



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET BROOKLYN,NY 11217	Summons No: 000909281H et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- GALLERY KBNY Hearing Date: 06/12/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$440.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000909281H	Sustained	08/27/2024	9TH AVENUE BETWEEN WEST 51ST STREET & WEST 50 STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1E	24 -163	Sustained	\$440.00

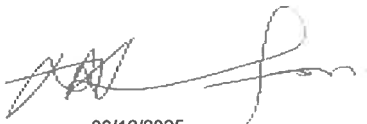
Findings of Fact & Conclusions of Law

Petitioner appeared by DEP representative, Insp. Leah Smith. Respondent, GALLERY KBNY, appeared by its authorized representative, Lance Chebin, to answer a charge of causing or permitting the idling of a motor vehicle while parked, standing or stopped. The violation is charged as a second offense with 1 prior summons, 000803906N.

Mr. Chebin stated that, while Respondent denied the violation, Respondent could not rebut the facts alleged in the summons. Mr Chebin also stated that Respondent is not contesting the violation being charged as a second offense.

I find that the violating condition existed on the day in question in that Respondent caused or permitted the idling of a motor

vehicle while parked, standing or stopped. Therefore, the summons is SUSTAINED as a second offense and the second offense penalty is imposed.

 06/12/2025	06/12/2025
Akinwale Akinrefon, Hearing Officer	Date