



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Jon Lin, Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000823412L et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- BEST SUPER-CLEANING LLC Hearing Date: 11/26/2024 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
000823412L	Sustained	11/07/2023	ON QUEENS BLVD BETWEEN 66TH AVENUE & 65TH ROAD Queens

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

Findings of Fact & Conclusions of Law

The summons is sustained.

The Respondent, BEST SUPER CLEANING LLC, appeared by its authorized representative, Jon Lin, Nacmias Law Firm. The Petitioner, NYC DEPARTMENT OF ENVIRONMENTAL PROTECTION, waived its appearance.

The summons alleges a violation of NYC Air Pollution Control Code Section 24-163, Idling of a Motor Vehicle engine over three (3) minutes. The Issuing Officer specifically alleges in details of the violation that the charge was based on a Citizen Complaint alleging that Respondent's truck with NY license plate #99965MA was idling for longer than three (3) minutes on November 7,

2023 beginning at 10:20:02 AM on Queens Boulevard between 66th Avenue & 65th Road.

Respondent's representative denied the existence of the violating condition but did not produce any evidence or assert any affirmative defenses to the charge in the summons.

I find on the Petitioner's credible cast that the violating condition described in the summons existed and the standard penalty is imposed.

The summons is sustained.

Jamin Sewell

11/26/2024

11/26/2024

Jamin Sewell, Hearing Officer

Date