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37035808N

NYC Buildings

SUMMONS AND COMMISSIONER'S ORDER• CIVIL PENALTIES APPLY

37035808N

SUMMONS NUMBER: 37035808N

ENFORCEMENT AGENCY: NYC DEPT OF BUILDINGS

AGENCY ADDRESS AND WEBSITE: 280 Broadway, New York, NY 10007 http://www.nyc.gov/buildings

RESPONDENT: GOULD HOTEL ON WEST 40TH STREE (First Name/Entity, Last)

MAILING ADDRESS: 60 CUTTERMILL RD. STE 303 **DOB License/Registration #:**

GREAT NECK NY 11021-3104

CELL PHONE:

DATE OF OCCURRENCE: 7/1/2025 **TIME OBSERVED:** 10:00 (am)/pm

PLACE OF OCCURRENCE: 342 WEST 40 STREET **BOROUGH:** MANHATTAN

BLOCK: 763 **LOT** 65 **BIN:** 1088524

You must appear or respond to the details of violation(s) below. For HOW TO RESPOND, see the back of this summons.

HEARING DATE: OCT 09 2025 **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): SEP 29 2025 **Must Appear:** ☐

☐ **1-2 Family Property** **Details of Violation(s)** **(If disputing the charge)**

Type of Construction: _____ **No. of Stories:** _____ **Vio. Type:** BL **Dist.** 104 **Code** LH **No.** 336

Occupancy at Time of Inspection: _____ **Complaint#:** Device: 10000115522N0005 (If applicable) **Related Job #:** _____ (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)	Stop Work/Vacate Order Issued ☐ Full ☐ Partial #
	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 10000115522N0005 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, 28-219.1 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: LUTHER HEWLIN **Signature:** Luther Hewlin **Badge#** 2805 **Unit Code:** BL

ORIGINAL – OATH/ECB COPY

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ECB-PC (Rev. 8/21)