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Terri Cude, First Vice Chair
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Bob Gormley, District Manager



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Community Board No. 2, Manhattan

3 Washington Square Village
New York, NY 10012-1899

www.cb2manhattan.org

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

1. Blue Bell Restaurant, LLC d/b/a Cantine Parisienne, 153 Elizabeth St. aka 40 Kenmare St. 10012 (Corporate Change)

A. Whereas, the applicant appeared before CB2's SLA Licensing committee to present an application for a corporate change for an existing restaurant on premise license to operate a French restaurant located in the ground floor storefront of a eight story Hotel on the corner of Elizabeth and Kenmare Streets (Circa 2006); and

B. Whereas, one of the existing business owners/shareholders will remain and a new partner will be added to the ownership but no changes to the existing method of operation are proposed and the existing method of operation will be maintained in all respects continuing to do business as Cantine Parisienne; and

C. Whereas, the storefront premises is approximately 1,800 SF for both ground floor and cellar, with 16 tables with 50 patron seats, 1 bar with 10 patron seats, there will continue to be no TVs, three bathrooms and music will be background only; and

D. Whereas, the hours of operation for the Restaurant will continue to be from 7:00 AM to 12:00AM Sunday through Saturday seven days/nights a week, the premises will continue to operate as a full service French food restaurant, there will be no d.j. or live music, no private parties, there will be no scheduled performances or events with a cover charge; and; and

E. Whereas, there is an existing sidewalk café (as of 2014) with 42 seats covering approximately 470 Sf. of the public sidewalk in front of the premises; and

F. Whereas, the applicants executed a stipulations agreement with CB2 Man. that they agreed would be attached and incorporated in to their method of operation on their BW license and the stipulations are as follows:

1. The premises will be advertised and operated as a full service restaurant serving French food.
1. The hours of operation for the restaurant will be from 7:00 AM to 12:00 AM Sunday through Saturday seven days/nights a week.
2. There will be no outdoor areas other than the a licensed sidewalk café located on the public sidewalk directly in front of the premises.
3. The sidewalk café will close by 11 PM every night.
4. No French or accordion style doors will be installed at the premises and the applicant will close all exterior doors or windows by 9 PM every night.
5. Music will be quiet, background level inside the restaurant and there will be no live music, dj's, promoted events, scheduled performances or any events for which a cover fee is charged
6. There will be no televisions and the premises will not operate as a Bar, Tavern or Sports Bar.
7. There will be no dancing.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a corporate change to an existing on premise license to **Blue Bell Restaurant, LLC d/b/a Cantine Parisienne, 153 Elizabeth St. aka 40 Kenmare St. 10012** unless the statements of the applicant as presented to CB2, Man. are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the "Method of Operation" on the On Premise License.

Vote: Unanimous, with 42 Board members in favor.

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

2. Rapha Racing, LLC, 159 Prince St. 10012 (Beer Wine license, previously unlicensed location).

A. Whereas, the applicant appeared before CB2's SLA Licensing committee to present an application for a beer wine license to operate a cycling clothing and accessories retail store with cafe in a ground floor storefront within a five-story, mixed-use building (Circa 1900) in a Landmarked Historic District on Prince street between Thompson Street and West Broadway; and

B. Whereas, this particular storefront location was previously operated as a retail clothing store and it has never operated as an eating and drinking establishment nor has it ever been licensed for the service of alcoholic beverages; and

C. Whereas, the proposed storefront premises will be 1,856 SF, there will be one entrance, traditional retail shop with clothing/accessory racks, two fitting rooms and displays in the front and 1 food counter/bar with no seats, two bathrooms, 4 tables with 16 seats creating a small café in the rear of the storefront space, there will be two TVs with an additional projection television and music will be interior and background only; and

D. Whereas, the applicant initially presented plans to install double doors leading from the rear of the storefront premises to a rear yard for the service of alcohol with an additional 6 tables and 24 seats but the rear yard space had never previously been used for any retail purposes or connected to the retail storefront at any point in the past; and

E. Whereas, the applicant failed to provide any photos demonstrating or detailing the outdoor rear yard space or its proximity to other rear yards or its adjacent neighbors, failed to perform any outreach to those adjacent neighbors whom could be greatly affected by such backyard use or occupancy and further failed to present any permits for the alteration of the premises as stated or present a certificate of occupancy or letter of no objection from the Dept. of Buildings that permitted eating and drinking uses or occupancy of the rear yard; and

F. Whereas, as a result of the applicant's inability to fully and/or coherently present any permits allowing it to occupy or use the rear yard premises for the service of alcohol in the manner presented, the applicant agreed at the time of its presentation to CB2 Man. **to withdraw its application to the extent that it will prohibit the service of alcoholic beverages in the rear yard space**; and

G. Whereas, the hours of operation will be from 7 AM to 8 PM seven days a week, there will be no sidewalk café, no d.j. or live music, no private parties, no scheduled performances or events with a cover charge; and

H. Whereas, the applicant has operated a similar store with café within CB2 Man. without significant complaints and with a good reputation with neighbors and other nearby residents; and

I. Whereas, the applicant executed a stipulations agreement with CB2 Man. that they agreed would be attached and incorporated in to their method of operation on their BW license and the stipulations are as follows:

1. The premises will be advertised and operated as a small retail cycling clothing store in the front and with a small café in the rear storefront.
2. The hours of operation for the restaurant will be from 7 AM to 8 PM seven days a week.
3. **There will be no outdoor areas for the sale or consumption of alcoholic beverages and no sidewalk café.**
4. No French or accordion style doors will be installed at the premises and the applicant will close all exterior doors or windows by 9 PM every night.
5. Music will be quiet, background level inside the restaurant and there will be no live music, dj's, promoted events, scheduled performances or any events for which a cover fee is charged
6. There will be no televisions and the premises will not operate as a Bar, Tavern or Sports Bar.
7. There will be no dancing.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a Beer and Wine license to **Rapha Racing, LLC, 159 Prince St. 10012** unless the statements of the applicant as presented to CB2, Man. are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the "Method of Operation" on the Beer and Wine License.

Vote: Unanimous, with 42 Board members in favor.

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Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

3. Spring Soho, Inc. d/b/a Spring St. Natural Restaurant & Bar, 98 Kenmare St. 10012 (On Premise license, previously licensed location).

A. Whereas, the applicant appeared before CB2, Manhattan's SLA Licensing Committee to present an application for a new on premise license for the purpose of moving their existing Restaurant from Spring St to a new location at 98 Kenmare St.; and

B. Whereas, the applicant has operated its Spring Street Natural Restaurant within the confines of CB2, Man. without interruption for approximately 40 years serving organic, healthy cuisine in a casual environment and now seeks to continue its tradition by moving its existing operations and business to a new storefront located on Kenmare Street in a 6-story, mixed-used building (circa 1900) between Cleveland Place and Mulberry Streets; and

C. Whereas, the applicant will continue to operate a full service restaurant at 98 Kenmare featuring organic, healthy cuisine in a 4,000 SF space (Ground Floor 2,400 SF and 2,600 SF Basement) with 60 tables and 120 seats, 2 Bars with 14 seats for a total occupancy of 134; and

D. Whereas, while the current applicant has no prior relationship, knowledge or understanding of the prior operator and licensee at the 98 Kenmare storefront, the prior operator and licensee at 98 Kenmare had a checkered past, consistently violated its prior stipulation agreements with the Community and with CB2 Man., changed its d/b/a at least 3 times (From Civetta to Kenmare to MaisonO) and the method of operation—with no notification to the Liquor Authority or CB2 Man.—

from one of primarily food service to no food service and improperly permitting another company and second operator to operate a basement lounge until 4:00 AM seven days a week which was hidden and not identified or listed on its on premise license causing significant disruption to the residential dwellers living in the same building directly above the premises; and

E. Whereas, because of these prior problems (previously outlined at length in a CB2, Man. resolution dated June 20, 2013) with the prior operator, Residents and the President of the Tenant's Association at 86 Kenmare Street previously appeared to voice their concerns about the prior operations at the same premises, to make sure the new operator was made aware of and understood of the extremely disruptive problems of the past and to ensure that the new operations would abide by a new stipulations agreement which permitted the new operator to operate a successful restaurant but without creating an unreasonable late night infringement and/or encroachment on their lives; and

F. Whereas, the residents were concerned about soundproofing in the ceiling over which the new restaurant will be located, the ceiling having been removed and gutted during renovations and being located directly below residential apartments; and

G. Whereas, the applicant and residents agreed to work together in good faith to install proper soundproof in the ceiling and the applicant will also install an awning over its sidewalk café should it seek to operate a sidewalk café in the future; and

H. Whereas, the new operator agreed to hours of operation—consistent to its prior method of operation at its prior location on Spring Street—and those hours will be from 10 am to 12 am seven days per week, all doors and windows will be closed by 9 pm daily, there will be no TVs, music will be quiet background consisting of music from ipod/cd's; there will be no d.j.s, no promoted events, no private parties, no scheduled performances or cover fees, no velvet ropes and no movable barriers; and

I. Whereas, there is no backyard garden but the licensee plans to operate a sidewalk café in the future, but the licensee agreed to cease all service of alcohol and close the café by 11 pm every night, indicated that he would consider installing an awning over the sidewalk café area and further agreed to return and reappear before CB#2 Man.'s Sidewalk Café Committee for this purpose; and

J. Whereas, the applicant executed a stipulations agreement with CB#2 Man. that they agreed would be attached and incorporated in to their method of operation on their On Premise restaurant license and those stipulations are as follows:

1. The premises will be advertised as a full service natural food restaurant and will not operate as a Lounge, Tavern, Bar or Sports Bar.
2. The hours of operation will be from 10 am to 12 am seven days per week.
3. The sidewalk café will close by 11 PM every night.
4. There will be no televisions.
5. All doors and windows will be closed by 9 pm daily.
6. Will operate under only one d/b/a name known as Spring Natural Restaurant for the entire premises, including the basement premises.
7. There will be no French doors or windows that open out onto the public sidewalk.
8. There will be no dancing.
9. Music will be quiet, background only and there will be no d.j.s, live music, no promoted events, no private parties, no scheduled performances or cover fees, no velvet ropes and no movable barriers.

Whereas, there are currently approximately 20 On Premise Liquor Licenses within 500 ft. of the premises (not including beer and wine licenses);

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of the removal application of a Restaurant Liquor License for **PMW Inc., d/b/a Spring St. Natural, 98 Kenmare St. 10012** **unless** the statements of the applicant as presented to CB2 are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the “Method of Operation” on its Restaurant Liquor License.

Vote: Unanimous, with 42 Board members in favor.

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Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

4. Entity to be formed by Derek M. Koch, 90 Thompson St. 10012 (New OP license, previously licensed location).

A. Whereas, the applicant appeared before CB2, Manhattan's SLA Licensing Committee for a new on premise liquor license to operate a Café and Restaurant in a previously licensed location within a six-story, mixed-use building (Circa 1900) in a Historic District directly across from Visuvio Playground and Public Park on Thompson Street between Spring and Prince Streets; and

B. Whereas, the premises was previously operated as Le Pescadeux, a full service restaurant and French Bistro until midnight seven days a week and was licensed for the service of alcohol; and

C. Whereas, the premises is located in a 975 SF ground floor space with existing French Doors that open out to the sidewalk, there will be 20 tables and 45 seats, 1 stand up bar with 6 seats for a total seating occupancy of 51, there will continue to be a full service kitchen, one bathroom and one entrance/exit for patrons and there will be no sidewalk café or outdoor space; and

D. Whereas, the hours of operation will be from 8 AM to 12 AM Sunday through Thursday and from 8 AM to 1 AM Fridays and Saturdays, all doors and windows will be closed by 9 PM every night except for patron egress, music will be quiet background consisting of music from ipod/cd's; there will be no d.j.s, no promoted events, no scheduled performances or cover fees, no velvet ropes and no movable barriers; and

E. Whereas, the applicant executed a stipulations agreement with CB#2 Man. that they agreed would be attached and incorporated in to their method of operation on their On Premise restaurant license and those stipulations are as follows:

1. The premises will be advertised as a full service French Bistro and Café Restaurant and will not operate as a Lounge, Tavern, Bar or Sports Bar.
2. The hours of operation will be from 8 AM to 12 AM Sunday through Thursday and from 8 AM to 1 AM Fridays and Saturdays.
3. There will be no sidewalk café or any outdoor space.
4. There will be no televisions.
5. All doors and windows will be closed by 9 pm daily.
6. Will operate under only one d/b/a name.
7. There will be only one stand up bar with six seats.
8. There will be no all you can drink, all you eat specials or boozy brunches.
9. There will be no dancing.
10. There will be no patron use of basement.
11. Music will be quiet, background only and there will be no d.j.s, live music, no promoted events, no private parties, no scheduled performances or cover fees, no velvet ropes and no movable barriers.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of the removal application of a Restaurant Liquor License for **Entity to be formed by Derek M. Koch, 90 Thompson St. 10012** unless the statements of the applicant as presented to CB2, Man. are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the “Method of Operation” on its Restaurant Liquor License.

Vote: Unanimous, with 42 Board members in favor.

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NY State Liquor Authority
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Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

5. Pacific 4, LLC d/b/a The Broome, 431 Broome St. 10013 (New OP license, previously unlicensed location).

A. Whereas, the applicant appeared before CB#2 Man. for a new on premise liquor license for a Guest House and 14-room Boutique Hotel in a 5-story cast iron building (circa 1825) located in a M1-5B Zoning District with its entrance on Broome Street between Crosby Street and Broadway; and

B. Whereas, the building was previously occupied by artist joint live work quarters, with five loft units but was recently gut renovated and converted to Hotel uses on the second, third and four floors with a lobby space, large courtyard and Art Studio located on the ground floor; and

C. Whereas, there is no ground floor retail space currently located in the building and the certificate of occupancy permits an Art Studio on the ground floor but does not permit Eating and Drinking uses on any floor of the building; and

D. Whereas, as a result the Hotel has been operating for approximately one year but does not operate as a full service Hotel with accessory eating and drinking uses or occupancy; and

E. Whereas, despite there being no permit in place to operate a retail eating and drinking establish on the premises, the Applicant proposed and seeks to open up and advertise a full service bar on the first floor for its guests but also for the general public with service to their outdoor courtyard space until Midnight seven nights a week serving snacks but without any kitchen; and

F. Whereas, the applicants further propose and seek an on premise license to promote private parties and catered hotel “takeover” events in the outdoor courtyard space, approximately 35 ft. by 50 ft. in size; and

G. Whereas, the Courtyard is also surrounding by residential apartments immediately above and adjacent to said courtyard, the surrounding residents who corresponded with and who appeared before CB#2 Man. in opposition to the license application, who provided photos showing the closeness in proximity of their bedroom windows surrounding the courtyard space planned for eating and drinking, their concerns of a significant increase of a noisy, late night and day time encroachment echoing against the surrounding building walls for what has always been for them a place of comfort, privacy and quiet, some of which have resided in these apartments for their lifetime; and

H. Whereas, one neighbor explained in an email correspondence to CB2 Man. that the applicants misrepresented its true intentions to use of the courtyard for eating and drinking to garner support for its application and; and

I. Whereas, one of the Applicants (Vincent Boitier) previously operated an illegal outdoor space at L’Orange Bleue (430 Broome Serial # 1025029 Agume, Inc. d/b/a L’Orange Bleue) for many years on Crosby Street without any license to do so and operated his establishment with loud, disruptive live music in conjunction with leaving windows and doors open during such performances, again without permits; and

J. Whereas, there are already 17 existing on-premise liquor licenses within 500 ft. of the proposed licensed premises and four additional pending licenses within 500 ft. of the proposed licensed premises, the certificate of occupancy does not permit eating and drinking on any floor of the subject premises, the hotel building being small, historic and being limited to transient hotel uses and an art studio but not designed for accessory eating and drinking, the outdoor courtyard space being surrounded by residential apartments which will increase the levels of noise and disruption to others where no such commercial uses or occupancy previously existed and the lack of any public benefit or interest being demonstrated for adding a Bar and On-Premise license to these premises when there are pre-existing, ample opportunities within the immediate neighborhoods of Soho, Noho, Nolita, Little Italy, Greenwich Village and/or throughout the rest of NYC for eating and drinking purposes; and

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial for **Pacific 4, LLC d/b/a The Broome, 431 Broome St. 10013** on its application for an on-premise liquor license; and,

THEREFORE BE IT FURTHER RESOLVED that CB2, Man. requests that the SLA conduct 500 foot and 200 foot hearings because there has never been a full on premise liquor license at these premises at any point in the past.

THEREFORE BE IT FURTHER RESOLVED that CB2, Man. respectfully requests that Liquor Authority place this matter before the Full Board of the New York State Liquor Authority for consideration at a regularly scheduled meeting should this application be presented to the Liquor Authority so that the Commissioners may review the recommendation of CB#2 Man.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
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Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

6. Broome Street Food and Drink, LLC d/b/a Black Tap, 529 Broome Street 10013 (new OP License, previously unlicensed storefront location)

A. Whereas, the applicant presented before CB2 Man. for an On Premise license and seeks to open a restaurant specializing in hamburgers, French fries and milkshakes in a basement premises located in a 6-story, mixed-use building located on Broome St. between Sullivan Street and Thompson Street; and

B. Whereas, the basement premises in question was previously operated for years by a Dog Grooming service for storage and offices purposes only and has never been previously operated for the service of alcohol or as an eating and drinking establishment; and

C. Whereas, the applicant previously appeared before CB2 Man. in August/2014 for a beer and wine application at the same location with the exact same proposal to open up a restaurant specializing in hamburgers, French fries and milkshakes but the applicant has never operated in the basement premises; and

D. Whereas, instead the applicant has been operating only in a ground floor premises, albeit only since March/2015, at the same address as “Black Tap Craft Burgers and Beer” with closing hours no later than 10 PM on Sundays, 11 PM Monday through Thursday and no later than Midnight on Fridays and Saturdays; and

E. Whereas, the basement premises is located in a M1-5B Zoning District and the Applicant has not provided a Letter of No Objection from the Dept. of Building permitting eating and drinking in the proposed basement premises or alteration application with the Dept. of Buildings seeking to renovate the premises with a full service kitchen as proposed by the Applicant; and

F. Whereas, when the Applicant previously appeared before CB2, Man. for his Beer/Wine license in August/2014 he explained that his restaurant would operate only in the 600 sf ground floor space and that the 1200 sf basement premises (with access between floors via exterior stairs at sidewalk only) would be for storage purposes only and not for patron use; and

G. Whereas, the Applicant now seeks to gut renovate the basement premises to install a full service kitchen and open up a second restaurant specializing in hamburgers, craft beer and comfort food identical to his existing restaurant located in the upstairs ground floor space but with an upgrade to a full on-premise license; and

H. Whereas, even though the Applicant provided plans to install a full service kitchen to support his basement operations, he failed to provide a coherent plan for the installation of the necessary mechanical systems to support such a full service kitchen; and

I. Whereas, the Applicant proposes to install two bathrooms, install one stand up bar with 8 seats, 8 tables with 45 seats and 4 other seats in a waiting area for a total number of 57 patron seats, there will be two TVs, a sound system with four speakers and seeks hours of operation until 11 PM on Sundays, 12 AM Monday through Wednesday and until 2 AM Thursday through Saturday; and

J. Whereas, the premises are 105 feet from the entrance to the Chelsea Vocational HS at 131 Sixth Avenue; and

K. Whereas, there are already 12 on-premise liquor licenses and 8 additional Beer and Wine licenses within 500 ft. of the licensed premises and an additional 10 on-premise licenses within 750 ft. of the licensed premises, numerous other eating and drinking establishments in the immediate neighborhood, the applicant's menu specializes in hamburgers and operates an identical business immediately above the basement premises, there being no valid reason provided in a public interest statement which distinguishes the instant application from the other already existing licensed eating and drinking establishments within 500 ft. of the premises, there being no permits in place for the use of this basement as an eating or drinking establish, there being significant concerns that the Applicant has not presented plans to operate as a full service restaurant but rather will likely be a bar despite his representations to the contrary, there being concerns regarding an increase in noise and traffic where no such operation previously existed at the basement premises in an area with existing, mixed residential uses and there being no coherent reason provided why a full on-premise license was needed for a restaurant specializing in hamburgers; and

L. Whereas, the premises has never previously been licensed for the service of alcohol and no prudent cause or reason being offered or demonstrated that the conversion of the premises to a full on-premise liquor license is unnecessary in a neighborhood already significantly saturated with liquor licenses and late night bars; and

M. Whereas, the conversion of yet another premises to a full on-premise liquor license will also have a significant impact and greatly affect the quiet enjoyment of surrounding residential neighbors and will infringe upon and/or change the quality of life of neighbors by adding yet another such a licensed premises to the existing neighborhood; and

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial for **Broome Street Food and Drink, LLC d/b/a Black Tap, 529 Broome Street 10013** on its application for a full restaurant on premises liquor license; and,

THEREFORE BE IT FURTHER RESOLVED that CB2, Man. requests that the SLA conduct 500 foot and 200 foot hearings because there has never been a full on premise liquor license at these premises at any point in the past; and

THEREFORE BE IT FURTHER RESOLVED that CB2, Man. respectfully requests that Liquor Authority place this matter before the Full Board of the New York State Liquor Authority for consideration at a regularly scheduled meeting should this application be presented to the Liquor Authority so that the Commissioners may review the recommendation of CB#2 Man.

Vote: Unanimous, with 42 Board members in favor.

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Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

THE FOLLOWING ARE RESOLUTIONS FOR ALL APPLICANTS THAT WERE LAID OVER, WITHDRAWN, OR DID NOT APPEAR BEFORE THEIR REQUESTED HEARING:

7. **Ambleside Partners, LLC d/b/a Pravda, 281 Lafayette St. 10012** (alteration to existing on-premise license) (laid over)

Whereas, prior to this month's CB2 SLA Licensing Committee meeting on September 8, 2015, the principal/applicant requested **to lay over** this application from consideration and did not appear before CB2 regarding its application; and,

Whereas, this application is for an alteration to an existing on premise liquor license;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA deny any proposed Beer and Wine or On Premise license to **Ambleside Partners, LLC d/b/a Pravda, 281 Lafayette St. 10012** until the applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
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Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

8. 22 Howard Street F&B LLC, d/b/a Smile To Go, 22 Howard St. 10013 (Withdrawn)

Whereas, prior to this month's CB2 SLA Licensing Committee meeting on September 8th, 2015, the principal/applicant requested to **withdraw** this application from consideration and did not appear before CB2 regarding its application; and,

Whereas, this application is for a new Beer and Wine license in a previously unlicensed location;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA deny any proposed Beer and Wine or On Premise license to **22 Howard Street F&B LLC, d/b/a Smile To Go, 22 Howard St. 10013** until the applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

Community Board No. 2, Manhattan

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

9. Selayang Corp., d/b/a Nyonya, 199 Grand St. 10013 (New Beer & Wine –laid over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 8th, 2015, the Applicant's attorney requested **to lay over** this application for a new beer & wine license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed; and

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Selayang Corp., d/b/a Nyonya, 199 Grand St. 10013** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

10. 151 Mulberry St. d/b/a Aunt Jakes, 151 Mulberry St. 1001 (Beer and Wine) (withdrawn)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 8th, 2015 the Applicant requested **to withdraw** this application from consideration and did not appear before CB2 regarding its application; and

Whereas, this application was for a new Beer and Wine license;

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends that the SLA **deny** any type of proposed restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **151 Mulberry St. d/b/a Aunt Jakes, 151 Mulberry St. 1001 until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

11. 185 Grand Street Operating Group, LLC d/b/a Francy's, 185 Grand St. 10013 (On Premise, withdrawn)

Whereas, prior to this month's CB2 SLA Licensing Committee meeting on September 9th, 2015 the principal/applicant requested **to withdraw** this application from consideration and did not appear before CB2, Man. regarding its application; and,

Whereas, this application is for an On Premise license;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA deny any Beer and Wine or On Premise license to **185 Grand Street Operating Group, LLC d/b/a Francy's** until the applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

12. Phil Alotta or an entity to be formed, 310 Spring St. 10013 (New OP – Lay Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 8th, 2015, the Applicant's attorney requested to **lay over** this application for a new on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Phil Alotta or an entity to be formed, 310 Spring St. 10013 until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

13. LaGuardia Place, LLC d/b/a Court Street Grocers, 540 LaGuardia Place 10012 (New RW)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new restaurant wine license in a location that has not previously been licensed for a "café serving breakfast, sandwiches, soups salads, coffee, and Grocery Store carrying fresh, unique ingredients and foods" similar to courtstreetgrocers.com; and,

ii. Whereas, this application is for a new restaurant wine license for a location in a mixed use building for a roughly 1,200 sq. ft. premise (600 sq. ft. ground floor and 600 sq. ft. basement – applicant states no patron eating and drinking uses in basement) with 6 tables and 12 seats and 1 stand up bar with 12 seats for a grand total of 24 seats, a letter of no objection for the 1st floor only was presented dated March 17th 2015 which states that there is "no objection for an eating and drinking establishment, use group #6, non-place of assembly with no cooking on premises, for less than seventy five (75) persons on the 1st floor", but a certificate of occupancy was also presented dated August 4, 1972; it is unclear which document is correct as a Letter of No Objection is not valid if there is an existing Certificate of Occupancy; and,

iii. Whereas, the hours of operation will be from 8AM to 10PM 7 days a week (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 10PM every night and anytime there is amplified music, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's, there will be no patron eating and drinking in the basement; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2 that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. The premises will be advertised and operated as a Café (breakfast, sandwiches, soups, salads, coffee) and grocery sales as presented to CB2.
2. The hours of operation will be from 8AM to 10PM 7 days a week. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
9. The Premises will not have French Doors, Operable Windows or open facades and all doors will be closed at 10PM except for patron ingress and egress and anytime there is amplified music.
10. The Licensee will never seek to upgrade the beer/wine license to an on-premise liquor license.
11. The Licensee will not have patron seating or patron eating and drinking in the basement; the basement will be for grocery sales and display of goods only.
12. The Licensee will not use backyard garden.
13. The Licensee will not have a sidewalk bench or sidewalk café; either may be applied for in the future through the appropriate agency.

v. Whereas, the Applicant presented a petition and met with the Bleecker Area Merchants’ and Residents’ Association (BAMRA), a representative of BAMRA appeared and stated the organizations support, a local resident appear in opposition; and,

vi. Whereas, there are currently approximately 28 On Premise Liquor Licenses within 500 ft of the premises and an unknown number of beer and wine licenses;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant On Premise Liquor License via a “transfer” application for **LaGuardia Place, LLC d/b/a Court Street Grocers, 540 LaGuardia Place 10012** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant Wine License.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Susan Wittenberg, *Assistant Secretary*

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

14. VC Chef, LLC, 306 W. 13th St. 10014 (New RW)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee on September 10, 2015 to present an application for a restaurant wine license for a food focused wine driven restaurant with small plates (a spinoff of Vai Restaurant); the applicant had previously appeared before CB2 in August 2015 for an on-premise liquor license but had agreed to lay over the application and return to present an application for a restaurant wine license instead and to address community concerns and opposition by meeting with local residents including those located within the building and the immediately adjacent buildings; and,

ii. Whereas, this application is for a new restaurant wine license for a previously licensed location in a mixed use building located on West 13th St. between West 4th St and 8th Avenue for a roughly 1,200 sq. ft. premise with 16 tables and 36 seats and 1 stand up bar with 15 seats for a grand total of 51 interior seats, there is no sidewalk café or any other outdoor space included with this application, there is an existing Certificate of Occupancy; and,

iii. Whereas, the hours of operation for the premises will be 12PM to 12AM 7 days a week (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 9PM every night and anytime there is amplified music, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and,

iv. Whereas, during the September 10th 2015 CB2 SLA Licensing Committee #2 meeting, the Applicant agreed to execute a stipulations agreement with CB2, Man. that they agreed they would submit to CB2 and to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant on-premise liquor license stating that:

1. The premises will be advertised and operated as a food focused wine driven restaurant with small plates (a spinoff of Vai Restaurant)
2. The hours of operation will be from 12PM to 12AM 7 days a week. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
9. The Premises will not have French Doors, Operable Windows or open facades and all doors will be closed at 9PM except for patron ingress and egress and anytime there is amplified music.
10. The Licensee will keep skylight closed and sealed at all times.
11. There will be an electric induction kitchen only (limited cooking – food with limited odors).
12. There will be no “afterhours” parties or staff congregating after closing times.
13. There will be no music after closing time ever.
14. Soundproofing will be added to ceiling including 4 layers of sound absorbing sheetrock.

v. Whereas, the Applicant subsequently **chose not to execute a stipulations agreement that he had stated he would agree to and sign;** and

vi. Whereas, the Applicant presented a petition in support with a mix of signatures, some from local residents; the Applicant also currently operates a similar establishment on the Upper West Side with a On-Premise Liquor License and Community Board 7 sent correspondence to CB2 stating that the applicant’s currently licensed premises located at 429 Amsterdam Avenue is in good standing and has been for the 7 years it has been in operation; there have been no complaints in those 7 years; and,

vii. Whereas, the Applicant had originally appeared before CB2, Man. in August 2015 to present an application for a Restaurant On-Premise Liquor License with the same operation, but had agreed to layover his application and return in September 2015 with a restaurant wine application and to meet with tenants of the building in which the restaurant is located (the building is a Coop building) and residents of immediately adjoining buildings; the Applicant provided copies of emails and copied CB2 Manhattan on his communications with said tenants but tenants remained in opposition to the application, a few did speak with the Applicant on the street and shared their concerns and several others also sent emails outlining their concerns and opposition; and,

viii. Whereas, a number of speakers appeared in opposition all of whom lived in immediate proximity to the applicant and a representative of the co-op board in which the establishment is located appeared in opposition and a number of letters were received in opposition, stating that this location should have never been issued a restaurant wine license for the previous tenant because the premises is not suited for a restaurant operation – even though there is an electric induction kitchen only - there is no proper

legal ventilation and the previous operator had significant issues with ventilation; that the previous operator had significant sound leakage issues and no clear plan was presented on how to fully sound proof the premises; that crowds transit this area to the meatpacking district and this type of operation would encourage their patrons to stay on the block and would impact quality of life, that this block despite its proximity to the meatpacking district is a residential block and is part of Greenwich Village, not the meatpacking district; that the previous licensee's establishment began as a café and morphed into a wine bar and this application is taking advantage of that change even though both uses are inappropriate for this location; that the previous operator was uncooperative in addressing many issues, including taking several years to address noise from faulty mechanical equipment that was only addressed after violations were issued by the DEP but never adequately - the applicant intends to use the same mechanical equipment as is without providing details on how to eliminate the problems; whereas significant opposition was stated to any future outdoor seating including a sidewalk café; and.

ix. Whereas, in addition to the concerns addressed above, CB2, Man. cannot support Applicants who chose not to follow through on their verbal agreements made before CB2's Committees; and,

x. Whereas, there are currently approximately 7 On Premise Liquor Licenses within 500 ft. of the premises and an unknown number of beer and wine licenses;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant Wine License or Tavern Wine License for **VC Chef, LLC, 306 W. 13th St. 10014**; and,

THEREFORE BE IT FURTHER RESOLVED that CB2, Man. respectfully requests that should the applicant continue to pursue the issuance of a restaurant wine license or tavern wine license that this matter be calendared before a regularly scheduled meeting of the Full Board of the New York State Liquor Authority with appropriate advance notice provided to CB2, Man..

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Susan Wittenberg, *Assistant Secretary*

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

15. Minerva Hospitality Group Ltd., d/b/a Minerva, 302-304 West 4th St. aka 51 Bank St. 10014

i. Whereas, the applicant's attorney, the Principal Chrysalis Coutino-Kinsella and the establishment's business manager Matthew Paratore appeared before Community Board 2, Manhattan's SLA Licensing committee on September 10, 2015 to present an application to the Liquor Authority for a new restaurant wine license for a currently operating casual Italian café catering to the local community; and,

ii. Whereas, the applicant had previously appeared in January/2015 and May/2015 and failed to appear in June/2015 before CB2, Man. to present this same application; and

iii. Whereas, this application is a resubmission of the initial application for a Restaurant Wine license that was previously presented before CB2, Man. in January/2015, but "while the initial Application was pending, but before its issuance, a Notice of Violation was served upon the applicant, on March 23, 2015, for sale of an alcoholic beverage upon the premises, when the applicant did not possess a liquor license" (Case 103908 & 104664); the Liquor Authority subsequently disapproved the pending January/2015 Application; and,

iv. Whereas, the applicant appeared in May/2015 to present the resubmission application but agreed to layover the application; local residents spoke and submitted testimony in opposition at the meeting; and,

v. Whereas, the applicant failed to appear in June/2015 when they were placed on the agenda for CB2's SLA Licensing Committee, however several additional local residents appeared in opposition and additional testimony was submitted in opposition; and,

vi. Whereas, at this month's meeting in September/2015 the applicant submitted the same application and represented that they had addressed all outstanding concerns and complaints with their neighbors but was unable to provide any documentation or correspondence in support of those claims from local residents and local residents who appeared in June/2015 stated this was inaccurate and false at that time; and,

vii. Whereas, CB2, Man. has significant concerns regarding the credibility of this applicant and their responses to concerns and their actions as outlined in CB2's June/2015 resolution; and

viii. Whereas, CB2, Man. continues to have significant concerns regarding the character of the applicant and their inability to operate within the law and also has concerns regarding the complaints outlined by local residents specifically in regards to the operation of their sidewalk vault which poses a grave danger to local residents and pedestrians as it appears to continue to be operated in an unsafe and dangerous manner; that the operator continues to use the basement of the premises in a manner for which he does not have permission from the New York City Department of Buildings and continues to provide statements which contradict actual activity in the basement in regards to the preparation of food, cooking and handling of food other than for storage; that they did not provide notice to CB2 Manhattan in June 2015 that they would not appear in an attempt to avoid addressing credible complaints from local residents; that the applicant has a history of ignoring, misrepresenting his actions to and not responding to local residents who bring complaints directly to the establishment; that the applicant continues to be a poor neighbor by failing to address quality of life complaints including the operation of a noisy commercial air-conditioning unit which continues to operate outside the legal limits of the NYC Department of Environmental Protection and the lack of appropriate ventilation from the illegal cooking which occurs in the basement and the inability to manage smokers outside the establishment and next to the immediate residential buildings; and,

ix. Whereas, this premises is located in a grandfathered commercial space on the 1st floor in a residentially zoned neighborhood and as such quality of life concerns should be given the utmost priority and this applicant has demonstrated an inability to operate in a courteous and legal manner at this location; and,

x. Whereas, the *applicant/principal* has demonstrated a lack of managerial capability to properly supervise their staff and to operate within the law at this establishment and at Hamilton's Soda Fountain NY, LLC. SN#1279734 at which they are also a principal; The designated manager has also failed to properly supervise staff and operate within the law at this establishment and also at Hamilton's Soda Fountain NY LLC. SN#1279734 where he is also a manager;

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a new Restaurant Wine License for **Minerva Hospitality Group Ltd., d/b/a Minerva, 302-304 W. 4th St. 10014;** and,

THEREFORE BE IT FURTHER RESOLVED that CB2, Man. respectfully requests that should the applicant continue to pursue the issuance of a restaurant wine license that this matter be calendared before a regularly scheduled meeting of the Full Board of the New York State Liquor Authority with appropriate advance notice provided to CB2, Man.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Susan Wittenberg, *Assistant Secretary*

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

16. Sharma and Singh Restaurant Group Inc., 154 Bleecker St. 10012 (New OP)

- i. Whereas**, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new restaurant on-premise liquor license for a "family owned restaurant focusing on cuisine of North India" in a location which had previously in past years had a restaurant wine license but was most recently operated as a yogurt shop without any SLA licenses; one of the principles in the past also operated a similar restaurant with the same d/b/a at 302 Bleecker St. also within CB2, Man.; and,
- ii. Whereas**, this application is for a new restaurant on-premise liquor license for a location in a mixed-use building located on Bleecker St. between Thompson St. and LaGuardia Place, for a roughly 2,227 sq. ft. premise (1,605 sq. ft. first floor patron use, 672 sq. ft. basement no patron use) with 8 tables and 22 seats and 1 stand up bar with 8 seats for a grand total of 30 interior seats, there is also an accessory basement with no patron use, there is an existing Certificate of Occupancy; and,
- iii. Whereas**, the hours of operation for the interior of the premises will be 12PM to 12AM Sunday to Thursday and 12PM to 1AM Friday to Saturday (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 10PM every night and anytime there is amplified music, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2, Man. that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant on-premise liquor license stating that:

1. The premises will be advertised and operated as a family owned restaurant focusing on cuisine of North India.
2. The hours of operation will be from 12PM to 12AM Sunday to Thursday and 12PM to 1AM Friday to Saturday. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will have no more than 1 television no larger than 48 inches (there will be no projector TV’s). There will be no volume on TV ever.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
9. The Premises will close all doors & windows at 10PM every night and anytime there is amplified music.
10. A sound limiter will be installed and kept calibrated by a sound engineer.
11. There will be no ceiling mounted speakers or speakers in the ceiling.
12. The Licensee will install sound proofing in ceiling and will also hire a sound engineer to inspect premises and apartments above to ensure the quiet enjoyment of residential tenants – the operator will follow recommendations of sound engineer and will install any and all noise abatement materials necessary tot ensure the quiet enjoyment of residential tenants provided residential tenants provide access.
13. There will be no sidewalk café and no outdoor benches.

v. Whereas, the Applicant presented a petition in support and met with the Bleecker Area Merchants’ and Residents’ Association (BAMRA), a representative of BAMRA appeared and stated the organizations support, 2 residents of the building who live directly above the proposed restaurant appear in opposition citing the larger number of existing OP licenses in the immediate area, the impact the issuance of this license will have on quality of life issues in the immediate area as this particular area is inundated with pedestrian and vehicular traffic, that the interior of the premises has a large area devoted to a standup bar and they stated that this new concept would not be unique to the area; and,

vi. Whereas, there are currently approximately 36 On Premise Liquor Licenses within 500 ft. of the premises and an unknown number of beer and wine licenses;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant On Premise Liquor License for **Sharma and Singh Restaurant Group Inc., 154 Bleecker St. 10012** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant On Premise Liquor License.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

Community Board No. 2, Manhattan

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

17. Deviled Foods LLC, d/b/a Diablo Royale, 189 W. 10th St. (renewal Restaurant OP - SN#1166320)

i. Whereas, a Principal, Jason Henning, and his Attorney appeared before CB2's SLA Licensing committee to present a renewal application for Deviled Foods LLC d/b/a Diablo Royale, 189 W. 10th St. SN#1166320 at the request of CB2, Man. based on complaints over time regarding the Licensees operation of their establishment out onto the public sidewalk and in total disregard of immediate residential neighbors and the surrounding Community; and,

ii. Whereas, the establishment is located in a residentially zoned landmarked historic neighborhood in a ground floor storefront of a four story mixed use building located on West 10th St. between West 4th St. and Bleecker St.; and,

iii. Whereas, the Licensee currently fails to operate his eating and drinking establishment in accordance with his representations made and/or the terms of his SLA approved upon method of operation in that the Licensee, without first providing notice to CB2 Man., or obtaining an alteration to its existing license, has increased his hours of operation until 3 AM and increased the size and more significantly, moved its stand up bar right up to and adjacent to the public sidewalk where exterior, collapsible doors are opened inviting and causing patrons to spill out onto the public sidewalk; and

iv. Whereas, when the Licensee originally presented to CB2, Man. in June/2005 an application for a Mexican restaurant with a specific and clear floor plan with one stand up bar located at the rear center of the establishment away from the front façade of the restaurant with doors that opened out along the façade (but which did not retract to the sides to create an open façade) and hours of operation from

Sunday to Tuesday from Noon to midnight and Wednesday to Saturday from noon to 1AM; in consideration of those and other facts and representations, CB2 had no objection to the issuance of a restaurant on-premise liquor license and provided that recommendation to the SLA; and

v. Whereas, the Licensee submitted an application to the SLA with the same representations, facts and diagrams which were subsequently approved and from information provided to CB2, Man. by the SLA under a freedom of information request recently, no changes have ever been filed by the Licensee; and,

vi. Whereas, when confronted with the unlawful alteration and impermissible increase in operating hours until 3 AM the Licensee and his attorney acted surprised and provided no coherent explanation to CB2, Man. for the changes in the method of operation under which his license was conditionally approved and granted in 2005; and

vii. Whereas, this is the second time the Licensee has been requested to appear for the renewal of his license, having been requested in September 2009 to appear before CB2, again in response to complaints from local residents specifically regarding noise and overcrowding and operating primarily as a bar and at which time CB2 requested and recommended that the SLA deny the renewal of the license unless the Licensee kept the bar area doors at all times; and,

viii. Whereas, despite being located in a historic, landmarked district, the operator admitted that he had recently changed and altered its front façade doors without first applying for such changes with the NYC Landmark Preservation Commission; and,

ix. Whereas, CB2, Man. continues to receive complaints regarding the operation of the establishment specifically that **(1)** the premises is operated as a loud noisy bar with an open facade **(2)** that the bar has been moved contrary to approved plans on file with the SLA and is located adjacent to the front façade **(3)** creating a bar atmosphere immediately upon the public sidewalk thereat in that the façade has been altered to be fully operable and is left entirely open to the street **(4)** that the operator operates the establishment beyond the hours that were originally presented to CB2 and the SLA in their presentation, application and materials filed with both CB2 and the SLA and **(5)** that the operator refuses to keep the doors immediately adjacent to the bar area closed at all times;

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of the “renewal” application for the existing Restaurant On-Premise Liquor License for SN#1166320, **Deviled Foods LLC, d/b/a Diablo Royale, 189 W. 10th St.**; and,

THEREFORE BE IT FURTHER RESOLVED that should the Liquor Authority consider renewing this renewal application, CB2 Manhattan respectfully requests that Liquor Authority proceed with enforcement investigation and disciplinary actions in regards to the complaints stated above and require the Licensee to return to CB2 in order to address any changes that may be required to the their premises, floor plans or method of operations to resolve the ongoing complaints.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Susan Wittenberg, *Assistant Secretary*

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

18. Saigon Project, Inc. d/b/a The Boil (previously Saigon Shack), 17 Waverly Pl. 10003 (New OP)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new restaurant on-premise liquor license in a previously licensed location for a full service restaurant focusing on seafood; and,

ii. Whereas, this application is for a new restaurant on-premise liquor license for a previously licensed location in a mixed use building located on Waverly Place between Greene St. and Mercer St. for a roughly 5,000 sq. ft. premise with a total of 150 seats and 1 stand up bar with no more than 20 seats, there is no sidewalk café or out door space include in this application, there is an existing Certificate of Occupancy; and,

iii. Whereas, the hours of operation for the interior of the premises will be 4PM to 1AM 7 days a week (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 9PM every night and anytime there is amplified music, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2, Man. that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant on-premise liquor license stating that:

1. The premises will be advertised and operated as a restaurant focusing on seafood.
2. The hours of operation will be from 4PM to 1AM 7 days a week. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will have no more than 2 televisions no larger than 46 inches each.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
9. The Premises will not have French Doors, Operable Windows or open facades and all doors will be closed at 9PM except for patron ingress and egress and anytime there is amplified music.
10. There will be no happy hour.
11. There will be no unlimited food & drink specials.
12. There will be only 1 standup bar with no more than 20 seats.

v. Whereas, the application is consistent with the currently licensed premises and the Applicant presented a petition with a mix of signatures, some from local residents; the Applicant also currently operates another establishment within CB2, Man. for which there are no know complaints; and,

vi. Whereas, there are currently approximately 4 On Premise Liquor Licenses within 500 ft. of the premises and an unknown number of beer and wine licenses;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant On Premise Liquor License for **Saigon Project, Inc. d/b/a The Boil (previously Saigon Shack), 17 Waverly Pl. 10003** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant On Premise Liquor License.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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October 5, 2015

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

19. Tapestry, LLC, 60 Greenwich Ave. 10011 (New OP)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new restaurant on-premise liquor license for a "family restaurant with focus on global dishes with Indian Spices", the premises had been licensed with a full on-premise restaurant liquor license in the past; and,

ii. Whereas, this application is for a new restaurant on-premise liquor license for a previously license location in a mixed use building located on Greenwich Ave. between 7th Ave South and Perry St. for a roughly 2,894 sq. ft. premise (1,360 sq. ft. first floor for patron use, 1,534 sq. ft. basement with no patron use) with 18 tables and 56 seats and 1 stand up bar with 10 seats for a grand total of 66 interior seats, there is an existing Certificate of Occupancy; and,

iii. Whereas, the hours of operation for the interior of the premises will be 11AM to 12AM/midnight 7 days a week (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 9PM every night and anytime there is amplified music, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2, Man. that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant on-premise liquor license stating that:

1. The premises will be advertised and operated as a family restaurant with focus on global dishes with Indian Spices.
2. The hours of operation will be from 11AM to 12AM/midnight 7 days a week. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will play quiet ambient recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
9. The Premises will not have French Doors, Operable Windows or open facades and all doors will be closed at 9PM except for patron ingress and egress and anytime there is amplified music.
10. There will be one exception to no televisions, there will be 1 television in the backroom for presentation use only.
11. There will be no patron use of the basement except for restrooms.
12. There is no rear yard included in this application.
13. There is no sidewalk café included in this application.

v. Whereas, the Applicant presented a petition in support; a number of residents who reside immediately adjacent to the location also appeared to state their complete opposition to the use of any rear yard or out door space at the rear of the premises, but those areas were not included as part of this application and therefore they were not opposed to the issuance of the license without any outdoor areas; and,

vi. Whereas, there are currently approximately 14 On Premise Liquor Licenses within 500 ft. of the premises and an unknown number of beer and wine licenses;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant On Premise Liquor License via a “transfer” application for **Tapestry, LLC, 60 Greenwich Ave. 10011** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant On Premise Liquor License.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

THE FOLLOWING ARE RESOLUTIONS FOR ALL APPLICANTS THAT WERE LAID OVER, WITHDRAWN, OR DID NOT APPEAR BEFORE THEIR REQUESTED HEARING:

20. Himi NY Corporation, d/b/a Hakata Ton Ton, 61 Grove St. 10014 (OP Alteration – Laid Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant requested to **layover** this application for an alteration application for an existing restaurant on-premise liquor license for a 2nd time (originally they appeared in August 2015 and requested to layover this application) to expand the existing premises and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed alteration to any existing on premise liquor license, corporate change, class change, transfer, or changes to any existing license for **Himi NY Corporation, d/b/a Hakata Ton Ton, 61 Grove St. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
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Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

21. Highline Restaurant LLC, d/b/a Santina, 820 Washington St. (OP Alteration to expand existing outdoor seating area- Laid Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant's attorney requested to layover this application for an alteration application for an existing restaurant on-premise liquor license to expand the existing outdoor seating area and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed alteration to any existing on premise liquor license, corporate change, class change, transfer, or changes to any existing license for **Highline Restaurant, LLC d/b/a Santina, 820 Washington St. 10014** until the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



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Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

22. Food Love 125, Inc. d/b/a Ramen Torii, 4 Union Square South 10003 (New RW – Failed to appear)

Whereas, the Applicant **failed to appear** before CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015 after having submitted a "30 Day Notice" to CB2 for a new restaurant wine license and having been placed on CB2's SLA Licensing Committee's Agenda in both August 2015 and September 2015;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any proposed new restaurant wine, tavern wine, eating place beer, on premise liquor license, corporate change, class change, transfer, or upgrade to any existing license **Food Love 125, Inc. d/b/a Ramen Torii, 4 Union Square South 10003** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
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Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

23. James Perse, d/b/a James Perse, 368 Bleecker St. 10014 (New RW - Laid Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant's attorney requested to **layover** this application for a restaurant wine license for a café within a retail store and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **James Perse, d/b/a James Perse, 368 Bleecker St. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
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Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

24. Nix, LLC, 72 University Pl. 10003 (New OP – Laid Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant's attorney requested to **layover** this application for a restaurant on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Nix, LLC, 72 University Pl. 10003** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

25. Mookambika Group, Inc. d/b/a Masala Times, 194 Bleecker St. 10012 (Beer Only – Laid Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant's attorney requested to layover this application for a new beer only license (eating place beer) and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends that the SLA deny any type of proposed on premise liquor license, tavern wine license, eating place beer license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Mookambika Group, Inc. d/b/a Masala Times, 194 Bleecker St. 10012** until the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Susan Wittenberg, Assistant Secretary

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Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

26. Bobwhite Convert, LLC d/b/a Bobwhite Counter, 57 7th Ave. So. 10014 (New OP - Laid Over)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant's attorney requested to layover this application for a new restaurant on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA deny any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Bobwhite Convert, LLC d/b/a Bobwhite Counter, 57 7th Ave. So. 10014** until the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Tobi Bergman, Chair
Terri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
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Dear Sir/Madam:

At its Full Board meeting on September 24, 2015, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

27. Prime 135 NYC, LLC d/b/a Prime 135, 135 7th Ave. So. 10014 (Upgrade to OP - Withdrawn)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on September 10th, 2015, the Applicant's attorney requested to **layover** this application for a new on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed; and

Whereas, there is community opposition;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed upgrade from a restaurant wine license to an on-premise liquor license, corporate change, any other class change, alteration, transfer, or changes to any existing license for **Prime 135 NYC, LLC d/b/a Prime 135, 135 7th Ave. So. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 42 Board members in favor.

Please advise us of any decision or action taken in response to this resolution.

Sincerely,



Robert Ely, Co-Chair
SLA Licensing Committee
Community Board #2, Manhattan



Tobi Bergman, Chair
Community Board #2, Manhattan



Carter Booth Co- Chair
SLA Licensing Committee
Community Board #2, Manhattan

TB/fa

cc: Hon. Jerrold L. Nadler, Congressman
Hon. Nydia Velasquez, Congresswoman
Hon. Sheldon Silver, NY State Assembly Member
Hon. Deborah J. Glick, NY State Assembly Member
Hon. Brad Hoylman, NY State Senator
Hon. Daniel L. Squadron, NY State Senator
Hon. Gale Brewer, Man. Borough President
Hon. Corey Johnson, Council Member
Hon. Margaret Chin, Council Member
Hon. Rosie Mendez, Council Member
Pauline Yu, CAU
Kerri O'Brien, Deputy Commissioner of Licensing NY State Liquor Authority
Michael Jones, Deputy Chief Executive Officer, NY State Liquor Authority
SLA Examiners