# NYCServ Violation Copy

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00605384H

SUMMONS FOR CIVIL PENALTIES ONLY

000605384H

SUMMONS NUMBER: 000605384H

Environmental Protection

ENFORCEMENT AGENCY NAME: DEPT. OF ENVIRONMENTAL PROTECTION

DIVISION: Air & Noise Enforcement

AGENCY CONTACT INFORMATION

| | | | |
|---|---|---|---|
| RESPONDENT: | CITYWIDE CONTAINER SERVICE | DBA: | |
| MAILING ADDRESS: | 33-19 126th PLACE<br>CORONA, NY 11368 | ID NUMBER:<br>TYPE OF ID AND ISSUED BY: | |

DATE OF OCCURRENCE: 1/21/2025 TIME OF OCCURRENCE: 6:39 PM

PLACE OF OCCURRENCE: 160 WEST 35th STREET BOROUGH: MN

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

HEARING DATE: 5/28/2025 TIME: 9:00 AM

OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
66 John Street, 10th 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 show up for your hearing (or pay the penalty by mail if permitted) the City will decide the Summons against you and penalties will be imposed. Failure to pay a civil penalty could lead to the denial of an application for, or the suspension,termination or revocation of a city license, permit or registration. In addition, the City may enter a judgment against you in court.

## Details of Violation(s)

After investigation, the enforcement agency has found there is a reason to believe that Respondent (the person or entity named on this summons) has violated the following section of Title 24, Chapter 1, of the New York City Administrative Code (Air Pollution Control Code):

DESCRIPTION OF VIOLATION: As per citizen's complaint- Respondent allowed or permitted (Dust) to become airborne without taking precautions, causing construction materials to generate dust into the public right of way while transporting such materials into a garbage truck (LIC. NY PL.# 41395PF) in violation of Section, 24-146(b) of the NYC air code. Source of particulate emissions (dust) from workers dumping construction materials without any mitigation allowing dust to become air-borne, causing an annoyance and discomfort to pedestrians in the public right of way.

| Infraction Code | Infraction Description |
|---|---|
| 24-146(b) | Dust allowed to become airborne - 2nd offense |

EQUIPMENT / APPARATUS IN VIOLATION: GARBAGE TRUCK

SECOND VIOLATION (List SUBSECTIONS): 000603463R - 146(b)

Note: The respondent may have to pay penalties for each charge listed on this violation. The penalties are on the back of this form. 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 other side of this notice.

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: S Rueda Title: Inspector

Print Name: Stephen Rueda 6 Badge Number: 1592 Agency Code: BAR