



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division
Decision

Michael Nacmias, Esq. - Nacmias Law Firm
592 Pacific Street 1st Floor
Brooklyn, NY 11217

Summons# : 000821685H et al. (4 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

BEST SUPER CLEANING LLC

Hearing Date : 11/20/2024

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 1,400.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000821685H	Sustained	07/25/2023	249 FRONT STREET, Brooklyn

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000821719R	Sustained	08/07/2023	251 FRONT STREET, Brooklyn

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000821735R	Sustained	09/05/2023	201 FRONT STREET, Brooklyn

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000821738M	Sustained	09/12/2023	230 FRONT STREET, Brooklyn

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

Total Penalty for Summons: 350.00

Findings of Facts & Conclusions of Law

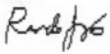
The summonses allege that Respondent violated section 24-163 of the New York City Administrative Code.

Section 24-163, as relevant, states that "No person shall cause or permit the engine of a motor vehicle, other than a legally authorized emergency motor vehicle, to idle for longer than three minutes, except as provided in subdivision (f) of this section, while parking as defined in section one hundred twenty-nine of the vehicle and traffic law, standing as defined in section one hundred forty-five of the vehicle and traffic law, or stopping as defined in section one hundred forty-seven of the vehicle and traffic law, unless the engine is used to operate a loading, unloading or processing device."

John Lin appeared on behalf of Respondent. Michael Grosso appeared on behalf of the Department of Environmental Protection.

Mr. Lin stated that respondent received petitioner's evidence prior to the hearing and wished to deny the allegations with no rebuttal. In light of this, Mr. Grosso opted not to submit evidence.

I credit the allegations contained in the summonses. Respondent failed to rebut the allegations or argue a valid defense thereto. Respondent is found in violation as to all four summonses.



11/21/2024

11/21/2024

Ricardo Luiggi, Hearing Officer

Date