



**JOHN WEIS**  
Chair

**ROBERT J. BENFATTO, JR., ESQ.**  
District Manager

May 14, 2010

Dennis Rosen  
Chairman  
New York State Liquor Authority  
84 Holland Avenue, 2nd floor, A-Wing  
Albany, NY 12208

**Re: Hot Bread of 58<sup>th</sup> Street Inc. d/b/a Europan**  
*370 West 58<sup>th</sup> Street (8th/9th Avenues)*

Dear Chairman Rosen:

Manhattan Community Board 4 (MCB4) recommends denial of a new restaurant wine and beer license for Hot Bread of 58<sup>th</sup> Street Inc. d/b/a Europan unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment:

- 1) Hours of operation will be no earlier than 6:00 am and no later than 12:00 am, 7 days per week.
- 2) The establishment will have a capacity of no more than 74 with no more than 13 tables and 26 seats.
- 3) The applicant is not applying for a cabaret license with this current application.
- 4) There will be absolutely no use of delivery bikes.
- 5) Only soft background music will be played, no earlier than 7 am and no later than 12 am, and all doors and windows will be kept closed when music is being played.
- 6) There will be no French doors or windows that open to the street front.
- 7) Kitchen exhaust will exit through ventilation above the highest floor of surrounding buildings and be constructed in a manner to not disturb neighboring residents or offices. Additionally it will be compliant with NY DOB code.
- 8) Applicant will not install a storm vestibule enclosure that will project more than 18 inches as per DOB code. Storm enclosures can only be used between November 15th and April 15th.

9) There will be no use of any outdoor spaces (rooftop, patio or sidewalk café) at this time for the sale or consumption of alcoholic beverages.

A signed copy of the stipulations agreed to by the applicant is enclosed. This application is for a restaurant serving baked goods and sandwiches and salads with no bar seating.

Sincerely,



John Weis  
Chair  
Manhattan Community  
Board 4



John Owens  
Co-Chair  
Business License & Permits  
Committee - North



Chuck Spence  
Co-Chair  
Business License & Permits  
Committee - North