



NY RISING RENTAL PROPERTIES PROGRAM LEAD-BASED PAINT HAZARD ACKNOWLEDGEMENT FORM

Revised: June 13, 2016

Instructions: This form is to be completed by the applicant and returned to review@recreatenvs.org.

APPLICANT INFORMATION

Application ID: _____ Name: _____

Address: _____

Phone Number: _____ E-Mail: _____

I, _____ (applicant name), acknowledge that I have received this notice of Notice of Lead-Based Paint Hazard. I understand that as a condition of receiving a HUD grant I must comply with the HUD's Lead-Based Paint Poisoning Prevention Requirements found at 24 C.F.R. Part 35, Subparts J & R. I hereby certify that all statements contained herein are true and accurate to the best of my knowledge.

Signature

Date

REMEDATION STRATEGY

I have decided to pursue the following to address the lead-based paint hazards identified (check one):

The hazards identified in the risk assessment have already been addressed and I have completed and attached the Lead Remediation Reimbursement Form.

The hazards identified in the risk assessment have not been addressed and I would like to request that a GOSR contractor perform the necessary lead related work (complete and return this page only).

The hazards identified in the risk assessment have not been addressed and I am in the process of hiring an EPA-certified lead remediation contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor) to perform the necessary lead related work.

The contractor's company name is _____ and their EPA certification number is _____. I understand that I will only be reimbursed for abatement of hazards identified in the risk assessment. If the cost of reimbursement is projected to exceed \$2,500, the remediation contractor's estimate must be submitted with this form for review and approval.

An exemption applies and I have filled out the Application for Exemption. I understand that GOSR must review and approve this Application for Exemption, and if denied, I will need to address the lead-based paint hazard by means of the above-listed remediation strategies.



INFORMATION AND RESOURCES

For more information of lead-based paint hazards, please visit the following websites:

- The HUD Lead-Based Paint Poisoning Prevention Requirements can be found at 24 C.F.R. 35, Subparts J & R. This regulation can be accessed through the Electronic Code of Federal Regulations at: <http://www.ecfr.gov/cgi-bin/text-idx?SID=173f6e7c10dde6c702de064650834806&mc=true&node=pt24.1.35&rgn=div5>.
- Information and references regarding lead regulations, lead safety, and lead safe work practices can be found on HUD's website at: http://portal.hud.gov/hudportal/HUD?src=/program_offices/healthy_homes/enforcement/regulations.
- Information on health and safety concerns associated with exposure to lead can be found of the United States Environmental Protection Agency's website at: <http://www.epa.gov/lead/learn-about-lead>.

For information on retaining a lead certified contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor), please visit the following websites:

- Listing of EPA Lead Contractors - http://cfpub.epa.gov/flpp/searchrrp_firm.htm
- Information and guidance regarding the performance of lead remediation and retaining the services of a lead certified contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor) can be found at the New York State Department of Health's website at: https://www.health.ny.gov/environmental/lead/renovation_repair_painting/.

Where a lead hazard has been identified the Lead Remediation Acknowledgement form must be completed and submitted to the Program, to indicate that all work will be performed by an EPA Lead Safe Certified Contractor using EPA lead safe work practices. If construction work is complete a Lead Clearance inspection must be performed to verify there are no lead hazards. The use of EPA lead safe work practices have been incorporated in the ECR award and as such, the Program will not award reimbursement for remediation of lead based paint hazards if the work is already included in the ECR scope items. Lead Risk Assessment dust fails are included in the ECR and the EPA Lead Safe Certified Contractor using EPA lead safe work practices is to ensure the home is lead dust free. If the lead based paint hazard remediation is not covered within the scope the cost of the remediation is eligible for reimbursement by the Program.

Multi Family Homes

In accordance with HUD regulation 35.1350, if, following a lead risk assessment inspection of a rental property, it has been determined that a lead hazard exist from dust, soil, or a painted surface, the owner of the property shall engage the services of a certified lead contractor to remediate the hazard and perform the construction. Upon completion of remediation and construction under lead safe work practices a follow-up environmental clearance inspection shall be performed to verify clean-up of the hazard.



Lead hazard remediation and control are part of lead safe work practices which is a HUD requirement and as such, the use of a Lead-Safe EPA certified contractor before and during construction activities is required. The Program will not reimburse rental property applicants for the lead dust hazards and deteriorated lead paint and soil hazards, when they are part of the original scope of work in the ECR. Submittal of the Lead Remediation Acknowledgement is a requirement for the release the Midpoint payment.

For deteriorated lead paint and soil hazards, when the areas of concern are not part of the ECR work, the Program may reimburse rental property applicants for remediation by a Lead-Safe EPA certified contractor. . As noted above, submittal of the Lead Remediation Acknowledgement is a requirement for the release the Midpoint payment.

For lead based paint hazards found during post-construction Lead Clearances, the Program may reimburse rental property applicants for remediation by a Lead-Safe EPA certified contractor. Submittal of a Lead Remediation Acknowledgement form may release remediation reimbursement.



LEAD REMEDIATION REIMBURSEMENT FORM

Revised: June 13, 2016

Instructions: This form is to be completed by the applicant and returned to review@recreatenys.org only if
your lead hazard has already been resolved.

In order to be reimbursed for lead remediation, qualifying applicants must return a signed copy of this Form along with the following documentation:

1. The name and EPA certification number (include copy of certificate) of the lead certified contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor) who performed the lead related work.
2. Copy of invoice and paid receipt from the EPA lead certified contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor). Invoice or paid receipt shall include dates of work and brief description of services provided.

I certify that a lead certified contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor) was hired to perform the required lead hazard control and remediation requirements of HUD's work practices were a signed copy of this Form, through which the applicant certifies that a lead certified contractor performed the control and remediation of lead hazards according to HUD's work safe practices.

Applicant's Signature

Applicant's Name (please print)

Date



Application for Exemption

(Complete this form if you believe that you qualify for one of the exemptions below)

If applicable, please return to review@recreatenys.org

Applicants applying for an exemption to must sign and return this form indicating which of the following exemptions their property falls within and provide the appropriate documentation as indicated.

- The housing unit was constructed on or after January 1, 1978.
- All activities qualify as emergency actions immediately necessary to safeguard against imminent danger to human life, health or safety, or to protect the property from further structural damage due to natural disaster, fire or structural collapse. *This exemption applies only “to repairs necessary to respond to the emergency” as provided in 24 CFR 35.115(a)(9).*
- The rehabilitation did not disturb any painted surface.
 - Provide a signed statement from the individual who performed the rehabilitation activities attesting that the above statement is true.
- An inspection performed according to 24 CFR 35.1320(a) found the property contained no lead-based paint.
 - Provide the name and EPA certification number (include copy of certificate) of the Lead Inspection Firm that completed the lead inspection along with all reports and analytical documentation completed by the Firm.
- According to documented methodologies, lead-based paint has been identified and removed, and the property has achieved clearance. This exemption does not apply where enclosure or encapsulation have been used as a method of abatement.
 - Provide the name and EPA certification number (include copy of certificate) of the lead certified contractor (Lead-Safe Certified Firm or Lead-Based Paint Activities Contractor) that performed the lead related work.

I hereby certify that the rehabilitation activities for which I am applying for Federal reimbursement of were performed in compliance with the exemption indicated about. And, I recognize that this Application is subject to verification by both HUD and GOSR.

Applicant’s Signature

Date

Applicant’s Name (please print)