

# NYCServ Violation Copy

## Internet



32075082H



### NOTICE OF VIOLATION AND HEARING



#### Buildings

COMMISSIONER OF THE DEPARTMENT OF BUILDINGS  
OF THE CITY OF NEW YORK, PETITIONER, AGAINST

Violation No. 32075082H  
ENVIRONMENTAL CONTROL BOARD

<b>Respondent</b>	First name (or entity name) <b>40 CLARKSON Ave</b>	Last name <b>OWNERS CORP</b>
<input type="checkbox"/> Mailing address (Check if same as place of occurrence)	Number and street <b>600 MAMARONECK Ave</b>	City <b>HARRISON</b>
Additional mailing to be sent (agent, care of, other):		State <b>NY</b>
License No. (If Applicable)		Zip code <b>10528</b>
Construction Activity		

<b>Name</b>	First name	Last name	Company
<b>Mailing address</b>	Number and street	City	State Zip code

#### Commissioner's Order To Correct Violations

<b>Place of occurrence</b> <b>40 CLARKSON Ave BR</b>	Boro <b>BR</b>	Date of violation <b>3/16/15</b>	Type <b>B</b>	Boiler Number <b>MD127201</b>	BIN
Construction type	BIN	No. of stories	Block	Lot	Occupancy at time of inspection
Basis of violation					

Based on an inspection of the premises and/or records of the Department, the undersigned has determined that you are in violation of the section of law cited below, of Title 27 or Title 28 of the NYC Administrative Code, the NYC Construction Codes, the NYC Electrical Code, the NYC Zoning Resolution, the Reference Standards and/or Titles 1 or 2 of the Rules of the City of New York.

<b>FAILURE TO MAINTAIN - §28-301.1</b>	<input type="checkbox"/> Class 1(B154)	<input checked="" type="checkbox"/> Class 2(B254)	<input type="checkbox"/> Class 3(B354)	<input type="checkbox"/> OTHER
<b>WORK WITHOUT A PERMIT - §28-105.1</b>	<input type="checkbox"/> Class 1(B101)	<input type="checkbox"/> Class 2(B201)	<input type="checkbox"/> Class 3(B301)	Infraction Code: Section of Law: Class 1 2 3 (circle one)

<b>Violating Conditions</b> (See explanation on the right.)	<ol style="list-style-type: none"> <li>Operation of a sealed boiler</li> <li>Boiler - H.P.: no licensed engineer</li> <li>Flue pipe: (a) corroded (b) fumes (c) collapsed (d) clogged</li> <li>Low water cutoff: (a) missing (b) inoperative</li> <li>Backflow: (a) missing (b) incorrect</li> <li>Safety or relief valve: (a) defective (b) undersized</li> <li>Smoke box: (a) fumes (b) corroded (c) collapsed (d) outlet reduced (e) inlet reduced</li> <li>Welding patches: (a) leaking (b) cracked weld (c) improperly installed (d) unlicensed repair</li> <li>Welding: (a) unlicensed repair</li> <li>Boiler sections: (a) leaking (b) cracked (b) defective (c) leaking</li> <li>Combustion chamber: (a) collapsed (b) target wall defective (c) cracked</li> <li>Crown sheet: (a) bulged (b) bagged</li> <li>Door front or rear: handles defective</li> <li>Openings in walls/ceilings</li> <li>Boiler number/inspection not displayed</li> <li>Recurring Condition</li> </ol>	<ol style="list-style-type: none"> <li>Fire grates: (a) broken (b) missing (c) inoperative</li> <li>Handholes: (a) corroded (b) leaking (c) removed</li> <li>Manual reset-pretrol/aquastat: (a) defective (b) missing</li> <li>Mudleg: (a) corroded (b) leaking (c) inoperative</li> <li>Oil lines: (a) leaking (b) uncovered (c) defective</li> <li>Recirculating connections: (a) leaking (b) missing (c) improperly installed</li> <li>Push nipples: leaking</li> <li>Remote control switch: (a) defective (b) missing</li> <li>Returns: (a) corroded (b) leaking (c) defective</li> <li>Safety or relief valve: test lever missing</li> <li>Stays: (a) leaking (b) improperly installed (c) missing</li> <li>Tubes: (a) dirty (b) leaking (c) plugged</li> <li>Tube sheet: (a) warped (b) leaking (c) pitted</li> <li>Water column: (a) defective (b) no blow down</li> <li>Water wall: (a) bulged (b) corroded</li> <li>Wiring: (a) exposed (b) defective</li> </ol>	<ol style="list-style-type: none"> <li>Boiler base: (a) corroded (b) weakened</li> <li>Boiler room fire door: (a) does not open towards egress (b) not self-closing</li> <li>Boiler burner mount not sealed</li> <li>Boiler not registered</li> <li>Boiler not ready for inspection</li> <li>No fixed ventilation for enclosed boiler</li> <li>Boiler sections: excessive soot</li> <li>Draft stat: inoperative</li> <li>Fire chamber door: (a) cracked (c) defective hinges (c) improper closing</li> <li>Smoke alarm defective</li> <li>Smoke box: dirty</li> <li>Steam or attitude gauge: (a) illegal (b) dirty (c) defective (d) missing</li> <li>Tankless water heater: (a) head leaking (b) pipes corroded</li> <li>Tri-cocks: (a) missing (b) defective (c) leaking</li> <li>Water in boiler: flooded</li> <li>Water gauge glass: (a) dirty (b) leaking (c) missing</li> <li>Improper repair</li> <li>Other: (See description below)</li> <li>Hazardous condition - boiler sealed</li> <li>CEASE USE</li> </ol>
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Description and Remedy: **50A - FRESH AIR FAN NOT WORKING**  
**50B - SMOKE ALARM NOT WORKING**  
**50C - BOLT MISSING IN REAR DOOR OF BOILER**  
**50D - GLASS GAUGE DIRTY AND MISSING**  
**50E - COVERS MISSING ON CONTROLS**  
**50F - LATTER AND PLATFORM REQUIRED**  
**BOILER 8" 50B - CLEAN UP OIL AND DRIBBLES ON FLOOR**  
**50H - SEAL HOLE'S SOL - MARK REMOTE SWITCH**

☐ Per 28-202.1 & 18CNY 102-01, additional 'Class 1' daily or 'Class 2' monthly penalty also applicable.  
☐ Aggravated II Condition per 18CNY 102-01(f)

Important information: As detailed in §28-201.4 and Section 102-01 of Subchapter B of Title 1 of the Rules of the City of New York, violations may be subject to aggravated penalties of the first order, which shall be imposed in accordance with the ECB Buildings Penalty Schedule.  
The Commissioner orders that you timely correct these conditions and file a certificate of such correction. Uncorrected violations are subject to additional violations and penalties. IMPORTANT: See 'Certifying Correction' on reverse.

<b>Resolution options</b>	
<b>CURE DATE</b> <b>4/15/15</b>	<b>HEARING DATE</b> <b>4/20/15</b> at <input type="checkbox"/> 8:30 AM <input checked="" type="checkbox"/> 10:30 AM <input type="checkbox"/> 1:30 PM
<p>If a date appears in the box above, you may have the option to <b>admit</b> the violation and certify correction by the "cure date." By doing so, you avoid a hearing before the Environmental Control Board and any penalties which would be assessed at the hearing. Note: Depending on the violation, additional DOB civil penalties (separate from ECB penalties) may apply before a cure can be granted. For more information regarding "cures", see reverse side of the respondent copy of this Notice of Violation.</p> <p><b>Environmental Control Board hearing locations:</b></p> <p><input type="checkbox"/> <b>Queens</b>, (718) 298-7300 - 144-06 94th Avenue, 1st fl.</p> <p><input type="checkbox"/> <b>Manhattan</b>, (212) 361-1400 - 66 John Street, 10th fl.</p> <p><input checked="" type="checkbox"/> <b>Brooklyn</b>, (718) 923-6100 - 9 Bond Street, 7th fl.</p> <p><input type="checkbox"/> <b>Bronx</b>, (718) 993-6110 - 3030 3rd Ave., 2nd fl.</p> <p><input type="checkbox"/> <b>Staten Island</b>, (718) 815-8385 - 350 St. Marks Place, 1st fl.</p> <p>Proceedings will be held under the authority of the NYC Charter section 1049-a and the rules promulgated thereunder. This hearing is your opportunity to answer and defend against the allegations set forth above. Failure to appear, unless you admit the violation or an appearance is not required through availability of a Cure or Stipulation (see reverse) will result in a default and imposition of maximum penalties.</p>	

For more information. To reschedule your hearing or inquire about the case status, call the Environmental Control Board at the numbers listed above. For information on certifying correction of this violation, read instructions on the Certificate of Correction form, call Department of Buildings at 311, or visit the ECB Violation section at [www.nyc.gov/buildings](http://www.nyc.gov/buildings).

<p>Issuing officer's last name, first initial (print)</p> <p><b>GAUTHIER, I</b></p> <p><b>2408</b> <b>B L</b></p> <p>Badge number Unit Code</p>	<p>I personally observed the violation(s) charged and/or verified their existence through review of departmental records.</p> <p>Issuing officer's signature</p> <p>This statement is affirmed under penalty of perjury.</p> <p>ORIGINAL - ECB COPY</p>
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ECB-P9 (Rev. 2/12)