant's Legal Name Recovery Center of Niagara, LLC		Application No. 2021.077
Local Governmental Unit Niagara County Department of Mental Health Services		
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of chemical dependence (alcoholism and/or substance abuse) services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). By regulation the review period, in calendar days, is fifteen (15) days for administrative review and forty-five (45) days for full review. When completed, please forward this review report to the appropriate OASAS Field Office and the Certification Bureau. The Field Office will take your comments and recommendations into account when performing their concurrent review of the proposed action(s). If you require additional time to complete your review, you should contact the Certification Bureau to request an extension. In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>		
1. <b>Consistency of Program Description and Site Location with Local/OASAS Requirements</b>	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>The program description and site location is consistent with local / OASAS requirements. The location proposed is the same location of a previously operated OASAS licensed part 818 facility.</p>	
2. <b>Provider Operational Performance</b>	<p>Is the operational performance of this provider satisfactory? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>This provider is a newly established entity and therefore operational performance is unable to be assessed.</p>	
3. <b>Adequacy of Financial Plans</b>	<p>Is the financial plan in the proposal adequate and acceptable? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>Revenue and expenses appear consistent with other, similar projects and revenue less expenses appears to be fiscally viable.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below.</p>	
4. <b>Consistency with Local Plans and Local/Community Needs</b>	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Provide explanation below.</p> <p>Proposed services are consistent with local plans and will meet some of the community needs for expanded access to inpatient and detox services.</p>	
5. <b>Provider Standing in the Community</b>	<p>Is there any known information regarding the provider's standing in the community: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable As applicable, provide all known information below or on additional sheets attached to this report.</p> <p>Based upon available information: Some of Recovery Center of Niagara's owners hold leadership positions at Elev8 Centers NY which is in good standing with OASAS; the Newfane Community (neighbors, local business owners, Newfane Town Board and Town Supervisor) has responded overwhelmingly positively to the proposed facility plans and community engagement efforts.</p>	

<p>6.</p> <p><b>Program Location</b></p>	<p>In answering this question, the following should be taken into consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for a Chemical Dependency Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>Remodeling of an existing space, which used to be a hospital that also housed a part 818 treatment program, is being proposed.</p> <p>There is sufficient access to the facility / program which is located just off a main route and has adequate parking as well.</p> <hr/> <p>Please check one box.</p> <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> LGU has visited the proposed location.  <input type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability.  <input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.         </div> <div style="text-align: right;">           Date of Visit: <u>8/26/21, 5/12/22</u> </div> </div> <p>The facility appears suitable for the proposed programs.</p>		
<p>7.</p> <p><b>Current Status of Existing Programs</b></p>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program’s current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Please describe any issues.</p>		
<p>8.</p> <p><b>Community Response</b></p>	<p>Please describe your knowledge of the applicant’s outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>Early to mid 2021, contact made with Niagara County Chairman of the Legislature, Legislator for the District, Town Supervisor and Deputy Supervisor. Recovery Center of Niagara (RCN) publicized and held a Community Forum at the facility location on 7/26/21 in which 14 Newfane residents were listed as being in attendance. On 7/28/22 a representative of RCN presented an overview of their intended proposal to the Newfane Town Board in which the NCDMH Deputy Director was in attendance. The Town Board expressed their support. Any questions /concerns presented by the above (i.e. related to public safety / facility security) were reported to have been satisfactorily answered. (see add'l attached)</p>		
<p>9.</p> <p><b>Other Comments</b></p>	<p>Provide additional comments.</p> <p>The Niagara County Community Services Board, after reviewing the application and hearing from all parties that wished to speak on this application, which included SUD providers, a Newfane Community Member (1), and Save the Michaels of the World, (as noted above) voted unanimously to recommend approval of the application. A total number 25 individuals were in attendance representing SUD provider agencies, a Niagara County Legislator/ENH Board member, and the Newfane community.</p>		
<p>10.</p> <p><b>LGU Recommendation</b></p>	<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	<p>Signature of Authorized LGU Official</p> 	<p>Date</p> <p>5/17/22</p>





**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** Dena Holmes

**DATE:** June 6, 2022

**SUBJECT:** Application Review  
Applicant: Surfpoint Recovery, LLC  
Application: # 2022.016  
Purpose: New OASAS Provider: Part 816.7 Medically Supervised  
Withdrawal and Stabilization and Part 818 Inpatient  
Rehabilitation Services  
County: Kings

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**Project Summary:**

Surfpoint Recovery, LLC (Surfpoint) submitted a Certification Application requesting New York State Office of Addiction Services and Supports (OASAS) approval to become a New OASAS Provider of Part 818 Inpatient Rehabilitation (15 beds) and Part 816 Medically Supervised Withdrawal and Stabilization Services (25 beds) to be located at the former Surfpoint Manor Nursing Home at 2316 Surf Ave., Brooklyn, NY 11224.

Services provided in both levels of care will include, screening assessments, individual and group counseling, medication assisted therapies, peer supports and transition planning which includes linkages to aftercare services within the patient's community of residence.

Surfpoint describes their philosophy toward treatment as grounded in structure, empathy, and care. They plan to utilize a multitude of modalities including Dialectical Behavioral Therapy (DBT), Cognitive Behavioral Therapy (CBT), Motivational Interviewing (MI), Seeking Safety, group and individual therapy, and Medication Assisted Treatment options. Medication Management will be used to assist with managing client withdrawals. They also intend to incorporate AA/NA meetings and provide psychiatric services for those dually diagnosed with mental health disorders.



**Need:**

Data from 2020 show that the rate of fatal overdose in New York City (NYC) increased to 30.5 per 100,000 residents from 21.9 in 2019. According to the NYC Epi Data Brief published in 2021, residents of Brooklyn had rates of overdose (21.1 per 100,000 residents). The applicant will meet the needs of the community by educating participants, providing Medication Assisted Treatment and establishing Part 816 & 818 services.

The primary catchment area is Kings County, New York, with a plan to have a catchment area that extends to all the other New York City Burroughs. The facility is accessible by car and is conveniently located by several major highways and public transport. The applicant's goal is to assist the local community in fighting the addiction epidemic. According to the applicant there were 596 confirmed overdoses in New York City, and during Covid-19 60% of people increased their alcohol consumption.

According to the OASAS mapping, there are a total of 10 Inpatient programs and 6 medically supervised withdrawal and stabilization programs within a 20-mile radius of the proposed services, 2 Inpatient programs and 2 medically supervised withdrawal programs within a 2-mile radius of the proposed services.

The Brooklyn Community Board #13 submitted a letter on February 9, 2022, indicating support of the renovation and ownership of the facility, and stated, "We appreciate your desire to work with the community, and to get community input by having members of the community as part of your promised Community Advisory Committee."

The New York City Department of Health and Mental Hygiene recommendation in support of this application was received on May 10, 2022.

The OASAS New York City Regional Office recommendation in support of this application was received on May 10, 2022.

**Character and Competence:**

Surfpoint Recovery, LLC was established as a Domestic Limited Liability Company on August 18, 2021. There are four owners of this entity:

- Allen Zevi Friedman: 10% Ownership 10% voting rights

Zevi is a managing partner for two substance use treatment centers outside of New York State, The Owl's Nest Recovery, located in Florence, South Carolina for which he holds 20% ownership and Serenity Treatment Center located in Baton Rouge Louisiana, in which he also holds 20%. The programs are reported to be in good standing by their oversight agencies. Additionally, Zevi is the sole owner of Gentle Heart Recovery, LLC., an administrative management company of two existing OASAS Certified entities where he also serves as CEO, Elev8 Center of NY and Urban Recovery, LLC. Zevi has 10% ownership stake in Recovery Center of Niagara, LLC., a pending new OASAS provider application.

- Joel Basch: 40% Ownership 40% voting rights

Joel has a history working in finances within the healthcare field. His previous experience is with employment at Care Rite Centers and Shiel Medical Laboratory. He

currently holds 15% ownership stake at Elev8 Centers of New York where he is Chief Operating Officer. Joel also has 40% ownership stake in Resource Center of Niagara, LLC, another new OASAS provider application that is pending.

- Jamie Schwartz: 10% Ownership 10% voting rights  
Jamie is a Licensed Clinical Social Worker (LCSW) with a Master CASAC and has been working in the substance abuse field for over 20 years. Jamie has prior experience as a program director in both residential and outpatient treatment and is currently the Compliance Officer for Elev8 Centers of New York, an OASAS-Certified Program. Jamie will serve as the Executive Director of Surfpoint. Jamie also has 10% ownership stake in Resource Center of Niagara, LLC, another new OASAS provider application that is pending.
- Yosef Rabinowitz: 40% Ownership 40% voting rights  
Yosef, also known as JoJo, has a background in real estate. He is currently a member of Liberty One Group and a partner in Liberty Search Ventures. He also holds 3.75% ownership stake in Elev8 Centers of New York and has 40% ownership stake in Resource Center of Niagara, LLC, another new OASAS provider application that is pending.

Elev8 Center New York, LLC is a current OASAS certified Provider which operates one Part 818 Inpatient Rehabilitation program and one Part 816.7 Medically Supervised Inpatient Withdrawal & Stabilization Service on the 2<sup>nd</sup> and 3<sup>rd</sup> Floors at 2nd Floor, 151 West 136th Street, New York, New York. Both programs received a substantial compliance score resulting in a 3-year renewal of the operating certificates in 2019.

### **Overall Financial Condition of the Provider:**

OASAS Regional Office reviewed the budget and reported no concerns.

The applicant submitted a lending agreement with Tunic Capital to demonstrate sufficient funds for at least six-months of start-up. This agreement is under review with OASAS Counsel's Office.

### **Adequacy:**

The proposed space is owned by "551-595 King David of Brooklyn" which the applicant describes as "a New York general partnership" of which Joel Basch, one of owners of Surfpoint is listed as partner. It is unclear to OASAS what or who "551-595 King David of Brooklyn" is and has requested additional information.

OASAS Facility Evaluation and Inspection Unit (FEIU) completed a State Environmental Quality Review (SEQR) on April 4, 2022 and determined that the proposed action would not require further environmental review, as it is as predetermined SEQR Type II non-significant action.

FEIU completed a physical plant inspection on April 6, 2022 of the 4-story newly renovated building with the adjacent outdoor parking area for 37 vehicles. The facility comprises 40,344

square feet. The Medically Supervised Inpatient Withdrawal & Stabilization Service will be located on the 2nd Floor and the Inpatient Rehabilitation Services Program will be on 3rd & 4th Floors. The primary entry with Reception & Waiting Area is on the 1st Floor. Construction Renovations of the entire facility are completed including roof repair, reflecting an upgrade of the entire facility, including interior re-painting, new flooring, signage, bathroom fixtures, showers & ceramic tiles, windows & wall inserted A/C Heater units are in each Bedroom. The facility includes Group Rooms w/Terrace, Nursing Station, Individual Counseling Rooms, Kitchen, and Dining. All infrastructural systems are currently in operation and the facility was found to meet Part 814 Operating Regulations.

**Compliance:**

Surfpoint submitted proposed staffing which meets the minimal regulatory requirements for the intended services.

1 Full Time Program Director  
.50 Medical Director  
1 Full Time Clinical Director  
.05 Psychiatric Nurse Practitioner  
1 Full time Director of Nursing  
4.2 Registered Nurses  
1 Full time Licensed Nurse Practitioner  
4.5 Peers  
1 Full Time CASAC  
.60 CASAC  
2 Full Time Licensed Master Social Workers  
3 CASAC-T  
1 Full time Admissions Counselor  
.40 Recreation Counselor  
.20 Healthcare Coordinator  
.20 Nutritionist  
.50 Operations Manager  
Outreach  
Also, drivers, cooks, food server, security, and housekeeping staff.

Policies and procedures have been received and are accepted by OASAS.

**Continuity of Care:**

According to Surfpoint, upon discharge, patients will be encouraged to continue to engage in treatment and will be referred to other treatment service providers within their home community. Surfpoint will assist patients in accessing other community resources such as but not limited to Primary Care Providers, Mental Health Services, Educational/Vocational Services and Recovery Enhanced Services to assure healing on the full bio-psycho-social level. Surfpoint states they have working relationships with agencies that provide recovery-oriented services that include individual recovery coaches and peer advocates. As previously stated, three of the proposed owners own/operate and or are employed by other OASAS certified agencies.

**Recommendation:**


OASAS recommends approval of Surfpoint Recovery, LLC's request to become a NEW OASAS Provider of Part 818 Inpatient Rehabilitation (15 beds) and Part 816 Medically Supervised Withdrawal and Stabilization Services (25 beds) with the following contingencies:

- Verification of the hiring of sufficient staff to meet regulatory requirements;
- A fully executed lease for the proposed space;
- OASAS review and acceptance of the lending agreement with Tunic Capital;
- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation, including the OASAS required language, has been filed.

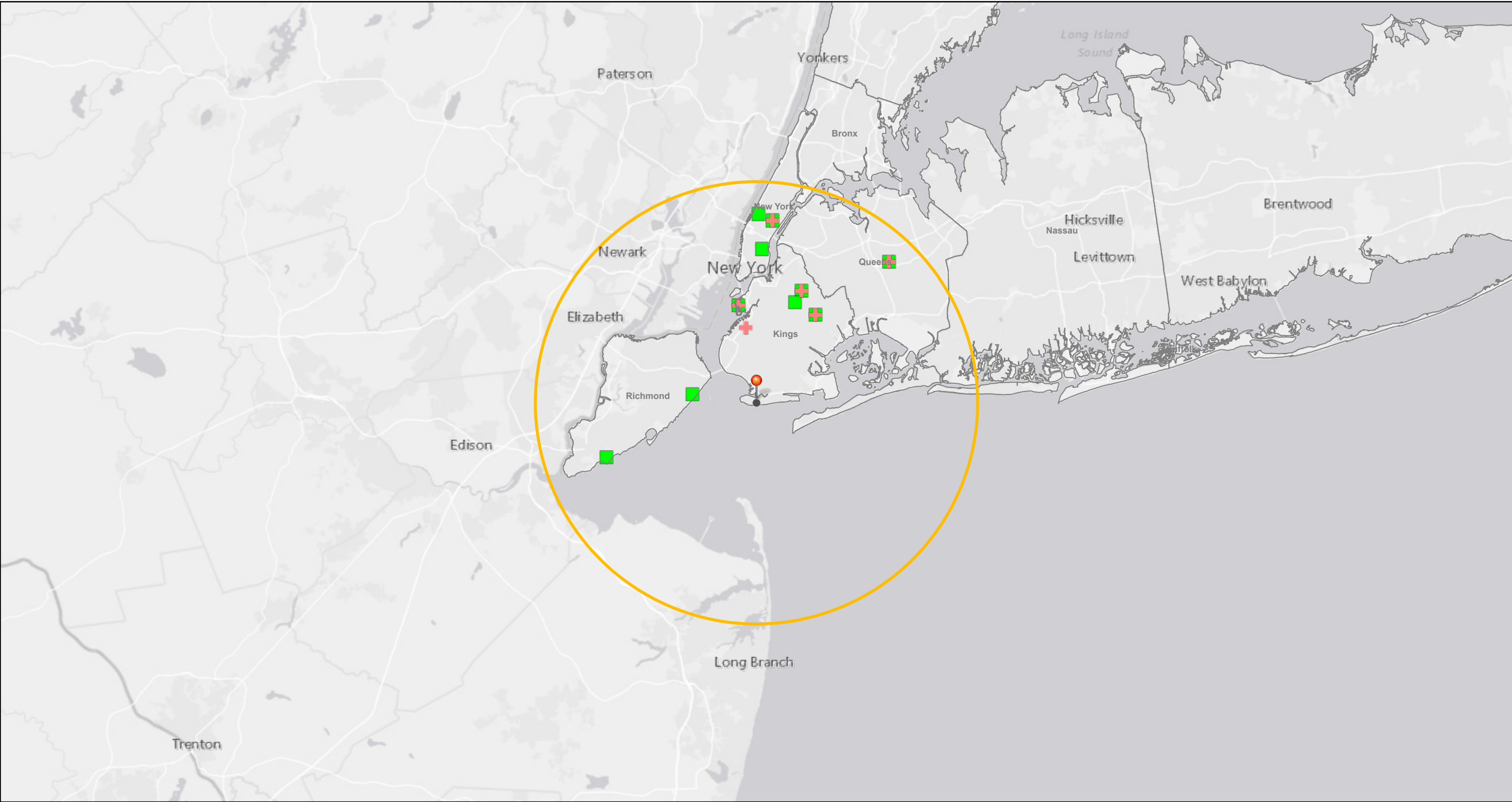
Attachments:– LGU recommendation, maps

**LOCAL GOVERNMENTAL UNIT REVIEW REPORT****(Addiction Disorder Services Certification Actions)**

Applicant's Legal Name Surfpoint Recovery, LLC		Application No. 2022.016
Local Governmental Unit New York City Dept. of Health and Mental Hygiene		
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of addiction disorder services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>		
1. <b>Consistency of Program Description and Site Location with Local/OASAS Requirements</b>	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>Surfpoint Recovery, LLC plans to open an OASAS Part 816 Medically Supervised Withdrawal Service and a Part 818 Inpatient Rehabilitation Service at 23-16 Surf Ave. Brooklyn NY 11224. The applicant plans to provide medication for addiction treatment including buprenorphine and methadone in both the Part 816 and Part 818. Narcan kits will also be available to participants.</p>	
2. <b>Provider Operational Performance</b>	<p>Is the operational performance of this provider satisfactory? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>This is not an allocated provider and the Department can only go by the information provided on the application. The information appears to indicate that operational performance of this provider would be satisfactory.</p>	
3. <b>Adequacy of Financial Plans</b>	<p>Is the financial plan in the proposal adequate and acceptable? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Provide explanation below.</p> <p>This is not an allocated provider and the Department can only look at the information provided in the application. This information appears to be acceptable.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below. The applicant will collect revenues from Medicaid (Managed Care) as well as private health insurance (managed Care.).</p>	
4. <b>Consistency with Local Plans and Local/Community Needs</b>	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Provide explanation below.</p> <p>Data from 2020 show that the rate of fatal overdose in New York City (NYC) increased to 30.5 per 100,000 residents from 21.9 in 2019. According to the NYC Epi Data Brief published in 2021, residents of Brooklyn had rates of overdose (21.1 per 100,000 residents). The applicant will meet the the Substance Use needs of the community by educating participants, providing Medication Assisted Treatment and establishing Part 816 &amp; 818 services.</p>	
5. <b>Provider Standing in the Community</b>	<p>Is there any known information regarding the provider's standing in the community? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Regardless of the answer, provide all known information below or on additional sheets attached to this report.</p> <p>The Provider established in 2021 and is in good standings in the community. They use evidence-based multidisciplinary approach to services. There are no known issues to the DOHMH.</p>	

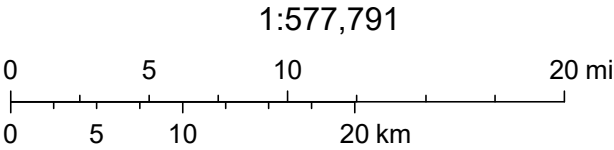
<p>6.</p> <p><b>Program Location</b></p>	<p>In answering this question, the following should be taken into consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for an Addiction Disorder Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>Street parking is available. In addition, the programs are accessible by public buses and subways. The provider will also provide its own transportation as needed.</p> <hr/> <p>Please check one box.</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> LGU has visited the proposed location.         </div> <div>Date of Visit: _____</div> </div> <div> <input checked="" type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability.         </div> <div> <input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.         </div> <p>Due to COVID-19, the LGU was not able to visit the existing locations.</p>		
<p>7.</p> <p><b>Current Status of Existing Programs</b></p>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program’s current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Please describe any issues.</p> <p>There are no known issues to the DOHMH</p>		
<p>8.</p> <p><b>Community Response</b></p>	<p>Please describe your knowledge of the applicant’s outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>The applicant has provided documentation of its outreach efforts and communications to the community board # 13. The local community board has acknowledged receiving communication of the provider's plan to to open an OASAS Part 816 Medically Supervised Withdrawal Service and a Part 818 Inpatient Rehabilitation Service at 23-16 Surf Ave. Brooklyn NY 11224.</p>		
<p>9.</p> <p><b>Other Comments</b></p>	<p>Provide additional comments.</p> <p>N/A</p>		
<p>10.</p> <p><b>LGU Recommendation</b></p>	<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	<p>Signature of Authorized LGU Official</p> 	<p>Date</p> <p>5/2/22</p>

# Surfpoint map 20 mile radius



4/26/2022, 12:52:55 PM

- County
- 1. Crisis: Med Sup Withdrawal Inpatient
- 2. Inpatient: Inpatient Rehabilitation



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community

**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** Michele Woods

**DATE:** May 24, 2022

**SUBJECT: Application Review**

Applicant: Cattaraugus County Department of Community Services

Application #: 2021-084

Purpose: New OASAS Provider

County: Cattaraugus

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**Project Summary:**

Cattaraugus County Department of Community Services (CCDCS) submitted a Certification Application requesting New York State Office of Addiction Services and Supports (OASAS) approval to become a new provider of Part 822 Outpatient Treatment Services at 1 Leo Moss Drive, 2<sup>nd</sup> Floor, Suite 4308, Olean, New York 14760-1156.

The Part 822 outpatient clinic will be co-located within CCDCS's Article 31 Outpatient clinic which is licensed by Office of Mental Health (OMH).

CCDCS plans to become a Certified Community Behavioral Health Clinic for individuals with substance use, co-occurring and behavioral health disorders.

Individualized treatment will include evaluation and assessment, psychoeducation, individual, group, family, relapse prevention, stress management, psychiatric care, psychotropic medication management, medication assisted treatment to include Naltrexone, Buprenorphine and Naloxone, and crisis intervention services.

The applicant will utilize Recovery-Oriented Cognitive Therapy, Cognitive Behavioral Therapy and Dual Recovery, Cognitive Behavioral Therapy for Substance Use Disorders, and Integrated Mental Health Addictions Treatment.

Hours of operation will be Monday and Tuesday 8:00 am to 7:00 pm and Wednesday, Thursday, and Friday 8:00 am to 5:00 pm.



**Need:**

CCDCS has identified an increased need for outpatient services in the County as identified in the 2021 Cattaraugus County Community Services Plan.

A Local Governmental Unit (LGU) recommendation (PPD-6) was not requested by the Certification Bureau as the applicant is the LGU.

The OASAS Western Regional Office reviewed the application and submitted a recommendation in support on May 12, 2022, signed by Coordinator Colleen Mance and District Director Kim Benshoff. Comments include "Regional Office supports the establishment of CCBHC services, to support the treatment of co-occurring disorders in one provider. There is only one other SUD provider in this county."

**Character and Competence:**

The Cattaraugus Community Services Board has two individuals who meet OASAS criteria for board member composition with SUD experience.

CCDCS holds two OMH licenses, both of which are in good standing according to Laura Mandel, Project Manager, Bureau of Inspection and Certification at OMH.

**Overall Financial Condition of the Provider:**

A fiscal viability review is not required to be performed by OASAS as CCDCS is a governmental entity.

The proposed operating budget for OASAS certified services identifies \$169,721 in revenue and \$169,721 in expenses, resulting in a balanced budget. Approximately half of the revenue will come from Medicaid. The applicant is not requesting OASAS deficit funding.

**Adequacy:**

The outpatient treatment service will be in Cattaraugus County owned property.

On February 22, 2022, OASAS Facility Evaluation and Inspection Unit (FEIU) reviewed proposed floor plans and completed a State Environmental Quality Review (SEQR). Both are determined to meet OASAS requirements.

A virtual facility inspection was completed by FEIU on March 23, 2022, in which no deficiencies were noted.

**Compliance:**

Shared staffing with OMH will include a full-time Clinic Director; full-time Medical Director; full-time Clinical Supervisor; 4 full-time Psychiatrists; 4 full-time Psychiatric Nurses (RN or LPN); 1 full-time CASAC; 10 full-time Mental Health and SUD therapists and 2 full-time Peer Specialists/Recovery Guide (CRPA).

Policies and procedures have been reviewed for regulatory compliance and are accepted by OASAS.

**Continuity of Care:**

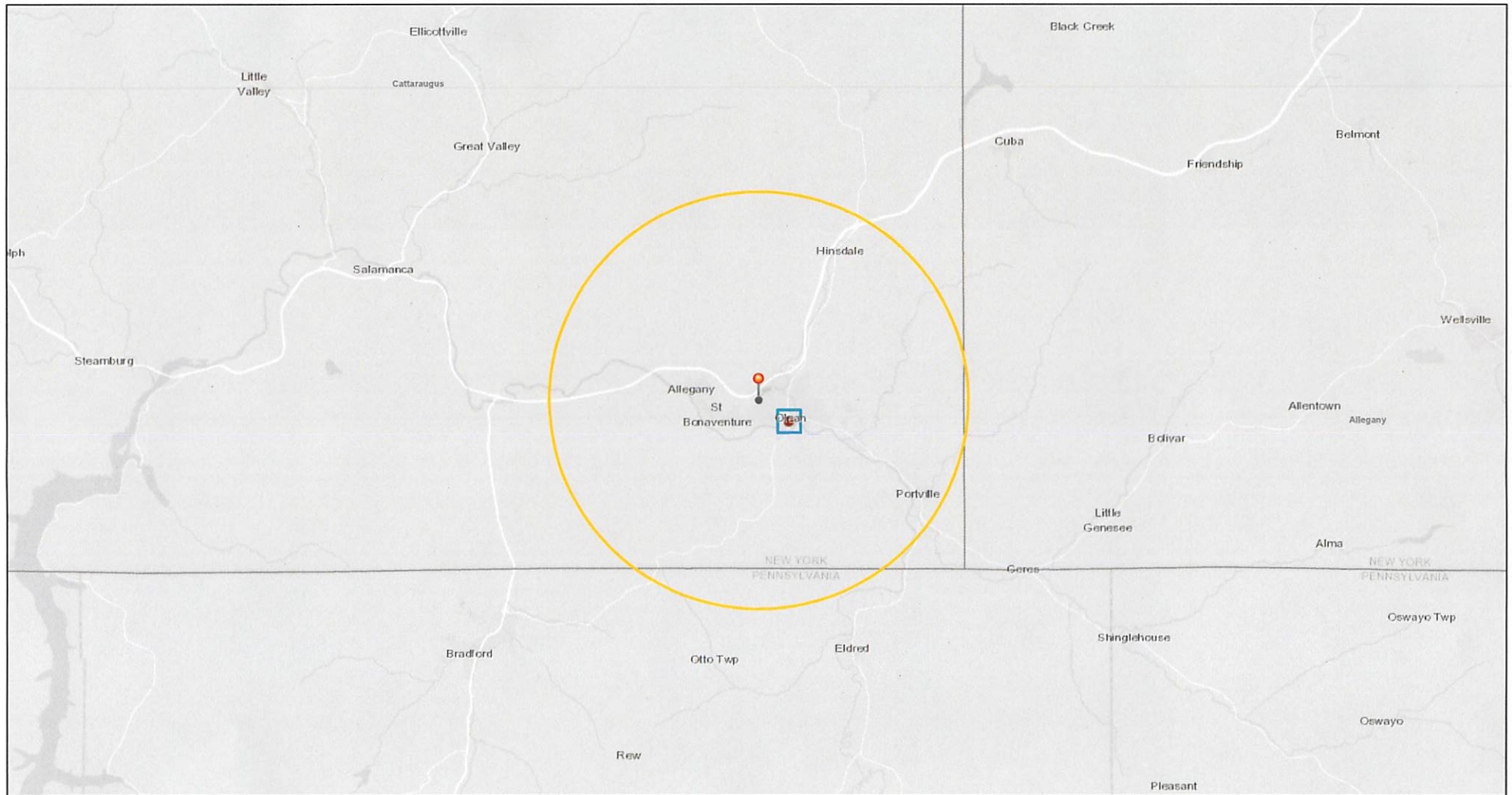
CCDCS has fully executed Memorandum of Understanding agreements with Olean General Hospital for individuals with acute medical/psychiatric needs and Council on Addiction Recovery Services, Inc for individuals in need of Suboxone. CCDCS will get their MAT program started with Buprenorphine and once they see the success of that medication, will start prescribing Suboxone.

**Recommendation:**

OASAS recommendation is to approve the request from Cattaraugus County Department of Community Services to become a new OASAS provider.

- Verification of the hiring of sufficient staff to meet minimum regulatory requirements

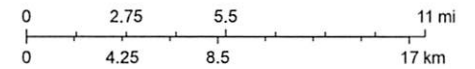
# CCDCS



5/24/2022 9:43:37 AM

- County
- 5. Outpatient: Outpatient Clinic

1:288,895



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community

**New York State Office of Addiction Services and Supports  
Bureau of Certification (OASAS)**

**M E M O R A N D U M**

**TO:** Janet Paloski, Director  
Bureau of Certification

**FROM:** Michele Woods

**DATE:** May 19, 2022

**SUBJECT: Application Review**

Applicant: Westfall Associates, Inc.

Application #: 2022-019

Purpose: Change in Ownership

County: Monroe

**Project Summary:**

Charles Montante is requesting New York State Office of Addiction Services and Supports (OASAS) approval to acquire Westfall Associates, Inc., located at 919 Westfall Road, Rochester, as a result of the passing of Anthony Costello, a former majority owner. The purchase price is \$198,571.08 and Charles Montante will be the sole owner.

Westfall Associates, Inc. provides Part 822 Outpatient Treatment Services.

**Need:**

According to the 2021 Mental Hygiene Executive Summary Local Services Plan the need for substance use disorder treatment services remains the same. This application is for continued outpatient services in Monroe County.

The Monroe County Office of Mental Health submitted their recommendation to support the change in ownership application on May 5, 2022, signed by April Aycock, Director of Community Services. According to the county "Westfall has been a part of the Brighton community for years and its director has sat on other agency Boards of Directors as well as a longstanding member of the Monroe County Medical Society Addiction subcommittee. They have a long tradition of treating the eastern part of Monroe County residents struggling with addiction."

The Western Regional Office submitted a recommendation to support this application on May 12, 2022, stating "This certification application does not change the services at this provider. Charles Montante was a partner with the former owners and has assumed services from Anthony Costello."

**Character and Competence:**

Westfall Associates, Inc. became established as a domestic business corporation in 1990.

Charles Montante is a Licensed Mental Health Counselor with over 39 years in the field of substance use disorder services. He has significant oversight/management experience of OASAS certified services.

Westfall Associates, Inc. holds one operating certificate and is in good standing with OASAS.

- **Certificate Number:** 210311105 – Outpatient Treatment Service (822) located at Building B, Suite 60, 919 Westfall Road, Rochester, NY 14618-2638

The most recent recertification review in May 2021 resulted in a partial compliance and was issued a two-year operating certificate.

**Overall Financial Condition of the Provider:**

Westfall Associates, Inc. is fiscally viable as determined from their most recent fiscal viability review which was conducted on February 17, 2022.

**Adequacy:**

The physical space for treatment will remain at 919 Westfall Road, Rochester, NY 14618-2638 which is presently certified space and in compliance.

**Compliance:**

Policies and procedures, staffing, hours of operation and the operating budget will remain the same.

**Continuity of Care:**

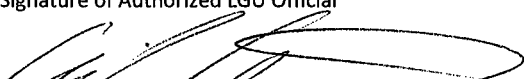
Approval of the change in ownership will allow for the continuation of treatment services for the current population served.

**Recommendation:**

OASAS recommendation is to approve the change in ownership of 500 shares from the estate of Anthony J. Costello to Charles Montante.

**NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS**  
**LOCAL GOVERNMENTAL UNIT REVIEW REPORT**  
**(Addiction Disorder Services Certification Actions)**

Applicant's Legal Name Westfall Associates, Inc.	Application No. 2022-019
Local Governmental Unit Ms. April Aycock, Director of Community Services, Monroe County Office of Mental Health	
<p>In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of addiction disorder services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). In completing the responses, use additional sheets as necessary. <b>Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.</b></p>	
<b>1.</b>  <b>Consistency of Program Description and Site Location with Local/OASAS Requirements</b>	<p>In the case of new providers and/or new services, is the program description and site location consistent with local/OASAS requirements: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Provide explanation below.</p> <p>Operation of services will be at the same site</p>
<b>2.</b>  <b>Provider Operational Performance</b>	<p>Is the operational performance of this provider satisfactory? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable          Regardless of the answer, provide a description of the operational performance of the provider below.</p> <p>Provider is a longstanding provider of outpatient and MAT services in monroe county and it is LGU opinion change of ownership will continue this status</p>
<b>3.</b>  <b>Adequacy of Financial Plans</b>	<p>Is the financial plan in the proposal adequate and acceptable? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable          Provide explanation below.</p> <p>While we don't have financial details of Westfall, we do know that Westfall is a high end for-profit organization that is well established in the community. This organization has an array of services that generates significant profits and is a strategic asset to East House. We approve of this transaction.</p> <p>Where applicable, please note any comments related to Medicaid policy and/or reimbursement practices below.</p>
<b>4.</b>  <b>Consistency with Local Plans and Local/Community Needs</b>	<p>Is the action consistent with local plans and/or does it meet community needs? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No          Provide explanation below.</p> <p>Change of ownership does not necessarily impact community need but it does offer another provider another line of service which should provide greater opportunity for all of their programmatic sustainability</p>
<b>5.</b>  <b>Provider Standing in the Community</b>	<p>Is there any known information regarding the provider's standing in the community? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable          Regardless of the answer, provide all known information below or on additional sheets attached to this report.</p> <p>Westfall Associates has a positive reputation as a provider in the community</p>

<p>6.</p> <p><b>Program Location</b></p>	<p>In answering this question, the following should be taken into consideration:</p> <ul style="list-style-type: none"> <li>(a) the location is suitable for an Addiction Disorder Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul> <p>Please describe your assessment of the circumstances noted.</p> <p>a. Yes as it has been a treatment program for many years  b. there is public transportation to the area with more access due to Relmagine RTS.  c. none at this time</p> <hr/> <p>Please check one box.</p> <p><input type="checkbox"/> LGU has visited the proposed location. <span style="float: right;">Date of Visit: _____</span></p> <p><input checked="" type="checkbox"/> LGU has not visited, but has sufficient personal knowledge to attest to its suitability.</p> <p><input type="checkbox"/> N/A – Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an “N/A” response.</p>		
<p>7.</p> <p><b>Current Status of Existing Programs</b></p>	<p>Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program’s current location? (i.e., any issues around loitering, public safety, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Please describe any issues.</p>		
<p>8.</p> <p><b>Community Response</b></p>	<p>Please describe your knowledge of the applicant’s outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations.</p> <p>Westfall has been a part of the Brighton community for years and its director has sat on other agency Boards of Directors as well as a longstanding member of the Monroe County Medical Society Addiction subcommittee. They have a long tradition of treating the eastern part of monroe county residents struggling with addiction.</p>		
<p>9.</p> <p><b>Other Comments</b></p>	<p>Provide additional comments.</p>		
<p>10.</p> <p><b>LGU Recommendation</b></p>	<p><input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove</p>	<p>Signature of Authorized LGU Official</p> 	<p>Date</p> <p>5/5/2022</p>