

NYCServ Violation Copy

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11402156P

For E.U. Use Only: FPIMS Date 3/20/15 Initials VS
 Agency Code No. 718-999-2557
 FPI.M.S. Account No. 8901513215 FP Unit 136 ADMIN C.O. H9011 C.B. # 11 UNIT PHONE # 718-999-2557
 ENVIRONMENTAL CONTROL BOARD CITY OF NEW YORK NOTICE OF VIOLATION AND HEARING NOV# **11402156P**

Petitioner, New York City Fire Department vs Respondent:
79010 DEVELOPMENT KKK
 Respondent is: ☒ owner ☐ managing agent ☐ tenant ☐ city agency ☐ daycare center

Place of Occurrence (Premises Address)
 BLDG 77-06 Prefix 11373 Street Name QUEENS Boro Code 05 1=Man; 2=Bx; 3=Si; 4=Bklyn; 5=Qns

Type BLVD Suffix 11373 Zip Code 11373 Boro Code 05 1=Man; 2=Bx; 3=Si; 4=Bklyn; 5=Qns

Mailing Address (if different from premises address)
 BLDG 11373 Prefix 11373 Street Name QUEENS Boro Code 05 1=Man; 2=Bx; 3=Si; 4=Bklyn; 5=Qns

Type 11373 Suffix 11373 Zip Code 11373 Boro Code 05 1=Man; 2=Bx; 3=Si; 4=Bklyn; 5=Qns

Add Info/AKA 11373

Notice of Violation and Order to Correct and Certify Correction:
 PLEASE TAKE NOTICE that the premises cited above is in violation of the requirements of law. It is further ORDERED by the FIRE COMMISSIONER that these violations be corrected and certified to be in compliance with the requirements of law within 35 days of the date of issuance. Certification must be made on the Certificate of Correction (Gold Copy). The Certificate of Correction and all proof of compliance MUST BE RECEIVED by the Bureau of Legal Affairs, Administrative Enforcement Unit, 9 MetroTech Center, 1st Floor, Brooklyn, New York 11201-3857 (718) 999-2392 by close of business on 4/17/15. First offenders whose proof of correction is accepted by the Fire Department by such date will avoid a hearing and penalty. All other respondents must appear at the Environmental Control Board (ECB) hearing indicated below.

Notice of Hearing:
 If the Certificate of Correction is NOT RECEIVED by the date indicated above OR if no date is indicated above, the respondent MUST APPEAR at a hearing on 4/21/15 at 10:30am, at the ECB Hearing Office located in ☒ Brooklyn ☐ Manhattan ☐ Queens ☐ Staten Island ☐ Bronx. (The address for each location is provided on the reverse side of this form.) Proceedings will be held under the authority of Section 1049-a of the NYC Charter and the rules promulgated thereunder. This hearing is your opportunity to answer and defend the allegations set forth below. If you do not appear, you will be held in default and subject to maximum penalties. REPEAT OFFENDERS MUST APPEAR at the hearing on the scheduled date.

Upon investigation, the Fire Department has determined that the above named respondent is in violation of the New York City Administrative Code and/or rules promulgated thereunder with respect to the following requirements (which have been consolidated into violation categories (VC) for enforcement purposes, as set forth in Fire Department rule 3 RCNY §109-02):

- VC 1 **Portable Fire Extinguishers and Fire Hoses**
☐ Failed to provide and/or maintain required (portable fire extinguishers/ fire hoses/other) at see below LOCATION see below
- VC 2 **Combustible Waste Containers**
☐ Failed to provide required container(s) for combustible waste and/or store combustible waste in a container at see below LOCATION see below
- VC 3 **Permits**
☐ Failed to (obtain/renew/possess) a permit for see below TYPE OF PERMIT see below
- VC 4 **Unlawful Quantity or Location of Regulated Material**
☐ (Manufacture/Storage/Handle/Use) see below of see below MATERIAL see below in violation of permit/quantity/location restrictions.
- VC 5 **Recordkeeping**
☒ Failed to (maintain/produce) records for see below at see below LOCATION see below
- VC 6 **Signs, Postings, Notices and Instructions**
☐ Failed to provide and/or maintain required (signs/postings/notices/instructions) for see below at see below LOCATION see below
- VC 7 **Labels and Markings**
☐ Failed to provide and/or maintain required label, or other marking for see below at see below LOCATION see below
- VC 8 **Storage, Accumulation and Removal of Combustible Material and Waste**
☐ Failed to remove combustible waste and/or allowed the storage/accumulation of combustible material, waste and/or vegetation at: see below LOCATION see below
- VC 9 **Rooftop Access and Means of Egress**
☐ Failed to provide access/egress free from obstructions or impediments, and/or failed to maintain required egress at: see below LOCATION see below
- VC 10 **Overcrowding**
☐ Failed to limit number of persons in see below TYPE OF SPACE see below TO see below NUMBER OF PERSONS see below at see below LOCATION see below
- VC 11 **General Maintenance**
☒ Failed to maintain see below in (good working order/clean condition) or in compliance with (general maintenance/ housekeeping) requirements.
- VC 12 **Fire Protection Systems**
☒ Failed to provide and/or maintain required see below at see below LOCATION see below and/or prevent unnecessary/unwarranted alarms.
- VC 13 **Flame-Resistant Materials**
☐ Failed to provide and/or maintain required flame-resistant materials at see below LOCATION see below
- VC 14 **Fire-Rated Doors and Windows**
☐ Failed to (provide/protect/maintain) required (fire-rated/self-closing/access) door or window at see below LOCATION see below
- VC 15 **Fire-Rated Construction**
☐ Failed to provide and/or maintain required fire-rated construction of see below at see below LOCATION see below
- VC 16 **Ventilation**
☐ Failed to provide and/or maintain required ventilation at see below LOCATION see below for see below SPECIFY PURPOSE see below

- VC 17 **Certificates of Fitness and Certificates of Qualification**
☐ Failed to obtain and/or produce required (Certificate of Fitness/Certificate of Qualification) for see below SPECIFY TYPE see below
- VC 18 **Certificates of Approval, Certificates of License and Company Certificates**
☐ Failed to obtain and/or produce required Certificate of Approval for see below TYPE see below Certificate of License, or Company Certificate for see below TYPE see below
- VC 19 **Affidavits, Design and Installation Documents and Other Documentation**
☐ Failed to (prepare/produce/submit) required documentation: see below
- VC 20 **Inspection and Testing**
☐ Failed to conduct required (initial/periodic) inspection or test of see below at see below LOCATION see below
- VC 21 **Portable Containers**
☐ Failed to (provide/use) required container for see below at see below LOCATION see below
- VC 22 **Stationary Tanks**
☐ Failed to provide required stationary tank storage system for see below at see below LOCATION see below TYPE OF MATERIAL see below
- VC 23 **Storage Facilities**
☐ Failed to provide required storage (cabinets/enclosures/rooms/vaults) at see below LOCATION see below
- VC 24 **Storage of Hazardous Materials/Commodities**
☐ Failed to provide required racks and/or shelf storage, and/or failed to store see below at see below LOCATION see below TYPE OF MATERIAL/COMMODITIES see below MANNER/LOCATION see below
- VC 25 **Electrical Hazards**
☐ Failed to provide and/or maintain required electrical devices/equipment and/or allowed electrical hazards to exist at see below LOCATION see below
- VC 26 **Heating and Refrigeration Equipment and Systems**
☐ Failed to provide and/or maintain required (heating/refrigerating) system for see below at see below LOCATION see below
- VC 27 **Electrical Lighting Hazards**
☐ Failed to provide, protect, and/or maintain required lighting devices or equipment at see below LOCATION see below
- VC 28 **Open Fires, Open Flames and Sparks**
☐ Unlawfully (lit/maintained/operated/used/failed to protect) (open fire/open flame/sparking device) at see below LOCATION see below
- VC 29 **Designated Handling and Use Rooms or Areas**
☐ Failed to provide required (room/area) for (handling/use) of see below at see below LOCATION see below TYPE OF MATERIAL/ACTIVITY see below
- VC 30 **Emergency Planning and Preparedness**
☐ Failed to comply with emergency planning and preparedness requirements see below at see below LOCATION see below

Repeat Violation (§15-229)
☐ Repeat violation of VC(s) see below as previously cited on NOV# see below (Respondent must appear at hearing.)
 False Certification (§15-220.1)
☐ Willfully falsified Certificate of Correction for NOV# see below (Respondent must appear at the hearing.)
 Other Fire Code/Rule Violations see below Describe offense below. see below

Description of Violation: V.C. #5, 11, 12, 30 see supplementary FORM
 I personally observed the violations charged above or personally reviewed the office records indicating such violations.
 All statements made herein are affirmed/certified under penalty of perjury. Date of Offense: 03/10/15 Time 3:55 a.m./p.m.
☒ Supplement Attached
 Inspector's Identification Number 105941695 INSPECTOR'S SIGNATURE Andrew Wosny
 PRINT NAME Andrew Wosny

M25-19 H1-912711-11-12

AFFIDAVIT (CERTIFICATE) OF SERVICE (COMPLETE REVERSE SIDE)
 ECB COPY