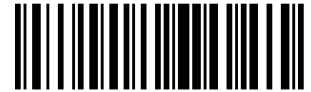


# NYCServ Violation Copy

## Internet



38222832N



### NOTICE OF VIOLATION AND HEARING



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

**Violation No. 38222832N**  
ENVIRONMENTAL CONTROL BOARD

<b>Respondent</b>	First name (or entity name) <b>KAWENAN 8TH AVENUE ASSOC</b>	Last name		
<input type="checkbox"/> Mailing address (Check if same as place of occurrence)	Number and street <b>519 8TH AVE</b>	City <b>New York</b>	State <b>NY</b>	Zip code <b>10018</b>
Additional mailing to be sent (agent, care of, other):		License No. (if applicable)	Project Code	
<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>519 8th Ave</b>	Boro <b>M</b>	Date of violation <b>08/20/12</b>	Type <b>E</b>	Badge no. <b>2509</b>	Area <b>A</b>	Number <b>01</b>
Construction type	BIN #	No. of stories	Block	Lot	Occupancy at time of inspection	Elevator device no.	Complaint no.
<b>A</b>	<b>25</b>	<b>759</b>	<b>45</b>	<b>45</b>	<b>Commercial</b>	<b>1P15394</b>	

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.

<b>FAILURE TO MAINTAIN:</b> §28-201.1 / §27-287 / BC 3001.2	<input type="checkbox"/> Class 1(B151)	<input checked="" type="checkbox"/> Class 2(B251)	<input type="checkbox"/> Class 3(B351)	<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)	Infringement Code: Section of Law: Class 1 2 3 (circle one)
<input type="checkbox"/> ILLEGAL OPERATION - BC 3007.1/§27-185	<input type="checkbox"/> Class 2(B202)	<input type="checkbox"/> CEASE USE	<input type="checkbox"/> Aggravated if Condition per 19CNY 102-01(f)	<input type="checkbox"/> Per 28 202.1 & 19CNY 102-01, additional Class 1 daily or Class 2 monthly penalty also applicable

- |                                     |                                 |                               |                                 |                                     |
|-------------------------------------|---------------------------------|-------------------------------|---------------------------------|-------------------------------------|
| <b>INSIDE CAR</b>                   | 21. Interlocks                  | 41. Machine room door         | 63. Motor brushes               | <b>ESCALATOR/MOVING WALK</b>        |
| E 01. Emergency stop switch         | 22. Parking device              | 42. Controller - selector     | 64. NYC Device #                | 83. Tire chutes                     |
| L 02. Alarm system                  | 23. Hall button station         | 43. Reverse phase relay       | 65. Unintended car movement     | 84. Skirt switch                    |
| 03. Car enclosure                   | 24. Indicators                  | 44. Traction sheave           | 66. Emergency brake/rope        | 85. Skirt deflection device         |
| E 04. Side emergency exit           | 25. Door safety retainer        | 45. Governor                  | 67. Communication               | 86. Comb plate/Comb plate teeth     |
| V 05. Car door/gate                 | <b>TOP OF CAR</b>               | 46. Governor switch           | 68. Maintenance log             | 87. Landing plate / Impact switches |
| 06. Car door/gate contact           | 26. Top emergency exit cover    | 47. Drum                      | 69. Code data plate             | 88. Handrails / Handrail safeties   |
| A 07. Door reopening device         | 27. Governor release carrier    | 48. Pump unit                 | PIT                             | 89. Step/thread                     |
| T 08. Car floor to landing sill     | 28. Door hangers & connectors   | 49. Drum machine limit switch | 70. Pit                         | 90. Key switch                      |
| 09. Car floor                       | 29. Door operator               | 50. Generator                 | 71. Pit light                   | 91. Emergency stop button           |
| O 10. Car door gibs                 | 30. Normal limits               | 51. Slack rope switch         | 72. Pit stop switch             | 92. Decking end ballustrades        |
| R 11. Car button station            | 31. Final limits                | 52. Hoist ropes               | 73. Car guide-rails & brackets  | 93. Ceiling guards                  |
| 12. Car lighting                    | 32. Guide shoes/roller guides   | 53. Governor ropes            | 74. Car guide-rails & brackets  | 94. Deck battens                    |
| 13. Emergency lighting              | 33. Counterweight               | 54. Car counterweight rope    | 75. Buffers                     | 95. Internal safeties               |
| P 14. Car mirror                    | 34. Hoistway                    | 55. Drum counterweight rope   | 76. Car safety & tail rope      | 96. Safety Signage                  |
| A 15. Certificate frame             | 35. Electric wiring             | 56. Hoist motor               | 77. Underside platform          | <b>ALL TYPES</b>                    |
| <b>OUTSIDE HOISTWAY</b>             | 36. Pipes and ducts             | 57. Hoist motor               | 78. Tension Weight              | 97. Entire device                   |
| R 16. Hoistway doors                | 37. Overhead & Deflector sheave | 58. Worm/Gear/bearings        | 79. Comb/brakes/ropeswitch      | 98. Current free year tag           |
| T 17. Hoistway door gibs            | 38. Traveling cable & junction  | 59. Machine brake             | 80. Counterweight runty         | 99. Current one year tag            |
| 18. Hoistway door reinforcements    | 39. Car top                     | 60. Lighting machine space    | 81. Counterweight runty signage | 100. Miscellaneous                  |
| S 19. Hoistway door safety retainer | <b>MACHINE ROOM</b>             | 61. Machine disconnect switch | 82. Plunger gripper             |                                     |
| 20. Vision panel                    | 40. Machine room                | 62. Commutator                |                                 |                                     |

### VIOLATING CONDITION

- |                 |                |                   |               |              |                       |                       |                |                    |
|-----------------|----------------|-------------------|---------------|--------------|-----------------------|-----------------------|----------------|--------------------|
| A. Altered      | D. Unsecured   | G. Improper Fuses | J. Misaligned | M. Missing   | P. No means of access | S. Not fire retardant | V. Not level   | Y. Oil leak        |
| B. Insufficient | E. Rubbing     | H. Worn           | K. Fluted     | N. By-passed | Q. Unguarded          | T. Unlabeled          | W. Unlocked    | Z. Water leak      |
| C. Padlocked    | F. Lost motion | I. Damaged        | L. Defective  | O. Dirty     | R. Illegal            | U. Device not tagged  | X. Inoperative | AA. Carbon buildup |

### SUGGESTED REMEDY

- |                    |                         |              |               |                |   |
|--------------------|-------------------------|--------------|---------------|----------------|---|
| 01. Adjust         | 04. Patch               | 07. Provide  | 10. Repair    | 13. Seal       | 16. Provide means of access                                 |
| 02. Clean          | 05. Perform & file test | 08. Regroove | 11. Replace   | 14. Shorten    | 17. Re-inspection required                                  |
| 03. Install Guards | 06. Property secure     | 09. Remove   | 12. Reshackle | 15. Tag Device | <input type="checkbox"/> FILE APPLICATION AND OBTAIN PERMIT |

<b>ELEVATOR PART</b>	<b>16 34 39</b>																		
<b>VIOLATING CONDITION</b>	<b>H P P</b>																		
<b>SUGGESTED REMEDY</b>	<b>07 07 07</b>																		

Additional information: **(16-H-07) K 3 item Provide skirt guards (34-P-07) Provide Hoistway access (39-P-07) Provide access to car top.**

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

Resolution options	
<b>CURE DATE</b>	<b>10/1/12</b>
<b>HEARING DATE</b>	<b>10/4/12</b> at <input checked="" type="checkbox"/> 8:30 AM <input 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 II 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 (for 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 <a href="http://www.nyc.gov/buildings">www.nyc.gov/buildings</a> 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> <input type="checkbox"/> Queens, (718) 298-7300 - 144-06 94th Avenue, 1st fl. <input type="checkbox"/> Bronx, (718) 983-6110 - 3030 3rd Ave, 2nd fl. <input checked="" type="checkbox"/> Manhattan, (212) 361-1400 - 66 John Street, 10th fl. <input type="checkbox"/> Staten Island, (212) 361-1400 - 350 St. Marks Place, 1st fl. <input type="checkbox"/> Brooklyn, (718) 875-7428 - 233 Schermerhorn Street, 11th 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><b>For more information.</b> 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 go to <a href="http://www.nyc.gov/buildings">www.nyc.gov/buildings</a>.</p>	

Issuing officer's last name, first initial (print)  
**DeJesus P**

Badge number **215019** Unit Code **1E1A**

Supervisor's signature *[Signature]*

I personally observed the violation(s) charged and/or verified their existence through review of departmental records.  
Issuing officer's signature *[Signature]*  
This statement is affirmed under penalty of perjury.

**38222832N**

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ECB-PE (Rev. 9/08)