



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000605384H et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- CITYWIDE CONTAINER SERVICE Hearing Date: 06/01/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$800.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000605384H	Sustained	01/21/2025	160 WEST 35 STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BABL	24-146 (B)	Sustained	\$800.00

Findings of Fact & Conclusions of Law

Ilma Babu appeared as the authorized representative for the respondent, Citywide Container Service, and waived the right to counsel and the appearance of the issuing officer. Antwan Gibbs appeared as the representative for the petitioner, the Department of Environmental Protection.

The summons alleges that on 1/21/2025 at 6:39 PM, at 160 West 35 Street, Manhattan, as per citizen's complaint, respondent allowed or permitted (dust) to become airborne without taking precautions, causing construction materials to generate dust into the public right of way while transporting such materials into a garbage truck (License NY Plate #41395PF) in violation of Section 24-146(b) of the NYC Air Code. Source of particulate emissions (dust) from workers dumping