

NYCServ Violation Copy

Internet



37028584H

NYC Buildings	SUMMONS AND COMMISSIONER'S ORDER • CIVIL PENALTIES APPLY			
SUMMONS NUMBER: 37028584H				
ENFORCEMENT AGENCY: NYC DEPT OF BUILDINGS				
AGENCY ADDRESS AND WEBSITE: 280 Broadway, New York, NY 10007 http://www.nyc.gov/buildings				
RESPONDENT: 38TH STREET REALTY,		(First Name/Entity, Last)		
MAILING ADDRESS: 415 14TH ST.		DOB License/Registration #: _____		
CARLSTADT NJ 07072-1910				
CELL PHONE: _____				
DATE OF OCCURRENCE: 6/7/2024		TIME OBSERVED: 10:00 ^{am} pm		
PLACE OF OCCURRENCE: 38 WEST 38 STREET		BOROUGH: MANHATTAN		
BLOCK: 839	LOT: 68	BIN: 1015979		
You must appear or respond to the details of violation(s) below. For HOW TO RESPOND, see the back of this summons.				
HEARING DATE: 9/5/24 AT: ☐ 8:30 am ☒ 10:30 am ☐ 12:30 pm				
OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS: MANHATTAN [Borough] (See reverse side for address)				
Phone: (844)628-4692				
REFER TO THE SUMMONS NUMBER ABOVE ON ALL CORRESPONDENCE.				
WARNING: If you do not appear or respond to this Summons, the City will decide the Summons against you and impose penalties. 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.				
COMMISSIONER'S ORDER TO CORRECT VIOLATION CONDITION(S)				
CURE DATE (Zero Penalty Option, if available): 8/27/29 Must Appear: ☒ (If disputing the charge)				
☐ 1-2 Family Property Details of Violation(s)				
Type of Construction: 3	No. of Stories: 5	Vio. Type: BL	Dist: 105	Code HT No. 59
Occupancy at Time of Inspection: COMMERCIAL	Complaint#: 035598	Related Job #: N/A		
(If applicable) (If applicable)				
Based on an inspection of the premises and/or records of the Department, the undersigned has determined that you are in violation of the section of law cited below of the NYC Administrative Code, the NYC Zoning Resolution and/or Titles 1 or 2 of the Rules of the City of New York.				
Violating Conditions Observed	Infraction Code	Class	Provision of Law	Recurring Condition- Aggravated I per 1RCNY 102-01(f)
	B265	2	28-303.7	
☐ ILLEGAL CONVERSION—CLASS 1 Per 28-202.1 & 1 RCNY 102-01 additional daily penalties for continued violation of Article 210 of Title 28 also applicable				
☐ Per 28-202.1 & 1 RCNY 102-01, additional Class 1 daily or Class 2 monthly penalty may apply				
☐ Aggravated II Condition per 1 RCNY 102-01(f)				
Violation Detail(s): FAILURE TO FILE REQUIRED ANNUAL BOILER INSPECTION REPORTS FOR LOW-PRESSURE BOILER 035598 IN ACCORDANCE WITH THE RULES OF THE DEPARTMENT. 1RCNY §103-01 (D) (1) REQUIRES THAT AN ANNUAL INSPECTION REPORT FOR LOW-PRESSURE BOILERS BE SUBMITTED FOR EACH INSPECTION CYCLE. NO ANNUAL BOILER INSPECTION REPORT HAS BEEN FILED WITH DOB IN OVER THREE YEARS.				
Remedy: FILE THE REQUIRED ANNUAL BOILER INSPECTION REPORT AND RESOLVE PAST-DUE DOB VIOLATIONS, INCLUDING DOB CIVIL PENALTIES. COMPLY WITH CODE.				
THE COMMISSIONER ORDERS THAT YOU TIMELY CORRECT THESE CONDITIONS AND FILE A CERTIFICATE OF SUCH CORRECTION. See 1RCNY 102-01 and the reverse for instructions on certifying correction. Uncorrected violations are subject to additional violations and penalties. For certain charges, additional DOB civil penalties may apply pursuant to sections 28-213.1, 28-213.1 and 28-207.2.6 of the Administrative Code. A property owner may be liable for payment of these additional civil penalties even if not cited as respondent on this summons.				
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 Department of Buildings, 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.				
Issuing Officer: HERBERT THOMPSON Signature: <i>Herbert Thompson</i> Badge# 2663 Unit Code: BL				

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ECB-PC (Rev. 8/21)