

NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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In the Matter of Alleged Violations of Articles 19 and 71 of
the Environmental Conservation Law of the State of New York
("ECL") and Parts 201 and 232 of Title 6 of the Official Compilation
of Codes, Rules and Regulations of the State of New York
("NYCRR")

NOTICE OF VIOLATION

-By-

DEC Case No. _____

Respondent(s).

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**PLEASE TAKE NOTICE THAT YOU ARE IN VIOLATION OF THE NEW YORK STATE
AIR POLLUTION CONTROL LAW**, Article 19 of the Environmental Conservation Law ("ECL"), and applicable
regulations as set forth herein, in connection with operation of a dry cleaning facility located at:

_____. Operation of the aforementioned dry cleaning facility in the
documented manner constitutes a violation of Article 19 of the ECL and the regulations promulgated thereunder.
Specifically, you are in violation of ECL §19-0301, 6 NYCRR Part 201 and 6 NYCRR Part 232.

PLEASE TAKE FURTHER NOTICE THAT ECL §71-2103 provides that any person who violates
ECL Article 19 or any code, rule or regulation promulgated pursuant thereto shall be liable for a civil penalty of up to
\$15,000.00, plus an additional penalty not to exceed \$15,000.00 for each day that the violation continues and that such
person may be enjoined from continuing such violation.

PLEASE TAKE FURTHER NOTICE THAT in addition, failure to comply with this NOTICE
DIRECTIVE could subject you to criminal charges. ECL §71-2105 provides that any person who willfully violates any
provision of ECL Article 19 or any code, rule or regulation promulgated pursuant thereto shall be guilty of a
misdemeanor and, upon conviction, punished by a fine not to exceed \$10,000.00 for each separate violation or by
imprisonment for a term of not more than one year, or both such fine and imprisonment.

PLEASE TAKE FURTHER NOTICE THAT the Department is reviewing its options regarding the
appropriate enforcement action, including assessment of penalties, fines and injunctive relief for the violations which
have already occurred. Compliance with this NOTICE by **IMMEDIATELY CORRECTING THE VIOLATIONS** shall
not relieve you of any liability for penalties or other appropriate sanctions for the above referenced violations. However,
failure to immediately comply could result in a larger penalty than would otherwise be assessed, should you be adjudged
to be in violation of the ECL.

PLEASE TAKE FURTHER NOTICE THAT you may submit information or evidence to the
Department relevant to your compliance record, the nature of the violations, or any mitigating circumstances. Any such
information or evidence may be used in a civil enforcement proceeding or criminal action. In the event that formal
enforcement proceedings are initiated or criminal charges filed against you, you will have the right to a hearing. You
may also request an informal conference to discuss this NOTICE and the events to which it relates. Any inquiries,
submissions, and requests relating to this NOTICE should be directed to the undersigned.

NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION
ERIN M. CROTTY, COMMISSIONER

Dated:

By: _____
(Insert Title)