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COMMUNITY BOARD No. 2, MANHATTAN

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

The following resolutions were adopted at the August 17, 2010 Executive Committee and the Full Board on September 23, 2010

1. Galata, Inc. d/b/a I Tre Merli, 463 West Broadway, NYC (Houston and Prince)

Whereas, the applicant re-appeared before the committee; and,

Whereas, this application is for an alteration to an existing On Premise license for a 2,500 s.f. restaurant d/b/a I Tre Merli located in a commercial building on West Broadway between Houston and Prince streets with 33 table seats and 1 bar with 9 bar seats; and a maximum legal capacity of 100 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are seven days a week from 12:00 p.m. – 1:00 a.m. Sunday through Wednesday and 12:00 a.m. – 2:00 a.m. Thursday through Saturday; there won't be a sidewalk café application and no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to the following set of stipulations for the alteration:

1. The applicant has agreed to not use and/or employ any DJ's, Bouncers or Promoters for the premises.
2. The applicant has agreed to the reduction of closing hours to 1:00 a.m. Sun – Wed and 2:00 a.m. Thurs – Sat.
3. The applicant has agreed to not permit dancing of any kind on the premises.

4. The applicant has agreed to ensure that the volume of music that it plays does not exceed levels permitted by NYC Department of Environmental Protection. The doors and windows will be closed while music is being played.
5. The applicant has agreed to operate the restaurant and bar with full consideration towards preserving the quality of life in the neighborhood, and shall immediately responds to, and take all reasonable measures to address, any complaints from the neighbors.
6. The applicant has agreed to community outreach initiatives including but not limited to hosting monthly meetings following their receipt of the new liquor license.
7. The applicant has agreed to monitor and restrict crowds from spilling over onto the sidewalk.

Whereas, over 20 letters of support were submitted to this committee; and,

Whereas, several members of the community appeared to express their concerns with the existing establishment but understand the benefits of a scaled back operation; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed alteration to an On Premise license for **Galata, Inc. d/b/a I Tre Merli, 463 West Broadway** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

2. 212 Management Group, LLC, d/b/a Via dei Mille, 357 West Broadway, NYC (Broome and Grand)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a commercial building on West Broadway between Broome and Grand Streets for a 1,600 s.f. Italian restaurant with 66 table seats, 1 bar with 4 seats, and a maximum legal capacity of 73 persons; and,

Whereas, the applicant stated the hours of operation are seven days a week from 11:00 a.m. – 2:00 a.m.; there will not be a sidewalk café application and no backyard garden; music is background only with the exception of DJs on Sunday between the hours of 4pm-8pm; and,

Whereas, the State Liquor Authority has recently cancelled this liquor license since they did not register the individuals/group operating and managing the establishment for over 18+ months; and,

Whereas, the applicant has been operating and managing the establishment illegally for the past 18+ months by operating outside the previously approved licensed hours of operation; and by permitting dancing and DJs at the establishment; and providing Bottle Liquor service during Sunday brunch parties; and by operating an illegal sidewalk café (which has since been removed); and by operating the establishment under new management without proper notification and filing with CB#2, Man. and State Liquor Authority; and,

Whereas, this applicant has over 100, 311 calls registered regarding repeated noise and overcrowding issues; and,

Whereas, the several members of the community appeared in vehement opposition; citing overcrowding and noise issues from late night and weekend brunch parties; and,

Whereas, the Department of Consumer Affairs has issued a violation for operating the illegal sidewalk cafe; and

Whereas, the community has submitted information and web links (Restaurant's Facebook Page, <http://www.facebook.com/pages/New-York-NY/Via-dei-Mille/79084642520> and YouTube links) showing DJ's, dancing and nightclub activity; and,

Whereas, several members of the community appeared in support of the applicant; and the applicant submitted over 12 letters of support; and,

Whereas, the applicant has agreed to close the doors at all times; to eliminate velvet ropes; and to install a vestibule to reduce the noise and crowd levels; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed On Premise license for **212 Management Group, LLC, d/b/a Via dei Mille, 357 West Broadway**; and,

BE IT FURTHER RESOLVED that CB#2, Man. supports the recent cancellation of the existing liquor license by the New York State Liquor Authority.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

3. Lucky 13 Associates, LLC, 21-27 Ninth Ave., NYC 10014

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

Whereas, this application is for an On Premise liquor license;

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of an On Premise liquor license to **Lucky 13 Associates, LLC, 21-27 Ninth Avenue** **and requests that the SLA send this applicant back to CB#2, Man. should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard.**

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

The following applications were heard at the August SLA Licensing Committee, but the resolutions were adopted at the September 23, 2010 Full Board.

4. Corp to be formed, d/b/a Verace, 137 7th Avenue South, NYC (West 10th and Charles)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a 2,600 s.f. pizzeria located in a commercial building on 7th Avenue between West 10th and Charles streets with 70 table seats and 1 bar with 6 bar seats; and a maximum legal capacity of 105 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are Sunday through Wednesday from 11:00 a.m. – 1:00 a.m. and Thursday through Saturday from 11:00 a.m. – 2:00 a.m.; there won't be a sidewalk café application and no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to obtain all required certificates, permits and related documents, including but not limited to a new Certificate of Occupancy.
2. The applicant has agreed to not utilize D.J.'s or live music.
3. The applicant has agreed to keep the kitchen open and serve food at all times.
4. The applicant has agreed to the closing hours of 1:00 a.m. from Sunday through Wednesday and 2:00 a.m. from Thursday through Saturday.
5. The applicant has agreed to notify the Community Board in the event of a change of ownership.

6. The applicant has agreed to operate a Family oriented restaurant.

Whereas, a few members of the community appeared to express their concerns with the proposed establishment; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Corp to be formed, d/b/a Verace, 137 7th Avenue South** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

5. Scott Kelly d/b/a CLO, 122 Greenwich Ave., NYC (at 8th Avenue)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a 1,470 s.f. wine bar located in a mixed use building on the corner of Greenwich and 8th Avenue with 50 table seats and 1 bar with 6 bar seats; and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are seven days a week from 12:00 p.m. – 2:00 a.m. there won't be a sidewalk café application and no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to obtain all required certificates, permits and related documents, including but not limited to a new Certificate of Occupancy and Public Assembly Permit.
2. The applicant has agreed to not utilize D.J.'s or live music.
3. The applicant has agreed to prohibit bottle liquor sales or service.
4. The applicant has agreed to the closing hours of 2:00 a.m. seven days a week.
5. The applicant has agreed to no third party private events.
6. The applicant has agreed to not install any French doors.
7. The applicant has agreed to operate as an upscale wine bar offering high-end spirits and cordials.

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Scott Kelly d/b/a CLO, 122 Greenwich Ave** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

6. Blackfoot Consulting, LLC, d/b/a The Venue at 93 Greenwich, 93 Greenwich Ave., NYC (between Bank and West 12th)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new SLA Catering liquor license for a 2nd floor private dining space located in a mixed use building on Greenwich Avenue between Bank and West 12th Streets with a maximum 40 table seats and no bar; and a maximum legal capacity of 50 persons; and,

Whereas, the applicant stated the hours of operation for the catering establishment are seven days a week from 11:00 a.m. to 12:00 a.m.; there will not be a sidewalk café application and no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to no live music at all times.
2. The applicant has agreed to prohibit valet parking during its events.
3. The applicant has agreed to monitor idle cars and assign personnel to control the flow of traffic during its events.
4. The applicant has agreed to obtain all required certificates, permits and related documents, including a revised Certificate of Occupancy.

Whereas, the applicant currently occupies the retail space at the ground level of the building; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise Catering license for **Blackfoot Consulting, LLC, d/b/a The Venue at 93 Greenwich, 93 Greenwich Ave** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

7. Chili Jam, LLC, d/b/a TBD, 469 6th Ave., NYC (between 11th and 12th Streets)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a Thai restaurant located in a 1,000 s.f. premise in a mixed use building located on 6th Avenue between 11th and 12th Streets with 63 table seats, 1 bar with 7 bar seats and a maximum legal capacity of 70 persons; and,

Whereas, the applicant stated the hours of operation are Sunday – Thursday from 12:00 p.m. – 12:00 a.m. and Friday and Saturday from 12:00 p.m. – 1:00 a.m.; there is no sidewalk café and no backyard garden; music is background only; and,

Whereas, the applicant has agreed to curtail its closing hours to operate within a residential district; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of an On Premise license for **Chili Jam, LLC, d/b/a TBD, 469 6th Ave.**

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

8. Walkam Group, Inc., d/b/a to be determined, 16 W. 8th St., NYC (5th and 6th Avenues)

Whereas, the applicant re-appeared before the committee; and,

Whereas, this application is for an On Premise license for a 1,200 s.f. café/tavern d/b/a Gizzi's located in a commercial building on West 8th Street between 5th and 6th Avenues with 36 table seats and 1 bar with 6 bar seats; and a maximum legal capacity of 45 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are seven days a week from 8:00 a.m. – 1:00 a.m.; there won't be a sidewalk café application and no backyard garden; music will be live and background only; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to schedule live performances only on Thursday, Friday and Saturday from 7:00 p.m. to 10:00 p.m.
2. The applicant has agreed to forbid any D.J. or third party promoters.
3. The applicant has agreed to no cover or admission charge for the live performances.

Whereas, the applicant has been successfully operating the establishment for over 5 months; and,

Whereas, the applicant has spent over a month reaching out to members of the community and neighboring residents to establishment community support; and,

Whereas, the applicant has submitted over 9 letters from various stakeholders in support of the proposed liquor license application; and,

Whereas, over 9 people appeared to support the proposed liquor license application;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Walkam Group, Inc., d/b/a to be determined, 16 W. 8th St.** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

9. RHPK LLC, formerly known as LBPR, LLC, 33 W. 8th Street, NYC (Macdougall and 6th Avenue)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a 2,000 s.f. restaurant located in a mixed use building on West 8th Street between Macdougall and 6th Avenue with 57 table seats and 1 bar with 10 bar seats; and a maximum legal capacity of 67 persons; **to file a change in the LLC name and its ownership; and,**

Whereas, the applicant stated that there will be no changes to the prior method of operation; the hours of operation for the establishment are from Sunday - Tuesday from 10:00 a.m. – 1:00 a.m. and Wednesday – Saturday from 10:00 a.m. – 2:00 a.m.; there is no sidewalk café application and no backyard garden; music is background only; and,

Whereas, the applicant has agreed to install the ventilation system through the roof of the building; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **RHPK LLC, formerly known as LBPR, LLC, 33 W. 8th Street** the condition agreed to by applicant relating to the fourth “whereas” clause above is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Passed, with 35 Board members in favor, and 1 recusal (D. Gruber).

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

10. RRFB, LLC d/b/a Rock Bar, 185 Christopher St. (Washington and West Street), NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a transfer to an existing On Premise license for a bar located in 2,400 s.f. premise in a mixed use building located on Christopher between Washington and West Streets with 12 table seats and 1 bar with 5 bar seats and a maximum legal capacity of 72 persons; **and to alter their method of operation to include live music; and**,

Whereas, the applicant stated there are no plans to change the previously approved hours of operation; the applicant stated the bar hours are Monday – Friday from 12:00 p.m. – 4:00 a.m.; Saturday from 1:00 p.m. – 4:00 a.m. and Sunday from 1:00 p.m. – 2:00 a.m.; and,

Whereas, the applicant has agreed to have live performance only during the hours of 10:30 p.m. to 12:30 a.m.; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed transfer of an On Premise license for **RRFB, LLC d/b/a Rock Bar, 185 Christopher St.** unless the condition agreed to by applicant relating to the fourth “whereas” clause above is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

11. New Restart, Inc., d/b/a Mambo Italiano, 145-147 Mulberry St., NYC (Grand and Hester)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an alteration to an existing On Premise license for a 9,804 s.f. (4704 s.f. ground floor and 5100 s.f. basement) restaurant d/b/a Mambo Italiano located in a mixed use building on Mulberry between Grand and Hester streets with 284 table seats (128 table seats in Ground Floor and 156 table seats in the Basement) and 2 bars with 22 bar seats; and a maximum legal capacity of 306 persons; and,

Whereas, the applicant stated the hours of operation for the establishment is Sunday through Thursday from 12:00 p.m. – 1:00 a.m. and Friday and Saturday from 12:00 p.m. – 2:00 a.m.; there is currently a sidewalk café but no backyard garden; music will be background and live Opera only; and,

Whereas, this committee has expressed concerns with the large establishment catering to scheduled live performances; and, questions whether or not the location is zoned for this use; and,

Whereas, this committee has expressed concerns with an expansion from 70 table seats with a capacity of 88 persons to 128 tables seats with a capacity of 306 persons; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed alteration to an On Premise license for **New Restart, Inc., d/b/a Mambo Italiano, 145-147 Mulberry St.**

Vote: Passed, with 33 Board members in favor, and 3 in opposition (M.P. Derr, A. Meadows, R. Sanz).

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Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

The following applications were heard at the September SLA Licensing Committee meeting, and adopted at the September Full Board meeting.

12. Blue Sand Holdings, Inc., 508 Greenwich St., NYC (Spring and Canal)

Whereas, the applicant appeared before the committee; and,

Whereas, this application to change its license classification from Beer and Wine to Brew Pub for a 2,500 s.f. located in a mixed use building on Greenwich Street between Spring and Canal with 65 table seats and 1 bar with 9 bar seats; and a maximum legal capacity of 75 persons; and,

Whereas, the applicant stated that there will be no changes to its existing method of operation with the exception of a slight increase of hours; the new hours of operation for the establishment are seven days a week from 11:00 a.m. – 12:00 a.m. Sunday through Wednesday and 11:00 a.m. – 2:00 a.m. Thursday - Saturday; there is no sidewalk café application and no backyard garden; music is background only; and

Whereas, the applicant has agreed to change its use group classification to allow brewing, if required by the NYC Department of Building; and,

Whereas, no one appeared in opposition from the community;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Blue Sand Holdings, Inc., 508 Greenwich St., NYC** unless the condition agreed to by applicant relating to the fourth “whereas” clause above is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

COMMUNITY BOARD No. 2, MANHATTAN

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

13. 75 Clarkson St. FSB, d/b/a TBD, 75-77 Clarkson St., NYC (at West Street)

Whereas, the applicant re-appeared before the committee; and,

Whereas, this application is for On Premise license for a 2,844 s.f. disco/adult entertainment nightclub with a small restaurant/café in a commercial building located on the corner of Clarkson and West Streets with 166 table seats, 2 bars with 24 bar seats and a maximum legal capacity of 299 persons; and,

Whereas, the applicant stated the hours of operation are seven days a week from 6:00 p.m. – 4:00 a.m.; there will not be a sidewalk café application and no backyard garden; music is D.J. only; and,

Whereas, the applicant had reached out to members of the community prior to the SLA Committee hearing; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to obtain all required certificates, permits and related documents, including but not limited to a new Certificate of Occupancy and Public Assembly Permit.
2. The applicant has agreed to keep the windows and doors closed at all times.
3. The applicant has agreed to implement security (1 bonded security officer per 60 patrons) and traffic control measures as outlined in their “traffic and security” plan.
4. The applicant has agreed to fully soundproof the entire establishment.
5. The applicant has agreed to continue its community outreach, including but not limited to monthly meeting during its first 6 months of operation and quarterly thereafter.

6. The applicant has agreed to not solicit bottle service sales.
7. The applicant has agreed to not use 3rd party promoters.
8. The applicant has agreed to use sound level detectors to maintain a <45 decibel level.
9. The applicant has agreed to waive their rights to set up a sidewalk café.
10. The applicant has agreed to implement a student internship program for the local schools, particularly for educating students about gardening organic vegetables (as planned for the rooftop of the building).
11. The applicant has agreed to agreed to not use velvet stanchions.
12. The applicant has agreed to provide a General Manager or Principal Agent's contact information to the neighbors.
13. The applicant has agreed to post a "please respect the neighbors" sign in front of the establishment.
14. The applicant has agreed to cease operations at 4:00 a.m. daily.
15. The applicant has agreed to participate in any and all traffic enhancement studies in the neighborhood.

Whereas, neighboring residents (representing 5 residential buildings) expressed some concern for cab and black car congestion and excessive noise on Clarkson St. and the immediate area and the characterization of the applicants that the area has no residential units and cited concerns over the applicants involvement in another nearby establishment that initially had serious problems with its neighbors (The Jane Hotel); a few neighbors requested that this item be laid over for additional vetting; whereas a few neighbors requested an outright denial; and

Whereas, the applicants presented a security plan, but were unwilling to stipulate to following the plan and could not provide details on how it would be implemented and did not present full details on how security cameras would be utilized inside and outside the establishment; and

Whereas, the applicants presented a traffic plan, but the details and implementation were not satisfactory. Specifically, Clarkson St. is the only ingress into Greenwich Village from the southbound NY 9A/West St between 14th St. and Houston St. and is a major artery to the Holland Tunnel. While the street is 4 lanes wide, two lanes are dedicated to parking during the operating hours of the proposed establishment. The applicant has detailed that their plan is to place cones in the street utilizing one of the remaining two lanes for dedicated drop off and pickup thereby leaving only one lane available for vehicles to utilize. While the applicant did provide some vehicle count studies, it is difficult to ascertain whether the results of the study, which were conducted in mid-August, are relevant to the typical operating environment for the proposed establishment. The applicants plan also failed to address the impact of their proposed traffic plan on the over 35 active truck bays in the immediate area (Fed Ex, UPS, St. John's Center); and

Whereas, the applicants were unable to stipulate to the exact nature of the adult entertainment aspect of this location and specifically how it would be reflected in their proposed method of operation; and

Whereas, the proposed location has not been licensed since at least 2001 and according to the applicant the location has a history of drug arrests and prostitution and for the last 15 years was a full nude adult establishment; and

Whereas, the applicants are also apprised that a negative resolution will be presented to the full board by the committee with the ONLY exception being that the board office receives a letter requesting postponement until next month and with the notation that said application to the State Liquor Authority will not be submitted until after the applicant continues its dialogue with the neighbors and meets with the SLA Committee again in October; and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **75 Clarkson St. FSB, d/b/a TBD, 75-77 Clarkson St.**

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

14. Ideal Food & Drink, d/b/a same, 7-9 West 8th St., NYC (5th and 6th Avenue)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a 7,500 s.f. cafeteria style restaurant located in a mixed use building on West 8th Street between 5th and 6th Avenues with 150 table seats and 1 bar with 16 bar seats; and a maximum legal capacity of 195 persons; and,

Whereas, the applicant stated the hours of operation for the establishment is Sunday - Thursday from 7:00 a.m. – 12:00 a.m. and Friday and Saturday from 7:00 a.m. – 2:00 a.m.; there won't be a sidewalk café application and no backyard garden; music will be background only; and,

Whereas, this location has never held an On Premise liquor license; and,

Whereas, this committee could not establish the public benefit in converting a retail space into a large restaurant without community/residents support; the committee had expressed concerns with the large bar placed in front of the establishment, which includes a 2nd means of ingress; and,

Whereas, a member of the community expressed his opposition of the proposed licensed establishment; citing saturation issues on the block; and,

Whereas, the West 8th Street Block Association had submitted a letter to express their concerns and lack of support; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed On Premise license for **Ideal Food & Drink, d/b/a same, 7-9 West 8th St.**

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

15. GMT New York, LLC, 142 Bleecker St., NYC (at Laguardia)

Whereas, the applicant re-appeared before the committee; and,

Whereas, this application is for an On Premise license for a 1,440 s.f. Gastro pub restaurant located in a mixed use building on the corner of Bleecker and Laguardia with 50 table seats and 1 bar with 14 bar seats; and a maximum legal capacity of 64 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are Sunday through Thursday from 11:00 a.m. – 2:00 a.m. and Friday and Saturday from 11:00 a.m. – 4:00 a.m.; there will be a sidewalk café application but no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to the following set of stipulations:

8. The applicant has agreed to curtail its closing hours to 2:00 a.m. on the weekdays and 4:00 a.m. on the weekends.
9. The applicant has agreed to exclude the sidewalk tables on Bleecker Street when applying for a sidewalk café license.
10. The applicant has agreed to obtain all required certificates, permits and related documents, including but not limited to a new Certificate of Occupancy.

Whereas, the applicant has reached out to members of the community to establish support of the application; and,

Whereas, a member of the community appeared in opposition; citing overcrowding and noise issues on the block; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **GMT New York, LLC, 142 Bleecker St.** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

16. Dinner is Ready, LLC d/b/a 84, 84 Seventh Ave. South, NYC (Bleecker and Grove)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a 1,200 s.f. restaurant located in a mixed use building on Seventh Avenue South between Bleecker and Grove Streets with 45 table seats and 1 bar with 3 bar seats; and a maximum legal capacity of 49 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are seven days a week from 8:00 a.m. – 1:00 a.m.; there is an enclosed sidewalk café with 25 table seats but no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to close the windows by 10:00 p.m. daily; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Dinner is Ready, LLC d/b/a 84, 84 Seventh Ave. South** unless the condition agreed to by applicant relating to the fourth “whereas” clause above is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

17. Chelsea Morning Partners, LP, TBD, 2 Bank St., NYC (Greenwich Ave. and Waverly Pl.)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a 4,800 s.f. (2,000 s.f. basement and 2,800 s.f. ground floor) steakhouse in a mixed use building located on Bank Street between Greenwich Street and Waverly Place with 184 table seats (126 table seats at Ground level and 42 table seats at Basement level), 2 bars with 16 bar seats (13 bar seats at Ground level and 3 bar seats at Basement level) and a maximum legal capacity of 223 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are Sunday - Thursday from 10:00 a.m. – 12:00 a.m. and Friday and Saturday from 10:00 a.m. – 1:00 a.m.; there will be a sidewalk café application but no backyard garden; music will be background only; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to operate as a restaurant only.
2. The applicant has agreed to curtail its closing hours to 12:00 a.m. on the weekdays and 1:00 a.m. on the weekends.
3. The applicant has agreed to advertise the restaurant with a Greenwich Avenue address.
4. The applicant has agreed to designate a manager to monitor the car and taxi cab drop-offs/parking.
5. The applicant has agreed to install the ventilation system through the roof of the building.
6. The applicant has agreed to operate the kitchen and offer menu items up until 1 hour prior to closing.

Whereas, a few members of the community appeared to express their concerns; citing potential noise and traffic issues on Bank Street; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Chelsea Morning Partners, LP, TBD, 2 Bank St.** unless the conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

18. Casa La Femme, 140 Charles St.

Whereas, the operator appeared before the committee; and,

Whereas, this application is for a renewal of an existing On Premise license for a Middle Eastern restaurant and bar in a mixed use building on Charles Street between Greenwich and Washington Streets; and,

Whereas, the Community Board has pulled a slew of 311 complaints for excessive noise at this establishments; and,

Whereas, the operator had stated that all 311 complaints were anonymous and isolated; and, claims that they are being targeted and profiled; and,

Whereas, a few members of the community appeared to share their testimony in opposition but had to leave prior to the hearing; and,

THEREFORE BE IT RESOLVED that CB#2, Man. has no objection to the renewal of an On Premise license for **Casa La Femme, 140 Charles St.**; and,

BE IT FURTHER RESOLVED that CB#2, Man. recommends that the operator initiate dialogue with neighboring residents to resolve the issues.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

19. 212 Lafayette Associates, LLC, 212 Lafayette Street, NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a alteration to their current method of operation by relocating 2 tables and 10 chairs from the center of the restaurant to a back space (which was used for storage only) and add a service bar in a mixed use building on Lafayette between Kenmare and Spring Streets for a 3,500 s.f. restaurant with an original 18 tables and 53 seats and 1 bar with 8 seats and a total maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday – Wednesday from 8:00 a.m. – 1:00 a.m. and Thursday – Saturday from 8:00 a.m. – 2:00 a.m. there will eventually be a request for a sidewalk café but no backyard garden; music will be background only, no DJ or outside promoters; and,

Whereas, the applicant has agreed to operate as a full service restaurant which will have a menu/food service at all times up to one hour before closing; and

Whereas, 1 community member showed up to oppose this request stating that this location has been a noise and crowd problem for their neighborhood and 1 letter stating the same;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of the Alteration of the On Premise license for **212 Lafayette Associates, LLC, 212 Lafayette Street, NYC**

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

20. Brown Stew, LLC, d/b/a Miss Lily's, 132 W. Houston St., NYC 10012

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new Beer and Wine License in a mixed use building on W. Houston between Sullivan and MacDougal Streets for a 1,500 s.f. restaurant with the original 19 tables and 55 seats and 1 bar with 5 seats, and a total maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday –Saturday from 8:00 a.m. – 2:00 a.m.; there will eventually be a request for a sidewalk café but no backyard garden; music will be background only, no DJ, no live music or outside promoters; and,

Whereas, the applicant has agreed to operate as a full service restaurant only and agrees not to apply for a Cabaret License; and,

Whereas, the applicant agrees to close all windows and doors no later than 10 p.m.; and,

Whereas, the applicant agrees to never develop the 2nd floor space or use basement space for anything but restrooms; and,

Whereas, the applicant agrees to not to use any outdoor café space be it on THEIR property or not without coming back to CB#2, Man. and has stated that their application to the SLA will not include any outdoor spaces in the area to be licensed; and,

Whereas, the applicant has provided a Sound Protection Report that stated NYC Noise Code limits for commercial music was exceeded and that modifications with acoustical construction would be required and was completed; and,

Whereas, The outdoor area of this property immediately joins the gardens of the MacDougal-Sullivan Gardens Historic District which was designated by the Landmarks Preservation Commission August 2, 1967 based on "careful consideration of the history, architecture and other features of this area"; and,

Whereas, this applicant has a "Letter of No Objection" for the 1st floor; and,

Whereas, CB#2, Man. has concerns regarding potential traffic problems at this address and that the applicant does not currently have a traffic plan; and,

Whereas, the community provided a signed New York State Licensed Land Surveyor "Distance Certification Sketch Report" that this establishment is in fact 160.2 ft away from St. Anthony of Padua Church and 164.3 feet from the Children's Aide Society; and though this does not apply to Beer and Wine licenses, it should apply to full OP if this applicant should ever try to apply for such a license; and,

Whereas, the community has provided a list of 48 licensed establishments within 500 ft. of 132 West Houston St.; and,

Whereas, the Bleeker Area Merchants' & Residents' Association (BMRA) in support of this application providing the agree to all the stipulations incorporated above; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **denial** of the New, Beer and Wine license for **Brown Stew, LLC, d/b/a Miss Lily's, 132 W. Houston St., NYC 10012**; unless those conditions agreed to by the applicant in the "whereas" clauses above is incorporated into the "Method of Operation" on the SLA Beer and Wine license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

21. Fergon, Inc., 41 Greenwich Ave., NYC 10014

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for the transfer of an existing On Premise liquor license in a mixed use building on Greenwich Avenue between Christopher and Barrow Streets for a 1,500 s.f. restaurant with 12 tables and 32 seats and 1 bar with 6 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday to Thursday from 11:30 a.m. – 11:00 p.m. and Friday to Saturday from 11:30 a.m. – 2 a.m.; there will be no sidewalk café and but there will be a backyard garden with 7 tables and 24 seats; music will be background only and will not have a DJ or outside promoters; and

Whereas, the applicant agrees to close the backyard garden by 10:00 p.m. every night; and,

Whereas, the applicant agrees to keep all windows and doors facing the backyard garden closed at all times, there will be no music in the backyard and no smoking; and,

Whereas, the applicant agrees to keep the kitchen open and offer a full menu until ½ hour before closing; and,

THEREFORE BE IT RESOLVED that CB#2, Man recommends denial of the transfer of an existing On Premise license for **Fergon, Inc., 41 Greenwich Ave., NYC 10014** unless all conditions agreed to by the applicant are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

22. Amble Side Partners, LLC, d/b/a Saint James, 281 Lafayette St. NYC 10012

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for the transfer of an On Premise license in a commercial building on Lafayette between Houston and Prince Street for a 3,000 s.f. restaurant with 25 tables and 66 seats, 2 bars with 14 seats, and a maximum legal capacity of 135 persons; and,

Whereas, the applicant stated the hours of operation are from 5:00 p.m. – 4:00 a.m. 7 days a week; there is no sidewalk café and no backyard garden; and,

Whereas, this transfer is due to the change of one of the principals only; and,

Whereas, there is not physical changes to the restaurant; and,

Whereas, there are no changes to the method of operation; and,

Whereas, this applicant publishes hours of operation that are less than currently allowed which are Sunday from 6pm to 1am, Monday to Wednesday from 5pm to 1am, Thursday from 5pm to 2am and Friday-Saturday from 5pm to 3am and agrees they reserve the right to occasionally open beyond those hours;

THEREFORE BE IT RESOLVED that CB#2, Man recommends approval of the transfer of the existing On Premise license **Amble Side Partners, LLC, d/b/a Saint James, 281 Lafayette St. NYC 10012.**

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

23. West End Merchants Inc., d/b/a Miss Kate's Parlour, 130 West 10th Street, NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new Beer and Wine license in a mixed use building for a restaurant located in 600 s.f. premise on 10th Street between Waverly Street and Greenwich Avenue with 8 tables and 20 seats, 1 bar and 8 seats and a maximum legal capacity of 50 persons; and,

Whereas, the applicant stated the hours of operation will be Sunday to Wednesday from 10:00 a.m. – 1:00 a.m. and Thursday to Saturday from 10:00 a.m. – 2:00 a.m.; there is no sidewalk café and no backyard garden; and,

Whereas, music will be background only no DJ and no outside promoters; and,

Whereas, this location has never been licensed by the SLA and would be adding a new license to a neighborhood that is over saturated; and,

Whereas, there are currently 8 SLA licenses on this block, 6 of which are new within the last 3 years and 3 more that are pending; which has dramatically changed the noise level on this small street; and,

Whereas, this location sits directly next to a NYC Fire Department and there are concerns that taxis and private cars that may be dropping off passengers to this location could interfere with the safety and ability of this Fire Departments duties; and,

Whereas, the West 10th Street Block Association and 33 Greenwich met with this applicant and established the following stipulations which are signed and notarized and should be included into this applicants method of operation :

1. **Hours of operation:** On each Sunday through Wednesday night, the Operator shall open no earlier than 10 a.m. and close no later than 1 a.m. On each Thursday through Saturday, the Operator shall open no earlier than 10 a.m. and close no later than 2 a.m.
2. **Soundproofing:** The Operator shall hire a certified acoustical consultant to make recommendations such that the Establishment will meet or exceed the current New York City Noise Code guidelines for residential areas. The Operator shall use its best efforts to soundproof the Establishment according to said recommendations to ensure that noise (including, but not limited to, noise generated by patrons and staff and by commercial equipment does not emanate from the Establishment, or its equipment, in any direction and meets or exceeds New York City noise code. Subsequent to any necessary soundproofing, the Operator shall hire a certified acoustical consultant to perform a "Commissioning Test" to ensure that such measures are installed correctly. The Operator shall provide proof of successful Commissioning Test to the Community Board and State Liquor Authority. The Operator will ensure that music within the Establishment will be background music only and all of the sound system speakers at the Establishment will face inward and away from the front door.
3. **Kitchen:** The Operator shall ensure that the kitchen is located in the cellar of the Establishment and that there will not be any outside venting from within the Establishment.
4. **Sanitation:** The Operator shall not store garbage or dumpsters outside the Establishment until one-half hour before garbage pickup. All garbage generated by the Establishment will be stored inside until its closing and pick-up service of its garbage will be coordinated with a neighboring restaurant.
5. **Sidewalk:** The Operator will ensure that the sidewalk in front of the Establishment will be kept clear of trash including cigarette butts.
6. **Windows and Doors:** The Operator will ensure that the windows and doors of the Establishment will remain closed during the hours of operation.
7. **Food Service:** The Operator will ensure that food will be served up to _ hour before closing of the Establishment.
8. **Security:** The Operator will ensure that it will hire a doorman who will be enlisted to maintain crowd and noise control outside of the Establishment on each day of operation.
9. **Lighting:** The Operator will ensure that there will be no illuminated signage from the Establishment and that there will be no excessive lighting from within the Establishment and all lighting near the windows of the Establishment will comply with New York City Landmarks' codes.

10. **Lighting:** The Operator will ensure that there will be no illuminated signage from the Establishment and that there will be no excessive lighting from within the Establishment and all lighting near the windows of the Establishment will comply with New York City Landmarks' codes.
11. **Monthly Meetings:** The Operator of the Establishment will hold monthly meetings with community residents of West 10th Street (between Waverly Place and Greenwich Avenue) and from 33 Greenwich Avenue for at least the first year of operation to address residents' concerns about the Establishment.
12. **Limits On Expansion Of Business:** The Operator will ensure that he will never expand the Establishment beyond the ground floor and cellar of 130 West 10th Street.
13. **Community Outreach:** The Operator will make himself accessible to complaints from neighbors and will provide his cell phone number so that they may contact him.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of the new Beer and Wine license for **West End Merchants Inc., d/b/a Miss Kate's Parlour, 130 West 10th Street, NYC** unless all conditions agreed to by the applicant within the signed legal document are incorporated into the "Method of Operation" on the SLA's Beer and Wine license.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

COMMUNITY BOARD No. 2, MANHATTAN

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

24. Friendly Foods LLC, d/b/a Pulino's Café, 18 Greenwich Avenue, NYC 10011

Whereas, this application is for an On Premise liquor license; and,

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new On Premise license in a commercial building on Greenwich Avenue on the corner of Greenwich Avenue and 10th Street for a 2,505 s.f. restaurant with 21 tables and 80 seats, 1 bar with 12 seats, and a maximum legal capacity of 100 persons; and,

Whereas, the applicant stated the hours of operation are:

Monday to Thursday from 12:00 p.m. – 12:00 a.m.

Friday from 12:00 p.m. – 1:00 a.m.

Saturday from 10:00 a.m. – to 1:00 a.m.

Sunday from 10:00 a.m. – 12:00 a.m.;

Whereas, the applicant agrees to no sidewalk café and no backyard garden; and,

Whereas, this location has never been licensed by the SLA and would be adding a new license to a neighborhood that is over saturated with 29 SLA licenses already in existence; of which at least 6 are new within the last 3 years, and 3 licenses are currently pending and,

Whereas, this location was previously Village Paper Party Store which was destroyed by a fire in February 2010 and this neighborhood has lost most of its book stores, coffee shops, and other general retail stores; and,

Whereas, the neighborhood has presented a petition with 57 signatures against this applicant and 15 appeared in opposition; and,

Whereas, the West 10th Street Block Association and 33 Greenwich and CB2 have requested denial from the last 2 applications that came before us for the same address – 18 Greenwich Avenue; and,

Whereas, the applicant, who currently operates many successful destination location restaurants in CB#2, Man. did not present details on how this location would impact vehicular and pedestrian traffic and parking, and did not provide plans that were satisfactory to the community regarding the impact on existing noise levels in the community; and,

Whereas, the applicant agreed to the following stipulations:

To not establish a sidewalk café thought it is zoned for one and would not appear before CB#2, Man. for a sidewalk café without the community and neighborhood associations support.

To establish Quarterly meetings with the community and offer personal contact information.

To maintain a doorman outside the premises to control traffic and sidewalk noise.

To close all doors and windows at 9 p.m.

To soundproof the interior and windows and doors.

Whereas, the community and CB#2, Man. would re-consider this applicant if a different format/plan/method of operation for this location could be offered that would not be an upscale pizza place and provided plans on mitigating the effects on traffic, parking, and existing noise levels;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise liquor license to **Friendly Foods LLC, d/b/a Pulino's Café, 18 Greenwich Avenue, NYC 10011** .

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

25. Manjit Singh or Corp. to be formed, 72 University Pl. NYC 10003

Whereas, this application is for a new On Premise liquor license; and,

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new On Premise license in a mixed use building on University Pl., between 10th and 11th Street, for a restaurant located in 3,154 s.f. premise, with 24 tables and 70 seats, 1 bar and 5 seats and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation will be Sunday to Saturday from 11 a.m. to 11 p.m.; there will be a sidewalk café but no backyard garden; music will be background only; and,

Whereas, the applicant currently operates a successful Indian restaurant in Jackson Heights Queens, DBA Jackson Diner, and stated that this application is for a similar style restaurant which operate under the same name; and,

Whereas, the applicant agreed not to apply for a sidewalk café for at least 3 years from day of opening and would not come before CB2 for an sidewalk café application without community support; and,

Whereas, the applicant agrees to have quarterly meetings for the community and will do outreach to the neighborhood associations on East 11th Street, 10th Street, and 12th and 13th Street; and

Whereas, there were some community members in attendance to oppose this application but were agreed with the applicant's stipulations stated above; and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the new OP license for **Manjit Singh or Corp. to be formed, 72 University Pl. NYC 10003** unless all conditions agreed to by the applicant in their signed and notarized stipulation agreement are incorporated into the “Method of Operation”.

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

26. PSSP NY, Inc., d/b/a Sofia's, 143 Mulberry St., NYC 10013

Whereas, this application is for the transfer of an On Premise liquor license; and,

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for the transfer of an existing On Premise license in a mixed use building on Mulberry St., between Hester and Grand St., for a restaurant located in 1,800 s.f. premise, with 24 tables and 64 seats, 1 bar and 7 seats and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation will be Sunday to Saturday from 10 a.m. to 2 a.m.; there will be a sidewalk café but no backyard garden; music will be background only; and,

Whereas, there are no changes to the site or method of operation; and,

Whereas, this is a transfer in the immediate family from Father to Son, and the son has been an employee for his father at this establishment for several years; and,

Whereas, there was no one in opposition of the application

THEREFORE BE IT RESOLVED that CB#2, Man, recommends approval of the transfer of an On Premise liquor license **PSSP NY, Inc., d/b/a Sofia's, 143 Mulberry St., NYC 10013.**

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

27. Café Crystal, Inc. d/b/a Café Krystall, 70 Mercer St./ 499 Broadway, NYC 10012

Whereas, this application is for the alteration of an On Premise liquor license; and,

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of the alteration of an On Premise liquor license **Café Crystal, Inc. d/b/a Café Krystall, 70 Mercer St./ 499 Broadway, NYC 10012** **and requests that the SLA send this applicant back to CB#2, Man. should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard.**

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

28. BMT Operations, LLC, d/b/a Betel, 49 Grove St., NYC

Whereas, this application is for the alteration of an existing On Premise liquor license; and,

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for the alteration of an existing OP license in a mixed use building for a restaurant located in 1,600 s.f. premise on Grove St. between Bleecker and 7th Avenue with 15 tables and 50 seats and 1 bar with 12 seats and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation will be Monday to Thursday from 12:00 p.m. – 1:00 a.m. and Friday from 5:00 p.m. – 1:00 a.m. and Saturday to Sunday from 12:00 p.m. – 1:00 a.m.; there is a sidewalk café but no backyard garden; music will be background only; and,

Whereas, the alteration to this license is to cover the increase in size of the sidewalk café that was approved by CB2 which will be for a new total of 9 tables and 16 seats; and,

Whereas, the applicant agrees to close all doors, French doors, and windows by 10:00 p.m.;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial to the proposed alteration of the full OP License for **BMT Operations, LLC, d/b/a Betel, 49 Grove St., NYC** unless the conditions agreed to by the applicant are incorporated into the “Method of Operation”

Vote: Unanimous, with 36 Board members in favor.

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
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September 28, 2010

Dana E. Christian, Acting Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Mr. Christian:

At its Full Board meeting on September 23, 2010, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

29. Juliana's on Bowery, LLC d/b/a Juliana's Pizza, 342 Bowery, NYC 10003

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

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new Beer and Wine license in a mixed use building on Bowery between Great Jones and East 4th St., for a pizza restaurant located in 2,000 s.f. premise, with 19 tables and 50 seats, 1 bar and 12 seats and a maximum legal capacity of 74 persons; and,

Whereas, the applicant has agreed that the new hours of operation will be Sunday to Saturday from 11:00 a.m. to 12:00 a.m.; there will be a sidewalk café but no backyard garden; music will be background and Juke Box only; and,

Whereas, there has never been an SLA license at this address and this community is already saturated with over 36 SLA license within 500 feet; and,

Whereas, this applicant would like to have accordion doors open to the sidewalk and would be requesting a sidewalk café even though the community requested that they not do either and has serious concerns regarding noise issues; and,

Whereas, the applicants, of which two have previously operated destination location pizza restaurants in Brooklyn and Hoboken, where unable to articulate how overflow patrons might be handled at this location, specifically given that a sidewalk café would take up at least half the sidewalk which raises serious concerns regarding the safety of pedestrians on this major artery for North/South traffic through Manhattan; and,

Whereas, the community submitted 5 letters from nearby building associations and a petition with 187 signatures opposing this application; and,

Whereas, the community consisting of residents, property owners, businesses and developers have repeatedly objected to additional licenses in this area citing quality of life concerns such as traffic and noise that already exist in this neighborhood; and,

Whereas, there was a lack of community outreach by this applicant; and,

Whereas, the community feels that this plan does not enhance the neighborhood or is unique to the neighborhood because there are already several high end Pizza locations located in close proximity; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of a Beer and Wine license for **Juliana's on Bowery, LLC d/b/a Juliana's Pizza, 342 Bowery, NYC 10003.**

Vote: Unanimous, with 36 Board members in favor.

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

Sincerely,



Jo Hamilton, Chair
Community Board #2, Manhattan



Raymond Lee, Chair
SLA Licensing Committee
Community Board #2, Manhattan

JH/fa

cc: Hon. Jerrold L. Nadler, Congressman
Hon. Thomas K. Duane, NY State Senator
Hon. Daniel L. Squadron, NY State Senator
Hon. Deborah J. Glick, Assembly Member
Hon. Scott M. Stringer, Man. Borough President
Hon. Christine C. Quinn, Council Speaker
Hon. Margaret Chin, Council Member
Hon. Rosie Mendez, Council Member
Sandy Myers, CB2 Liaison, Man. Borough President's office
Lolita Jackson, Manhattan Director, CAU
Kerri O'Brien, Deputy Commissioner of Licensing NY State Liquor Authority
Michael Jones, Deputy Chief Executive Officer, NY State Liquor Authority