



DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT

Office of Preservation Services
ENFORCEMENT SERVICES
Division of Code Enforcement

AFFIDAVIT OF COMPLIANCE
LEAD-BASED PAINT VIOLATIONS - LOCAL LAW #1 OF 1982 AND LOCAL LAW #38 OF 1999 LEAD-BASED PAINT VIOLATIONS
(Order numbers 555, 610, 611, 612)

Violation Number(s):
Apt #

State of New York }
} ss:
County of }

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

1) That I am over twenty-one years of age and am the registered owner and /or managing agent of the subject premises, (type or print entire building address, including borough)

Multiple Dwelling Registration number;

2) That I have read HPD's "Guide to Local Law 1 of 2004 Work Practices" and am aware of the work practices required to correct lead-based paint hazards safely and in accordance with the law;

3) (check a, b or c)

- a) That the violation(s) was issued prior to the current ownership and that I have physically observed the location cited in the violation(s) and have found that the condition does not currently exist; OR
b) That I corrected or caused the correction of the above-referenced violation(s) in accordance with the required work practices prior to August 1, 2004; OR
c) That I have corrected or caused the correction of the above-referenced violation(s) in accordance with the required work practices after August 1, 2004 AND that I have attached a copy of the sworn statement of the agent/employee who performed the work AND that I have attached a copy of the EPA certification for the firm who performed the work;

AND

4) That I have caused a lead-contaminated dust clearance test ("clearance test") to be performed by an independent third party on, 20, and I have attached to this form

- a) the results of the lead-contaminated dust clearance test, and
b) a copy of the current certificate of training for the person who performed the lead-contaminated dust clearance test.

Sworn to before me this
day of

Signature

Notary Public

Form AF3/4 rev 7-07



**THIS FORM (FORM AF-3/4) CAN ONLY BE USED FOR THE PROCESSING OF
DOCUMENTATION RELEVANT TO LEAD-BASED PAINT VIOLATION ORDER #S
555, 610, 611 AND 612**

LEAD-BASED PAINT HAZARD VIOLATIONS on record with the Department of Housing Preservation and Development (HPD) can be dismissed ***ONLY IF*** the appropriate additional documentation regarding the work methods and cleanup process accompanies a completed Dismissal Request form. Even if the lead paint condition appears to be repaired, the violation cannot be dismissed without this documentation. If you choose to proceed with your Dismissal Request without producing this documentation, HPD may commence further action to identify and address any remaining lead violation. Such action may include taking dust wipe samples from areas in units where pending lead-based paint hazard violations appear to have been corrected and contracting for cleaning and retesting if lead dust is found in those areas. You will be held responsible for any expense HPD incurs in the course of determining whether a lead-based paint violation still exists and correcting it if you do not provide appropriate documentation of work methodology. {A detailed description of the work practices that must be used to correct current lead paint hazard violations is included in an HPD pamphlet – GUIDE TO LOCAL LAW #1 OF 2004 WORK PRACTICES - available at the Code Enforcement Borough Office and on the HPD website (<http://nyc.gov/html/hpd/>)}. If you have any questions, you may speak with the Public Interviewer at a Code Enforcement Borough Office, call the Lead Hotline at (212) 863-6458, or visit the HPD website at NYC.gov/hpd.

Order Number	In order to have lead-based paint violations dismissed, you must submit:
<p>555 (“remove or cover in a manner approved by the department peeling lead paint”) 606, 607, 610, 611, 612 (“correct the lead-based paint hazard”)</p>	<ul style="list-style-type: none"> • Form AF-3/4 (an affidavit certifying that work was performed correctly) • A copy of the State-certified laboratory analysis of all surface dust samples taken (www.hud.gov provides a list of certified laboratories). • A copy of the Certificate of Training of the individual who took surface dust samples. The Certificate of Training must be valid for the period when the test was taken. NYC Department of Health and Mental Hygiene Certificates of Training are not valid as of August 2004. • If section 3c is checked on the Form AF-3/4: <ul style="list-style-type: none"> • A sworn statement made by the agent or employee who performed the work to correct the lead-based paint hazard violation(s) stating that the work was performed in accordance with §27-2056.11 of Article 14 of the Housing Maintenance Code and §11-06 of Title 28 of the Rules of the City of New York; • A copy of the EPA certification for the firm that performed the work to correct the lead-based paint hazard violation(s).
<p>616 (“correct the lead-based paint hazard - presumed lead paint”) 617 (“correct the lead-based paint hazard - paint that tested positive for lead content”)</p>	<ul style="list-style-type: none"> • Form AF-5 (an affidavit certifying that work was performed correctly) • A copy of the State-certified laboratory analysis of all surface dust samples taken (www.hud.gov provides a list of certified laboratories). • A copy of the Certificate of Training of the individual who took surface dust samples. The Certificate of Training must be valid for the period when the test was taken. NYC Department of Health and Mental Hygiene Certificates of Training are not valid as of August 2004. • A sworn statement made by the agent or employee who performed the work to correct the lead-based paint hazard violation(s) stating that the work was performed in accordance with §27-2056.11 of Article 14 of the Housing Maintenance Code and §11-06 of Title 28 of the Rules of the City of New York; • A copy of the EPA certification for the firm that performed the work to correct the lead-based paint hazard violation(s).

