



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

LANCE CHEBIN - NACMIAS LAW FIRM
592 PACIFIC STREET
Brooklyn, NY 11217

Summons# : 000784769P et al. (1 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

CITYWIDE CONTAINER SERVICE CORP

Hearing Date : 11/12/2024

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 600.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000784769P	Sustained	06/19/2023	on 3rd Ave between Pacific Street and Dean Street.

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA1F	24 -163	Sustained	600.00

Total Penalty for Summons: 600.00

Findings of Facts & Conclusions of Law

Lance Chebin, authorized representative, appeared to represent Respondent Citywide Container Service Corp. at the hearing. Senior Inspector Dantney Parks appeared for Petitioner.

On 6/19/2023 at 12:58apm, the Respondent was observed causing or permitting the idling of a motor vehicle while parked, standing or stopped – 3rd offense.

Senior Inspector Parks stood by the summons.

Respondent's representative stated that the video had been reviewed prior to the hearing. Respondent's representative then offered a denial but no rebuttable.

I credit Petitioner's submissions. I find Respondent's vehicle was idling for more than 3 minutes and Respondent did not present a legal defense to the violation. Accordingly, the violation is sustained with the standard penalty imposed.



11/13/2024

11/13/2024

Malik Pearson, Hearing Officer

Date

