

THE CITY OF NEW YORK
 MANHATTAN COMMUNITY BOARD 3
 59 East 4th Street - New York, NY 10003
 Phone (212) 533-5300
 www.cb3manhattan.org - info@cb3manhattan.org

Alysha Lewis-Coleman, Board Chair

Susan Stetzer, District Manager

Community Board 3 Liquor License Stipulations for Administrative Approval

I, Brenna K Miller, as a qualified representative of Dig Inn 127 4th Avenue LLC, located at 127 4th Avenue, New York, NY agree to the following stipulations:

- I will operate a full-service restaurant, specifically a (type of restaurant) _____
 Kitchen open and serving food every night during all hours of operation.
- My hours of operation will be:
 Mon 11AM-10PM; Tue 11AM-10PM; Wed 11AM-10PM;
 Thu 11AM-10PM; Fri 11AM-10PM; Sat 11AM-10PM; Sun 11AM-10PM.

(I understand opening is no later than specified opening hour & all patrons are to be cleared from business at specified closing hour)

- I will not use outdoor space for commercial use.
- I will operate my sidewalk café no later than _____
- I will employ a doorman/security personnel on the following days: _____
- I will install soundproofing, _____
- I will close any front or rear façade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances. I will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances.
- I will not have DJs, live music, promoted events, any event at which a cover fee is charged, scheduled performances, more than _____ DJs/ promoted events per _____, more than _____ private parties per _____
- I will play ambient recorded background music only.
- I will not apply for an alteration to the method of operation or for any physical alterations of any nature without first coming before CB 3.
- I will not seek a change in class to a full on-premises liquor license without first obtaining approval from CB 3.
- I will not participate in pub crawls or have party buses come to my establishment.
- I will not have unlimited drink specials, including boozy brunches, with food.
- I will not have a happy hour or drink specials with or without time limitations OR I will have happy hour and it will end by _____. - Please indicate one of the above -
- I will not have wait lines outside. I will have a staff person responsible for ensuring no loitering, noise or crowds outside.
- I will conspicuously post this stipulation form beside my liquor license inside of my business.
- Residents may contact the manager/owner at the number below. Any complaints will be addressed immediately. I will revisit the above-stated method of operation if necessary in order to minimize my establishment's impact on my neighbors.

Name: Brenna K Miller, Dig Inn Phone Number: 212-545-7867

18. I will: _____

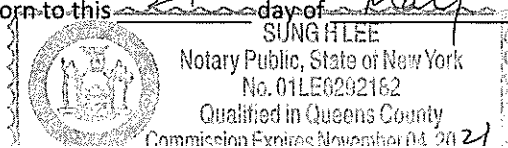
I hereby certify that the information provided above is truthful and accurate based upon my personal belief.

Signed Brenna K Miller

Dated 5/29/19

Sworn to this 29th day of May, 2019

[Signature]
 Notary Public





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Community Board 3 Liquor License Application Questionnaire

Today's Date: May 29, 2019

APPLICANT

1. Name of applicant and principle(s): Dig Inn 127 4th Avenue LLC
2. Premise address: 127 4th Ave, New York, NY 10003
3. Cross streets: between West 12th and West 13th Street
4. Trade name (DBA): Dig Inn
5. Check which you are applying to: New liquor licence Alteration of an existing license Sale of assets
6. If alteration, describe nature of alteration: N/A
7. Is location currently licensed? Yes No
8. Type of license: Restaurant Wine
9. Previous or current use of the location: Restaurant
10. Corporation and trade name of current location: Barbacon LLC & Barbacon Union Square LLC
11. Type of building and number of floors: Mixed Use / Multi-Family 7 Floor Elevator Building
12. Does premise have a valid Certificate of Occupancy and all appropriate permits, including for any back or side yard use? Yes No 12a. What is the permitted occupancy indoors and outdoors? 282
13. Do you plan to apply for Public Assembly permit? Yes No Our occupancy will be <75.
14. What is the zoning designation (check zoning using map: <http://gis.nyc.gov/doitt/nycitymap/> - please give specific zoning designation, such as R8 or C2): C6-2A
15. How many licensed establishments are within 1 block? 2
16. How many On-Premise (OP) liquor licenses are within 500 feet? 5
17. Is premise within 200 feet of any school or place of worship? Yes No

PROPOSED METHOD OF OPERATION

18. Describe your method of operation: Fast Casual Restaurant. American Food mostly vegetables
19. Will any other business besides food or alcohol service be conducted at premise? Yes No
20. If yes, please describe what type: _____
21. What are the proposed days/hours of operation (specify days/hours each day and hours of outdoor space if applicable):

22. Total number of table: _____ 23. Total number of seats: _____



24. How many stand-up bars/ bar seats are located on the premise? One (1) (A **stand up bar** is any bar or counter, whether with seating or not, over which a patron can order, pay for, and receive an alcoholic beverage.)
25. Describe all bars (length, shape, and location): 5' at POS
26. Does premise have a full kitchen? Yes No
27. What are the hours kitchen will be open? 7am-11pm
28. What type of food is available for sale? American most vegetables locally sourced in season
29. Will a manager or principal always be on site? Yes No If yes, which? _____
30. How many employees will there be? 35
31. Do you have or plan to install French doors accordion doors or windows?
32. Will there be TVs/monitors? Yes No (If Yes, how many?) _____
33. Will premise have music? Yes No **33a. If Yes, what type of music?** Live Music Juke box
 DJ Tapes/CDs/iPod
34. If other type, please describe: _____
35. What will be the music volume? Background (quiet) Entertainment level
36. Please describe your sound system: JBL speakers x4 plus subwoofer
37. Will you host any promoted events, scheduled performances or any event at which a cover fee is charged? Yes No
38. *If Yes, what type of events or performances are proposed and how often?* _____
39. How do you plan to manage vehicular traffic and crowds on the sidewalk caused by your establishment? _____
Vehicular traffic N/A. We will have space to cue inside our restaurant. If the line for service extends outside, we will direct them around the corner on to 13th St so as not crowd pedestrians on 4th Ave / if an employee is needed to help manage, they will be dispatched accordingly.
40. Will there be security personnel? Yes No **40a. If Yes, how many and when?** _____
41. How do you plan to manage noise inside and outside your business so neighbors will not be affected? _____
42. Do you have sound proofing installed? Yes No **43. If not, do you plan to install sound-proofing?** Yes No

APPLICANT HISTORY

44. Has this corporation or any principal been licensed previously? Yes No *If yes, please indicate name of establishment(s):* See rider attached.
45. Address: _____ **47. Community Board #** _____
46. Dates of operation: _____
47. Has any principal had work experience similar to the proposed business? Yes No *If yes, explanation of experience or resume.* **Yes, Dig Inn has 26 locations in NYC and Boston and beer & wine licenses in some locations in both cities.**
48. Does any principal have other businesses in this area? Yes No *If yes, give trade name and describe type of business:* Other Dig Inn locations at: 691 Broadway, 17 E 17th St, 16 E 23rd St
49. Has any principal had SLA reports or action within the past 3 years? Yes No *If yes, attach list of violations and dates of violations and outcomes.*

COMMUNITY OUTREACH

Please see the Community Board website to find block associations or tenant associations in the immediate vicinity of your location for community outreach. Applicants are encouraged to reach out to community groups.

Rider to Qu 44

Licensee	Address	Community Board
Dig Inn 100 West 67 th Street LLC	100 West 67 th Street New York, NY 10023	Manhattan #7
Dig Inn 1297 Lexington Avenue LLC	1297 Lexington Avenue New York, NY 10128	Manhattan #8
Dig Inn 691 Broadway LLC	691 Broadway New York, NY 10012	Manhattan #2
Dig Inn 70 Prince Street LLC	70 Prince Street New York, NY 10012	Manhattan #2
Dig Inn 709 Lexington Avenue LLC	709 Lexington Avenue New York, NY 10022	Manhattan #6
Dig Inn Madison Square Park LLC	16 East 23 rd Street New York, NY 10010	Manhattan #5
Dig Inn Rye Ridge LLC	112A S. Ridge Street Rye Brook, NY 10573	Town of Rye
Dig Inn 1319 First Avenue LLC	1319 First Avenue New York, NY 10021	Manhattan #8
Dig Inn 166 North 4 th BK LLC	166 North 4 th Street Brooklyn, NY 11211	Brooklyn #1
Dig Inn 412 Greenwich Street LLC	412 Greenwich Street New York, NY	Manhattan #1