



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000792787Z et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- KUSHAL S CHANDI Hearing Date: 10/28/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$800.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000792787Z	Sustained	08/24/2025	150 West 65th Street Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BNZ6	24-236 (E)	Sustained	\$800.00

Findings of Fact & Conclusions of Law

This telephone hearing was held on October 28, 2025. Petitioner, NYCDEP waived its appearance. Respondent, Kushal S. Chani, appeared by Nora Brown, Authorized Representative.

This summons alleges a violation of NYC Administrative Code § 24-236(e) (Sound from motor vehicle). The summons states that Respondent caused or permitted the total sound from motor vehicle with a maximum gross weight of 10,000 lbs. or less operating on a public right of way to exceed sound level in Section 386 of the VTL; Vehicle 2022 Ferrari F8 Tributo, NJ license Plate #OILMEUP was observed by a noise camera on 8/24/25 at 6:18 PM; sound levels registered at 104.5.1 dB(A), in excess of 76 dB (A) measured at 50 feet or more from the center of the lane.

Ms. Brown stated that Respondent denied the allegations in the summons. She did not submit any testimony or evidence to rebut this charge.

NYC Administrative Code §24-236(e) states that "No person shall cause or permit the total sound from a motor vehicle operating on any public right-of-way to exceed the sound level set forth in section 386 of the vehicle and traffic law and the rules adopted pursuant to such section."

I credit the allegations of the IO in the summons regarding the noise emanating from Respondent's car and I find that Petitioner has established a violation of §24-236(e). I further find that Respondent failed to establish a valid defense to this violation. This violation is sustained and a penalty of \$800 is imposed.

Barbara Halper

10/28/2025

10/28/2025

Barbara Halper, Judicial Hearing Officer

Date