



# OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

## Decision

|                                                                                                              |                                                                                                                                                                                                                           |
|--------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Phoebe Dossett, Esq. - Nacmias Law Firm, PLLC<br/>592 Pacific Street 1st Floor<br/>Brooklyn, NY 11217</p> | <p>Summons# : 039104424N et al. (1 summonses)</p> <p>DEPT OF BUILDINGS,</p> <p>-against-</p> <p>NOROWITZ, KEVIN</p> <p>Hearing Date : 1/9/2025</p> <p>Hearing Location : Remote</p> <p>Type of Hearing : By Telephone</p> |
|--------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                        |          |                        |                |
|------------------------|----------|------------------------|----------------|
| Total Penalty Amount : | 2,500.00 | Community Service(Hr): | Not Applicable |
|------------------------|----------|------------------------|----------------|

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE               |
|------------|---------------------|--------------------|-----------------------------------|
| 039104424N | Sustained           | 01/26/2024         | 383 LINDEN BOULEVARD,<br>Brooklyn |

| LINE ITEM | OATH CODE | CODE SECTION / RULE | RESULT    | PENALTY  |
|-----------|-----------|---------------------|-----------|----------|
| 1         | B187      | 28-201.1            | Sustained | 2,500.00 |

Total Penalty for Summons: 2,500.00

### Findings of Facts & Conclusions of Law

The New York City Department of Buildings did not appear at the hearing.

Phoebe Dossett, Esq. appeared as counsel for the respondent. She denied the allegations set forth in the summons and submitted no defenses nor any evidence in support.

Respondent is charged with failing to comply with a commissioner's order to correct summons # 039088095Y, under Code 28-201.1, as a class 1 charge.

I find that this is properly classified as a class 1 charge. A class 1 charge is a major violations are those specified as such by the New York City Construction Codes or those where the violating condition affects life, health, safety, property, or the public interest but does not require immediate corrective action, or, with respect to outdoor advertising, those where the violation and penalty are appropriate as an economic disincentive to the continuation or the repetition of the violating condition.

Based upon the above, I sustain this summons as a class 1 charge, and I impose the statutory approved class 1 minimum penalty.



01/09/2025

01/09/2025

Keith J. Ludwiczak, Hearing Officer

Date

