



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000839285Y et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- YCK REALTY CORP Hearing Date: 03/26/2025 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
000839285Y	Sustained	12/13/2023	ON WILLOUGHBY ST BTWN DUFFIEL ST AND ALBEE SQUARE W Brooklyn

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

Findings of Fact & Conclusions of Law

Petitioner, NYC Department of Environmental Protection (DEP) appeared and was represented by Monica Dorson. Respondent, YCK Realty Corp appeared and was represented by Lance Chebin.

The summons alleges a violation of Administrative Code section 24-163 for IDLING OF MOTOR VEHICLE ENGINE MORE THAN THREE MINUTES 1ST OFF

Ms. Dorson submitted photos, redacted NYC Citizen Idling Complaint with acknowledgement, DMV information, and a video. She said the video shows the vehicle idling with visible emission, and no processing device in use. In response, Mr. Chebin

said Respondent is a wrong named party. He said the video shows the name "Reliable Masonry." Ms. Dorson said the DMV information provided shows the Respondent is the owner of the vehicle and is therefore a proper party.

Pursuant to Administrative Code section 24-163, "no person shall cause or permit" the engine of a motor vehicle to idle for more longer than three minutes, unless the engine is used to operate a loading, unloading or processing device.

I find Petitioner established a prima facie case. I credit the summons and Petitioner's evidence and find it establishes a violation. I find Respondent was properly cited. I reject Respondent's argument and find Respondent did not establish a valid defense.

Accordingly, the summons is sustained.

	
03/26/2025	03/26/2025
Rachel Berger, Hearing Officer	Date