

If you have received an Environmental Control Board (ECB) Notice of Violation (NOV) that includes a Commissioner's order to correct the condition(s), you are required to certify correction with the Department of Buildings ("Buildings") Administrative Enforcement Unit (AEU) in order to clear the violation from Buildings records. A violation may continue to appear "open" in Buildings records, even if you have attended the hearing or paid the imposed penalty until you submit acceptable proof that the violating condition(s) have been corrected. You must **correct all violating conditions** in order to certify correction and resolve the violation. Partial correction of the violating condition(s) is not sufficient.

### Am I eligible to certify correction at this time?

- A. You may certify correction with the department if the violation is eligible for a "CURE." You must certify correction **on or before** the "CURE DATE" indicated on the NOV. Please see #3 below; **OR**
- B. You may certify correction with the department any time after the first scheduled hearing date. **You do not have to receive a decision from the ECB Administrative Law Judge in order to certify correction; OR**
- C. You may certify correction with the department if you are charged with violating §28-210.1 of the NYC Administrative Code (illegal conversion) \*\* and a hearing on the violation has not yet been held before the ECB.

#### \*\* Special note on specific ILLEGAL CONVERSION violations

You must attend a hearing if you are charged with Class 1 violation of §28-210.1 of the Administrative Code (illegal conversion). However, you may submit a Certificate of Correction prior to the hearing which if accepted, stops daily penalties from continuing to accrue pursuant to §28-202.1. Depending on the violation, permit(s) obtained by a licensed plumber or other professional may be required to correct the violating conditions. You must submit the Certificate of Correction Approval to the Administrative Law Judge at your hearing in order to avoid maximum penalties. You **must resubmit** the Certificate of Correction to the AEU after the hearing to complete the certification process and resolve the violation.

### 1. Violation Information

- Complete this section by inserting the NOV number, the address where the violation occurred and your name and mailing address. You must check one of the boxes that indicates your relationship to the Respondent. If you are the managing agent of the premises that is the subject of the violation, you must attach a letter from the owner designating you as such. If you are a new owner, you must attach a copy of a deed.

### 2. Person Who Performed the Work

- Complete this section by inserting the date that all violating conditions were corrected. Check the box indicating who did the work to correct the violation(s) and provide their name, address, company and license/registration information (if done by a licensee, professional or registered contractor).
- You must **attach a notarized statement** describing the work done to correct the violating condition(s). You must also attach copies of all permits, bills, receipts, photographs, and/or documentary proof that the violating condition(s) have been corrected.

### 3. Cure Submission

- Some violations are eligible for a zero penalty if corrected in a timely way. This is commonly referred to as a "CURE." **IF A VIOLATION IS ELIGIBLE FOR "CURE" YOU MAY AVOID A HEARING AND PENALTY.** In order to do so, you must correct all violating conditions, submit a Certificate of Correction to the Department, and receive a Certificate of Correction Approval by the "CURE DATE" listed on your NOV. **A "CURE" is an admission of the specific charge(s) on the NOV and a waiver of any and all defenses and appeal to the charge(s).** If you do not wish to admit the charge(s), you must appear at your scheduled hearing to present your defense. If you have not corrected all of the illegal conditions cited on the NOV to the satisfaction of the DOB, your submission will not be accepted for "CURE" and you must appear at your hearing.

### 4. Statement of Signature

- Sign the Certificate of Correction before a Notary Public.
- Return the **original** Certificate of Correction form in person or by mail, with all supporting documents, to **NYC Department of Buildings Administrative Enforcement Unit, 280 Broadway, 5th Floor, New York, N.Y. 10007.** In-person window hours of operation are Mondays - Fridays, 9:00 a.m. - 4:00 p.m.
- For additional information, or for assistance in completing the form, call (212) 566-2850. You may also review the "ECB Violations Reference Guide" in the Reference Materials section at [www.nyc.gov/buildings](http://www.nyc.gov/buildings).

**NOTE: Failure to appear for an ECB hearing on the violation, when required, will result in an automatic default judgment and the imposition of higher (default) penalties.**