OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons No:** 000882571Z et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- WESTMORELAND CONSTRUCTION INC **Hearing Date:** 09/03/2026 **Hearing Location:** Remote **Type of Hearing:** By Telephone

Total Penalty Amount:**$350.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000882571Z	Sustained	06/25/2024	ON STEINWAY STREET BETWEEN BROADWAY AND 34TH STREET Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	$350.00

Findings of Fact & Conclusions of Law

I find the Respondent WESTMORELAND CONSTRUCTION INC in violation of NYC Administrative Code § 224 -163.

Tiffany Irizarry appeared for the Respondent at a telephone hearing held on September 3, 2026. Petitioner NYC Department of Environmental Protection (DEP) waived its appearance.

Petitioner DEP charged Respondent with a violation of NYC Admin Code § 24 -163.

At the telephone hearing, Respondent's representative denied the allegation but offered no testimony or defense.

I find that the Petitioner established a prima facie case. The Respondent failed to refute the allegation in the summons.

Accordingly, the summons is sustained.



09/15/2026

09/15/2026

George Drakopoulos, Judicial Hearing Officer **Date**