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## COMMUNITY BOARD No. 2, MANHATTAN

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November 30, 2009

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

Dear Commissioner Mintz:

At its Full Board meeting on November 19, 2009, CB#2-Man., adopted the following resolutions:

**1. Schatzi Corp. d/b/a Wallse, 342-344 West 11<sup>th</sup> St., at the corner of Washington St., Block:633, Lot:6; Police Precinct:6, with 8 tables & 16 seats, DCA# 1257073**

**Whereas**, the area was posted, contiguous neighborhood associations alerted by posting and e-mail and no residents appeared before the committee and the Applicant, Kurt Guttenbrunner was present at this hearing; and,

**Whereas**, this lot has frontage of 81.75 feet and depth of 79.83 feet and with seven buildings of five stories, built in 1900 (est), with 41 residential units of a total 45 units in an area of Multi-Family Walk-Up Buildings; Zoning C1-6, Landmarked; Zoning Map# 12A and,

**Whereas**, the applicant did not appear before this Committee in October as planned, but this committee extended the courtesy of hearing this application if the applicant agreed to appear in this November meeting, and,

**Whereas**, the applicant has complied with the conditions of the New Application reviewed in July 2007, including those specified by the Co-Op Board for these properties, and

**Whereas**, there is currently a large planter placed at curbside on the Washington St. side, and

**Whereas**, there is a bench placed at curbside on the Washington St. side, and

**Whereas**, the applicant has agreed to remove the bench immediately and to move the planter to a rear yard garden, and,

**Whereas**, in all other aspects this sidewalk café has complied with all previous requests and has met the approval of the Co-Op owning this group of buildings,

**THEREFORE, BE IT RESOLVED**, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Schatzi Corp. d/b/a Wallse, 342-344 West 11<sup>th</sup> St., at the corner of Washington St., Block:633, Lot:6; Police Precinct:6, with 8 tables & 16 seats, DCA# 1257073.**

Vote: Unanimous, with 36 Board members in favor.

2. **Tre-Giovani, Inc., 548 LaGuardia Pl., betw West 3<sup>rd</sup> and Blecker Sts., Block: 537, Lot: 21, Police Precinct: 6, with 4 tables & 12 seats, DCA# 0997686**

**Whereas**, the area was posted, contiguous neighborhood associations alerted by posting and e-mail and no residents appeared before the committee and the Applicant, Enver Pelinku, was present at this hearing; and,

**Whereas**, this lot has frontage of **20** feet and depth of 55 feet and is one building of four stories, built in 1900 (est), with 3 residential units of a total 4 units in an area of Mixed Residential and Commercial Buildings; Zoning R7-2 with a C1-5 Commercial Overlay, Zoning Map# 12C and,

**Whereas**, the sidewalk plan has been well-maintained and there was no community complaint,

**THEREFORE, BE IT RESOLVED**, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Tre-Giovani, Inc., 548 LaGuardia Pl., betw West 3<sup>rd</sup> and Blecker Sts., Block: 537, Lot: 21, Police Precinct: 6, with 4 tables & 12 seats, DCA# 0997686**

Vote: Unanimous, with 36 Board members in favor.

3. **Florios Enterprises, Inc. 192 Grand St., betw Mulberry and Mott Sts., Block: 471, Lot: 57, Police Precinct: 5, with 7 tables & 20 seats, DCA# 0890546.**

**Whereas**, the area was posted, contiguous neighborhood associations alerted by posting and e-mail and no residents appeared before the committee and the Applicant was NOT present at this hearing; and,

**Whereas**, this lot has frontage of **24.75** feet on Grand St. and is one building of 3.75 stories, built in 1901 (est), with 3 residential units of a total 4 units in an area of Mixed Residential and Commercial Buildings; Zoning C6-2G, Zoning Map# 12C and,

**Whereas**, this Committee has noted that the eastern most table overlaps the building to the east and there is a menu board that is outside the sidewalk café area, and

**Whereas**, it is the practice of this Committee to deny any application that is not represented before this Committee, but the applicant has agreed to appear in December,

**THEREFORE, BE IT RESOLVED**, that CB#2, Man. recommends DENIAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Florios Enterprises, Inc. 192 Grand St., betw Mulberry and Mott Sts., Block: 471, Lot:**

**57, Police Precinct: 5, with 7 tables & 20 seats, DCA# 0890546, UNLESS the applicant appears before this Committee in December 2009.**

Vote: Unanimous, with 36 Board members in favor.

4. **Tanti Baci Caffè, LLC, 135 ½ 7 Avenue South, betw Perry and West 11<sup>th</sup> Sts., Block: 611, Lot: 32, Police Precinct: 6, with 6 tables & 12 seats, DCA# 1252026**

**Whereas**, the area was posted, contiguous neighborhood associations alerted by posting and e-mail and no residents appeared before the committee and the Applicant, Mike Leuck, was present at this hearing; and,

**Whereas**, this lot has frontage of **25** feet onon Seventh Ave. South. and is one building of five stories, built in 1900 (est), with 18 residential units of a total 21 units in an area of Mixed Residential and Commercial Buildings; Zoning C2-6, Zoning Map# 12A and,

**Whereas**, the sidewalk café and restaurant were not open at the time of this Committee's inspection, and,

**Whereas**, the Barber Shop next door in the same building that had in June 2007 objected but did not appear at this renewal with any objection regarding the sidewalk plan, and there were no other community members present objecting to its current use,

**THEREFORE, BE IT RESOLVED**, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Tanti Baci Caffè, LLC, 135 ½ 7 Avenue South, betw Perry and West 11<sup>th</sup> Sts., Block: 611, Lot: 32, Police Precinct: 6, with 6 tables & 12 seats, DCA# 1252026**

Vote: Unanimous with 36 Board members in favor.

5. **P.M.W., Inc. d/b/a Spring Street Natural Restaurant, 62 Spring Street at the southwest corner of Lafayette, Block: 481, Lot: 7502, Police Precinct: 5, with 7 tables & 27 seats, DCA# 1193198**

**Whereas**, the area was posted, contiguous neighborhood associations alerted by posting and e-mail and no residents appeared before the committee and the Applicant, Robert Schoenholt, was present at this hearing; and,

**Whereas**, this lot has frontage of **75.67** feet ib Spring St. and depth of 114.33 on Lafayette where the sidewalk café is located, and is one building of 12 stories, built in 1926, with 41 residential units of a total 42 units in an area of Mixed Residential and Commercial Buildings; Zoning C2-6, Zoning Map# 12C and,

**Whereas**, within the sidewalk café there are large tree planters set along the building line but not extending more than 3 feet, and,

**Whereas**, this Committee observed a serving cart which does not belong n the Sidewalk Café plan, but the applicant has agreed to remove it immediately, and

**Whereas**, this Sidewalk Café has been operating for many years without community complaint,

**THEREFORE, BE IT RESOLVED**, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **P.M.W., Inc. d/b/a Spring Street Natural Restaurant, 62 Spring Street at the southwest corner of Lafayette**, Block: **481**, Lot: **7502**, Police Precinct: **5**, with **7 tables & 27 seats, DCA# 1193198**

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



Zella Jones, Chair  
Sidewalks & Public Access Committee  
Community Board #2, Manhattan

JH/gh

cc: Hon. Jerrold Nadler, Congressman  
Hon. Thomas Duane, NY State Senator  
Hon. Deborah Glick, Assembly Member  
Hon. Scott Stringer, Man. Borough President  
Hon. Christine Quinn, Council Speaker  
Hon. Alan Jay Gerson, Council Member  
Hon. Rosie Mendez, Council Member  
Sandy Myers, Community Board Liaison, Man., Borough President  
Lolita Jackson, Manhattan Director, CAU  
Peter Janosik, Council, Land Use Division  
Michael Ben-Asher, Dept. of Consumer Affairs  
Applicants