NYCServ Violation Copy

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11816301M

FDNY SUMMONS • FOR CIVIL PENALTIES ONLY

MAYOR'S OFFICE OF SPECIAL ENFORCEMENT

11816301M

SUMMONS NUMBER: 11816301M

ENFORCEMENT AGENCY NAME: NEW YORK CITY FIRE DEPARTMENT **DIVISION: FP Unit:** 22 **Admin CO** _____

AGENCY ADDRESS AND PHONE NUMBER: 9 MetroTech Center, 1st Flr, Bklyn, NY 11201-3657, (718) 999-2392

RESPONDENT: E 93 REALTY LLC **DBA:** _____

MAILING ADDRESS: 311-315 93RD ST **ACCOUNT NUMBER:** _____

BROOKLYN, NY 11209 **UNIT PHONE NUMBER:** 646-576-3533

CELL PHONE: _____

DATE OF OCCURRENCE: 6/27/24 **TIME OF INSPECTION:** 1045 (AM) PM

PLACE OF OCCURRENCE: 313 93RD STREET **BOROUGH:** BROOKLYN

You must respond to this Summons. You can appear at the hearing date and location below or choose another option. For other options on how to respond, see the back of this page.

HEARING DATE: 08/27/24 **AT:** 8:30 (AM) PM

HEARING LOCATION: OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Brooklyn [Borough] (See reverse side for address) Phone: (844) 628-4692

REFER TO THE SUMMONS NUMBER ABOVE ON ALL CORRESPONDENCE.

WARNING: If you do not respond to this summons, 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.

ORDER TO CORRECT AND CERTIFY CORRECTION: PLEASE TAKE NOTICE that the premises cited above is in violation of the requirements of law. It is further ORDERED by the FIRE COMMISSIONER that these violations be corrected and certified to be in compliance with the requirements of law within 35 days of the date of issuance. **See back of summons for further instructions.**

COMPLIANCE DATE: 08/13/24

Details of Violation(s)

Upon investigation, the New York City Fire Department has determined that the respondent is in violation of the following requirements of the New York City Administrative Code and/or the rules of the City of New York. These requirements have been grouped into violation categories (VC) for enforcement purposes. This grouping is allowed by Fire Department rule 3 RCNY §109-02

☐ **VC1 Portable Fire extinguishers and Fire Hoses:** Failed to provide and/or maintain ___ required (portable fire extinguishers/fire hoses/other) at _____.

☐ **VC2 Combustible Waste Containers:** Failed to provide required container(s) for combustible waste and/or store combustible waste in a container at _____

☐ **VC3 Permits:** Failed to (obtain/renew/possess) a permit for _____

☐ **VC4 Unlawful Quantity or Location of Regulated Material:** (Manufacture/Storage/Handle/Use) _____ of _____ in violation of permit/quantity/location restrictions.

☐ **VC5 Recordkeeping:** Failed to (maintain/produce) records for _____ at _____.

☐ **VC6 Signs, Posting, Notices and Instructions:** Failed to provide and/or maintain required (signs) (postings) (notices) (instructions) for _____ at _____

☐ **VC7 Labels and Markings:** Failed to provide and/or maintain required label, or the other marking for _____ at _____

☐ **VC8 Storage, Accumulation and Removal of Combustible Material and Waste:** Failed to remove combustible waste and/or allowed the storage/accumulation of combustible material, waste and/or vegetation at _____.

☐ **VC9 Rooftop Access and Means of Egress:** Failed to provide access/egress free from obstructions or impediments, and/or failed to maintain required egress at _____.

☐ **VC10 Overcrowding:** Failed to limit number of persons in _____ to _____.

☐ **VC11 General Maintenance:** Failed to maintain _____ in (good working order/clean condition) or in compliance with (general maintenance/housekeeping) requirements.

☒ **VC12 Fire Protection Systems:** Failed to provide and/or maintain required FIRE ALARM at PREMISES, and/or prevent unnecessary/unwarranted alarms.

☐ **VC13 Flame-Resistant Materials:** Failed to provide and/or maintain required flame-resistant materials at _____.

☐ **VC14 Fire-Rated Doors and Windows:** Failed to (provide/protect/maintain) required (fire-rated/self-closing/access) door or window at _____.

☐ **VC15 Fire-Rated Construction:** Failed to provide and/or maintain required fire-rated construction of _____ at _____.

☐ **VC16 Ventilation:** Failed to provide and/or maintain required ventilation _____ at _____ for _____.

☐ **VC17 Certificates of Fitness and Certificates of Qualification:** Failed to obtain and/or produce required (Certificate of Fitness/Certificate of Qualification for _____.

☐ **VC18 Certificates of Approval, Certificates of License and Company Certificates:** Failed to obtain and/or produce required Certificate of Approval for _____ Certificate of License, or Company Certificate for _____.

☐ **VC19 Affidavits, Design and Installation Documents and Other Documentation:** Failed to (prepare/produce/submit) required documentation: _____

☐ **VC20 Inspection and Testing:** Failed to conduct required (initial/periodic) inspection or test of _____ at _____.

☐ **VC21 Portable Containers:** Failed to (provide/use) required container for _____ at _____.

☐ **VC22 Stationary Tanks:** Failed to provide required stationary tank storage system for _____ at _____.

☐ **VC23 Storage Facilities:** Failed to provide required storage (cabinets/enclosures/rooms/vaults) at _____.

☐ **VC24 Storage of Hazardous Materials/Commodities:** Failed to provide required racks and/or shelf storage, and/or failed to store _____ at _____.

☐ **VC25 Electrical Hazards:** Failed to provide and/or maintain required electrical devices/equipment and/or allowed electrical hazards to exist at _____.

☐ **VC26 Heating and Refrigeration Equipment and Systems:** Failed to provide and/or maintain required (heating/refrigerating) system for _____ at _____.

☐ **VC27 Electrical Lighting Hazards:** Failed to provide, protect, and/or maintain required lighting devices or equipment at _____

☐ **VC28 Open Fires, Open Flames and Sparks:** Unlawfully (lit/maintained/operated/used/failed to protect) (open fire open flame/sparking device) at _____

☐ **VC29 Designated Handling and Use Rooms Areas:** Failed to provide required (room/area) for (handling/use) of _____

☐ **VC30 Emergency Planning and Preparedness:** Failed to comply with emergency planning and preparedness requirements _____.

Repeat Violation (§15-229)

☒ Repeat violation of VC(s) 12 as previously cited on Summons# 1183476661. (Respondent must appear at hearing)

False Certification (§15-220.1)

☐ Willfully falsified Certificate of Correction for Summons#_____. (Respondent must appear at hearing.)

Failed to Comply with Commissioner's Order to Correct and Certify (§15-231)

☐ On previously cited Summons#_____. (Respondent must appear at hearing)

☐ **Other Fire Code/Rule Violations:** _____

Description of Violation: PLEASE SUPPLEMENTARY FORM

☒ Supplement Attached Maximum penalty for each First Offense: $1,000. Maximum penalty for each Repeat Violation: $5,000.

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

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: _____ **Print Name/ID:** T. ROSS / L320343 **Title:** A.F.P.I.

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