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Environmental Protection

SUMMONS FOR CIVIL PENALTIES ONLY

000790934K

SUMMONS NUMBER: 000790934K

ENFORCEMENT AGENCY NAME: DEPT. OF ENVIRONMENTAL PROTECTION

DIVISION: Air & Noise Enforcement

RESPONDENT:	**C.F. IVANI-RICCIO**	DBA:
MAILING ADDRESS:	**886 BARD AVENUE**	ID NUMBER:
	STATEN ISLAND, NY 10301	TYPE OF ID AND ISSUED BY:

DATE OF OCCURRENCE: 2/10/2024 TIME OF OCCURRENCE: 12:47 AM

PLACE OF OCCURRENCE: 510 WEST 41ST STREET BOROUGH: MN

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

HEARING DATE: 6/10/2024 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: Respondent caused or permitted the total sound from a motor vehicle with a maximum gross weight of 10,000 lbs. or less operating on a public right of way to exceed sound levels in section 386 of the VTL. Vehicle 2022 GREEN BMW M3 NY license plate# G80BLIN was observed by a noise camera on 2/10/2024 at 12:47 AM. Sound levels registered at 108.2db(a), allowable is 85db(a) measured at 50ft or more from the center of the lane.

Infraction Code	Infraction Description
24-236(e)	Cause/ permit sound from motor vehicle on public ROW > VTL limit 1st offense

EQUIPMENT / APPARATUS IN VIOLATION: 2022 GREEN BMW M3

SECOND VIOLATION (List SUBSECTIONS):

THIRD OR SUBSEQUENT VIOLATION (List SUBSECTIONS):

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:_____ _____ **Title: AIR POLLUTION INSPECTOR II**

Print Name: Christopher Kelley **2** **Badge Number: 1685** **Agency Code: BAR**