

Vincent Sapienza, P.E. Commissioner

Michael Gilsenan Assistant Commissioner Environmental Compliance mgilsenan@dep.nyc.gov

59-17 Junction Boulevard Flushing, NY 11373 T: (718) 595-4543 F: (718) 595-4544 January 7, 2021

Mr. Selwyn Falk Vice President/Licensed Private Investigator EPIC Security Corp. 2067 Broadway New York, NY 10023

Re: Variance from Idling Law

Dear Mr. Falk:

I am writing in response to your letter dated October 5, 2020, requesting a variance from the requirements for limiting idling to either three minutes, or one minute if adjacent to a school, as set forth in Section 24-163 of the Air Pollution Control Code.

Your request has been granted based upon the circumstances that these armored cars when actively being used in the course of doing business, must idle in order to operate video cameras and to avoid a safety or a health emergency. This exception does not apply when the employees are not performing their job responsibilities, including but not limited to taking lunch. These two conditions are also recognized by the California Air Resources as exceptions to the idling requirements that CARB has codified as exceptions in an "Advisory for Commercial Motor Vehicle Idling".

This variance is granted pursuant to Section 24-110 of the Air Pollution Control Code. Please be advised that this waiver shall expire January 7, 2024. The three-year waiver is issued for this period, as there may be advances in technology that no longer necessitate the vehicles to idle. This waiver may also be renewed with supporting documentation.

Sincerely,

Michael Gilsenan