



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN, NY 11217	Summons No: 001011991H et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- JOSEPH JR CHINNICI Hearing Date: 08/20/2026 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
001011991H	Sustained	02/23/2025	8102 18 AVE. Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1I	24-163 (F)	Sustained	\$350.00

Findings of Fact & Conclusions of Law

Respondent, JOSEPH CHINNICI JR., appeared at a telephone hearing by attorney, Tiffany Irizarry, to adjudicate a summons issued by the DEP alleging a violation of 24-163(f) in that Respondent caused or permitted the idling of a motor vehicle parked, standing or stopped while adjacent MILESTONE PARK for longer than 1 minute.

Sr. Inspector Dantney Parks appeared for Petitioner, DEP. Petitioner submitted as PX1 the redacted idling complaint, DMV look up, license plate photograph, side of cab photograph and 1 minutes and 48 second video.

Respondent's counsel submitted the affidavit of Respondent as RXA which states that the truck is kept running because

workers are packing the bread in the truck and they need the lights to be on.

I do not find that Respondent established a defense to the violation since keeping the lights on in the truck is not an exemption to a violation of 24-163(f).

I find Petitioner established the violation.

SUSTAINED.



08/21/2026

08/21/2026

Margaret Tolan, Judicial Hearing Officer

Date



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SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
001011989Z	Sustained	02/23/2025	1843 74 STREET Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1I	24-163 (F)	Sustained	\$350.00

Findings of Fact & Conclusions of Law

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