



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Micheal Sargo, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons No: 000912060L et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- TOMRA-METRO LLC Hearing Date: 09/23/2025 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
000912060L	Sustained	11/04/2024	INTERSECTION OF 137TH ST AND WALNUT AVE. Bronx

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

Findings of Fact & Conclusions of Law

Micheal Sargo, Esq. appeared on behalf of Respondent Tomra-Metro LLC.

Inspector Leah Smith appeared on behalf of Petitioner Dept. of Environmental Protection.

Petitioner charges AC 24-163. Petitioner alleges the respondent caused or permitted the idling of a motor vehicle while parked, standing or stopped. According to DEP records, a citizen observed a truck, IN license plate no. 3616810 idling for more than 3 minutes. 1st offense.

Inspector Smith produced photographs, redacted idling complaint and a video in support.

Mr. Sargo states respondent denies the allegation with no rebuttal.

I do not credit respondent's denial. I credit petitioner's evidence and find respondent in violation.

Accordingly, this summons is sustained and a standard violation penalty of \$350.00 is imposed.



09/26/2025

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Deborah Mbabazi, Hearing Officer

Date