

1 **Business License & Permits Committee**

Item #: 2

2  
3 October 2, 2013

4  
5 Dennis Rosen  
6 Chairman  
7 New York State Liquor Authority  
8 80 S. Swan Street, 9<sup>th</sup> Floor  
9 Albany, New York 12210

10  
11 Re: 300 West 22 Realty LLC  
12 d/b/a The Gem Hotel  
13 300 W. 22<sup>nd</sup> Street (8/9)

14  
15 Dear Chairman Rosen:

16  
17 Manhattan Community Board 4 (MCB4) recommends denial of a Hotel Wine and Beer License for 300  
18 West 22 Realty LLC d/b/a The Gem Hotel – 300 W. 22<sup>nd</sup> Street (8/9) unless the following stipulations,  
19 agreed to by the applicant, are part of the method of operation for this establishment with a capacity of  
20 471 people including 52 on roof, 1 stand up bar with no seats and 5 tables with 41 seats outdoors within  
21 building property line.

22  
23  
24 A signed copy of the questionnaire and stipulations are enclosed.

25  
26 Sincerely,

27  
Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

28

**Manhattan Community Board 4**  
(All Fields Must Be Completed)

Liquor License Stipulations Application

<b>APPLICANT</b> 300 West 22 Realty LLC		<b>DOING BUSINESS AS (DBA)</b> The Gem Hotel			
<b>STREET ADDRESS</b> 300 West 22nd Street		<b>CROSS STREETS</b> Between 8th and 9th Avenues			
<b>OWNER</b>	<b>NAME:</b> 300 West 22 Realty LLC	<b>ATTORNEY</b>	<b>NAME:</b> Donald Bernstein / Alexander Victor, Victor & Bernstein, P.C.		
	<b>PHONE:</b> (212) 675-7100		<b>PHONE:</b> (212) 486-6000		
	<b>FAX:</b>		<b>FAX:</b> (212) 486-8668		
<b>MANAGER</b>	<b>NAME:</b> Gemini Property Management, LLC; Sean Ames (GM)	<b>LANDLORD</b>	<b>NAME:</b> c/o Icon Realty		
	<b>PHONE:</b> (212) 675-1911		<b>PHONE:</b> (212) 675-7100		
	<b>FAX:</b>		<b>FAX:</b>		
<b>DESCRIPTION OF BUSINESS</b>					
<b>Establishment Type:</b>	<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input checked="" type="radio"/> Hotel <input type="radio"/> Restaurant  <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization – Members Only)  <input type="radio"/> Other (Explain): _____				
<b>Method of Operation:</b>	<input type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe  <input checked="" type="radio"/> Other (Explain): <u>Hotel</u>				
<b>License Type:</b>	<input type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input checked="" type="radio"/> Wine & Beer				
<b>APPLICATION TYPE</b> <i>(check one)</i>	<input checked="" type="radio"/> <b>New</b>	Has applicant owned or managed a similar business?	<b>YES**</b>	<b>NO</b>	
		What is/was the name of establishment?	See rider attached.		
		What is/was the address of the establishment?	See rider attached.		
		What were the dates the applicant was involved with this former premise?			
	<input type="radio"/> <b>Transfer</b>	What is the prior license #?			
		What is the expiration date on the prior license?			
		Are you making any alterations or operational changes?	<b>YES</b>	<b>NO</b>	
		<i>If alterations or operational changes are being made, please attach the plans to this form.</i>			
	<input type="radio"/> <b>Alteration</b>	What is the current license #?			
		What is the expiration date on the current license?			
<i>Please describe the nature of the alterations and attach the plans</i>					

**OPERATIONAL ISSUES**

	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
<b>HOURS</b>	<b>Operation</b> Hotel: 24/7 (the rooftop will close by 9pm Sunday through Thursday, and 10pm on Friday and Saturday)						
	<b>Music</b> No amplified music on rooftop; music inside will be background levels only						
	<b>Kitchen</b> The restaurant within the hotel is Foragers Table, open from 10am - 9pm.						

<b>OCCUPANCY</b>	<b>INDOOR</b>				<b>BAR</b>			<b>OUTSIDE</b>	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
	471 (incl. 52 on roof)	471	0	0	0	1	0	41	5

How many floors are there? What is the capacity for each floor? (please respond in space provided)	1-2	3-4	<input checked="" type="radio"/> 5+	5 story hotel, including roof
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will applicant have bottle service?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will you be hosting private parties and promotional events?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will outside promoters be used?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will the security plan submitted be implemented?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Will State certified security personnel be used?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	Premises is a hotel.
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Will applicant provide contact information to neighbors and respond to complaints that arise?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	

If you plan to have music, what type(s)? **BACKGROUND** **LIVE MUSIC** DJ *Following Original Steps*

**BUILDING DESIGN**

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	There are no openings to the street and the rooftop will be vacated and closed by 9pm Sun.-Thurs., 10pm Fri. and Sat.
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	

OUTDOOR ITEMS			
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be <del>only</del> primarily via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Applicant will <del>do everything in their power to</del> provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where <del>possible</del> reasonable, provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A

LOCATION & ZONING			
Primary Zoning District:	C1-6A (Commercial / Office Building)	Overlay (If Applicable):	None
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Is the 500 Foot Rule or 200 Foot Rule Triggerred? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Is a Public Assembly permit required?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Are your plans filed with DOB?	<input type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Building Type	<input type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
Adjacent Buildings	<input checked="" type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
<b>NOTIFICATION:</b> What organizations / community groups have you notified regarding your application?	# 1	Dalton Management (building manager of adjacent residential building)	
	# 2	Chelsea Chamber of Commerce	
	# 3	300 West 23, 22, and 21st Block Associations	
*Prior to the CB meeting, the Applicant will also notify Eleanor Horowitz and Zazel Loven, as instructed by Janine Pretente.			

1 **Business License & Permits Committee**

Item #: 3

2

3 October 2, 2013

4

5 Dennis Rosen

6 Chairman

7 New York State Liquor Authority

8 80 S. Swan Street, 9<sup>th</sup> Floor

9 Albany, New York 12210

10

11 Re: 736 10<sup>th</sup> Ave Café Inc.

12 736 10<sup>th</sup> Avenue (50/51)

13

14 Dear Chairman Rosen:

15

16 Manhattan Community Board 4 (MCB4) recommends denial of an On-Premise Liquor License for 736  
17 10<sup>th</sup> Ave Café Inc. – 736 10<sup>th</sup> Avenue (50/51) unless the following stipulations, agreed to by the  
18 applicant, are part of the method of operation for this establishment with a capacity of 74 people, with 9  
19 tables with 28 seats, and 1 stand up bar with 16 seats and 12 outdoor tables with 27 seats within building  
20 property line.

21

22

23 A signed copy of the questionnaire and stipulations are enclosed.

24

25 Sincerely,

26

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

27

**Manhattan Community Board 4**

**Liquor License Stipulations Application**

(All Fields Must Be Completed)

<b>APPLICANT</b> 736 10TH AVE CAFE INC		<b>DOING BUSINESS AS (DBA)</b> TBD		
<b>STREET ADDRESS</b> 736 10TH AVE		<b>CROSS STREETS</b> 50TH - 51ST		
<b>OWNER</b>	<b>NAME:</b> SEAN BURGER	<b>ATTORNEY</b>	<b>NAME:</b> TERRY FLYNN ESQ.	
	<b>PHONE:</b> (646) 284-1827		<b>PHONE:</b> (718) 945-1000	
	<b>FAX:</b>		<b>FAX:</b> (718) 318-6162	
<b>MANAGER</b>	<b>NAME:</b> JOE MCGUINNESS	<b>LANDLORD</b>	<b>NAME:</b> EDGAR VARGAS	
	<b>PHONE:</b> (718) 506-5495		<b>PHONE:</b> (646) 820-7759	
	<b>FAX:</b>		<b>FAX:</b>	
<b>DESCRIPTION OF BUSINESS</b>				
<b>Establishment Type:</b>	<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization - Members Only) <input type="radio"/> Other (Explain): _____			
<b>Method of Operation:</b>	<input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe <input type="radio"/> Other (Explain): _____			
<b>License Type:</b>	<input checked="" type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input type="radio"/> Wine & Beer			
<b>APPLICATION TYPE</b> (check one)	<input checked="" type="radio"/> New	Has applicant owned or managed a similar business?	<input checked="" type="radio"/> YES <input type="radio"/> NO	
		What is/was the name of establishment?	HIBERNIA	
		What is/was the address of the establishment?	401 W. 50TH	
		What were the dates the applicant was involved with this former premise?	STILL ACTIVE	
	<input type="radio"/> Transfer	What is the prior license #?		
		What is the expiration date on the prior license?		
		Are you making any alterations or operational changes?	<input type="radio"/> YES <input type="radio"/> NO	
		If alterations or operational changes are being made, please attach the plans to this form.		
<input type="radio"/> Alteration	What is the current license #?			
	What is the expiration date on the current license?			
	Please describe the nature of the alterations and attach the plans			

*Now will become enclosed*  
*(STM)*

*Outdoor 9:30 PM  
 7 Day*

*P.3  
 See revised hours - rear yard closes at 9PM 7 days a week*

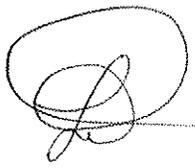
OPERATIONAL ISSUES										
HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY		
	Operation	NOON-4AM	NOON-4AM	NOON-4AM	NOON-4AM	NOON-4AM	NOON-4AM	NOON-4AM	NOON-4AM	
	Music	BACK GROUND								
Kitchen	NOON-2AM	NOON-2AM	NOON-2AM	NOON-2AM	NOON-2AM	NOON-2AM	NOON-2AM	NOON-2AM		
OCCUPANCY	INDOOR				BAR			OUTSIDE		
	Capacity (Certificate of Occupancy?)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service-Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables	
	N/A	74	9	28	0	1	16	27	12	
How many floors are there? What is the capacity for each floor? (please respond in space provided)					<input checked="" type="radio"/>	3-4	5	FIRST FLOOR BASEMENT STORAGE		
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)					YES	<input checked="" type="radio"/> NO	N/A			
Will applicant have bottle service?					YES	<input checked="" type="radio"/> NO	N/A			
Will you be hosting private parties and promotional events?					YES	<input checked="" type="radio"/> NO	N/A			
Will outside promoters be used?					YES	<input checked="" type="radio"/> NO	N/A			
Will the security plan submitted be implemented?					<input checked="" type="radio"/> YES	NO	N/A			
Will State certified security personnel be used?					<input checked="" type="radio"/> YES	NO	N/A			
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?					<input checked="" type="radio"/> YES	NO	N/A			
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)					YES	NO	<input checked="" type="radio"/> N/A			
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)					YES	<input checked="" type="radio"/> NO	N/A			
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)					YES	NO	<input checked="" type="radio"/> N/A			
Will applicant provide contact information to neighbors and respond to complaints that arise?					<input checked="" type="radio"/> YES	NO	N/A			
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?					<input checked="" type="radio"/> YES	NO	N/A			
If you plan to have music, what type(s)?					<input checked="" type="radio"/> BACKGROUND	<input checked="" type="radio"/> LIVE MUSIC	<input checked="" type="radio"/> DJ			
BUILDING DESIGN										
Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.					<input checked="" type="radio"/> YES	NO	N/A			
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?					<input checked="" type="radio"/> YES	NO	N/A			
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)					<input checked="" type="radio"/> YES	NO	N/A			

OUTDOOR ITEMS				
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	NO	N/A	enclosed Rear yard Rear yard closes at 9pm # Saturdays a week
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days...	<input checked="" type="radio"/> YES	NO	N/A	
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	<input checked="" type="radio"/> YES	NO	N/A	
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	<input checked="" type="radio"/> YES	NO	N/A	
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	NO	N/A	
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	NO	N/A	
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	NO	N/A	

LOCATION & ZONING				
Primary Zoning District:		Overlay (If Applicable):		
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input checked="" type="radio"/> YES	NO	N/A	CLINTON
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	NO	N/A	LOFO
Is the 500 Foot Rule or 200 Foot Rule Triggerred? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input checked="" type="radio"/> YES	NO	N/A	SEE ATTACHED
Is a Public Assembly permit required?	YES	<input checked="" type="radio"/> NO	N/A	
Are your plans filed with DOB?	YES	<input checked="" type="radio"/> NO	N/A	NOT YET
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="checkbox"/> Mixed Use <input type="radio"/> Other describe: _____			
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="checkbox"/> Mixed Use <input type="radio"/> Other describe: _____			
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1	50/51ST BLOCK ASSOCIATION		
	# 2	Comm BOARD 4		
	# 3			

## ADDITIONAL INFORMATION: (Applicant Use)

## ADDITIONAL NOTES: (Office Use Only)

- ~~Outdoor closed and vacated by 9 PM 7 days a week.  open at 12 noon~~
- ~~rear door closed when not in use.~~
- Will permanently enclose rear yard.
- application includes enclosed yard - no exposed outdoor space.
- will file for building alteration.
- sound proofed.

S.T.B.

1 **Business License & Permits Committee**

**Item #: 4**

2  
3 October 2, 2013

4  
5 Dennis Rosen  
6 Chairman  
7 New York State Liquor Authority  
8 80 S. Swan Street, 9<sup>th</sup> Floor  
9 Albany, New York 12210

10  
11 Re: Morales Cabrera Corp  
12 d/b/a Green Rancho  
13 741 9<sup>th</sup> Avenue (50/51)

14  
15 Dear Chairman Rosen:

16  
17 Manhattan Community Board 4 (MCB4) recommends denial of an On-Premise Liquor License for  
18 Morales Cabrera Corp d/b/a Green Rancho – 741 9<sup>th</sup> Avenue (50/51) unless the following stipulations,  
19 agreed to by the applicant, are part of the method of operation for this establishment with a capacity of  
20 70 people, with 22 tables with 58 seats, and 1 stand up bar with 8 seats.

21  
22  
23  
24 A signed copy of the questionnaire and stipulations are enclosed.

25  
26 Sincerely,

27  
Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

28

# Manhattan Community Board 4

(All Fields Must Be Completed)

## Liquor License Stipulations Application

<b>APPLICANT</b> MOVALES CABRERA CORP		DOING BUSINESS AS (DBA) <b>Green Ranchito</b> Lemon Jungle			
<b>STREET ADDRESS</b> 741 9th Ave		<b>CROSS STREETS</b> 50th Street			
<b>OWNER</b>	NAME: ANGEL ARGUDO	<b>ATTORNEY</b>	NAME: IAN POLOW		
	PHONE: 718 536 0217		PHONE: 914 235 7050		
	FAX: 212 769 0373		FAX: 212 687 8865		
<b>MANAGER</b>	NAME: MANUEL CABRERA	<b>LANDLORD</b>	NAME: Indo Canadian Rest		
	PHONE: 646 400 3231		PHONE: 212 751 9992		
	FAX: 212 874 5609		FAX: 212 730 1486		
<b>DESCRIPTION OF BUSINESS</b>					
Establishment Type: <input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization - Members Only) <input type="radio"/> Other (Explain): _____					
Method of Operation: <input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe <input type="radio"/> Other (Explain): _____					
License Type: <input checked="" type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input type="radio"/> Wine & Beer					
<b>APPLICATION TYPE</b> (check one)		Has applicant owned or managed a similar business? <table border="1" style="float: right;"> <tr> <td style="text-align: center;">YES</td> <td style="text-align: center;">NO</td> </tr> </table>		YES	NO
YES	NO				
<input checked="" type="radio"/> New		What is/was the name of establishment? CAFE FEUDA			
		What is/was the address of the establishment? 366 Columbus Ave			
		What were the dates the applicant was involved with this former premise?			
<input type="radio"/> Transfer		What is the prior license #? What is the expiration date on the prior license?			
		Are you making any alterations or operational changes? <table border="1" style="float: right;"> <tr> <td style="text-align: center;">YES</td> <td style="text-align: center;">NO</td> </tr> </table>		YES	NO
YES	NO				
		If alterations or operational changes are being made, please attach the plans to this form.			
<input type="radio"/> Alteration		What is the current license #? What is the expiration date on the current license?			
		Please describe the nature of the alterations and attach the plans			

**OPERATIONAL ISSUES**

		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
HOURS	Operation	11-12	11-12	11-12	11-12	11-12	11-12	11-12
	Music	12-10	12-10	12-10	12-10	12-10	12-10	12-10
	Kitchen	10-11	10-11	10-11	10-11	10-11	10-11	10-11

OCCUPANCY	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
				22	58	0	0	8	

How many floors are there? What is the capacity for each floor? (please respond in space provided)

Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)

Will applicant have bottle service?

Will you be hosting private parties and promotional events?

Will outside promoters be used?

Will the security plan submitted be implemented?

Will State certified security personnel be used?

Will New York Nightlife Association recommendations and NYPD Best Practices be followed?

Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)

Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)

If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)

Will applicant provide contact information to neighbors and respond to complaints that arise?

Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?

If you plan to have music, what type(s)?

**BACKGROUND** **LIVE MUSIC** **DJ**

*we will NOT need bicycle rack and building design*

*will apply for bike racks*

**BUILDING DESIGN**

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.

Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?

Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.

OUTDOOR ITEMS			
Will applicant use the rooftop, rear yard or any outdoor space?	YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A

LOCATION & ZONING			
Primary Zoning District:		Overlay (If Applicable):	
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Is a Public Assembly permit required?	YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Are your plans filed with DOB?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other describe _____		
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other describe _____		
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1	Manhattan Community Bd 4	
	# 2		
	# 3		

**ADDITIONAL STIPULATIONS: (Office Use Only)**

- sidewalk hatch may be open -  
protected - for maximum 1 hour  
in morning and 1 hour in p.m.

AP.

1 **Business License & Permits Committee**

**Item #: 5**

2

3 October 2, 2013

4

5 Dennis Rosen

6 Chairman

7 New York State Liquor Authority

8 80 S. Swan Street, 9<sup>th</sup> Floor

9 Albany, New York 12210

10

11 Re: BKUK Corporation

12 d/b/a Cara Mia

13 654 9<sup>th</sup> Avenue (45/46)

14

15 Dear Chairman Rosen:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of a Transfer Wine and Beer License for  
18 BKUK Corporation d/b/a Cara Mia – 654 9<sup>th</sup> Avenue (45/46) unless the following stipulations, agreed to  
19 by the applicant, are part of the method of operation for this establishment with a capacity of 75 people,  
20 with 24 tables and 72 seats.

21

22

23 A signed copy of the questionnaire and stipulations are enclosed.

24

25 Sincerely,

26

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

27

# Manhattan Community Board 4

## Liquor License Stipulations Application

(All Fields Must Be Completed)

APPLICANT <b>BKUK CORPORATION</b>		DOING BUSINESS AS (DBA) <b>cara mia</b>	
STREET ADDRESS <b>654 9th Avenue, NYC, N.Y. 10036</b>		CROSS STREETS <b>W 45/W 46th Street</b>	
OWNER	NAME: <b>Besim Kukaj</b>	ATTORNEY	NAME: <b>Stanley Chin</b>
	PHONE: <b>(201)962-0270</b>		PHONE: <b>(212) 625-3474</b>
	FAX: <b>(646)486-4946</b>		FAX: <b>(212) 233-2019</b>
MANAGER	NAME: <b>same</b>	LANDLORD	NAME: <b>654 Ninth Ave Corp.</b>
	PHONE:		PHONE: <b>(646)504-9404</b>
	FAX:		FAX: <b>(212) 874-5609</b>

**DESCRIPTION OF BUSINESS**

Establishment Type:

Bar/Tavern 
  Bed & Breakfast 
  Eating Place Beer 
  Cabaret 
  Night Club 
  Hotel 
  Restaurant

Catering Establishment 
  Club (Fraternal Organization - Members Only)

Other (Explain): \_\_\_\_\_

Method of Operation:

Restaurant 
  Dance Club 
  Sports Bar 
  Adult Entertainment 
  Wine Bar 
  Pizzeria 
  Cafe

Other (Explain): \_\_\_\_\_

License Type:

On-Premise 
  Wine 
  Beer 
  Wine & Beer

APPLICATION TYPE <i>(check one)</i>	<input type="radio"/> New	Has applicant owned or managed a similar business?	YES	NO	
		What is/was the name of establishment?			
		What is/was the address of the establishment?			
		What were the dates the applicant was involved with this former premise?			
	<input checked="" type="radio"/> Transfer	What is the prior license #?	<b>654 Rest. Corp dba</b>	<b>#1030478</b>	
		What is the expiration date on the prior license?	<b>Cara Mia</b>	<b>10/31/2013</b>	
		Are you making any separations or operational changes?	YES	<input checked="" type="radio"/> NO	
		<i>If alterations or operational changes are being made, please attach the plans to this form.</i>			
	<input type="radio"/> Alteration	What is the current license #?			
		What is the expiration date on the current license?			
		<i>Please describe the nature of the alterations and attach the plans</i>			

**OPERATIONAL ISSUES**

	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
<b>HOURS</b> Operation	12-12AM	12-12AM	12-12AM	12-12AM	12-1AM	12-1AM	12-12AM
Music	--	--	--	--	--	--	--
Kitchen	12-12AM	12-12AM	12-12AM	12-12AM	12-12AM	12-12AM	12-12AM

<b>OCCUPANCY</b>	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
			75	24	72	0	0	0	0

How many floors are there? What is the capacity for each floor? (please respond in space provided)

Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided) YES  NO  N/A

Will applicant have bottle service? YES  NO  N/A

Will you be hosting private parties and promotional events? YES  NO  N/A

Will outside promoters be used? YES  NO  N/A

Will the security plan submitted be implemented? YES  NO  N/A

Will State certified security personnel be used? YES  NO  N/A

Will New York Nighliffe Association recommendations and NYPD Best Practices be followed? YES  NO  N/A

Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided) YES  NO  N/A

Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided) YES  NO  N/A

If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided) YES  NO  N/A

Will applicant provide contact information to neighbors and respond to complaints that arise? YES  NO  N/A

Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage? YES  NO  N/A

If you plan to have music, what type(s)?  BACKGROUND  LIVE MUSIC  DJ

**BUILDING DESIGN**

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days. YES  NO  N/A  BK

Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment? YES  NO  N/A  BK

Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front. YES  NO  N/A  BK

OUTDOOR ITEMS			
Will applicant use the rooftop, rear yard or any outdoor space?	YES	<input checked="" type="radio"/> NO	N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	NO	<input checked="" type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	YES	NO	<input checked="" type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	NO	<input checked="" type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	YES	NO	<input checked="" type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	YES	NO	<input checked="" type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	NO	<input checked="" type="radio"/> N/A

**LOCATION & ZONING**

Primary Zoning District:		Overlay (if Applicable):	
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	YES	<input checked="" type="radio"/> NO	N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	NO	N/A
Is the 500 Foot Rule or 200 Foot Rule Triggerred? If yes, which? Please attach a diagram of the establishments that triggers the rule.	YES	<input checked="" type="radio"/> NO	N/A
Is a Public Assembly permit required?	YES	<input checked="" type="radio"/> NO	N/A
Are your plans filed with DOB?	YES	<input checked="" type="radio"/> NO	N/A

Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____

<b>NOTIFICATION:</b> What organizations / community groups have you notified regarding your application?	# 1	—
	# 2	—
	# 3	—

## ADDITIONAL SPECIFICATIONS (Office Use Only)

- no change to method of operation
- seating plan to be submitted before full board.

BK

1 **Business License & Permits Committee**

**Item #: 6**

2

3 October 2, 2013

4

5 Dennis Rosen

6 Chairman

7 New York State Liquor Authority

8 80 S. Swan Street, 9<sup>th</sup> Floor

9 Albany, New York 12210

10

11 Re: 9<sup>th</sup> Ave Lime Jungle Inc.

12 d/b/a Lime Jungle

13 803 9<sup>th</sup> Avenue (53/54)

14

15 Dear Chairman Rosen:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of an Alteration for an On-Premise Liquor  
18 License for 9<sup>th</sup> Ave Lime Jungle Inc. d/b/a Lime Jungle – 803 9<sup>th</sup> Avenue (53/54) unless the following  
19 stipulations, agreed to by the applicant, are part of the method of operation for this establishment with a  
20 capacity of 75 people, with 35 tables and 70 seats, and 1 stand up bar and 1 service bar with 6 seats.

21

22

23 A signed copy of the questionnaire and stipulations are enclosed.

24

25 Sincerely,

26

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

27

**Manhattan Community Board 4**  
(All Fields Must Be Completed)

Liquor License Stipulations Application

APPLICANT <b>9TH AVE LIME JUNGLE INC.</b>		DOING BUSINESS AS (DBA) <b>lime jungle</b>	
STREET ADDRESS <b>803 9th Avenue, NYC, NY, 10019</b>		CROSS STREETS <b>53rd &amp; 54th Street</b>	
OWNER	NAME: <b>Besim Kukaj</b>	ATTORNEY	NAME: <b>Stanley Chin</b>
	PHONE: <b>(201) 962-0270</b>		PHONE: <b>(212) 625-3474</b>
	FAX: <b>(646) 486-4946</b>		FAX: <b>(212) 233-2019</b>
MANAGER	NAME: <b>same</b>	LANDLORD	NAME: <b>801-803 LLC</b>
	PHONE:		PHONE: <b>(917) 567-1060</b>
	FAX:		FAX:

**DISCRESSION OF BUSINESS**

Establishment Type:  
 Bar/Tavern  Bed & Breakfast  Eating Place/Bar  Cabaret  Night Club  Hotel  Restaurant  
 Catering Establishment  Club (Fraternal Organization - Members Only)  
 Other (Explain): \_\_\_\_\_

Method of Operation:  
 Restaurant  Disco Club  Sports Bar  Adult Entertainment  Wine Bar  Pizzeria  Cafe  
 Other (Explain): \_\_\_\_\_

License Type:  
 On-Premise  Wine  Beer  Wine & Beer

APPLICATION TYPE (check one)	<input type="radio"/> New	Has applicant owned or managed a similar business?	YES	NO
		What is/was the name of establishment?		
		What is/was the address of the establishment?		
		What were the dates the applicant was involved with this former premise?		
	<input type="radio"/> Transfer	What is the prior license #?		
		What is the expiration date on the prior license?		
		Are you making any alterations or operational changes?	YES	
		If alterations or operational changes are being made, please attach the plans to this form.		
	<input checked="" type="radio"/> Alteration	What is the current license #?	<b>On Premise License #1195004</b>	
		What is the expiration date on the current license?	<b>Oct. 31, 2013</b>	
		Please describe the nature of the alterations and attach the plans		

**Expand to next door (south store):  
Add sit-down bar, additional dining  
room, basement for storage.**

**OPERATIONAL ISSUES**

HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY	
	Operation	12-12 am	12-12 am	12-12 am	12-12 am	12-12 am	12-12 am	12-12 am	12-12 am
	Music	--	--	--	--	--	--	--	
Kitchen	12-12 am	12-12 am	12-12 am	12-12am	12-12am	12-12am	12-12am		

OCCUPANCY 2 stores	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum No. Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seating	Number of Tables
	75	75	35	70	1	1	6	0	0

How many floors are there? What is the capacity for each floor? (please respond in space provided)	Y2	Y1	Y0	2
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)	YES	NO	N/A	
Will applicant have bottle service?	YES	NO	N/A	
Will you be hosting private parties and promotional events?	YES	NO	N/A	
Will outside promoters be used?	YES	NO	N/A	
Will the security plan submitted be implemented?	YES	NO	N/A	
Will State certified security personnel be used?	YES	NO	N/A	
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?	YES	NO	N/A	
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)	YES	NO	N/A	
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)	YES	NO	N/A	
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)	YES	NO	N/A	
Will applicant provide contact information to neighbors and respond to complaints that arise?	YES	NO	N/A	
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?	YES	NO	N/A	
If you plan to have music, what type(s)?	BACKGROUND	LIVE MUSIC	DI	

**BUILDING DESIGN**

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.	YES	NO	N/A
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?	YES	NO	N/A
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)	YES	NO	N/A

BK

OUTDOOR ITEMS			
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A

*no outdoor use BK*

**LOCATION & ZONING**

Primary Zoning District:		Overlay (If Applicable):	
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Is a Public Assembly permit required?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Are your plans filed with DOB?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A

Building Type  Residential  Commercial  Mixed Use  Other, describe: \_\_\_\_\_

Adjacent Buildings  Residential  Commercial  Mixed Use  Other, describe: \_\_\_\_\_

<b>NOTIFICATION:</b> What organizations / community groups have you notified regarding your application?	# 1	— —
	# 2	— —
	# 3	— —

ADDITIONAL INFORMATION (Applicant Use)

9th Ave Lime Jungle has occupied the north store at 803 9th Avenue for over 6 years as a first class Mexican restaurant with "On Premises" liquor license.

The south store became vacant (formerly a real estate office) and landlord rented the store to Lime Jungle for the purpose/use as a Mexican Restaurant. This application is to extend the existing liquor license to the South Store for use as additional dining room (for 40 seats) (20 table) along with a "sit-down" bar with 6 bar stools (bar is 5'x18'). This restaurant will also retain use of the "service bar" located at the north store.

## ADDITIONAL STIPULATIONS (Office Use Only)

- no use of rear yard
- no smoking in rear yard
- staff will not use rear yard
- NO DJ
- Doors & windows closed whenever amplified music played
- will respond to complaints

BK

1 **Business License & Permits Committee**

**Item #: 7**

2  
3 October 2, 2013

4  
5 Dennis Rosen  
6 Chairman  
7 New York State Liquor Authority  
8 80 S. Swan Street, 9<sup>th</sup> Floor  
9 Albany, New York 12210

10  
11 Re: Hono, LLC  
12 356 W. 44<sup>th</sup> Street (8/9)

13  
14 Dear Chairman Rosen:

15  
16 Manhattan Community Board 4 (MCB4) recommends denial of a Transfer On-Premise Liquor License  
17 for Hono, LLC – 356 W. 44<sup>th</sup> Street (8/9) unless the following stipulations, agreed to by the applicant,  
18 are part of the method of operation for this establishment with a capacity of 195 people, with 32 tables  
19 and 91 seats, and 2 stand-up bars with no seats.

20  
21  
22 A signed copy of the questionnaire and stipulations are enclosed.

23  
24 Sincerely,

25  
Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

26

# Manhattan Community Board 4

(All Fields Must Be Completed)

## Liquor License Stipulations Application

<b>APPLICANT</b> <p style="text-align: center; font-size: 1.2em;">Hono LLC</p>		<b>DOING BUSINESS AS (DBA)</b> <p style="text-align: center; font-size: 1.2em;">T.B.D.</p>		
<b>STREET ADDRESS</b> <p style="font-size: 1.1em;">356 West 44th Street</p>		<b>CROSS STREETS</b> <p style="font-size: 1.1em;">B/n 8th &amp; 9th Avenues</p>		
<b>OWNER</b>	<b>NAME:</b> Padraig Dwyer	<b>ATTORNEY</b>	<b>NAME:</b> Frank W. Palillo	
	<b>PHONE:</b> (646) 472-9170		<b>PHONE:</b> (212) 227-1640	
	<b>FAX:</b>		<b>FAX:</b> (212) 349-1724	
<b>MANAGER</b>	<b>NAME:</b> Padraig Dwyer	<b>LANDLORD</b>	<b>NAME:</b> Lori Realty Co.	
	<b>PHONE:</b> (646) 472-9170		<b>PHONE:</b>	
	<b>FAX:</b>		<b>FAX:</b>	
<b>DESCRIPTION OF BUSINESS</b>				
Establishment Type:	<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant  <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization – Members Only)  <input type="radio"/> Other (Explain): _____			
Method of Operation:	<input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe  <input type="radio"/> Other (Explain): _____			
License Type:	<input checked="" type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input type="radio"/> Wine & Beer			
<b>APPLICATION TYPE</b> <i>(check one)</i>	<input type="radio"/> <b>New</b>	Has applicant owned or managed a similar business?	YES	NO
		What is/was the name of establishment?		
		What is/was the address of the establishment?		
		What were the dates the applicant was involved with this former premise?		
	<input checked="" type="radio"/> <b>Transfer</b>	What is the prior license #?	1149230	
		What is the expiration date on the prior license?	8/31/14	
		Are you making any alterations or operational changes?	YES	<input checked="" type="radio"/> NO
		<i>If alterations or operational changes are being made, please attach the plans to this form.</i>		
	<input type="radio"/> <b>Alteration</b>	What is the current license #?	N/A	
		What is the expiration date on the current license?	N/A	
<i>Please describe the nature of the alterations and attach the plans</i>				

**OPERATIONAL ISSUES**

		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
HOURS	Operation	11AM-4	11AM-4	11AM-4AM	11AM-4AM	11AM-4AM	11AM-4AM	12pm-4pm
	Music	Same as above						
	Kitchen	11AM-12pm	11AM-12pm	11AM-12pm	11AM-12pm	11AM-12pm	11AM-12pm	11AM-12pm

OCCUPANCY	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
	195	150	32	91	0	2	24	6	3

How many floors are there? What is the capacity for each floor? (please respond in space provided)	1-2	<input checked="" type="radio"/> 3-4	5+	7, 100; 88
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)	YES	<input checked="" type="radio"/> NO	N/A	
Will applicant have bottle service?	YES	<input checked="" type="radio"/> NO	N/A	
Will you be hosting private parties and promotional events?	<input checked="" type="radio"/> YES	NO	N/A	occasional
Will outside promoters be used?	YES	<input checked="" type="radio"/> NO	N/A	
Will the security plan submitted be implemented?	<input checked="" type="radio"/> YES	NO	N/A	
Will State certified security personnel be used?	<input checked="" type="radio"/> YES	NO	N/A	
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?	<input checked="" type="radio"/> YES	NO	N/A	
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)	YES	<input checked="" type="radio"/> NO	N/A	
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)	<input checked="" type="radio"/> YES	NO	N/A	
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)	<input checked="" type="radio"/> YES	NO	N/A	sidewalk cafe 3 tables; 6 seats
Will applicant provide contact information to neighbors and respond to complaints that arise?	<input checked="" type="radio"/> YES	NO	N/A	
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?	<input checked="" type="radio"/> YES	NO	N/A	
If you plan to have music, what type(s)?	<input checked="" type="radio"/> BACKGROUND	<input checked="" type="radio"/> LIVE MUSIC	<input type="radio"/> DJ	

no outdoor at this time

not at this time

**BUILDING DESIGN**

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	NO	N/A
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?	<input checked="" type="radio"/> YES	NO	N/A
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)	<input checked="" type="radio"/> YES	NO	N/A

OUTDOOR ITEMS				
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	<i>sidewalk cafe</i>
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.		<input type="radio"/> NO	<input checked="" type="radio"/> N/A	<i>11pm weekdays; 1AM weekends</i>
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	

*PC*  
*PC*

LOCATION & ZONING			
Primary Zoning District:	<i>C6-2</i>	Overlay (If Applicable):	
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Is a Public Assembly permit required?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Are your plans filed with DOB?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	N/A
Building Type	<input checked="" type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
Adjacent Buildings	<input checked="" type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
<b>NOTIFICATION:</b> What organizations / community groups have you notified regarding your application?	# 1	<i>Community Board # 4</i>	
	# 2		
	# 3		

**ADDITIONAL INFORMATION: (Applicant Use)**

**ADDITIONAL NOTES: (Office Use Only)**

- Does not include sidewalk cafe.
- no DJ
- French doors & windows closed when amplified music and at 10PM Sun-Thurs and 11PM Fri & Sat

PQ

1 **Business License & Permits Committee**

**Item #: 8**

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October 2, 2013

Dennis Rosen  
Chairman  
New York State Liquor Authority  
80 S. Swan Street, 9<sup>th</sup> Floor  
Albany, New York 12210

Re: A Taste of Mao Inc.  
d/b/a Szechuan Palace  
360 W. 42<sup>nd</sup> Street (9/10)

Dear Chairman Rosen:

Manhattan Community Board 4 (MCB4) recommends denial of a New Restaurant Wine and Beer License for a Taste of Mao Inc. d/b/a Szechuan Palace – 360 W. 42<sup>nd</sup> Street (9/10) unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment with a capacity of 62 people, with 15 tables and 55 seats.

A signed copy of the questionnaire and stipulations are enclosed.

Sincerely,

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

**Manhattan Community Board 4**  
(All Fields Must Be Completed)

Liquor License Stipulations Application

<b>APPLICANT</b>		<b>DOING BUSINESS AS (DBA)</b>		
A Taste of Mao Inc.		Szechuan Palace		
<b>STREET ADDRESS</b>		<b>CROSS STREETS</b>		
360 W 42 Street New York, NY 10036		8 Ave.		
<b>OWNER</b>	<b>NAME:</b> ZhenQi Xiao	<b>ATTORNEY</b>	<b>NAME:</b> Jian. J. Du Michael Floyd Inc.	
	<b>PHONE:</b> 917-539-9498		<b>PHONE:</b> 718-939-8046	
	<b>FAX:</b>		<b>FAX:</b> 718-939-2644	
<b>MANAGER</b>	<b>NAME:</b>	<b>LANDLORD</b>	<b>NAME:</b> Martin Sanders Investment	
	<b>PHONE:</b>		<b>PHONE:</b> 212-307-0887	
	<b>FAX:</b>		<b>FAX:</b>	
<b>DESCRIPTION OF BUSINESS</b> Restaurant				
<b>Establishment Type:</b>		<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant <input type="radio"/> Coloring Establishment <input type="radio"/> Club (Fraternal Organization - Members Only) <input type="radio"/> Other (Explain): _____		
<b>Method of Operation:</b>		<input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe <input type="radio"/> Other (Explain): _____		
<b>License Type:</b>		<input type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input checked="" type="radio"/> Wine & Beer		
<b>APPLICATION TYPE</b> (check one)	<input type="radio"/> <b>New</b>	Has applicant owned or managed a similar business?	<input checked="" type="radio"/> YES <input type="radio"/> NO	
		What is/was the name of establishment?	Hunan House Manor Inc.	
		What is/was the address of the establishment?	339 Lexington Ave. New York, NY 10016	
		What were the dates the applicant was involved with this former premise?	Bagle Deli	
	<input type="radio"/> <b>Transfer</b>	What is the prior license #?		
		What is the expiration date on the prior license?		
		Are you making any alterations or operational changes?	<input type="radio"/> YES <input type="radio"/> NO	
		If alterations or operational changes are being made, please attach the plans to this form.		
	<input type="radio"/> <b>Alteration</b>	What is the current license #?		
		What is the expiration date on the current license?		
Please describe the nature of the alterations and attach the plans				

OPERATIONAL ISSUES											
HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY			
	Operation	11:30am to 11pm	11:30am - 11pm	11:30am- 11pm	11:30am- 11pm	11:30am- 11pm	11:30am- 11pm	11:30am- 11pm	11:30am- 11pm		
	Music	low soft recorder music	same	same	same	same	same	same	same		
	Kitchen	11:30am-10:30pm	same	same	same	same	same	same	same		
OCCUPANCY	INDOOR					BAR			OUTSIDE		
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables		
		62	15	55	0	0	0	0	0		
How many floors are there? What is the capacity for each floor? (please respond in space provided)					1/2	1/4	5/8	1st floor			
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)					YES	NO	N/A				
Will applicant have bottle service?					YES	NO	N/A				
Will you be hosting private parties and promotional events?					YES	NO	N/A				
Will outside promoters be used?					YES	NO	N/A				
Will the security plan submitted be implemented?					YES	NO	N/A				
Will State certified security personnel be used?					YES	NO	N/A				
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?					YES	NO	N/A				
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)					YES	NO	N/A	will apply for bike rack			
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)					YES	NO	N/A				
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)					YES	NO	N/A				
Will applicant provide contact information to neighbors and respond to complaints that arise?					YES	NO	N/A				
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?					YES	NO	N/A				
If you plan to have music, what type(s)?			BACKGROUND	LIVE MUSIC	DJ						
BUILDING DESIGN											
Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.					YES	NO	N/A				
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?					YES	NO	N/A				
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)					YES	NO	N/A	BA			

OUTDOOR ITEMS			
Will applicant use the rooftop, rear yard or any outdoor space?	YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A

**LOCATION & ZONING**

Primary Zoning District:		Overlay (If Applicable):	
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A Letter of no objection
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Is a Public Assembly permit required?	YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Are your plans filed with DOB?	YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A
Building Type	<input type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
Adjacent Buildings	<input type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1	A 30-day Advance Notice to Manhattan Community Board #4	
	# 2		
	# 3		

1 **Business License & Permits Committee**

Item #: 9

2  
3 October 2, 2013

4  
5 Dennis Rosen  
6 Chairman  
7 New York State Liquor Authority  
8 80 S. Swan Street, 9<sup>th</sup> Floor  
9 Albany, New York 12210

10  
11 Re: F&W International LLC  
12 337 W. 14<sup>th</sup> Street (8/9)

13  
14 Dear Chairman Rosen:

15  
16 Manhattan Community Board 4 (MCB4) recommends denial of a New Restaurant Wine and Beer  
17 License for F&W International LLC – 337 W. 14<sup>th</sup> Street (8/9) unless the following stipulations, agreed  
18 to by the applicant, are part of the method of operation for this establishment with a capacity of 75  
19 people, with 16 tables and 60 seats, and 1 service bar and 1 stand up bar with 10 seats.  
20

21  
22 A signed copy of the questionnaire and stipulations are enclosed.

23  
24 Sincerely,

25  
Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

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**Manhattan Community Board 4**  
(All Fields Must Be Completed)

Liquor License Stipulations Application

APPLICANT <b>F &amp; W INTERNATIONAL LLC</b>		DOING BUSINESS AS (DBA)	
STREET ADDRESS <b>337 W 14<sup>th</sup> STREET</b>		CROSS STREET	
OWNER	NAME:	ATTORNEY	NAME: <b>ALESSANDRO MORANDI</b>
	PHONE:		PHONE: <b>212 564 5400</b>
	FAX:		FAX: <b>646 536 8719</b>
MANAGER	NAME: <b>PAOLO MEREGLI</b>	LANDLORD	NAME: <b>335-7 LLC</b>
	PHONE: <b>347 894 1220</b>		PHONE: <b>212 243 7757</b>
	FAX:		FAX:
<b>DESCRIPTION OF BUSINESS</b>			
Establishment Type:		<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place <input type="radio"/> Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization -- Members Only) <input type="radio"/> Other (Explain): _____	
Method of Operation:		<input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe <input type="radio"/> Other (Explain): _____	
License Type:		<input checked="" type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input checked="" type="radio"/> Wine & Beer <i>P. Merigli</i>	
<b>APPLICATION TYPE</b> (check one)		<input checked="" type="radio"/> New	
		<input type="radio"/> Transfer	
		<input type="radio"/> Alteration	
		Has applicant owned or managed a similar business? YES NO <input checked="" type="radio"/>	
		What is/was the name of establishment?	
		What is/was the address of the establishment?	
		What were the dates the applicant was involved with this former premise?	
		What is the prior license #?	
		What is the expiration date on the prior license?	
		Are you making any alterations or operational changes? YES NO	
If alterations or operational changes are being made, please attach the plans to this form.			
What is the current license #?			
What is the expiration date on the current license?			
Please describe the nature of the alterations and attach the plans			

OPERATIONAL ISSUES									
HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY	
	Operation	10am - 12am	Same	Same	10 - 1am	10 - 2am	10 - 2am	10 - 12am	
	Music					PM	PM		
	Kitchen	10am - 11:30pm	same	same	10 - 12	10 - 12	10 - 12	10 - 11:30	
OCCUPANCY	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
	75	74	16	60	1	1	10		
How many floors are there? What is the capacity for each floor? (please respond in space provided)					<input checked="" type="radio"/> 1-3	<input type="radio"/> 4	<input type="radio"/> 5+	75	
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)					YES	<input checked="" type="radio"/> NO	N/A		
Will applicant have bottle service?					<input checked="" type="radio"/> YES	NO	N/A		
Will you be hosting private parties and promotional events?					<input checked="" type="radio"/> YES	NO	N/A		
Will outside promoters be used?					YES	<input checked="" type="radio"/> NO	N/A		
Will the security plan submitted be implemented?					YES	<input checked="" type="radio"/> NO	N/A		
Will State certified security personnel be used?					YES	<input checked="" type="radio"/> NO	N/A		
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?					<input checked="" type="radio"/> YES	NO	N/A		
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)					YES	<input checked="" type="radio"/> NO	N/A		
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)					<input checked="" type="radio"/> YES	NO	N/A	MAYBE in the FUTURE	
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)					YES	NO	N/A		
Will applicant provide contact information to neighbors and respond to complaints that arise?					<input checked="" type="radio"/> YES	NO	N/A		
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?					<input checked="" type="radio"/> YES	NO	N/A		
If you plan to have music, what type(s)?				<input checked="" type="radio"/> BACKGROUND	<input type="radio"/> LIVE MUSIC	<input type="radio"/> DJ			
BUILDING DESIGN									
Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.					<input checked="" type="radio"/> YES	NO	N/A		
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?					<input checked="" type="radio"/> YES	NO	N/A		
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.					<input checked="" type="radio"/> YES	NO	N/A		

OUTDOOR ITEMS				
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	See Attachment
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	

LOCATION & ZONING				
Primary Zoning District:		Overlay (If Applicable):		
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A	
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is a Public Assembly permit required?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A	
Are your plans filed with DOB?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A	Not Yet
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____			
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____			
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1			
	# 2			
	# 3			

**ADDITIONAL INFORMATION: (Applicant Use)**

**ADDITIONAL NOTES: (Office Use Only)**

- soundproof installation
- exhaust to roof
- will keep sidewalk in front clear of people
- queue inside.
- will relocate staircase entry to east side of entrance.  
[pending DOB approval]
- will work with neighbors
- will relocate garbage

P. Khosli

1 **Business License & Permits Committee**

**Item #: 10**

2

3 October 2, 2013

4

5 Dennis Rosen

6 Chairman

7 New York State Liquor Authority

8 80 S. Swan Street, 9<sup>th</sup> Floor

9 Albany, New York 12210

10

11 Re: Pushcart Coffee Chelsea LLC

12 d/b/a Pushcart Coffee

13 401 W. 25<sup>th</sup> Street (25/9)

14

15

16 Dear Chairman Rosen:

17

18 Manhattan Community Board 4 (MCB4) recommends denial of a New Café Wine and Beer License for  
19 Pushcart Coffee Chelsea LLC d/b/a Pushcart Coffee – 401 W. 25<sup>th</sup> Street (25/9) unless the following  
20 stipulations, agreed to by the applicant, are part of the method of operation for this establishment with a  
21 capacity of 206 people, with 8 tables and 24 seats.

22

23

24 A signed copy of the questionnaire and stipulations are enclosed.

25

26 Sincerely,

27

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

28

# Manhattan Community Board 4

(All Fields Must Be Completed)

## Liquor License Stipulations Application

<b>APPLICANT</b>		<b>DOING BUSINESS AS (DBA)</b>	
Pushcart coffee Chelsea LLC		Pushcart Coffee	
<b>STREET ADDRESS</b>		<b>CROSS STREETS</b>	
401 West 25th Street		25th and 9th Ave	
<b>OWNER</b>	<b>NAME:</b> James Rogers	<b>ATTORNEY</b>	<b>NAME:</b> Vivian Tozaki
	<b>PHONE:</b> 917-224-0766		<b>PHONE:</b> 347-401-0295
	<b>FAX:</b>		<b>FAX:</b>
<b>MANAGER</b>	<b>NAME:</b> James Rogers	<b>LANDLORD</b>	<b>NAME:</b> 25th Street Chelsea Equities
	<b>PHONE:</b> Pending		<b>PHONE:</b> 646-834-9463
	<b>FAX:</b>		<b>FAX:</b>
<b>DESCRIPTION OF BUSINESS</b>			
<b>Establishment Type:</b>		<input checked="" type="checkbox"/> Bar/Tavern <input type="checkbox"/> Bed & Breakfast <input type="checkbox"/> Eating Place Beer <input type="checkbox"/> Cabaret <input type="checkbox"/> Night Club <input type="checkbox"/> Hotel <input type="checkbox"/> Restaurant <input type="checkbox"/> Catering Establishment <input type="checkbox"/> Club (Fraternal Organization – Members Only) <input checked="" type="checkbox"/> Other (Explain): <u>Coffeeshop/Cafe</u>	
<b>Method of Operation:</b>		<input type="checkbox"/> Restaurant <input type="checkbox"/> Dance Club <input type="checkbox"/> Sports Bar <input type="checkbox"/> Adult Entertainment <input type="checkbox"/> Wine Bar <input type="checkbox"/> Pizzeria <input checked="" type="checkbox"/> Cafe <input type="checkbox"/> Other (Explain): _____	
<b>License Type:</b>		<input type="checkbox"/> On-Premise <input type="checkbox"/> Wine <input type="checkbox"/> Beer <input checked="" type="checkbox"/> Wine & Beer	
<b>APPLICATION TYPE</b> (check one)	<input checked="" type="checkbox"/> <b>New</b>	Has applicant owned or managed a similar business?	<input checked="" type="radio"/> YES <input type="radio"/> NO
		What is/was the name of establishment?	Pushcart Coffee
		What is/was the address of the establishment?	221 E. Broadway
		What were the dates the applicant was involved with this former premise?	current, but no beer and wine license
	<input type="checkbox"/> <b>Transfer</b>	What is the prior license #?	
		What is the expiration date on the prior license?	
		Are you making any alterations or operational changes?	<input type="radio"/> YES <input type="radio"/> NO
		If alterations or operational changes are being made, please attach the plans to this form.	
	<input type="checkbox"/> <b>Alteration</b>	What is the current license #?	
		What is the expiration date on the current license?	
Please describe the nature of the alterations and attach the plans			

**OPERATIONAL ISSUES**

		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
HOURS	Operation	7AM - MIDNIGHT →						
	Music	Recorded only						
	Kitchen	N/A						

OCCUPANCY	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
	206	100 approx.	8	24	N/A	Ø	Ø	N/A	N/A

How many floors are there? What is the capacity for each floor? (please respond in space provided) 1-2 3-4 5+ *ground floor use only (206)*

Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided) YES  NO  N/A

Will applicant have bottle service? YES  NO  N/A

Will you be hosting private parties and promotional events? YES  NO  N/A

Will outside promoters be used? YES  NO  N/A

Will the security plan submitted be implemented? YES  NO  N/A

Will State certified security personnel be used? YES  NO  N/A

Will New York Nightlife Association recommendations and NYPD Best Practices be followed? YES  NO  N/A

Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided) YES  NO  N/A

Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided) YES  NO  N/A

If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided) YES  NO  N/A

Will applicant provide contact information to neighbors and respond to complaints that arise? YES  NO  N/A

Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage? YES  NO  N/A

If you plan to have music, what type(s)?  BACKGROUND  LIVE MUSIC  DJ

**BUILDING DESIGN**

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days. YES  NO  N/A

Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment? YES  NO  N/A

Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front. YES  NO  N/A

## OUTDOOR ITEMS

Will applicant use the rooftop, rear yard or any outdoor space?	YES	<input checked="" type="radio"/> NO	N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	NO	<input checked="" type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	YES	NO	<input checked="" type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	NO	<input checked="" type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	YES	NO	<input checked="" type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	NO	N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	NO	<input checked="" type="radio"/> N/A

## LOCATION & ZONING

Primary Zoning District:	Overlay (If Applicable):						
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	YES <input checked="" type="radio"/> NO <input checked="" type="radio"/> N/A						
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES <input checked="" type="radio"/> NO <input checked="" type="radio"/> N/A						
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	YES <input checked="" type="radio"/> NO <input checked="" type="radio"/> N/A						
Is a Public Assembly permit required?	YES <input checked="" type="radio"/> NO <input checked="" type="radio"/> N/A						
Are your plans filed with DOB?	<input checked="" type="radio"/> YES <input checked="" type="radio"/> NO <input checked="" type="radio"/> N/A*						
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____						
Adjacent Buildings	<input checked="" type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____						
NOTIFICATION: What organizations / community groups have you notified regarding your application?	<table border="1"> <tr> <td># 1</td> <td>Penn South, Brendan Keany, GM</td> </tr> <tr> <td># 2</td> <td>Elliot Chelsea Houses: Carol Cross, Manager</td> </tr> <tr> <td># 3</td> <td>London Terrace: Margaret Brozic, Property Manager</td> </tr> </table>	# 1	Penn South, Brendan Keany, GM	# 2	Elliot Chelsea Houses: Carol Cross, Manager	# 3	London Terrace: Margaret Brozic, Property Manager
# 1	Penn South, Brendan Keany, GM						
# 2	Elliot Chelsea Houses: Carol Cross, Manager						
# 3	London Terrace: Margaret Brozic, Property Manager						

1 **Business License & Permits Committee**

**Item #: 11**

2

3 October 2, 2013

4

5 Dennis Rosen

6 Chairman

7 New York State Liquor Authority

8 80 S. Swan Street, 9<sup>th</sup> Floor

9 Albany, New York 12210

10

11 Re: Pounds & Ounces LLC

12 d/b/a Pounds & Ounces

13 160 8<sup>th</sup> Avenue (18)

14

15 Dear Chairman Rosen:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of an Alteration for an On-Premise Liquor  
18 License for Pounds & Ounces LLC d/b/a Pounds & Ounces – 160 8<sup>th</sup> Avenue (18) unless the following  
19 stipulations, agreed to by the applicant, are part of the method of operation for this establishment with a  
20 capacity of 157 people, with 24 tables and 98 seats, 16 seats at bar, and 20 outdoor tables with 40 seats  
21 within building property line.

22

23

24 A signed copy of the questionnaire and stipulations are enclosed.

25

26

27

Sincerely,

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

28

# Manhattan Community Board 4

# Liquor License Stipulations Application

(All Fields Must Be Completed)

<b>APPLICANT</b> Pounds & Ounces LLC		<b>DOING BUSINESS AS (DBA)</b> Pounds & Ounces			
<b>STREET ADDRESS</b> 160 8th Av.		<b>CROSS STREETS</b> 18th			
<b>OWNER</b>	<b>NAME:</b>	<b>ATTORNEY</b>	<b>NAME:</b>		
	<b>PHONE:</b>		<b>PHONE:</b>		
	<b>FAX:</b>		<b>FAX:</b>		
<b>MANAGER</b>	<b>NAME:</b>	<b>LANDLORD</b>	<b>NAME:</b>		
	<b>PHONE:</b>		<b>PHONE:</b>		
	<b>FAX:</b>		<b>FAX:</b>		
<b>DESCRIPTION OF BUSINESS</b>					
<b>Establishment Type:</b>	<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization – Members Only) <input type="radio"/> Other (Explain): _____				
<b>Method of Operation:</b>	<input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe <input type="radio"/> Other (Explain): _____				
<b>License Type:</b>	<input checked="" type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input type="radio"/> Wine & Beer				
<b>APPLICATION TYPE</b> (check one)	<input type="radio"/> New	Has applicant owned or managed a similar business?	YES	NO	
		What is/was the name of establishment?			
		What is/was the address of the establishment?			
		What were the dates the applicant was involved with this former premise?			
	<input type="radio"/> Transfer	What is the prior license #?			
		What is the expiration date on the prior license?			
		Are you making any alterations or operational changes?	YES	NO	
		<i>If alterations or operational changes are being made, please attach the plans to this form.</i>			
	<input checked="" type="radio"/> Alteration	What is the current license #?			
		What is the expiration date on the current license?			
<i>Please describe the nature of the alterations and attach the plans</i>					

OPERATIONAL ISSUES									
HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY	
	Operation	2am	2am	3am	3am	24FF 4am	24FF 4am	2am	
	Music	3am	3am	3am	3am	3am	3am	2am	
	Kitchen	2am	2am	2am	2am	24FF 4am	24FF 4am	2am	
OCCUPANCY	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
	157	150	24	98	0	0	16	40	20
How many floors are there? What is the capacity for each floor? (please respond in space provided)					<input checked="" type="radio"/> 1-2	<input type="radio"/> 3-4	<input type="radio"/> 5+		
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)					YES	<input checked="" type="radio"/> NO	N/A		
Will applicant have bottle service?					YES	<input checked="" type="radio"/> NO	N/A		
Will you be hosting private parties and promotional events?					YES	<input checked="" type="radio"/> NO	N/A		
Will outside promoters be used?					YES	<input checked="" type="radio"/> NO	N/A		
Will the security plan submitted be implemented?					<input checked="" type="radio"/> YES	NO	N/A		
Will State certified security personnel be used?					<input checked="" type="radio"/> YES	NO	N/A		
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?					<input checked="" type="radio"/> YES	NO	N/A		
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)					YES	<input checked="" type="radio"/> NO	N/A		
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)					<input checked="" type="radio"/> YES	NO	N/A	Have a license	
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)					<input checked="" type="radio"/> YES	NO	N/A		
Will applicant provide contact information to neighbors and respond to complaints that arise?					<input checked="" type="radio"/> YES	NO	N/A		
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?					<input checked="" type="radio"/> YES	NO	N/A		
If you plan to have music, what type(s)?				<input checked="" type="radio"/> BACKGROUND	<input checked="" type="radio"/> LIVE MUSIC	<input checked="" type="radio"/> DJ			
BUILDING DESIGN									
Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.					<input checked="" type="radio"/> YES	NO	N/A		
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?					<input checked="" type="radio"/> YES	NO	N/A		
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)					<input checked="" type="radio"/> YES	NO	N/A		

OUTDOOR ITEMS			
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A

LOCATION & ZONING			
Primary Zoning District:		Overlay (If Applicable):	
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Is the 500 Foot Rule or 200 Foot Rule Triggerred? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Is a Public Assembly permit required?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Are your plans filed with DOB?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____		
<b>NOTIFICATION:</b> What organizations / community groups have you notified regarding your application?	# 1	CBY	
	# 2		
	# 3		

1 **Business License & Permits Committee**

**Item #: 12**

2

3 October 2, 2013

4

5 Ms. Beverly Gotay

6 Assistant Director of Licensing

7 NYC Department of Consumer Affairs

8 42 Broadway, 8<sup>th</sup> floor

9 New York, New York 10004

10

11 Re: Three Top Chelsea, LLC

12 d/b/a The Commons Chelsea

13 128 7<sup>th</sup> Avenue (17/18)

14

15 Dear Ms. Gotay:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of a New Unenclosed Sidewalk Cafe

18 License for Three Top Chelsea, LLC d/b/a The Commons Chelsea – 128 7<sup>th</sup> Avenue (17/18) unless the

19 following stipulations, agreed to by the applicant, are part of the method of operation for this

20 establishment with 4 tables and 8 seats.

21

22

23 A signed copy of the questionnaire and stipulations are enclosed.

24

25 Sincerely,

26

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

27

# Manhattan Community Board 4

# Unenclosed Sidewalk Café Stipulations Application

APPLICANT <i>Three Top Chelsea, LLC</i>	ADDRESS <i>128 7<sup>th</sup> Avenue</i>
DOING BUSINESS AS (DBA) <i>The Commons Chelsea</i>	CROSS STREETS <i>17<sup>th</sup> &amp; 18<sup>th</sup> str</i>
DESCRIPTION OF APPLICATION  <i>Small unenclosed sidewalk cafe with four (4) tables and eight (8) seats</i>	OWNER: <i>Bratt Nidel Sam Nidel Matthew Mogil</i>
	LAWYER: <i>Skene Law Firm PC</i>
	DCA LICENSE NUMBER: <i>1470945</i>
	SLA LICENSE NUMBER:

ON SITE CONTACT: (Name, position & phone number): *212-929-9333 Matthew Mogil - managing member 1265624*

Side-walk café hours of Operation	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	<i>8-12 10</i>	<i>8-12 10</i>	<i>8-12 10</i>	<i>8-12 10</i>	<i>8-11</i>	<i>8-11</i>	<i>12-12 10</i>
DCA Hours Allowed	8-12	8-12	8-12	8-12	8-1	8-1	12-12

SEATING & TABLES	DESCRIPTION		NOTES
	SEATS	TABLES	
	<i>8</i>	<i>4</i>	

## OPERATIONAL ISSUES

Will you follow the rule prohibiting speakers for music in the outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will you close all French doors and sliding windows when any interior amplified music is played (per law)?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
The sidewalk café will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	<input checked="" type="radio"/> NO	N/A	<i>we request the hours stated above</i>
Will you be serving alcohol on the sidewalk? If so, will you have waiter service as required by DCA?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
The service and consumption of alcohol on the sidewalk café will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
The sidewalk café will not provide standing space for drinking or smoking.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will the outdoor furniture be removed when not in use?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Will the applicant be using delivery bicycles? If so, explain where you will store them since you'll have a sidewalk café.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	<i>Basement</i>
Do you intend to use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	YES	<input checked="" type="radio"/> NO	N/A	
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	<input checked="" type="radio"/> NO	N/A	

<b>SOUND ISSUES</b>				
Will applicant do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Will applicant enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	

<b>CAFÉ DESIGN</b>				
Is the sidewalk a minimum of 12 feet? Subtracting the width of the proposed sidewalk café from the width of the entire sidewalk, do you at least leave 8 feet of clearance?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is there a minimum clearance of 8 feet between the sidewalk café and all sidewalk obstructions including parking meters, traffic signs and installed City-sanctioned street furniture (current DCA regs exempt those items)?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is there a minimum clearance of 8 feet between the sidewalk café and the tree trunk of a tree with a flush grate (regs exempt trees with flush grates)?	<input type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A	
Is there a minimum clearance of 4 feet between the sidewalk café and subway grating to be consistent with ADA standards (regs require 3 ft)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is there a minimum clearance of 3 feet between a sidewalk café and a residential building entrance (regs do not apply to residences)?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is there a minimum 3 feet wait service aisle to ensure no public space is used by the café to service its clientele?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Are the sidewalk-café outer boundaries marked on the sidewalk as requested by DCA regulations?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
If applicant decides to apply for alterations, as defined by SLA or DCA (as applicable), he/she will reappear before CB4 to describe these alterations.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	

<b>ADDITIONAL INFORMATION: (Applicant Use)</b>

1 **Business License & Permits Committee**

Item #: 13

2

3 October 2, 2013

4

5 Ms. Beverly Gotay

6 Assistant Director of Licensing

7 NYC Department of Consumer Affairs

8 42 Broadway, 8<sup>th</sup> floor

9 New York, New York 10004

10

11 Re: Joseph Iazzetta

12 d/b/a Pret A Manger

13 655 6<sup>th</sup> Avenue (20/21)

14

15 Dear Ms. Gotay:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of a New Unenclosed Sidewalk Cafe

18 License for Joseph Iazzetta d/b/a Pret A Manger – 655 6<sup>th</sup> Avenue (20/21) unless the following

19 stipulations, agreed to by the applicant, are part of the method of operation for this establishment with 4

20 tables and 8 seats.

21

22

23 A signed copy of the questionnaire and stipulations are enclosed.

24

25 Sincerely,

26

Corey Johnson  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee

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# Manhattan Community Board 4

# Unenclosed Sidewalk Café Stipulations Application

APPLICANT <b>JOSEPH LAZZETTA</b>		ADDRESS <b>655 6<sup>TH</sup> AVENUE</b>					
DOING BUSINESS AS (DBA) <b>PRET A MANGER</b>		CROSS STREETS <b>BETWEEN 20<sup>TH</sup> + 21<sup>ST</sup> ON 6<sup>TH</sup> AVE.</b>				OWNER: <b>PRET A MANGER</b>	
DESCRIPTION OF APPLICATION <b>SEEKING APPROVAL FOR THE INSTALLATION OF 4 CAFE TABLES AND 8 CHAIRS POSITIONED DIRECTLY IN FRONT OF OUR EXISTING RESTAURANT.</b>						LAWYER:	
						DCA LICENSE NUMBER:	
						SLA LICENSE NUMBER:	
						ON SITE CONTACT: ( Name, position & phone number ) <b>JOSEPH LAZZETTA VP DESIGN CONSTRUCTION &amp; FACILITIES 203-947-2825</b>	
Side-walk café hours of Operation	MONDAY <b>6:30am - 9pm</b>	TUESDAY <b>6:30am - 9pm</b>	WEDNESDAY <b>6:30am - 9pm</b>	THURSDAY <b>6:30am - 9pm</b>	FRIDAY <b>6:30am - 9pm</b>	SATURDAY <b>8am - 6pm</b>	SUNDAY <b>8am - 6pm</b>
DCA Hours Allowed	8-12	8-12	8-12	8-12	8-1	8-1	12-12
SEATING & TABLES	DESCRIPTION		NOTES				
	SEATS <b>8</b>	TABLES <b>4</b>					
<b>OPERATIONAL ISSUES</b>							
Will you follow the rule prohibiting speakers for music in the outdoor space?			<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A		
Will you close all French doors and sliding windows when any interior amplified music is played (per law)?			<input type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A		
The sidewalk café will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.			<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A		
Will you be serving alcohol on the sidewalk? If so, will you have waiter service as required by DCA?			<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A		
The service and consumption of alcohol on the sidewalk café will be only via seated food service.			<input type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A		
The sidewalk café will not provide standing space for drinking or smoking.			<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A		
Will the outdoor furniture be removed when not in use?			<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A		
Will the applicant be using delivery bicycles? If so, explain where you will store them since you'll have a sidewalk café.			<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A		
Do you intend to use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?			<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A		
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?			<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A		

**SOUND ISSUES**

Will applicant do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).

YES     NO     N/A

Will applicant enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.

YES     NO     N/A

**CAFÉ DESIGN**

Is the sidewalk a minimum of 12 feet? Subtracting the width of the proposed sidewalk café from the width of the entire sidewalk, do you at least leave 8 feet of clearance?

YES     NO     N/A

Is there a minimum clearance of 8 feet between the sidewalk café and all sidewalk obstructions including parking meters, traffic signs and installed City-sanctioned street furniture (current DCA regs exempt those items)?

YES     NO     N/A

Is there a minimum clearance of 8 feet between the sidewalk café and the tree trunk of a tree with a flush grate (regs exempt trees with flush grates)?

YES     NO     N/A

Is there a minimum clearance of 4 feet between the sidewalk café and subway grating to be consistent with ADA standards (regs require 3 ft)

YES     NO     N/A

Is there a minimum clearance of 3 feet between a sidewalk café and a residential building entrance (regs do not apply to residences)?

YES     NO     N/A

Is there a minimum 3 feet wait service aisle to ensure no public space is used by the café to service its clientele?

YES     NO     N/A

Are the sidewalk-café outer boundaries marked on the sidewalk as requested by DCA regulations?

YES     NO     N/A

If applicant decides to apply for alterations, as defined by SLA or DCA (as applicable), he/she will reappear before CB4 to describe these alterations.

YES     NO     N/A

**ADDITIONAL INFORMATION: (Applicant Use)**

[Empty box for additional information]

**ADDITIONAL NOTES: (Office Use Only)**

**ADDITIONAL STIPULATIONS: (Office Use Only)**