

# NYCServ Violation Copy

Internet



00287062Y



## SUMMONS • FOR CIVIL PENALTIES ONLY SUMMONS NUMBER: 00287062 Y



00287062 Y

ENFORCEMENT AGENCY NAME: DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION: Air and Noise Enforcement  
AGENCY CONTACT INFORMATION: (718) 595-3839

187167975

Respondent Silk Hookah Lounge LLC

DBA Kloud teguila-grill

Mailing Address 192-08 Northern Blvd

ID Number 1318093

City, State, Zip Flushing, NY 11358

Type and ID Issued By NYSLA License

Date of Occurrence 6/4/21

Time of Occurrence 2215

Place of Occurrence 192-08 Northern Blvd

Borough Queens

The respondent is summoned to appear and respond to the details of violation(s) stated below.

HEARING DATE: 08 / 09 / 2021 TIME: 0900Hrs

### HEARING LOCATION: OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

66 John Street, 10<sup>th</sup> Floor, New York, NY 10007

FOR HEARING OPTIONS, SEE THE BACK OF THIS PAGE.

REFER TO THE SUMMONS NUMBER ABOVE ON ALL CORRESPONDENCE

Warning: If you do not respond to the City of New York will decide the Summons against you and impose penalties. If you do not pay any imposed civil penalty, the City could deny an application for, suspend, terminate, or revoke any City license, permit or registration that you have. The City may also enter a judgment against you in court.

### Details of Violation(s)

After investigation, the enforcement agency has found there is reason to believe that Respondent (the person or entity named on this summons) has violated:

#### TITLE 24, CHAPTER 2 OF THE NYC ADMINISTRATIVE CODE (NOISE CONTROL CODE) SECTIONS:

- |      |                                     |            |   |
|------|-------------------------------------|------------|---|
| BN10 | <input type="checkbox"/>            | § 218(a-1) | Caused or permitted unreasonable noise to be made or continued (7AM to 10 PM).                  |
| BN11 | <input type="checkbox"/>            | § 218(a-1) | Caused or permitted unreasonable noise to be made or continued (10 PM to 7 AM).                 |
| BN14 | <input type="checkbox"/>            | § 220(a)   | Failed to adopt/implement noise mitigation plan.  |
| BN17 | <input type="checkbox"/>            | § 220(c)   | Failure to keep / have available for inspection copy of Noise Mitigation Plan.                  |
| BN20 | <input type="checkbox"/>            | § 222      | Engaged in or permitted construction activities at other than permitted day and/or time.        |
| BN23 | <input type="checkbox"/>            | § 224      | Construction work not in compliance with noise mitigation plan.                                 |
| BN29 | <input type="checkbox"/>            | § 227(a)   | Operated or permitted to be operated a circulation device in excess of 42 dB(A).                |
| BN31 | <input type="checkbox"/>            | § 227(b)   | Cumulative impact from circulation devices exceeded 45 dB(A).                                   |
| BN32 | <input type="checkbox"/>            | § 228      | Unreasonable noise from construction devices.   |
| BN37 | <input type="checkbox"/>            | § 231(a)   | Made/caused/permitted music from commercial establishment in excess of permitted levels.        |
| BN52 | <input type="checkbox"/>            | § 237(d)   | Improper use of a sound signal device (food vendor).  |
| BN60 | <input checked="" type="checkbox"/> | § 244(a)   | Unreasonable noise from sound reproduction device.  |
| BN61 | <input type="checkbox"/>            | § 244(b)   | Sound reproduction device for commercial/business advertising purposes audible in public place. |

#### TITLE 15, RULES OF THE CITY OF NEW YORK

- BN ☐ §  
BN ☐ §

DESCRIPTION OF VIOLATION: Took 5 min readings from more than 15 feet away from establishment liquid readings being: 101, 120, 118, 115, 110, 105, 100, 95, 90, 85, 80, 75, 70, 65, 60, 55, 50, 45, 40, 35, 30, 25, 20, 15, 10, 5, 0. Establishment kept its door open while the music was playing & speakers and being played via Bluetooth. Music was confirmed from establishment when the NYPD requested to turn off the readings. Music from establishment was loud enough to disturb the place.

EQUIPMENT/APPARATUS IN VIOLATION: 6 speakers, door open and Bluetooth MP3 device.

☐ SECOND VIOLATION (LIST SUBSECTIONS):

(N) Prior Violation #:

☐ THIRD OR SUBSEQUENT VIOLATION (LIST SUBSECTIONS):

(N) Prior Violation #:

Note: The respondent may have to pay penalties for each charge listed on this violation. The penalties are on the back of this page. The respondent may have to pay penalties for each day during which there is a violation.

NYC Charter Sections 1048 and 1049-a and the Rules of the City of New York authorize the NYC Office of Administrative Trials and Hearings (OATH) to hold hearings.

For hearing options, see the back of this page.

I, an employee of the agency named above, affirm under penalty of perjury that I personally observed the commission of the violation(s) charged above and/or verified their existence through a review of departmental records. False statements made herein are punishable as a Class A Misdemeanor pursuant to section 210.45 of the Penal Law.

Signature: Alex Guzman

Squad #: 04

Print Name: Alex Guzman

Badge #: 1492

Agency Code: BAR

OATH COPY