



March 28, 2012

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Robert D. LiMandri
Commissioner

Administrative Enforcement Unit
280 Broadway, 5th Floor
New York, New York 10007
nyc.gov/buildings

Borough/Block/Lot:
Premises:
BIN:

Violation No:

Date of Violation: 01/01/2012

DEAR

City of New York records demonstrate that you are in violation for failure to submit the total energy usage of your building ("Benchmark") for the Benchmarking period 2010 as mandated by the NYC ADMINISTRATIVE CODE §28-309.4. This information is required to be submitted annually no later than May 1. **For further information on benchmarking, including how to establish an account and file a report, please visit the City's Greener, Greater Buildings Plan website at www.nyc.gov/GGBP.**

Applicability – Covered Buildings under NYC ADMINISTRATIVE CODE §28-309.2, are, as per Department of Finance records:

- Any building greater than 50,000 gross square feet;
- Two or more buildings on the same tax lot that together exceed 100,000 gross square feet;
- Two or more buildings held in a condominium form of ownership that together are larger than 100,000 gross square feet.

To dismiss this Violation, you are required to:

1. Pay the penalty for failure to file the Benchmarking Report at any Department of Buildings office. Payment must be made by either Certified (bank) check or money order payable to "NYC Department of Buildings" for the penalty amount stated below, as per Title 1 of the Rules of the City of New York §103-06(l); then
2. Present a copy of the DOB cashier's receipt for payment of \$500.00 penalty, either in person to the Administrative Enforcement Unit, 280 Broadway, 5th Floor, New York, New York, or by mail to the Department's **Administrative Enforcement Unit, ATTENTION: BENCHMARKING, 280 Broadway, 5th Floor, New York, New York 10007, or by email to sustainability@buildings.nyc.gov** :

Penalty Amount: \$500.00

If you believe this violation was issued in error, you are directed to either mail or email the completed Local Law 84/2009 BENCHMARKING VIOLATION CHALLENGE FORM, within 30 days from the postmark date of this violation to:

Mail:
Administrative Enforcement Unit
ATTENTION: BENCHMARKING
Department of Buildings
280 Broadway, 5th Floor
New York, NY 10007

Email:
sustainability@buildings.nyc.gov

build safe | live safe

The Local Law 84/2009 BENCHMARKING VIOLATION CHALLENGE FORM is available at:
www.nyc.gov/html/dob/html/sustainability/benchmarking.shtml



A reason for the challenge to this Violation must be documented. This challenge may include, but is not necessarily limited to, one of the following:

1. Proof from the Department of Finance that the building in question is not a covered building as defined in NYC ADMINISTRATIVE CODE §28-309.2;
2. Proof of timely Benchmarking as indicated by a confirmation email from the U.S. Environmental Protection Agency's Portfolio Manager that includes a date-stamped copy of data released to the city; or
3. Proof of change in ownership during the year in question.

If you have any questions, please email: sustainability@buildings.nyc.gov with "Benchmark Violation Questions" on the subject heading.

If you have questions about Benchmarking, please sign up at www.urbangreencouncil.org for the Benchmarking outreach session on April 9, 2012 at the Department of Buildings.

Robert D. LiMandri

A handwritten signature in black ink, appearing to read "Robert D. LiMandri".

Commissioner