

NYCServ Violation Copy

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36013140Z



NOTICE OF VIOLATION AND HEARING

AGGRAVATED 1



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

Violation No. 36013140Z
ENVIRONMENTAL CONTROL BOARD

Respondent	First name (or entity name) VP 57 LLC		Last name		
<input type="checkbox"/> Mailing address (Check if same address as place of occurrence)	Number and street 45 WEST 57TH STREET	City NEW YORK	State NY	Zip code 10019	
Additional mailing to be sent (agent, care of, other):			License No. (If Applicable)	Project Code	
Name	First name	Last name	Company		
Mailing address	Number and street	City	State	Zip code	

Commissioner's Order To Correct Violations

Place of occurrence	45 WEST 57TH STREET	Boro MANHATTAN	Date of violation 05 / 10 / 2010	Type NRF	Dist.	Code	No.
Construction type	BIN No. 1035063	No. of stories 0	Block 1273	Lot 7	Occupancy at time of inspection	Basis of violation 113007LL1108NRF43304	

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

Violating Conditions Observed		Stop Work Order <input type="checkbox"/> Full <input type="checkbox"/> Partial	Class 1 <input type="checkbox"/>	Class 2 <input checked="" type="checkbox"/>	Class 3 <input type="checkbox"/>	Recurring Condition <input type="checkbox"/>
Infraction Code B230	Provision of Law 28-302.4	FAILURE TO FILE AN ACCEPTABLE SIXTH ROUND TECHNICAL REPORT IN COMPLIANCE WITH CODE PROVISIONS: PERIODIC INSPECTION OF EXTERIOR WALLS AND APPURTENANCES AS REQUIRED BY ARTICLE 28.302 AND THE DEPARTMENT OF BUILDINGS RULES AND REGULATIONS				
36006745X						
FILE THE REQUIRED REPORT TO THE BUILDING DEPARTMENT STANDARDS.						

Remedy:

ILLEGAL CONVERSION - CLASS 1. Per 28-202.1 & 1RCNY 102-01, additional daily penalties for continued violation of 28-210.1 also applicable.

Per 28-202.1 & 1RCNY 102-01, additional "Class 1" daily or "Class 2" monthly penalty also applicable. Aggravated If Condition Per 1RCNY 102-01(f)

The Commissioner of the Department of Buildings orders that you correct these conditions and file a certificate of such correction.

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.

Resolution options	
CURE DATE 07/12/10	HEARING DATE 07/22/10 at <input type="checkbox"/> 8:30 AM <input checked="" type="checkbox"/> 10:30 AM <input type="checkbox"/> 1:30 PM
<p>The hearing date above is mandatory if you are either charged with a Class 1 violation, or the violation is marked as an Aggravated If Condition, or if no "cure date" is given on this Notice of Violation. Also, the above hearing date is mandatory for all other types of charges if a certificate of correction (or a cure) is not received by the date indicated to the left, or is not approved by the Department, or if you are offered but have not timely accepted a pre-hearing stipulation. Refer to the ECB Violation Penalty Table in the Reference area of www.nyc.gov/buildings or check the violation status on the BIS query on this website. YOU MUST ATTEND THE HEARING IF YOU WISH TO CONTEST THE VIOLATION</p> <p>Environmental Control Board hearing locations:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Queens, (718) 298-7300 - 144-06 94th Avenue, 1st fl. <input type="checkbox"/> Manhattan, (212) 361-1400 - 66 John Street, 10th fl. <input type="checkbox"/> Brooklyn, (718) 875-7428 - 233 Schermerhorn Street, 11th fl. <input type="checkbox"/> Bronx, (718) 993-6110 - 3030 3rd Ave., 2nd fl. <input type="checkbox"/> Staten Island, (212) 361-1400 - 350 St. Marks Place, 1st fl. <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 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> <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 the Department of Buildings at 311, or download the "ECB Violation Reference Guide" in the Reference Materials section at www.nyc.gov/buildings.</p>	

Issuing officer's last name, first initial (print)
WALDRON, C

I personally observed the violation(s) charged and/or verified their existence through review of departmental records.

Issuing officer's signature

This statement is affirmed under penalty of perjury.

Badge number **9993** Unit Code **L9**

Supervisor's signature _____

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ECB-PC (Rev. 9/08)