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## COMMUNITY BOARD NO. 2, MANHATTAN

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December 21, 2018

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

Dear Commissioner Salas:

At its Full Board meeting on December 20, 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. Shake Shack New York LLC, d/b/a Shake Shack, 225 Varick Street between Clarkson and W. Houston Sts. with 8 tables and 22 chairs (17382-2018-ASWC)**

**Whereas**, this establishment, a fast casual restaurant offering hamburgers, hot dogs, french fries, ice cream, and shakes, is currently in operation and also serves as a test kitchen for new products; and

**Whereas**, the CB2 SLA committee recommended approval for a beer and wine license for this applicant and the applicant stipulated that the sidewalk café would not operate past 11 PM, 7 days a week; and

**Whereas**, the applicant stated that the café would be open, at this time, for lunch and dinner from 11 AM-11 PM, 7 days a week; and

**Whereas**, the applicant stated that customers would order and bring their own food and non-alcoholic beverages from the counter to the sidewalk café and service staff would monitor the café to clear anything left in the café and that, pursuant to the NYS Liquor Authority, restaurant staff would deliver all alcoholic beverages to patrons at their seats; and

**Whereas**, the applicant presented amended plans to the committee, reducing the size of two tables and removing 4 chairs from the original application; and

**Whereas**, the applicant confirmed that all tables and chairs would be stored within the restaurant overnight and that, off-season, the café would be stored off-premises; now

**Therefore Be It Resolved** that CB2 Manhattan recommends **approval** of the application for revocable consent to operate an unenclosed sidewalk café for **Shake Shack New York LLC, d/b/a Shake Shack, 225 Varick Street with 8 tables and 22 chairs (17382-2018-ASWC)**, provided that the application conforms with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

**Vote: Passed, with 34 Board Member in favor.**

**4 Board Member in opposition. ( R. Sanz, T. Connor, C. Flynn, G. Silvera-Seamans)**

**2. KLT Ventures LLC, Harwood on Hudson, 430 Hudson Street between Leroy and Morton Sts. with 6 tables and 12 chairs (17382-2018-ASWC)**

**Whereas**, this establishment, a food driven, chef-owned and operated restaurant offering American cuisine, is currently in operation serving dinner seven days a week; and

**Whereas**, this location was operated previously by Peora and did not include a sidewalk café; and

**Whereas**, the applicant stated that the café would be open for dinner only and the sidewalk café would close before 11 PM, 7 days a week; and

**Whereas**, the applicant stated that all food and drink would be ordered and delivered by waitstaff; and

**Whereas**, the applicant appeared and was recommended for approval before the CB2 SLA committee in December 2017 for an on-premises liquor license and intends to apply for an amended license to include this sidewalk café in the near future; and

**Whereas**, the applicant confirmed that all tables and chairs would be stored within the restaurant overnight and that, off-season, the café would be stored off-premises; now

**Therefore Be It Resolved** that CB2 Manhattan recommends **approval** of the application for revocable consent to operate an unenclosed sidewalk café for **KLT Ventures LLC, Harwood on Hudson N/A, 430 Hudson Street between with 6 tables and 12 chairs (17382-2018-ASWC)**, provided that the application conforms with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

**Vote: Unanimous, with 38 Board Members in favor.**

**Assignment application for revocable consent to operate an unenclosed sidewalk café for:**

**3. Llama San LLC, d/b/a Llama San, 359 6th Avenue between W. 4<sup>th</sup> St. and Washington Pl. with 5 tables and 10 chairs (17059-2018-ASWC)**

**Whereas**, this is an assignment application from the previous operator, Tertulia, which operated a sidewalk café at this location with 5 tables and 10 chairs; and

**Whereas**, the current applicant will use the same sidewalk café layout and square footage; and

**Whereas**, this establishment, a restaurant serving a Peruvian-Japanese fusion cuisine will offer lunch and dinner and intends to open in January 2019; and

**Whereas**, the applicant appeared and was recommended for approval before the CB2 SLA committee in July 2018 for an on-premises liquor license that included a sidewalk café, and the applicant stipulated that the sidewalk café would operate seasonally from 11:00 AM-11:00 PM, seven days a week; and

**Whereas**, the applicant stated that all food and drink would be ordered and delivered by waitstaff; and

**Whereas**, the applicant confirmed that all tables and chairs would be stored within the restaurant overnight and that, off-season, the café would be stored off-premises; now

**Therefore Be It Resolved** that CB2 Manhattan recommends **approval** of the application for revocable consent to operate an unenclosed sidewalk café **Llama San LLC, Llama San, 359 6th Avenue with 5 tables and 10 chairs (17059-2018-ASWC)**, provided that the application conforms with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

**Vote: Unanimous, with 38 Board Members in favor.**

**FYI Sidewalk Café Renewals**

**6) NJMJ Inc., d/b/a Denino's Pizzeria and Tavern, 93 MacDougal St. with 5 tables and 10 chairs (2038956-DCA)**

**7) FeenJon Corporation, d/b/a N/A, 103 MacDougal St. with 12 tables and 27 chairs (0855696-DCA)**

**8) Carmine Restaurant Inc., d/b/a IL Cortile Restaurant, 125 Mulberry St. with 9 tables and 18 chairs (1161434-DCA)**

**9) Naco NYC LLC, d/b/a EL Toro Blanco, 10 Downing St. with 29 tables and 58 chairs (1446392-DCA)**

**10) Zossima, Inc., d/b/a Doma Na Rohu, 27 ½ Morton St. with 6 tables and 12 chairs (1424566-DCA)**

**11) NSNYC LLC, d/b/a High Street on Hudson, 637 Hudson St. with 9 tables and 19 chairs (2038519-DCA)**

**13) 841 Broadway Bakery LLC, d/b/a Maison Keyser, 841 Broadway with 10 tables and 20 chairs (2046283-DCA)**

**14) Wogie's Inc., d/b/a Wogies, 39 Greenwich Ave. with 14 tables and 28 chairs (1160623-DCA)**

**Whereas**, these items were on the public agenda and neither were requested to be heard for further discussion by any community member; now

**Therefore Be It Resolved** that CB2 Manhattan recommends **approval** of the subject renewals provided that the applications conform with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

**Vote: Passed, with 38 Board Members in favor (for #6 - #11 and #13 - #14)**

**12) The Otheroom Inc., d/b/a N/A, 143 Perry St. with 2 tables and 6 chairs (1110366-DCA)**

**Vote: 1 Recusal for #12 (R. Sanz)**

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

Sincerely,



Carter Booth, Chair  
Community Board #2, Manhattan



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

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. Corey Johnson, Council Speaker  
Hon. Margaret Chin, Council Member  
Hon. Carlina Rivera, Council Member