AFFIDAVIT OF TENANT REFUSAL OR NON-RESPONSE FOR XRF LEAD-BASED PAINT TESTING

I,_____(**print name**), swear or affirm under penalty of perjury as follows:

I am the owner/managing agent for the building located at: _____ (**address**) ("Premises") with Registration ID _____.

Pursuant to Local Law, I am required to use an Environmental Protection Agency (EPA) certified inspector or risk assessor, independent of the owner or any firm hired to perform lead-based paint remediation, to test for the presence of lead-based paint in a dwelling unit or common area of a building built prior to 1960 (or built between January 1, 1960, and January 1,1978, where the owner has actual knowledge of lead-based paint) .

I was unable to have this testing performed as required by Local Law 31of 2020 for the apartments listed below because either the tenant refused access to my contractor or failed to respond to schedule an appointment for this testing. The tenant was provided with written notice and telephone calls advising of a) the importance of XRF testing, b) the legal obligation of the property owner to perform this testing and c) information about how to schedule this testing. The below is a summary of these efforts. As required, per Administrative Code §27-2056.17, I am maintaining detailed records reflecting these efforts that may be requested by HPD.

I understand that my responsibility for this testing continues and that I must make additional attempts as the apartment becomes vacant to complete this testing.

	TENANT UNRESPONSIVE **ACCESS ATTEMPTS AND OUTREACH MADE ON THE FOLLOWING DATES:** (Add Additional Sheets as Necessary)				
Unit #	Written notice (letter/email) date(s)	Phone call date(s)	Attempted access to test on:	Tenant refused access on:	Tenant refused access on:

_____ _____

(Print Name) (Signature)

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State of _____, County of_____

Sworn to before me this__day of_____, 20____

_____

(Notary Signature)