



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET BROOKLYN, NY 11217	Summons No: 000807075J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- SAVE A WATT CONSERVATION CORP Hearing Date: 02/05/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$600.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000807075J	Sustained	08/08/2023	2165 BROADWAY Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1F	24 -163	Sustained	\$600.00

Findings of Fact & Conclusions of Law

The summons alleges that Respondent violated section 24-163 of the New York City Administrative Code by idling for longer than three minutes. This is alleged to be a third violation, citing prior summonses 000705358M and 000708405J.

Section 24-163, as relevant, states that "No person shall cause or permit the engine of a motor vehicle, other than a legally authorized emergency motor vehicle, to idle for longer than three minutes, except as provided in subdivision (f) of this section, while parking as defined in section one hundred twenty-nine of the vehicle and traffic law, standing as defined in section one hundred forty-five of the vehicle and traffic law, or stopping as defined in section one hundred forty-seven of the vehicle and traffic law, unless the engine is used to operate a loading, unloading or processing device."

Lance Chebin appeared on behalf of Respondent. Monica Dorson appeared on behalf of the Department of Environmental Protection.

Mr. Chebin stated that respondent received petitioner's evidence prior to the hearing. That respondent did not contest the repeat designation, and otherwise wished to deny the allegations with no rebuttal.

I credit the allegations contained in the summons. Respondent failed to rebut the allegations or argue a valid defense thereto. Respondent is found in violation, and the third violation penalty shall be imposed.

Ricardo Luigi

02/06/2025

02/06/2025

Ricardo Luigi, Hearing Officer

Date