



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	Summons No: 001010960K et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- GOLDEN TIGER CONSTRUCTION INC Hearing Date: 08/19/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$350.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
001010960K	Sustained	04/17/2025	138th Street between 37th Avenue and 38th Avenue Queens

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

Findings of Fact & Conclusions of Law

Summons #001010960K alleges that on 4/17/25 the Respondent, Golden Tiger Construction Inc, was in violation of NYC Administrative Code section 24-163 by causing or permitting the idling of a motor vehicle engine for more than three minutes on 138th Street between 37th Avenue and 38th Avenue, Queens, NY.

Tiffany Irizarry, authorized representative, appeared for the Respondent. Leah Smith appeared for Petitioner DEP.

Petitioner rested on the summons and provided evidence in support (See Pet. Ex.- two photographs, citizens complaint, affirmation of service, video).

Ms. Irizarry argued that it is not possible to tell where the idling noise is coming from.

I credit the IO's statement and the Petitioners supporting evidence. Respondent failed to establish a valid defense or otherwise refute the charge. Accordingly, the summons is sustained.



09/09/2026

09/09/2026

Lara Bianchi, Judicial Hearing Officer

Date