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NYC Environmental Protection

SUMMONS FOR CIVIL PENALTIES ONLY

000828009Y

SUMMONS NUMBER: 000828009Y

ENFORCEMENT AGENCY NAME: DEPT. OF ENVIRONMENTAL PROTECTION

DIVISION: Air & Noise Enforcement

RESPONDENT:	**EMPIRE STATE REPAIR INC**	DBA:
MAILING ADDRESS:	**49 WEST CHURCH STREET, STE B**	ID NUMBER: 2023-75690
	BERGENFIELD, NJ 07621	TYPE OF ID AND ISSUED BY:

DATE OF OCCURRENCE: 11/17/2023 TIME OF OCCURRENCE: 7:44 AM

PLACE OF OCCURRENCE: 466 W 28th St BOROUGH: MN

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

HEARING DATE: 1/14/2025 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: Respondent caused or permitted the idling of a motor vehicle while parked, standing or stopped. As per DEP records, citizen observed TRUCK with NJ License Plate # XLKB35 idling for longer than three minutes from 11/17/2023 7:40:44 AM to 11/17/2023 7:44:40 AM at 466 W 28th St .

Infraction Code	Infraction Description
24-163	Idling of motor vehicle engine for more than three minutes 3rd and subsequent offense.

EQUIPMENT / APPARATUS IN VIOLATION: NJ License Plate # XLKB35

SECOND VIOLATION (List SUBSECTIONS): 000715695M - 24 -163

THIRD OR SUBSEQUENT VIOLATION (List SUBSECTIONS): 000718069Z - 24 -163

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: Inspector**

Print Name: Carlos Lopez **Badge Number: 1417** **Agency Code: BAR**