



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

JOSHUA SANTIS - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET NEW YORK, NY 11217	Summons No: 000911401X et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- CINTAS CORPORATION NO 2 Hearing Date: 07/01/2025 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
000911401X	Sustained	06/12/2024	ON W 22 ST BETWEEN 5 AV AND 6 AV Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA11	24-163 (F)	Sustained	\$350.00

Findings of Fact & Conclusions of Law

On July 1, 2025, Joshua Santis, a registered representative, appeared on behalf of Respondent, Cintas Corporation No 2, for a remote hearing by telephone. Petitioner did not appear, relying on the Issuing Officer's affirmed statements in the summons.

Respondent was charged with violation of §24-163(f) of the Administrative Code of the City of New York for idling of motor vehicle engine for more than one minute while adjacent to school.

The Issuing Officer affirmed in the summons that on June 12, 2024, "Respondent caused or permitted the idling of a motor vehicle parked, standing or stopped while adjacent to The Montessori at Flatiron. As per DEP records, citizen observed

TRUCK with NJ License Plate # XNYA54 idling for longer than one minute from 6/12/2024 12:02:57 PM to 6/12/2024 12:04:55 PM at on W 22 St between 5 Av and 6 Av."

Respondent's representative denied the charge without rebuttal.

I credit the Issuing Officer's statements in the summons, which establish that the vehicle's engine had been idling for longer than one minute while adjacent to a school in violation of Code § 24-163(f). Respondent submitted no credible evidence to refute the charge.

Based upon the foregoing hereinabove, the preponderance of the evidence establishes that the vehicle's engine had been idling impermissibly for more than one minute while adjacent to a school in violation of §24-163(f), and I impose a standard penalty of \$350.00.

Wherefore, the summons is hereby sustained accordingly.



07/11/2025

07/11/2025

Sooyung Lee, Hearing Officer

Date