



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Lance Chebin, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000872794R et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- CITYWIDE CONTAINER SERVICE CORP Hearing Date: 08/18/2025 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
000872794R	Sustained	12/20/2023	Flatbush Ave. Btwn Fulton & Dekalb Brooklyn

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

Findings of Fact & Conclusions of Law

Lance Chebin, the authorized representative of the Respondent CITYWIDE CONTAINER SERVICE CORP appeared at today's hearing.

Michael Grosso appeared for the Petitioner, the Department of Environmental Protection.

The Respondent is charged with idling over three minutes.

Inspector Grosso produced photographs, a license plate lookup, and a complaint report made a part of this file.

A video was exchanged and viewed by all parties.

Mr. Chebin argued the lift is in a raised position and that the engine needed to be running.

Inspector Grosso noted the lift does not move during the course of the video, and no processing is taking place.

Further, no workers are seen in the video.

I credit the Petitioner.

Accordingly, I find the Respondent in violation and impose the statutory penalty.



09/12/2025

09/12/2025

Steven Epstein, Hearing Officer

Date