



RegCom

Regulatory Compliance

Marsha Maddox
Deputy Superintendent of Schools
Greenburg Eleven UFSD
PO Box 501
Dobbs Ferry, NY 10522-0501

October 7, 2016

Dear Ms. Maddox,

Please find attached the water testing laboratory report for the Greenburg Elven UFSD. The investigation was completed on the 9/24/16.

Sinks that exceeded the NYS Action Level of 0.015 mg/L:

Sample #	Location	Lead Conc.(mg/L)
4	Crisis Jackson Center – Staff restroom – Sink (hot water)	0.211
5	Crisis Jackson Center – B Resident’s Restroom Sink	0.021
18	Lanza Building Restroom Sink (high right) Next to 024 Mechanical	0.088
57	Bethune Building Classroom 203/Classroom Sink	0.018
62	Bethune Building Classroom 235/Classroom Sink	0.018
78	Bethune Building Classroom LL-3/Boys Room Sink (High Right)/Classroom Sink	0.016
82	Bethune Building Classroom LL-22A/Science Lab Sink	0.067

For all outlets that exceed the NYS Action Level action is required. In accordance with the Lead testing in School Drinking Water – 10 NYCRR Subpart 67-4, if lead is detected the school is obligated to:

- Prohibit use of the outlet until a remediation plan is implemented and test results indicate that the lead levels are at or below the action level.
- Provide building occupants with an adequate supply of potable water for drinking and cooking until remediation is performed.
- Report the results to the local health department as soon as practicable but no more than 1 business day after the school received the laboratory report.
- Notify all staff and all persons in parental relation to students of the test results in writing as soon as practicable but no more than 10 business days after the school

245 Albany Avenue • Thornwood • New York • 10594
Tel (914) 439-6513 • Email: REGCOMP2@HOTMAIL.COM

Occupational

Safety

Environmental

COMPLIANCE IS SAFETY

received the laboratory report. □

Attached is the laboratory data sheet. A full report will be mailed within the week.

If there are any questions or further information is needed, please don't hesitate to contact me (914) 439-6513. Thank you for considering RegCom for your safety and compliance needs.

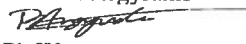
Sincerely,

Ernest C. Coon, MSc, RPIH, HEM

GB11.1114.16.IH

Eastern Analytical Services, Inc.
Water Sample Report

RE: CPN GBII-1114-16-IH - Greenburgh II

Date Collected: 09/24/2016
 Collected By: Lavery
 Date Received: 09/24/2016
 Date Analyzed: 10/04/2016
 Analyzed By: Peter P. Argyrakis
 Signature: 
 Analyte: Pb Water
 Analytical Method: EPA 200.9
 NYS Lab Number: 10851

Client: RegCom
 245 Albany Avenue
 Thornwood, NY 10594

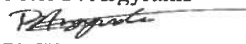
Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-01 2455575	Crisis Jackson Center - Laundry Room - Slop Sink	Water	BDL < 0.001 mg/L
GB11-02 2455576	Crisis Jackson Center - Kitchen Sink	Water	BDL < 0.001 mg/L
GB11-03 2455577	Crisis Jackson Center - A Resident's Restroom Sink	Water	BDL < 0.001 mg/L
GB11-04 2455578	Crisis Jackson Center - Staff Restroom Sink (Hot Water)	Water	0.211 mg/L
GB11-05 2455579	Crisis Jackson Center - B Resident's Restroom Sink	Water	0.021 mg/L
GB11-06 2455580	Lanza Building - 1st Floor Restroom #1 (Mixed Valve)	Water	0.001 mg/L
GB11-07 2455581	Lanza Building - 1st Floor Restroom #2 (Mixed Valve)	Water	0.001 mg/L
GB11-08 2455582	Lanza Building - Hawk's Nest Cafe #1	Water	0.001 mg/L
GB11-09 2455583	Lanza Building - Hawk's Nest Double Sink - Left	Water	BDL < 0.001 mg/L

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 Liability Limited to Cost of Analysis
 Results Applicable to Those Items Tested

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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-10 2455584	Lanza Building - Hawk's Nest Double Sink - Right	Water	0.001 mg/L
GB11-12 2455585	Lanza Building - Water Fountain (Lower Level) - Low	Water	BDL < 0.001 mg/L
GB11-13 2455586	Lanza Building - Water Fountain (Lower Level) - High - Bottle Filler	Water	BDL < 0.001 mg/L
GB11-14 2455587	Lanza Building - (Mixed Valve) Staff Restroom Next to 027 1T Room	Water	BDL < 0.001 mg/L
GB11-15 2455588	Lanza Building - Lower Level Low Sink - Right - Boy's Bathroom (Mixed Valve)	Water	BDL < 0.001 mg/L
GB11-16 2455589	Lanza Building - Lower Level Low Sink - Left - Boy's Bathroom (Mixed Valve)	Water	BDL < 0.001 mg/L
GB11-17 2455590	Restroom Sink (Low Left) Next to 024 Mechanical (Mixed Valve)	Water	BDL < 0.001 mg/L
GB11-18 2455591	Restroom Sink (High Right) Next to 024 Mechanical (Mixed Valve)	Water	0.088 mg/L
GB11-19 2455592	Bethune - Multiple Purpose Room - 1st Floor Cage Area - Slop Sink	Water	0.010 mg/L

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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-20 2455593	Bethune - 1st Floor - Women's Restroom - High/Right Sink	Water	0.009 mg/L
GB11-21 2455594	Bethune - 1st Floor - Women's Restroom Sink - Low/Left	Water	BDL < 0.001 mg/L
GB11-22 2455595	Bethune - 1st Floor - Men's Restroom Sink	Water	BDL < 0.001 mg/L
GB11-23 2455596	Bethune - 1st Floor - Drinking Fountain - High - Next to 114 - Boy's Room	Water	BDL < 0.001 mg/L
GB11-24 2455597	Bethune - 1st Floor - Drinking Fountain - Low - Next to 114 - Boy's Room	Water	BDL < 0.001 mg/L
GB11-25 2455598	Bethune - 1st Floor - Boy's Room 114 Sink - Right-High	Water	0.001 mg/L
GB11-26 2455599	Bethune - 1st Floor - Boy's Room 114 Sink - Low-Left	Water	0.009 mg/L
GB11-27 2455600	Bethune - 1st Floor - Classroom 112 - Sink	Water	0.001 mg/L
GB11-28 2455601	Bethune - 1st Floor - Classroom 111 - Sink	Water	0.001 mg/L

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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-29 2455602	Bethune - 1st Floor - 130 Office Sink	Water	0.005 mg/L
GB11-30 2455603	Bethune - 1st Floor - 131 Superintendent's Office Sink	Water	0.004 mg/L
GB11-31 2455604	Not Given	Water	0.001 mg/L
GB11-31 2455605	Bethune - 1st Floor - 110 Classroom Sink	Water	BDL < 0.001 mg/L
GB11-32 2455606	Bethune - 1st Floor - 139 Boy's Room Sink - High-Right	Water	BDL < 0.001 mg/L
GB11-33 2455607	Bethune - 1st Floor - 139 Boy's Room Sink - Low-Left	Water	0.005 mg/L
GB11-34 2455608	Bethune - 1st Floor - Room 103 - Business Office - Sink	Water	0.001 mg/L
GB11-35 2455609	Bethune - 1st Floor - Room 140 Classroom	Water	0.001 mg/L
GB11-36 2455610	Bethune - 1st Floor - Water Fountain Next to Room 140 - High	Water	BDL < 0.001 mg/L

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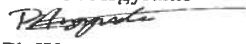
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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-37 2455611	Bethune - 1st Floor - Water Fountain Next to Room 140 - Low	Water	BDL < 0.001 mg/L
GB11-38 2455612	Bethune - 1st Floor - Room 102 Classroom Sink	Water	0.007 mg/L
GB11-39 2455613	Bethune - 1st Floor - Room 101 Classroom Sink	Water	0.002 mg/L
GB11-40 2455614	Bethune - 1st Floor - Room 141 Classroom Sink	Water	0.001 mg/L
GB11-41 2455615	Bethune - 1st Floor - Room 142 - Classroom Sink	Water	0.001 mg/L
GB11-42 2455616	Bethune - 2nd Floor - Women's Bathroom Sink (Across from Stairwell 3)	Water	0.001 mg/L
GB11-43 2455617	Bethune - 2nd Floor - Boy's Bathroom Sink (Next to Women's Bathroom)	Water	0.008 mg/L
GB11-44 2455618	Bethune - 2nd Floor - Men's Bathroom Sink (Next to Women's Restroom, Behind Projection Room)	Water	0.001 mg/L
GB11-45 2455619	Bethune - 2nd Floor - Room 221 - Computer Lab Sink	Water	0.003 mg/L

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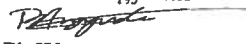
Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-46 2455620	Bethune - 2nd Floor - Room 222 - Classroom Sink	Water	BDL < 0.001 mg/L
GB11-47 2455621	Bethune - 2nd Floor - Room 208 - Classroom Sink	Water	0.001 mg/L
GB11-48 2455622	Bethune - 2nd Floor - Room 207 - Classroom Sink	Water	0.001 mg/L
GB11-49 2455623	Bethune - 2nd Floor - Room 224 - Classroom Sink	Water	BDL < 0.001 mg/L
GB11-50 2455624	Bethune - 2nd Floor - Room 225 - Classroom Sink	Water	0.007 mg/L
GB11-51 2455625	Bethune - 2nd Floor - Room 206 - Classroom Sink	Water	BDL < 0.001 mg/L
GB11-52 2455626	Bethune - 2nd Floor - Room 205 - Classroom Sink	Water	0.002 mg/L
GB11-53 2455627	Bethune - 2nd Floor - Room 226 - Classroom Sink	Water	BDL < 0.001 mg/L
GB11-54 2455628	Bethune - 2nd Floor - Room 233 - Men's Bathroom Sink - High-Right	Water	0.001 mg/L

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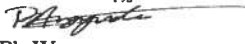
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 245 Albany Avenue
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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-55 2455629	Bethune - 2nd Floor - Room 233 - Men's Bathroom Sink - Low-Left	Water	BDL < 0.001 mg/L
GB11-56 2455630	Bethune - 2nd Floor - Room 204 - Classroom Sink	Water	0.003 mg/L
GB11-57 2455631	Bethune - 2nd Floor - Room 203 - Classroom Sink	Water	0.018 mg/L
GB11-58 2455632	Bethune - 2nd Floor - Room 234 - Classroom Sink	Water	0.012 mg/L
GB11-59 2455633	Bethune - 2nd Floor - Water Fountain Next to Room 234 - High (Low Not Working)	Water	BDL < 0.001 mg/L
GB11-60 2455634	Bethune - 2nd Floor - Room 202 - Classroom Sink	Water	0.002 mg/L
GB11-61 2455635	Bethune - 2nd Floor - Room 201 - Classroom Sink	Water	BDL < 0.001 mg/L
GB11-62 2455636	Bethune - 2nd Floor - Room 235 - Classroom Sink	Water	0.018 mg/L
GB11-63 2455637	Bethune - 2nd Floor - Room 236 - Classroom Sink	Water	0.010 mg/L

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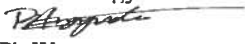
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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-64 2455638	Bethune - Ground Floor - Women's Restroom Sink (Lower Level) (Next to Men's Bathroom)	Water	0.001 mg/L
GB11-65 2455639	Bethune - Ground Floor - Men's Restroom Sink (Next to Boiler Room)	Water	BDL < 0.001 mg/L
GB11-66 2455640	Bethune - Ground Floor - Boy's Restroom Sink - High Right - Near Stairway 4	Water	0.006 mg/L
GB11-67 2455641	Bethune - Ground Floor - Boy's Restroom Sink - Low Left - Near Stairway 4	Water	BDL < 0.001 mg/L
GB11-68 2455642	Bethune - Ground Floor - Conference Room Sink (Room LL-52)	Water	0.009 mg/L
GB11-69 2455643	Bethune - Ground Floor - Behavioral Management Room LL-51 - Bathroom Sink	Water	0.004 mg/L
GB11-70 2455644	Bethune - Ground Floor - Classroom Sink - Room LL-63	Water	0.001 mg/L
GB11-71 2455645	Bethune - Lower Level - Room LL-03 - Student Day Room Sink	Water	BDL < 0.001 mg/L
GB11-72 2455646	Bethune - Lower Level - Room LL-08 - Art Classroom Sink	Water	0.001 mg/L

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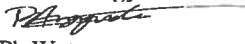
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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-73 2455647	Bethune - Lower Level - Room LL-07 - Home Economics Classroom Sink (Next to Dishwasher)	Water	0.001 mg/L
GB11-74 2455648	Bethune - Lower Level - Room LL-07 - Home Economics Classroom Sink (Next to Washing Machine)	Water	0.001 mg/L
GB11-75 2455649	Bethune - Lower Level - Room LL-25 - Art Classroom Sink	Water	0.001 mg/L
GB11-76 2455650	Bethune - Lower Level - Room LL-07A - Kitchen Sink	Water	0.001 mg/L
GB11-77 2455651	Bethune - Lower Level - Room LL-06 - Industrial Arts Classroom Sink	Water	0.002 mg/L
GB11-78 2455652	Bethune - Lower Level - Room LL-13 - Boy's Room Sink - High- Right	Water	0.016 mg/L
GB11-79 2455653	Bethune - Lower Level - Room LL-13 - Boy's Room Sink - Low- Left	Water	BDL < 0.001 mg/L
GB11-80 2455654	Bethune - Lower Level - Water Fountain Next to Room LL-13 - Low	Water	BDL < 0.001 mg/L

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Sample ID# / Lab ID#	Sample Location	Sample Notes	Concentration
GB11-81 2455655	Bethune - Lower Level - Room LL-31 - Industrial Arts Classroom Sink	Water	0.001 mg/L
GB11-82 2455656	Bethune - Lower Level - Room LL-22A - Science Lab Sink	Water	0.067 mg/L
GB11-83 2455657	Bethune - Lower Level - Room LL-34 - Spanish Classroom Sink	Water	0.003 mg/L
GB11-84 2455658	Bethune - Lower Level - Room LL-22 - Speech/Language Department Sink	Water	0.037 mg/L
GB11-85 2455659	Not Applicable	Field Blank	BDL < 0.001 mg/L

FREQUENTLY ASKED QUESTIONS For School Buildings and Grounds Personnel Lead in NYS School Drinking Water September 15, 2016

Background

The “on-again, off-again” nature of water use at most schools can raise lead levels in school drinking water. Water that remains in pipes overnight, over a weekend, or over vacation periods stays in contact with lead pipes or lead solder and could contain higher levels of lead. It is important to identify and address elevated levels of lead in drinking water in schools as part of reducing a child’s overall exposure to lead in the environment.

Legislation and Regulation

1. What is the new lead testing in school drinking water legislation?

The New York State Legislature recently passed a bill ([A10740/S8158](#)) which requires the Department to develop regulations to require all school districts and boards of cooperative educational services (BOCES)—collectively, “schools”—to test all potable water outlets for lead contamination, and to take responsive actions. Governor Cuomo signed the proposed legislation, and the DOH adopted emergency regulations, titled *Lead Testing in School Drinking Water*-10 NYCRR Subpart 67-4 (Subpart 67-4), on September 6, 2016.

2. Where can I find the regulations?

The regulation can be found at: http://health.ny.gov/regulations/emergency/docs/2016-09-06_lead_testing_in_school_drinking_water.pdf.

3. Are private schools required to conduct lead testing under this regulation?

No. Only NYS schools districts and boards of cooperative educational services (BOCES) are required to test for lead under this regulation.

4. Where must samples be collected?

Samples must be collected at all outlets within the school. An outlet is a potable water fixture currently or potentially used for drinking or cooking purposes, including but not limited to bubblers, drinking fountains and faucets. Faucets may be located anywhere on school property where drinking water is currently or potentially obtained, including but not limited to the athletic field.

5. Who can collect the samples?

Any individual who is familiar with the regulation’s “first-draw” sampling protocol may collect samples. This includes but is not limited to a school staff member, a laboratory representative, or a consultant. The individual collecting the sample must be able to maintain quality assurance and control over the sampling, and must ensure the chain of custody of the water samples is maintained. However, the school is ultimately responsible for ensuring that the samples are correctly taken.

6. What is a “first-draw” sample?

A “first-draw” sample is a water sample that is collected from a cold water outlet before any water is used from that outlet. The water shall be motionless in the pipes for a minimum of 8 hours, but not more than 18 hours, before sample collection. The required sample volume for analysis of lead in school drinking water sample is 250 milliliters (mL).

7. What does the “water must be motionless” mean?

The water in the school facility must remain motionless in the plumbing for a minimum of 8 hours but no more than 18 hours. During this time period, no water can be used in the facility. This includes non-drinking water outlets, janitorial sinks, toilets, outside hoses and irrigation systems (unless the irrigation system is served by its own service line). This amount of time was established to ensure that the collected samples are representative of water that typically a student or faculty member may consume. Sampling should be conducted to reflect normal school operating conditions.

8. When does the school need to complete initial first-draw sampling?

By September 30, 2016, for any school serving children in any of the levels prekindergarten through grade five.

By October 31, 2016, for any school serving children in any of the levels grades six through twelve that are not also serving students in any of the levels prekindergarten through grade five.

Prior to occupancy for buildings put into service after September 6, 2016.

If your school performed sampling prior to September 6, 2016, please refer to FAQ #11.

9. Who can analyze the samples?

All drinking water samples must be analyzed by an environmental laboratory certified by the Department’s Environmental Laboratory Approval Program (ELAP) to conduct lead in drinking water analysis.

10. Where can we find a list of New York certified laboratories?

A listing of approved laboratories can be found at:

<http://www.wadsworth.org/regulatory/elap/certified-labs>

Once you click the above link, click on the following drop down boxes to narrow your search:

For lab type – select on commercial

For matrix – select potable water

For analyte – select lead, total

11. My school tested outlets prior to September 6, 2016. Are the results acceptable?

First-draw sampling conducted consistent with the requirements in Subpart 67-4 that occurred after January 1, 2015 will satisfy the initial first-draw sampling requirement.

If the sampling conducted prior to September 6, 2016 was not consistent with Subpart 67-4, but was in substantial compliance with the regulation, the school can apply for a waiver from the

testing requirements in Subpart 67-4. More information about the waiver process will be forthcoming.

12. Is sampling required for school buildings that are “lead-free”?

Any school building that is lead-free, as defined by 1417 of the Federal Safe Drinking Water Act, is exempt from sampling. A building can be deemed lead-free if: (1) it was built after January 4, 2014; or (2) a New York State licensed Professional Engineer or Architect certifies the building to be lead-free.

Note that schools must report a list of lead-free buildings on their website by October 31, 2016. By November 11, 2016, schools must report a list of lead-free buildings using the Department’s designated statewide electronic reporting system.

13. Does Subpart 67-4 require schools to test for any other substances?

No. Only testing for lead is required of schools under this regulation.

14. What is the “action level” for lead in school drinking water under Subpart 67-4?

The action level for lead in school drinking water is 15 micrograms per liter (mcg/L) or parts per billion (ppb). That is also equivalent to 0.015 milligrams per liter (mg/L) or parts per million (ppm).

15. If the lead concentration of water at an outlet exceeds the action level under Subpart 67-4, what does the school need to do?

If the lead concentration of water at an outlet exceeds the action level, the school must:

- prohibit use of the outlet (take out of service or turn off) until:
 - (1) a lead remediation plan is implemented to mitigate the lead level of such outlet; and
 - (2) test results indicate that the lead levels are at or below the action level;
- provide building occupants with an adequate supply of potable water for drinking and cooking until remediation is performed;
- report the test results to the local health department as soon as practicable, but no more than 1 business day after the school received the laboratory report; and
- notify all staff and all persons in parental relation to students of the test results, in writing, as soon as practicable but no more than 10 business days after the school received the laboratory report; and, for results of tests performed prior to the effective date of this Subpart, within 10 business days of this regulation’s effective date, unless such written notification has already occurred.

16. If an outlet has tested above the action level, can the water still be used for cleaning and handwashing?

Yes, the water can be used for handwashing and cleaning. Lead is not absorbed through the skin. Signage should be placed at non-drinking water outlets stating that water should not be used for drinking; only handwashing and cleaning. Pictures should be used if there are small children using the water outlets, and staff should ensure they understand what the signs mean and monitor to ensure that they don’t drink the water.

17. After initial monitoring is complete, will there be periodic monitoring?

Yes. Schools must collect first-draw samples again in 2020, or at an earlier time as determined by the State Commissioner of Health. Sampling will be required at least every five years thereafter.

18. What are a school's public notification requirements?

Schools must list on their website:

- Any lead-free buildings by October 31, 2016,
- The results of all lead testing performed and lead remediation plans implemented as soon as practicable, but no more than 6 weeks after the school received the laboratory reports, and
- For schools that received lead testing results and implemented lead remediation plans in a manner consistent with the regulation, prior to September 6, 2016, the school shall make available such information, on the school's website, as soon as practicable, but by October 18, 2016.

19. What are a school's general reporting requirements?

Details on how to submit reports using the statewide electronic reporting system will be forthcoming. Schools must report using DOH's statewide electronic reporting system:

- As soon as practicable, but no later than November 11, 2016:
 - completion of all required first-draw sampling;
 - a list of all buildings that are determined to be lead-free, as defined in section 1417 of the Federal Safe Drinking Water Act.
 - for any outlets that were tested prior to September 6, 2016, and for which the school wishes to assert that such testing was in substantial compliance with Subpart 67-4, an attestation that:
 - the school conducted testing that substantially complied with the testing requirements, consistent with guidance issued by the DOH;
 - any needed remediation, including re-testing, has been performed;
 - the lead level in the potable water of the applicable building(s) is currently below the action level; and
 - the school has submitted a waiver request to the local health department, in accordance with the regulation; and
- As soon as practicable, but no more than 10 business days after the school received the laboratory reports, the school shall report data relating to test results to the Department, local health department, and State Education Department, through the Department's designated statewide electronic reporting system.

20. What are a school's recordkeeping requirements?

The school shall retain all records of test results, lead remediation plans, determinations that a building is lead-free, and waiver requests, for ten years following the creation of such documentation. Copies of such documentation shall be immediately provided to the Department, local health department, or State Education Department, upon request.

Lead in Schools and Lead and Copper Rule (LCR) for Public Water Systems (PWS)

21. What is the lead action level under the LCR for PWSs?

Under the federal LCR, the EPA also established an action level 15 mcg/L (micrograms per liter), which may also be expressed as 15 parts per billion (ppb), for lead in drinking water for public water supplies. The EPA's action level for the LCR, which is the same as DOH's action level under Subpart 67-4, serves as an indicator of the effectiveness of corrosion control treatment throughout the drinking water distribution system.

22. If my school has its own PWS and performs monitoring as part of the LCR, does the school need to do additional monitoring under Subpart 67-4?

Yes. Schools who have their own PWS are required to comply with the requirements of the LCR as well as with Subpart 67-4, Lead Testing in School Drinking Water.

23. If a school has its own PWS and took responsive actions after an exceedance of the action level under the LCR, is it still obligated to comply with Subpart 67-4?

Yes. The LCR and the NYS Lead in School Drinking Water regulation are two distinct and separate regulatory programs, and schools that are also designated as a PWS must also comply with Subpart 67-4.

Additional Information

24. Where can parents or others get more information about lead?

Additional information can be found on the Department's website at: http://www.health.ny.gov/environmental/lead/child_care_providers.htm. The Department will update this website as more information becomes available.

If you have further questions, please contact your local health department. Contact information is available at:

http://health.ny.gov/environmental/water/drinking/doh_pub_contacts_map.htm.