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Via E-mail: Mike.Dockett@parks.nyc.gov

Michael Dockett
Assistant Commissioner, Urban Park Services
NYC Department of Parks and Recreation
Arsenal North
1234 Fifth Avenue
New York, NY 10029

RE: Expansion of Parks Dept. Cases to be Adjudicated by Mail, Internet or Telephone

Dear Assistant Commissioner Dockett:

On March 24, 2011, Julio Rodriguez, the Director of Tribunal Affairs of the New York City Environmental Control Board ("ECB") and you, on behalf of the New York City Department of Parks and Recreation ("Parks Dept."), met to discuss the adjudication of Parks Dept. cases returnable to ECB by alternatives to live hearings (the "Meeting"). Also present at the Meeting were Parks Dept. Associate Counsel Laura LaVelle, and ECB Directors Amy Slifka and Maria Marchiano.

48 RCNY 3-34 authorizes ECB to designate certain classes of alleged violations for adjudication by mail ("Mail Adjudication") and to prescribe procedures for such adjudications. ECB has prescribed procedures for Mail Adjudication that include hearings by mail, One-Click hearings (internet), and hearings by telephone.

Except as set forth below, Parks Dept. consents to Mail Adjudication of all Parks Dept. notices of violation ("NOV") returnable at ECB, which adjudications shall include, but not be limited to, hearings by mail, internet or telephone. Specifically excepted from Mail Adjudications are all NOV's as to which Petitioner has requested to appear and the following 15 violations:

- AA05 56 RCNY 1-04(a) Injury/ Defacement / abuse of Department's property or equipment property
- AA06 56 RCNY 1-04(b)(1)(ii) Intentional destruction/removal/permanent damage to tree

AA13 56 RCNY 1-04(c)(3) Unlawful Dumping
AA16 56 RCNY 1-04(g)(1) Molest/kill/remove/possess animal/nest/egg, etc.
AA28 56 RCNY 1-05(b) Unauthorized Vending
AA33 56 RCNY 1-05(d)(4) Unauthorized noise for advertising/commercial purposes
AA44 56 RCNY 1-05(o) Unauthorized construction/storage of materials
AA45 56 RCNY1-05(p) Unauthorized excavation
AA 57 56 RCNY3-10(b) Unauthorized structural modification on vessel
AA60 56 RCNY 3-13(a) Unauthorized interference with electrical supply in marina
AA61 56 RCNY3-15,4-11 Failure to remove sunken vessel
AA63 56 RCNY Unlawful use of vessel
AA67 56 RCNY 1-04(i); 3-18(d) Unleashed or uncontrolled animal in Park – 5th Offense
AA68 56 RCNY1-04(b)(1)(i) Destruction of tree branch/pruning without permit/minor tree abuse
AA69 56 RCNY 1-04(b)(1)(i) Major damage to/accident destruction of a tree

Please countersign below and return a copy of this letter to me, so that we both have a formal record of our agencies' agreement.

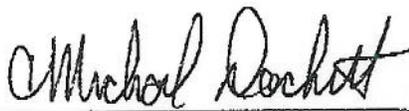
Thank you and your colleagues for your assistance and support of ECB's effort to expand the public's access to justice.

Very truly yours,



Meredith Feinman

Agreed:



NYC Department of Parks and Recreation