Manhattan Community Board 4

Liquor License Stipulations Application

(All Fields Must Be Completed)

CORPORATION NAME: Fatbird I LLC	DOING BUSINESS AS (DBA): Fatbird
STREET ADDRESS: 44 Ninth Avenue	CROSS STREETS: W. 14th, W. 15th
ZIP CODE: 10011	

OWNER (Attach a list of all the people that will be involved board with the license)	NAME: Cross Bar Holdings LLC	ATTORNEY/ REPRESENTATIVE	NAME: Frank W. Paulillo
	PHONE: (708) 335-1001		PHONE: 212-337-1640
	EMAIL: ccaer77@aol.com		EMAIL: fwpaulillo@gmail.com
MANAGER	NAME: Thomas Beaver	LANDLORD	NAME: Mega Realty LLC
	PHONE: (708) 836-3436		PHONE: (212) 518-4942
	EMAIL: Tomcaer@corrfactory.com		EMAIL:

APPLICATION TYPE (Check One)

⊘ New	Has applicant owned or managed a similar business?	YES	NO
	What is/was the name and address of establishment?	See Rider	
	What were the dates applicant was involved with this licensed premises?		
⊙ Transfer	What is the prior license # and expiration date?	1163719 8/31/17	
	Is applicant making any alterations or operational changes?	YES	NO
	If alterations or operational changes are being made, please describe/list all changes.		
○ Alteration	What is the current license # and expiration date?		
	Please describe the nature of all the changes and attach the plans.		

METHOD OF OPERATION

TYPE OF ALCOHOL	⊘ Liquor/Wine/Beer ○ Beer ○ Wine & Beer
ESTABLISHMENT TYPE	⊘ Restaurant ○ Cabaret ○ Night Club ○ Hotel ○ Bar/Tavern ○ Catering Establishment ○ Adult Entertainment ○ Wine Bar ○ Dance Club ○ Sports Bar ○ Club (Fraternal Organization - Members Only)

Has applicant/owner filed with the SLA? If yes, when? If no, when do you plan to file?	YES	NO	within two weeks
Is the 500 Foot Rule applicable? If yes, please attach a diagram of the On Premise liquor license establishments within a 500 ft. radius of your establishment and the Public Interest Statement.	YES	NO	
Is the 200 Foot Rule applicable? If yes, please attach a diagram of the schools and houses of worship that trigger the rule.	YES	NO	
Has applicant/owner(s) read MCB4 Policy Regarding Concentration and Location of Alcoholic-Serving Establishments?	YES	NO	

Rider – Fatbird I LLC

Charissa Davidovici:

Meatball Spot
6605 Las Vegas Blvd, Las Vegas, NV 2012 – Present

Sugar Factory
3663 Las Vegas Blvd, Las Vegas, NV 2012 – Present

Down & Dirty Tacos and Tequila Bar Meatpacking LLC
835 Washington Street, New York, NY 2015 – Present

Le Gans Restaurant Inc
46 Ganeswoort Street, New York, NY 2015 – 2016

Thomas Recine:

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Le Gans Restaurant Inc
46 Ganeswoort Street, New York, NY 2015 – 2016

OPERATIONAL DETAILS (*Closing time will be when establishment is vacated of all patrons)

HOURS* (Indoor Only)		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	Operation	7AM - 1AM	7AM - 1AM	7AM - 1AM	7AM - 4AM	7AM - 4AM	7AM - 4AM	7AM - 1AM
	Kitchen	7AM - 1AM	7AM - 1AM	7AM - 1AM	7AM - 4AM	7AM - 4AM	7AM - 4AM	7AM - 1AM
	Music	7AM - 1AM	7AM - 1AM	7AM - 1AM	7AM - 4AM	7AM - 4AM	7AM - 4AM	7AM - 1AM

If you plan to have music, what type(s)? (Circle all that apply)

BACKGROUND | LIVE MUSIC | DJ | JUKE BOX | KARAOKE

OCCUPANCY

	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Daily Bars	Number of Stand-Up Bars	Number of Seats at Stand-Up Bar	
INSIDE	150	145	37	108	-0-	1	8	
OUTSIDE (Other than sidewalk café)								
SIDEWALK CAFE			20	40				

How many floors are there? What is the capacity for each floor?	Ground floor (150) cellar (6)		
How frequently will the owner(s) be at the establishment?	5-6 Days per month		
Will you be applying or intending to apply for a cabaret license with DCA? If yes, will there be dancing?	YES	(NO)	
Will applicant have bottle or table service for beverage alcohol?	YES	(NO)	
Will you be hosting private, promotional or corporate events?	YES	NO	Private parties by special arrangement
Will outside promoters be used on a regular basis? If yes please describe	YES	(NO)	
Will you have a security plan? If yes please attach.	YES	(NO)	
Will security plan be implemented?		(NO)	Restaurant
Will State certified security personnel be used?	YES	NO	
Will New York Nightlife Association and NYPD Best Practices be followed?	(YES)	NO	
Will applicant be using delivery bicycles? If yes, how many?	YES	(NO)	
Will delivery bicycles be clearly marked with the name of the restaurant and will staff wear attire clearly noting name as described by NYC Law?	YES	NO	
Where will delivery bicycles be stored during the day when not in use?			

LOCATION & ZONING

Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	YES	(NO)	
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	(YES)	NO	
Is a Public Assembly permit required?	(YES)	NO	
Are your plans filed with DOB?	YES	NO	not yet

Community Notification/Relations

NOTIFICATION: List all block associations, tenant associations, co-op boards or condo boards of residential buildings, and community groups that applicant has notified regarding its application. For each please list both the organization and individual you contacted	#1	Community Board 4
	#2	All specified by the CB in its
	#3	letter of December 29th, 2016
	#4	via email
	#5	

Please provide dates when applicant met with the groups listed above			
Who was your contact person at each group you met with?			
When did applicant post the notice that was provided?	January 4, 2017		
Where did applicant post the notice that was provided?	front window		
Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided.	(YES)	NO	
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicants jobs webpage?	(YES)	NO	

BUILDING DESIGN

State the name and type of business previously located in the space.	The Diner - a Diner		
Has a liquor-licensed establishment previously occupied this space at any time? If yes, please provide the name of the business.	YES	NO	
Do you plan any changes to the existing façade? If yes, please describe.	YES	NO	new signage
Will applicant have a vestibule within the establishment?	YES	NO	currently exists
Will applicant use a storm enclosure?	YES	NO	
Will applicant not place any items or obstructions on the sidewalk, for example, sandwich boards, sidewalk signs, freestanding menus and plants, as per the law?	YES	NO	
Will applicant comply with the NYC noise code?	YES	NO	
Will the establishment have any of the following: (circle all that apply)	FRENCH DOORS	GARAGE DOORS	WINDOWS THAT CAN BE OPENED (currently exist)
Will applicant close all windows, French doors, garage doors when any music or amplified sound (including televisions) is played inside the establishment?	YES	NO	
Will applicant close all windows, French doors, garage doors by 11 PM Friday and Saturday and 10 PM on all other days even if no music or amplified sound is played inside the establishment?	YES	NO	
Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings?	YES	NO	
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	
Will the kitchen exhaust system extend to the roof?	YES	NO	currently exists
Will the establishment have an illuminated sign?	YES	NO	
Will the establishment have a canopy extending over the sidewalk?	YES	NO	
Where will the air conditioner be located? What type is it?	currently exists		
When was the air conditioner installed?	by prior operations, unknown		

OUTDOOR ITEMS - OTHER THEN SIDEWALK CAFÉ			
Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy?	YES	NO	
Will applicant use any outdoor spaces: rooftop, rear yard, patio, porch, balcony, pavilion, tents, deck or gazebo? If yes, which one(s)?	YES	NO	
Are the floorplans for the outdoor space(s) included?	YES	NO	
Will applicant close and vacate the outdoor space(s) by 11PM on Friday & Saturday and 10 PM on all other days?	YES	NO	
Will the service and consumption of alcohol in any outdoor space only be via seated food service?	YES	NO	
Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s)?	YES	NO	
Will there be no amplified music, as per the law?	YES	NO	
If amplified sound is played inside the establishment, will windows and doors be closed?	YES	NO	
Will applicant agree to post signs outside asking customers to respect the neighbors?	YES	NO	
Will applicant agree to train staff to encourage a peaceful environment?	YES	NO	
Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments)	YES	NO	
Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors?	YES	NO	

OUTDOOR ITEMS – SIDEWALK CAFÉ

Has the applicant/owner(s) read MCB4 Sidewalk Café Policy?	YES	NO	
Will applicant be applying for a sidewalk café now or in the future?	YES	NO	
Is applicant in this application seeking to include a sidewalk café in its liquor license?	YES	NO	
If yes, has applicant submitted an application and plans to NYC Dept. of Consumer Affairs? Please attach application and plans.	YES	NO	not yet
Will applicant close and vacate the sidewalk café by 11 PM on Friday & Saturday and 10 PM on all other days?	YES	NO	
Will applicant be serving alcohol in the sidewalk café? If so, will you have waiter service?	YES	NO	
Will the café have a 3 ft. wide serving aisle running the entire length of the sidewalk café?	YES	NO	
Will applicant mark the perimeter of the café on the sidewalk?	YES	NO	
Will the service and consumption of alcohol in the sidewalk café only be via seated food service?	YES	NO	
Will the sidewalk café not provide standing space for drinking or smoking?	YES	NO	
Will applicant use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	YES	NO	
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	NO	
Will all furniture, plants and barricades be stored inside between the evening closing hours and the morning opening hours?	YES	NO	
Will all furniture be stored inside between December 21st and March 21st, and any other day when it rains or snows?	YES	NO	
Will applicant use umbrellas?	YES	NO	
If construction or construction protection has reduced the sidewalk width, will applicant always maintain an 8 foot clear path of sidewalk between the perimeter of the café and the closest obstruction including construction barricades?	YES	NO	

ADDITIONAL STIPULATIONS: (Office Use Only)

To the extent any additional stipulation on pages 7 and 8 of this application conflicts with any response on pages 1 – 6 of this application, the stipulations on pages 7 and 8 control.

Manhattan Community Board 4 (MCB4) recommends:	○ Denial unless all stipulations agreed to by applicant/owner are part of the method of operation ○ Denial ○ Approval

CB4 REPRESENTATIVES

Nelly Gonzalez CB4 Assistant District Manager	**Frank Holowchak** CB4 SLP Committee Co-Chair	**Burt Lazarin** CB4 SLP Committee Co-Chair

APPLICANT AGREEMENT WITH THE COMMUNITY

Applicant agrees to these stipulations as the basis for the community support of this application and acknowledges that all of these stipulations are essential prerequisites to the MCB4 recommendation regarding this application. Applicant agrees to have these stipulations incorporated in the method of operation of its liquor license. The stipulations in this application constitute the entire agreement between MCB4 and applicant and may only be altered in writing signed by MCB4 and applicant. These stipulations supersede any oral statements or representations in connection with this application.

SIGN HERE →	Chanesa Donovan	[signature]	1/3/17
	PRINT NAME OF APPLICANT	SIGNATURE OF APPLICANT	DATE

W. 16th Street
W. 15th Street
West 16th Street
West 15th Street
9th Avenue
Parking Lot
Post Office
Commercial & Office Building
Coffee Bar
Residential
Vacant Lot
Art Restaurant
Commercial & Residential Building
Elevator
Parking Lot
Parking Lot
Parking Lot

WASHINGTON STREET
9th AVENUE
W. 13th STREET
W. 14th STREET
HUGH SUSSMAN
DIAGRAM #2
34 9th AVENUE
NEW YORK, N.Y.
DECEMBER 27, 2010
NOT TO SCALE
SPACE FOR LEASE
CLOTHING STORE
BUILDING ENTRANCE
SPACE FOR LEASE
BUILDING ENTRANCE
SPACE FOR LEASE
CLOTHING STORE
BUILDING FIRE EXIT
BUILDING ENTRANCE
SPACE FOR LEASE
BUILDING ENTRANCE
SPACE FOR LEASE
CLOTHING STORE
BUILDING FIRE EXIT
BUILDING ENTRANCE
SPACE FOR LEASE
BUILDING ENTRANCE
BUILDING FIRE EXIT
BUILDING ENTRANCE
CLOTHING STOR

BLOCK PLOT DIAGRAM:
44 9th AVENUE
NEW YORK, N.Y.
DECEMBER 27, 2016: NOT TO SCALE
- W. 15th STREET -
- W. 14th STREET -
- 9th AVENUE -
HOWARD STREET
COFFEE BAR
CLOSED
CLOTHING STORE
CELL PHONES
BUILDING ENTRANCE
BUILDING ENTRANCE
BUILDING ENTRANCE
CLOTHING
BUILDING ENTRANCE
OLD HOMESTEAD STEAKHOUSE
52-60 9th AVENUE
RESTAURANT LIQUOR LICENSE # 1028313
LIQUOR
CAFE
RESTAURANT WINE LICENSE
SKIN & BODY CARE
SUNGLASSES
APPLICANT
CONSTRUCTION SITE
MOBILE PHONES + COMPUTERS
BUILDING ENTRANCE
GARMENT LIQUOR & RESTAURANT
Fin. Inc. Lic. # 1025119
1
2
3
4
5

LOCATIONS WITH FULL ON PREMISES LIQUOR LICENSES LOCATED WITHIN 500 FEET OF 44 9th AVENUE NEW YORK, N.Y.

1. SCARPETTA : # 1176725
   355 W. 14th STREET
   36 FEET FROM APPLICANT

2. OLD HOMESTEAD STEAKHOUSE : # 1028373
   52-60 9th AVENUE
   123 FEET FROM APPLICANT

3. GILDED LILY - LOUNGE - DANCE CLUB : # 1264426
   408-410 W. 15th STREET
   393 FEET FROM APPLICANT

4. BUDDAKAN - N.Y. # 1160625
   75 9th AVENUE
   476 FEET FROM APPLICANT

5. GIOVANNI RANA : # 1258636
   75 9th AVENUE
   432 FEET FROM APPLICANT

6. CATCH RESTAURANT : # 1254224
   21-27 9th AVENUE
   419 FEET FROM APPLICANT

7 HOTEL GANSEVOORT:
HOTEL LIQUOR LICENSE # 1146037

8 THE CHESTER: # 1146048

9 PROVOCATEUR NIGHTCLUB: # 1234694
18 9th AVENUE
428 FEET FROM APPLICANT

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10 BILL'S BAR & BURGER: # 1230270
22 9th AVENUE
314 FEET FROM APPLICANT

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11 KOBRICK COFFEE: # 1138317
24 9th AVENUE
255 FEET FROM APPLICANT

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12 DOS CAMINOS & TRU LIQUOR BAR: # 1101314
675 HUDSON STREET
213 FEET FROM APPLICANT

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13 SOHO HOUSE HOTEL—
HOTEL LIQUOR LICENSE # 1122680

14 CLUB LIQUOR LICENSE # 1137859 - 5th & 6th FLOOR
29-35 9th AVENUE
266 FEET FROM APPLICANT

15 GASLIGHT LOUNGE RESTAURANT: # 1025719
400 W. 14th STREET
184 FEET FROM APPLICANT

FULL LIQUOR LICENSES INSIDE
CHELSEA MARKET - 75 9th AVENUE: 342 FEET FROM APPLICANT

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16 MORIMOTO RESTAURANT: # 1160630

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17 THE GREEN TABLE: # 1130458

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18 LOBSTER PLACE: # 1277087

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19 DIZENGOFF: # 1291839

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20 BAR TRUMAN: # 1294237

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21 THE TIPPLE R: # 1248780

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22 LOS MARISCOS: # 1293690

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23 CATERING ESTABLISHMENT LIQUOR LICENSE # 1293663 - FLOOR 2

SEE NEXT PAGE →

3 PENDING LICENSES INSIDE CHELSEA MARKET:

1. CARAMLINE : # 1298415

2. CATERING ESTABLISHMENT LIQUOR LICENSE # 1293661
   FLOOR 8

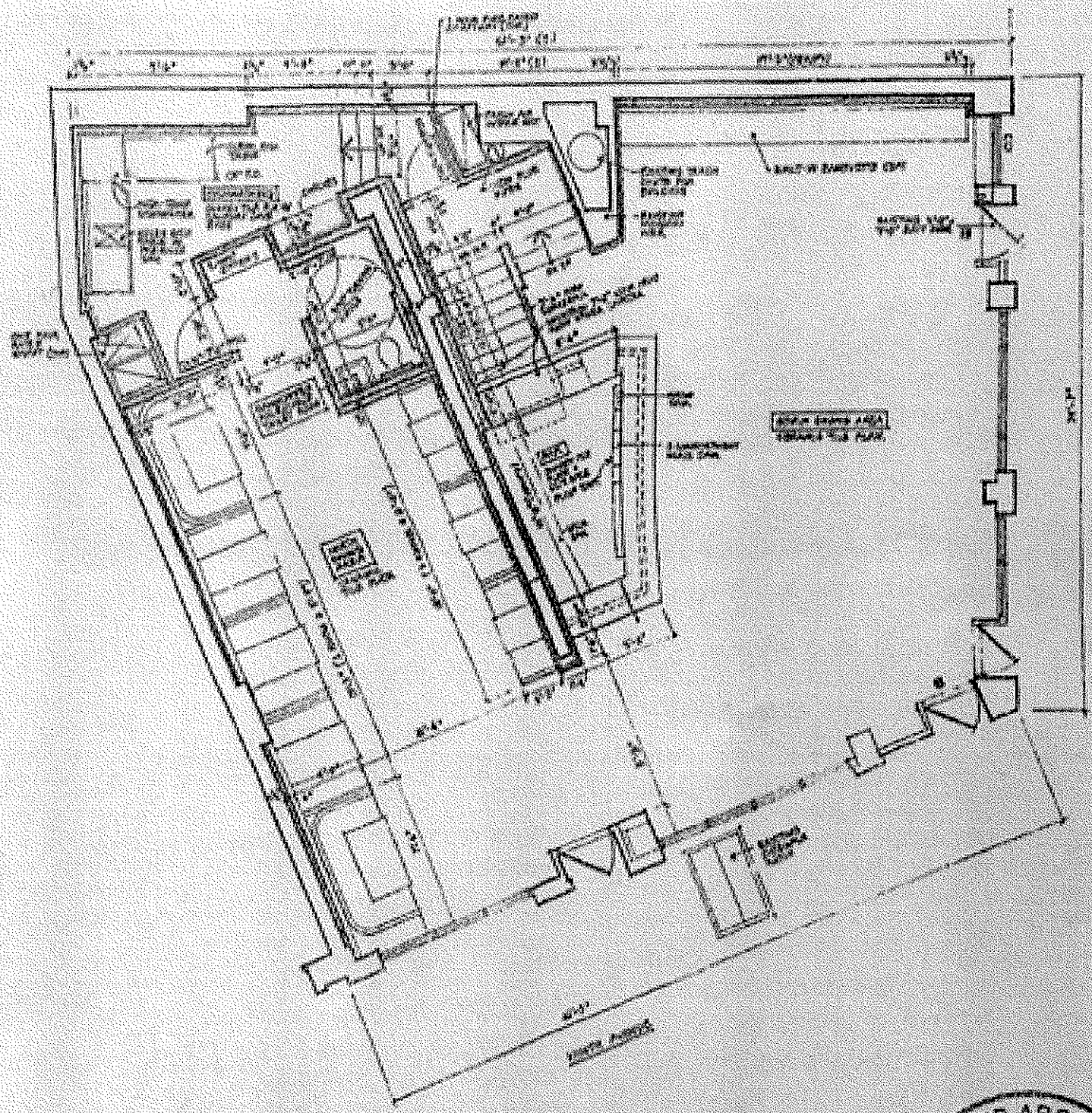
3. CATERING ESTABLISHMENT LIQUOR LICENSE # 1293992
   FLOOR 4. 5. 6

SCHOOLS & CHURCHES SHOWN ON SURVEY

1. OUR LADY OF GUADALUPE CHURCH.
   328 W. 14th STREET
   309 FEET FROM APPLICANT

2. NOTRE DAME SCHOOL.
   327 W. 13th STREET
   422 FEET FROM APPLICANT

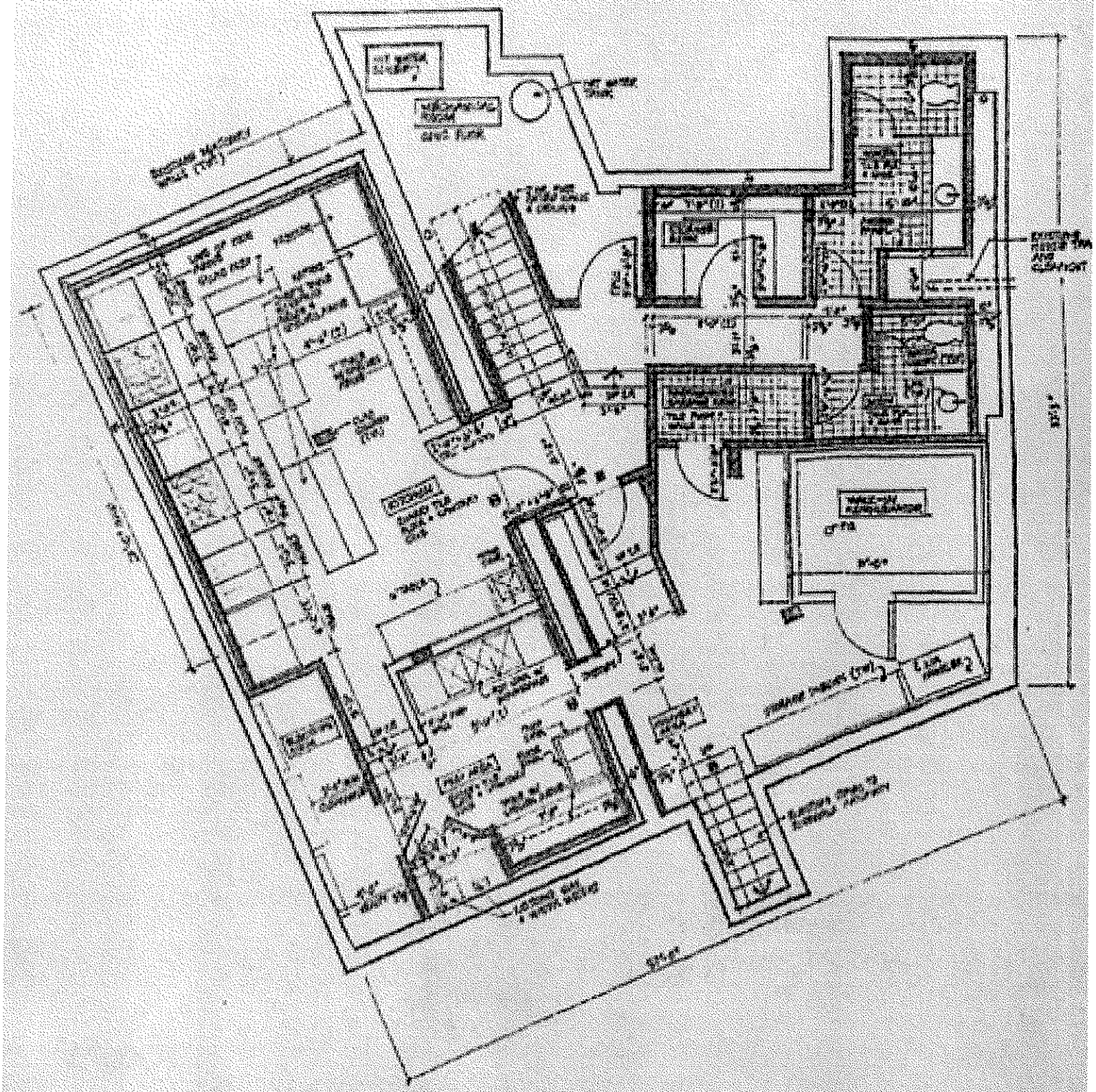
3. CORLEARS SCHOOL.
   324 W. 15th STREET
   481 FEET FROM APPLICANT



Det 1 1ST FLOOR PLAN
1/8" = 1'-0"

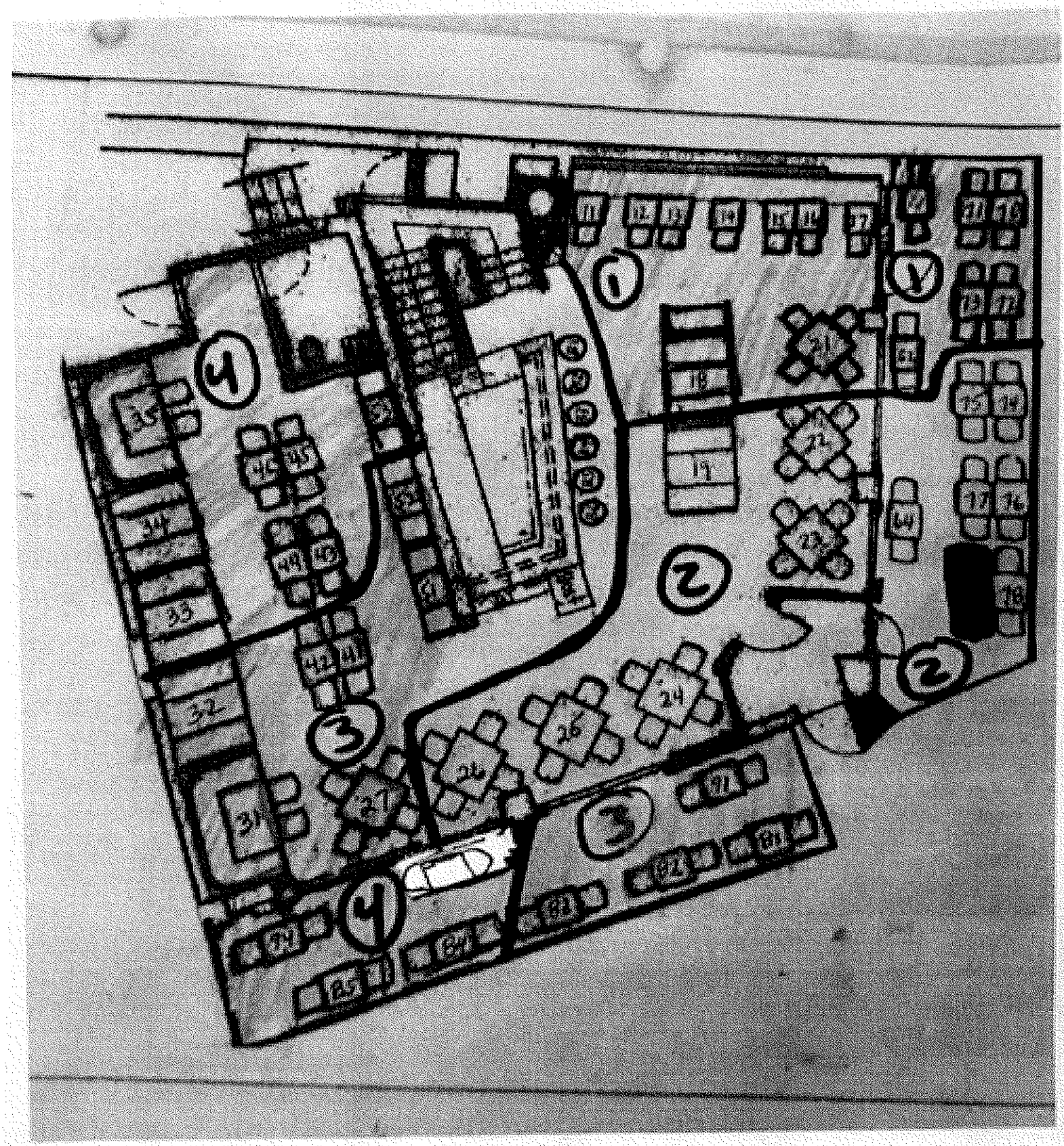
0 2 5 10 15 FT

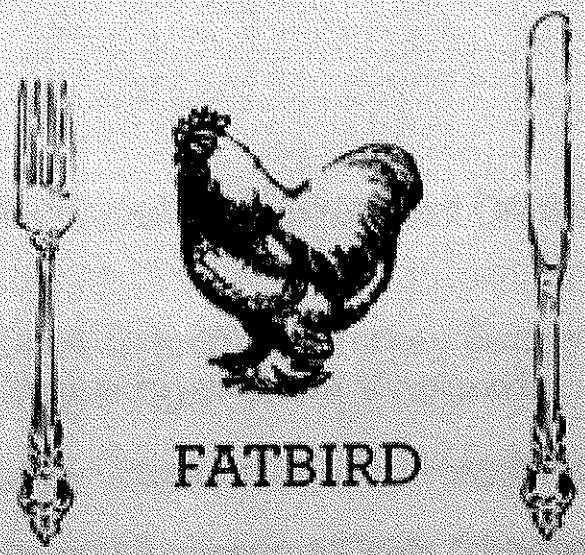
REGISTERED ARCHITECT
MICHAEL COSTANTINO
STATE OF NEW YORK



Det 0 CELLAR PLAN
1/8" = 1'-0"

0 2 5 10 15 FT





Starters

Fat Bird Famous Biscuits and Honey Butter

Deviled Eggs
Pimento Cheese/Bacon Croutons

Crisp Pork Belly
Thick Cut Bacon/Pickled Watermelon

Wood Fired Oysters
Chili-Garlic Dipping Butter

Crawfish Hushpuppies
FB Sauce/Jalapeno Jam/Cabbage-Radish Salad

Pickles and Cheese
Local Cheeses/Pickles/Grilled Warm Toast

Mac & Cheese
White Cheddar & Scallion Cornbread/Garlic Crust

Salads

FB Salad/Farm Mix/Radish/Grapefruit/Red Onion/Green Goddess Dressing

Grilled Avocado Cobb Salad/Crisp Turkey Bacon/SunDried Tomatoes/Blue Cheese/Egg/Apricot Vinaigrette

Kale Caesar/Chipotle Croutons/Shaved Reggiano

Spinach Salad/Glazed Mushrooms/Cojita Cheese/Moonshine Soaked Cherries/Hot Sweet Mustard Vinaigrette

Trio Wedge/Blue Cheese Dressing/Applewood Smoked Bacon/Sliced Onions/Cherry Tomatoes

-Add Grilled or Fried Chicken
-Add Grilled or Fried Catfish
-Add Fried Oysters

Fresh Baked Biscuit Sammies

All Served with Slaw and FB Special Sauce

Fried Chicken/Biscuit
Pork Belly/Biscuit
Catfish/Biscuit
Shrimp/Biscuit
Fried Green Tomato/Biscuit

Our Fine Fried Chicken

Our Famous Fat Bird Classic Fried Chicken
or
Our Nashville Style Hot Chicken
(Half Bird & Served with two of our homemade Fries N Rings or Sides)

Family Style
(Whole Bird and 4 of our homemade Fries N Rings or Sides)

Entrees

Fried or Grilled Farm Raised Catfish Tacos-Malted Kale Slaw/FB Sauce/Salsa Verde/Crushed Avocado

Fat Bird Burger-Short Rib/Chuck/Brisket Blend/Cheddar/FB Sauce/Pickles/Lettuce/Tomato/Onion
-Add Avocado
-Add Bacon

Spicy Shrimp & Grits-Sauteed Shrimp/Cheddar Grits/ Bourbon Glazed Mushrooms/Bacon/Poached Egg

Tamale Pie/Beef & Chicken Tamale/Poblano Peppers/Smoked Chorizo/Charred Corn/Cornbread Crust

Fried Chicken and Waffles

Half or Full Rack of Baby Back Ribs

Black Angus Wood Grilled 16 oz. Rib Eye

Black Angus Wood Grilled 14 oz. New York

- Served Straight Up / 2 sides
- Down Home Style - Mushroom Country Gravy/Thyme Buttermilk Biscuit/Caramelized Cipollini Onions

FRIES N' RINGS

Signature Sea Salt Fries
Sweet Potato Waffles Fries
Truffle Herb Parmesan Fries
Panko Coated Maui Onion Rings
Fried Dill Pickles
Fried Green Tomatoes

Sides

Collar Greens-Roasted Garlic/Smoked Chipotle/Cider Pepper Vinegar

Malted Kale Slaw-Cilantro/Toasted Pumpkin Seeds

Cinnamon Spiked Pit Beans-Cojita Cheese/Scallions

Bacon-Cheddar Waffle-Whiskey Maple Syrup

Brussel Sprouts-Crisp Hamhock/Lemon/Capers/Shaved Parmesan

Pies/Desserts

Fresh Baked Pies with Mile High Meringue-
Lemon Ice Box
Coconut Cream
Chocolate Cream

Bonuts-Warm Biscuit Donuts/Cinnamon Sugar/Chocolate/Raspberry/Vanilla Bean Dipping Sauces

Mississippi Caramel Bread Pudding-Bourbon Anglaise/Sticky Caramel/Toasted Pecans/Chantilly Cream

Seasonal Cobbler Of The Day-Almond-Butter Crumb/French Vanilla Ice Cream/Hint of Cinnamon

Red Velvet Cupcake With Toasted Pecans for Two-It's UGE!

Bacon Pecan Pralines Made Daily

THE DINER
THE DINER