

CONTESTATION FOR TURNOVER VIOLATIONS – Positive Lead-Based Paint (Order 622)

Owners should use this form to contest a violation issued for failure to conduct turnover work related to lead-based paint. To submit, you must complete all of the following:

- properly complete the form, including selecting one reason for your contestation, properly sign the form, and have it notarized
- attach the Notice of Violation
- include required documents relevant to the reason for your contestation
- submit no later than the date set for correction, which is printed on the front of the Notice of Violation, to: Department of Housing Preservation and Development, 345 Adams Street 10th Floor Brooklyn, NY 11201 ATTN: CONTESTATION UNIT

Building address: _____

Name of individual submitting the contestation: _____

Violation #(s) for contestation: _____

I am the: (check only one)

- 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 a 1-2 family dwelling where I or my immediate family reside

I am contesting the issuance of the violation for the following reason (check only one reason):

1. Contestation based upon the length of tenancy

The tenant moved in prior to August 2, 2004. **I have attached Documentation verifying this initial lease date for the current leaseholder.**

2. Contestation based upon the building age

The building was built in or after 1960 and I had no knowledge of lead-based paint prior to this violation and have been issued no previous tested lead-based paint hazard violations which would have provided me with knowledge of lead-based paint. **I have attached a copy of the Certificate of Occupancy showing a constructed date in or after 1960.**

3. Contestation based upon Existing HPD Exemption

There is an active HPD Lead Free Exemption for this unit. *(Note: As a result of finding lead-based paint, HPD will revoke this exemption and you will receive a separate communication regarding that revocation.)*

I understand that HPD will inform both me and the occupant of the unit of the results of this contestation in writing.

Authorized Signature

State of New York, County of _____

Stamp

Sworn to before me this _____ day of _____, 20 _____

(Notary Signature)