OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons No:** 001015113M et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- CS TRUCKING LLC **Hearing Date:** 08/31/2026 **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
001015113M	Sustained	05/02/2025	199 8th AVENUE Manhattan

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

Findings of Fact & Conclusions of Law

Petitioner, NYC Department of Environmental Protection, issued a summons to Respondent, CS Trucking LLC, for violating NYC Administrative Code Section 24-163, Idling of motor vehicle engine for more than 3 minutes – 1st offense. The Issuing Officer indicated on the summons that a Truck with NJ Plate # AX589G was observed idling on May 2, 2025, from 12:51 p.m. to 12:56 .m., at 199 8th Avenue, in New York, New York.

Section 24-163 states that "No person shall or permit the engine of a motor vehicle…to idle for longer than three minutes…" Section 24-163 (f) provides for exceptions when the engine is used to operate a processing device, for mechanical work, or to maintain appropriate temperature for passenger comfort.

At the hearing, Michael Grosso appeared for the Petitioner, NYC Department of Environmental Protection. Tiffany Irizary from the Nacmias Law Firm appeared on behalf of Respondent, CS Trucking LLC, as its authorized representative.

Petitioner relied upon the sworn statement of the Issuing Officer contained in the summons. Ms. Irizary stated that Respondent denies the violation and offered no rebuttal evidence or defense.

Accordingly, this summons is Sustained and the 1st offense penalty is imposed.

09/14/2026

09/14/2026

Eva Marie Russo-Lane, Judicial Hearing Officer **Date**