

BOROUGH \_\_\_\_\_ HOUSE NO. \_\_\_\_\_ STREET NAME \_\_\_\_\_

**CERTIFICATION OF CORRECTION OF LEAD-BASED PAINT HAZARD VIOLATION**

Complete ownership statement and sections of form for applicable Order number and sign below.

I, \_\_\_\_\_ (PRINT NAME), swear or affirm under penalty of perjury as follows.

1. That I am: (check)

- Currently registered owner of the property
- Currently registered officer or director of the Corporation that owns the property
- Currently registered managing agent of the property

- Otherwise registered as responsible for the property
- Owner or shareholder of record for a condo or cooperative unit that is tenant-occupied.
- Owner of 1-2 family dwelling where I or my immediate family reside.

2. That I have complied with violation number(s) \_\_\_\_\_ by conducting the appropriate actions and enclosing documentation as described below.

3. I have included the following:

- A copy of the XRF lead inspection report, which includes surfaces which tested positive and negative for lead-based paint.
- A copy of the EPA certification for the certified inspector or risk assessor who performed the inspection.
- A copy of the EPA certification for the certified firm of the inspector or risk assessor who performed the inspection.
- If tested after August 9, 2020, a notarized Affidavit by the inspector or risk assessor who conducted the inspection (Affidavit sample enclosed with this Notice of Violation).

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Email Address

State of New York, County of \_\_\_\_\_  
Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Stamp

\_\_\_\_\_  
(Notary Signature)

THE MAKING OF A FALSE CERTIFICATION IS A CRIME PUNISHABLE BY A FINE AND/OR IMPRISONMENT



## INFORMATION

You may be subject to the penalties described below unless you correct the lead-based paint violation(s) and certify the correction of the violation(s) by the date indicated on the front of this Notice of Violation.

- I. **PENALTIES** Failure to correct and certify correction by the specified date may subject the owner to the following penalties:
  - **Order 626** – \$1,500 per violation
- II. **HOW TO CERTIFY** Only an Owner, Managing Agent, Officer or Director of the corporation that owns the property or party otherwise responsible for the property listed on a valid Property Registration filed with the Department may certify the correction of a violation.

Please Note: Only residential buildings with either 3+ residential units or 1-2 residential units where neither the owner nor the owner's immediate family resides are required to be registered with the Department.

1. Complete and sign the Certification form on the back of the AGENCY Copy, and have your signature notarized.
2. Attach all required documents listed on the attached Certification form.
3. Return the AGENCY Copy to the Division of Code Enforcement at **94 Old Broadway, 7<sup>th</sup> Floor, New York, NY 10027, ATTN: Audit Unit**, accompanied by corresponding documentation, in person or by certified or registered mail, return receipt requested. The AGENCY Copy must be hand delivered or postmarked on or before the date by which the correction is required to be certified.

### III. **INFORMATION AND ASSISTANCE**

If the time set for certification has expired, you may submit the appropriate documents to Audit Unit. The violation will be dismissed if documentation is proper and complete.

If you need assistance, please contact the Audit Unit at 212-863-5501 Option # 5.

***FALSE CERTIFICATION IS A CRIME!*** The Housing Maintenance Code provides for a fine of up to \$1,000, imprisonment of up to a year, or both, for willfully submitting a false statement. Criminal Penalties are also provided by the Penal Code for such false statements. In addition, the Housing Maintenance Code §27-2115 provides that a person who makes a false certification of correction of a lead-based paint hazard violation **SHALL BE SUBJECT TO A CIVIL PENALTY OF NOT LESS THAN \$1,000 NOR MORE THAN \$3,000** for each false certification made.



**AFFIDAVIT BY CERTIFIED INDIVIDUAL  
WHO PERFORMED LEAD-BASED PAINT TESTING**

(Submit only where required by this Notice of Violation)

I, \_\_\_\_\_ (**print name**), performed the inspection and testing and/or sampling for lead-based paint at the premises located at \_\_\_\_\_ (**street**), \_\_\_\_\_ (**city**), \_\_\_\_\_ (**state**), \_\_\_\_\_ (**zip**), \_\_\_\_\_ (**unit number, if applicable**) on \_\_\_\_\_ (**date**).

I am certified to perform such inspections and testing and/or sampling under Part 745 of Title 40 of the Code of Federal Regulations subparts L and Q. I performed the inspection, and testing and/or sampling in accordance Title 40 CFR § 745.227, and Chapter 7 of the U.S. Department of Housing and Urban Development’s Guidelines for the Evaluation and Control of Lead-Based Paint Hazards in Housing, 2<sup>nd</sup> Edition (July 2012).

I have attached a copy of my EPA certification to this affidavit. My EPA certification number is \_\_\_\_\_ and it expires on \_\_\_\_\_.

I have also attached to this affidavit a copy of the EPA certification of my firm (**firm name**): \_\_\_\_\_.

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Signature)

\*\*\*\*\*  
State of New York, County of \_\_\_\_\_ *Notary Stamp*

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
(Notary Print Name)

\_\_\_\_\_  
(Notary Signature)