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COMMUNITY BOARD NO. 2, MANHATTAN

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August 22, 2018

Lorelei Salas, Commissioner
NYC Department of Consumer Affairs
42 Broadway
New York, NY 10004

Dear Commissioner Salas:

At its Executive Committee meeting on August 21, 2018 Community Board #2, Manhattan (CB#2, Man.) adopted the following resolutions:

New application for revocable consent to operate an unenclosed sidewalk café for:

- 1. Dean & Deluca Small LQ, LLC, 29-35 9th Avenue (between W. 13/14 Sts.) with 12 tables & 36 chairs (13432-2018-ASWC)**

Whereas, this location was previously occupied by Spice Market which operated a similar size sidewalk café with no reported complaints or issues; and

Whereas, the applicant appeared before the Community Board 2 SLA committee in February 2017 and CB2 recommended approval for an on-premises liquor license for this new style Dean & Deluca café at which time the operator stipulated that any future sidewalk café would close by 10 PM seven days a week and that all tables, chairs, and railings would be stored within the restaurant over night; and

Whereas, the applicant confirmed that all alcohol in the sidewalk café would be served by waitstaff; now

Therefore Be It Resolved that CB2 Manhattan recommends **approval** of the application for revocable consent to operate an unenclosed sidewalk café for **Dean & Deluca Small LQ, LLC, 29-35 9th Avenue (between W. 13/14 Sts.) with 12 tables & 36 chairs (13432-2018-ASWC)**, provided that the application conforms with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

Vote: Unanimous, with 11 Executive Members in favor.

Please advise us of any decision or action taken in response to these resolutions.

Sincerely,



Terri Cude, Chair
Community Board #2, Manhattan



Joseph Gallagher, Chair
Quality of Life Committee
Community Board 2, Manhattan

TC/EM

c: Hon. Jerrold L. Nadler, Congressman
Hon. Carolyn Maloney, Congresswoman
Hon. Nydia Velázquez, Congresswoman
Hon. Brad Hoylman, NY State Senator
Hon. Brian Kavanagh, NY State Senator
Hon. Yuh-line Niou, Assembly Member
Hon. Deborah J. Glick, Assembly Member
Hon. Gale Brewer, Man. Borough President
Hon. Margaret Chin, Council Member
Hon. Rosie Mendez, Council Member
Hon. Corey Johnson, Council Member