



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET NEW YORK, NY 11217	Summons No: 000851727Y et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- HUGH O'KANE ELECTRIC COMPANY INC Hearing Date: 06/20/2025 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
000851727Y	Sustained	02/15/2024	On 3rd Ave. between 37th St. and 38th St. Manhattan

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

Findings of Fact & Conclusions of Law

Respondent, HUGH O'KANE ELECTRIC CO INC, appeared by its authorized representative, LANCE CHEBIN. The petitioner, NYC Dept. of Environmental Protection ("DEP") did not appear.

The SUMMONS alleged a violation of § 24-163 of the Administrative Code of the City of New York for idling a motor vehicle engine longer than three minutes.

Mr. Chebin reviewed the Petitioner's evidence and stated that there was active work as the truck was by the man hole doing emergency work at night.

I credit the allegations and find they support a violation of the cited section of law. I credit Petitioner's evidence and find the video depicted blinking lights and smoke from the exhaust pipe and no loading or unloading or the use of a processing device,
Accordingly, I sustain.

Linda Agoston

06/26/2025

06/26/2025

Linda Agoston, Hearing Officer

Date