



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Caroline Kane, Esq. - Nacmias Law Firm, PLLC 592 Pacific Street, 1st Floor Brooklyn, NY 11217	Summons No: 048531091R et al. (1 Summons) THE NEW YORK CITY DEPARTMENT OF SANITATION, -against- JUST RLTY CORP Hearing Date: 01/09/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$50.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
048531091R	Sustained	09/06/2024	112-39 176th Street Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AS07	A.C. 16-118(2)(A)	Sustained	\$50.00

Findings of Fact & Conclusions of Law

Caroline Kane, Esq., attorney for respondent, appeared via telephone conference call on 1/9/25. No appearance on behalf of petitioner DSNY.

Respondent was charged with violating AC 16-118(2)(a), sidewalk obstruction.

Respondent's counsel asked that this summons be dismissed, as they do not believe that 2 feet of weeds on a sidewalk constitutes a nuisance or obstruction. Respondent's counsel argued that sidewalks are wide and weeds can be walked through, they are not the same as garbage, litter, debris, or other refuse, rubbish, or like material.

I credit the summons details and find that petitioner has established a valid charge against respondent. I find that 2 feet of weeds is sufficient to constitute an obstruction under AC16-120(2)(a), which applies to any offensive material. The summons is sustained accordingly.



01/21/2025

01/21/2025

Robyn Goodman, Hearing Officer

Date