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COMMUNITY BOARD No. 2, MANHATTAN

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January 24, 2011

Jonathan Mintz, Commissioner
NYC Department of Consumer Affairs
42 Broadway
New York, NY 10004

Dear Commissioner Mintz:

At its Full Board meeting on January 20, 2011, Community Board #2, Manhattan (CB#2, Man.) adopted the following resolution:

New App. for revocable consent to operate an Enclosed sidewalk café for:

1. 151 Bleecker LLC d/b/a The Red Lion, 151 Bleecker St. (at Thompson St), with 7 tables & 13 seats, NYC 10012 DCA# 1348216

Block:537 Lot:37

Lot Frontage:57.17' Lot Depth:100

Year Built:1900(estimated)

Number of Buildings:2, Number of Floors:6

Residential Units:40 Total # of Units:44

Zoning:R7-2 , Commercial Overlay:C1-5

Whereas, the area was posted, community groups notified and there were no community members present regarding this new application, and the applicant's representative, Mike Kelly, was present, and

Whereas, this enclosed café has been operated by this applicant for several years and this is a new application due to the addition of a long-time manager being added to the ownership, and

Whereas, members of the committee as well as community members have complained about the continued illegal placement of a sandwich board sign on the public area of the sidewalk, and

Whereas, this committee has been given previous commitments by the applicant to correct this situation and that has not occurred,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a NEW App. for revocable consent to operate an Enclosed sidewalk café for **151 Bleecker LLC d/b/a The Red Lion, 151 Bleecker St (at Thompson St), with 7 tables & 13 seats, NYC 10012 DCA# 1348216**

CONDITIONAL UPON consistent correction of the signage issue identified in Whereas clauses 3 & 4

VOTE: Passed, with 37 Board members in favor and 1 recusal-(Rakoff)

Renewal App. for revocable consent to operate an Enclosed sidewalk cafe for:

2. Zonor Rest Corp. d/b/a Riviera Café, 225 W. 4th St. (at 7th Ave S), with 17 tables & 36 seats, DCA# 0629616

Block:610 Lot:9	Lot Frontage:90.25' Lot Depth:64.17
Year Built:1910	Number of Buildings:3, Number of Floors:4
Residential Units:12 Total # of Units:16	Zoning:C4-5
Landmark Building: Yes	Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was not present, and

Whereas, the applicant is required to appear before this committee as a condition for renewal of this renewal application,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Enclosed sidewalk café for **Zonor Rest Corp. d/b/a Riviera Café, 225 W. 4th St. (at 7th Ave S), with 17 tables & 36 seats, DCA# 0629616**

UNLESS the applicant appears before this committee as required

VOTE: Unanimous, with 38 Board members in favor.

Renewal App. for revocable consent to operate an Unenclosed sidewalk cafe for:

3. Service Corp. d/b/a Jacques Restaurant, 20 Prince St. (Mott St & Elizabeth St), with 6 tables & 11 seats, DCA# 1173208

Block:493 Lot:17	Lot Frontage:47.5' Lot Depth:129
Year Built:1900(estimated)	Number of Floors:6
Residential Units:48 Total # of Units:50	Zoning:C6-2

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Service Corp. d/b/a Jacques Restaurant, 20 Prince St. (Mott St & Elizabeth St), with 6 tables & 11 seats, DCA# 1173208**

VOTE: Unanimous, with 37 Board members in favor.

4. Sengupta Food Services, LLC d/b/a SoHo Park, 62 Prince St (at Lafayette St), with 7 tables & 14 seats, DCA# 1277362

Block:496 Lot:18	Lot Frontage:47.33' Lot Depth:54.92
Year Built:2005	Number of Floors:1
Residential Units:0 Total # of Units:1	Zoning:M1-5B

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant and his representative, Frank Pallilo, were present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

Whereas, the committee noted that foliage in bordering planters was higher than the allowed 30” and the applicant committed to remedying the situation,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Sengupta Food Services, LLC d/b/a SoHo Park, 62 Prince St (at Lafayette St), with 7 tables & 14 seats, DCA# 1277362**

VOTE: Unanimous, 38 Board members in favor.

5. Iridium Restaurant, Corp. d/b/a Bread, 20 Spring St. (btw Mott St & Elizabeth St), with 2 tables & 4 seats, DCA# 1221130

Block:479 Lot:18	Lot Frontage:22.58' Lot Depth:125.33
Year Built:1900(estimated)	Number of Floors:6
Residential Units:15 Total # of Units:16	Zoning:C6-2, C6-1

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant’s representative, Michael Kelly, was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

Whereas, the committee noted the plan incorrectly shows an additional 2 tables and 4 seats in front of a freight access door, which is not allowed, and

Whereas, the applicant is not using the additional tables and chairs in any case,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Iridium Restaurant, Corp. d/b/a Bread, 20 Spring St. (btw Mott St & Elizabeth St), with 2 tables & 4 seats, DCA# 1221130**

VOTE: Unanimous, with 38 Board members in favor.

6. 316 Bowery LLC d/b/a Double Crown, 316 Bowery (at Bleecker St), with 17 tables & 34 seats, DCA# 1281748

Block:521 Lot:74	Lot Frontage:40.33' Lot Depth:42.67
Year Built:1910(estimated)	Number of Floors:4
Residential Units:3 Total # of Units:4	Zoning:C6-1
Landmark Building:Yes	Historic District:Noho East

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for two years with no known issues, and

Whereas, the committee noted the applicant needs to move bordering planters up against the building when the café is not in use and the applicant has committed to do so,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **316 Bowery LLC d/b/a Double Crown, 316 Bowery (at Bleecker St), with 17 tables & 34 seats, DCA# 1281748**

VOTE: Unanimous, with 38 Board members in favor.

7. Facosull Corp. d/b/a The Four Faced Liar, 165 W. 4th St. (btw Jones St & Cornelia St), with 5 tables & 11 seats, DCA#1166884

Block:592 Lot:29

Lot Frontage:63' Lot Depth:70.5

Year Built:1900(estimated)

Number of Floors:6

Residential Units:31 Total # of Units:34

Zoning:R6, R7-2, Commercial Overlay:C1-5

Landmark Building: Yes

Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Michael Kelly, was present, and

Whereas, this unenclosed café has been operated by this applicant for many years with no known issues, and

Whereas, the committee noted the concrete platform on which the café sits is grandfathered within the Greenwich Village Landmark District,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Facosull Corp. d/b/a The Four Faced Liar, 165 W. 4th St. (btw Jones St & Cornelia St), with 5 tables & 11 seats, DCA#1166884**

VOTE: Unanimous, with 38 Board members in favor.

8. 174 Grand St. d/b/a Onieals, 174 Grand St. (at Centre Market Pl), with 7 tables & 14 seats, DCA# 1218544

Block:471 Lot:28

Lot Frontage:24.75' Lot Depth:72.33

Year Built:1910(estimated)

Number of Floors:4

Residential Units:6 Total # of Units:7

Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was not present, and

Whereas, the applicant is required to appear before this committee as a condition for renewal of this renewal application,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Enclosed sidewalk café for **174 Grand St. d/b/a Onieals, 174 Grand St. (at Centre Market Pl), with 7 tables & 14 seats, DCA# 1218544**

UNLESS the applicant appears before this committee as required

VOTE: Unanimous, with 38 Board members in favor.

9. Mulberry Street Bar, LLC, 176½ Mulberry St. (btw Grand St & Broome St), with 4 tables & 8 seats, DCA# 1164852

Block:471 Lot:33

Lot Frontage:26.08' Lot Depth:100.33

Year Built:1900(estimated)

Number of Floors:7

Residential Units:26 Total # of Units:28

Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Michael Kelly, was present, and

Whereas, this unenclosed café has been operated by this applicant for many years with no known issues, and

Whereas, the committee noted the applicant has sometimes varied from the approved seating plan, but appears to do so only with the allotted tables and chairs, and

Whereas, the applicant's representative committed to ensuring the applicant follows the approved arrangement,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Mulberry Street Bar, LLC, 176½ Mulberry St. (btw Grand St & Broome St), with 4 tables & 8 seats, DCA# 1164852**

VOTE: Unanimous, with 38 Board members in favor.

10. Restaurant 597 Inc. d/b/a Bus Stop, 597 Hudson St. (at Bethune St), with 10 tables & 20 seats, DCA# 0918358

Block:624 Lot:21	Lot Frontage:21.83' Lot Depth:76.33
Year Built:1901(estimated)	Number of Floors:5
Residential Units:12 Total # of Units:14	Zoning:C1-6
Landmark Building: Yes	Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for many years with no known issues, and

Whereas, the committee reminded the applicant to move the café railings in against the building façade when the café is not in use,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Restaurant 597 Inc. d/b/a Bus Stop, 597 Hudson St. (at Bethune St), with 10 tables & 20 seats, DCA# 0918358**

VOTE: Unanimous, with 38 Board members in favor.

11. Oreste Inc. d/b/a Trattoria Toscana, 64 Carmine St. (7th Ave S & Bedford St), with 8 tables & 18 seats, DCA# 1163792

Block:528 Lot:76	Lot Frontage:75' Lot Depth:60
Year Built:1900(estimated)	Number of Floors:6
Residential Units:30 Total # of Units:35	Zoning:R6

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Steve Wygoda, was present, and

Whereas, this unenclosed café has been operated by this applicant for many years with no known issues, and

Whereas, this establishment is in an R6 zone which does not allow sidewalk cafés, this block of Carmine St is intersected on the south by a commercial zone along 7th Ave S which appears to have caused confusion, and

Whereas, both 66 Carmine St and 68 Carmine St further to the south of this property are also fully within the R6 zone indicating that 64 Carmine is not crossed by the commercial district line, and

Whereas, the committee has asked DCA to confirm the legality of the café's location but that confirmation has not been provided,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Oreste Inc. d/b/a Trattoria Toscana, 64 Carmine St. (7th Ave S & Bedford St), with 8 tables & 18 seats, DCA# 1163792**

CONDITIONAL UPON the Dept. of Consumer Affairs confirming the basis for the legality of this sidewalk café under zoning regulations

VOTE: Unanimous, with 38 Board members in favor.

12. Zonor Rest. Corp. d/b/a Riviera Café, 225 W. 4th St. (at 7th Ave S), with 27 tables & 60 seats, DCA# 0922650

Block:610 Lot:9	Lot Frontage:90.25' Lot Depth:64.17
Year Built:1910	Number of Buildings:3, Number of Floors:4
Residential Units:12 Total # of Units:16	Zoning:C4-5
Landmark Building: Yes	Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was not present, and

Whereas, the applicant is required to appear before this committee as a condition for renewal of this renewal application,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Zonor Rest Corp. d/b/a Riviera Café, 225 W. 4th St. (at 7th Ave S), with 17 tables & 36 seats, DCA# 0629616**

UNLESS the applicant appears before this committee as required

VOTE: Unanimous, with 38 Board members in favor.

13. A.C.A 110 Mulberry Inc. d/b/a La Bella Ferrara Coffee Shop, 110 Mulberry St. (btw Canal St & Hester St), with 6 tables & 12 seats, DCA# 0787968

Block:205 Lot:6	Lot Frontage:24.92' Lot Depth:100.33
Year Built:1910(estimated)	Number of Floors:5
Residential Units:16 Total # of Units:18	Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Michael Kelly, was present, and

Whereas, this unenclosed café has been operated by this applicant for many years with no known issues, and

Whereas, the committee noted the applicant is using an additional 2 tables and 4 seats, and

Whereas, due to the use of two doors for service, the applicant may be able to file for a modification of their application to include the additional 2 tables and 4 seats, and

Whereas, the applicant's representative committed to working with the applicant to resolve the discrepancy between the application and use the number of tables in use,

THEREFORE BE IT RESOLVED that Community Board 2 Manhattan recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **A.C.A 110 Mulberry Inc. d/b/a La Bella Ferrara Coffee Shop, 110 Mulberry St. (btw Canal St & Hester St), with 6 tables & 12 seats, DCA# 0787968**

CONDITIONAL UPON the applicant either filing for a modification to include the additional 2 tables and 4 seats OR returning the café to the currently approved 6 tables and 12 seats

VOTE: Unanimous, with 38 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



Maury Schott, Chair
Sidewalks & Public Access Committee
Community Board #2, Manhattan

JH/gh

c: Hon. Jerrold L. Nadler, Congressman
Hon. Thomas 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
Lolita Jackson, Manhattan Director, CAU
Peter Janosik, Council, Land Use Division
Michael Ben-Asher, Dept. of Consumer Affairs
Applicants