

1 **Business License & Permits Committee**

Item #: 10 (RATIFICATION)

2  
3 June 4, 2014

4  
5 Ana Reyneso  
6 Assistant Director of Licensing  
7 Department of Consumer Affairs  
8 42 Broadway  
9 New York, NY 10004

10  
11 **Re: Pickle LLC.**  
12 **d/b/a Willow Road**  
13 **Sidewalk Café License 4501-2014-ASWC**  
14 **85 Tenth Avenue (15/16)**

15  
16 Dear Ms. Reyneso:

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18 Manhattan Community Board 4 (MCB4) recommends denial of an unenclosed sidewalk café permit for  
19 Pickle LLC. d/b/a Willow Road, unless the following stipulations, agreed to by the applicant, are part of  
20 the method of operation:

- 21
- 22 • The hours of operation for the sidewalk café are Monday to Thursday 11 a.m. – 10 p.m.; Friday  
23 & Saturday 11 a.m. – 11 p.m. and Sunday 12 p.m. – 10 p.m.
  - 24 • The sidewalk café will consist of 9 tables and 18 seats
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28  
29 Sincerely,

30  
31 Christine Berthet  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Frank Holozubiec  
Co-Chair  
Business License & Permits  
Committee

32

# Manhattan Community Board 4

## Unenclosed Sidewalk Café Stipulations Application

APPLICANT <b>Pickle LLC</b>		ADDRESS <b>85 Tenth Avenue</b>					
DOING BUSINESS AS (DBA) <b>Willow Road</b>		CROSS STREETS <b>West 15th and 16th Streets</b>				OWNER:	
DESCRIPTION OF APPLICATION SLA Alteration/DCA Sidewalk Cafe application. Applicant wishes to obtain a sidewalk cafe permit from the DCA allowing for 9 tables and 18 chairs and alcoholic beverage service thereat.		LAWYER:		Ferrari and Ferrari LLP			
		DCA LICENSE NUMBER:					
		SLA LICENSE NUMBER:		1266677			
		ON SITE CONTACT: (Name, position & phone number): <b>William Malnati - Secretary (646) 649-2339</b>					
Side-walk café hours of Operation	MONDAY 11am-12am	TUESDAY 11am-12am	WEDNESDAY 11am-12am	THURSDAY 11am-12am	FRIDAY 11am-11pm	SATURDAY 11am-1am	SUNDAY 12pm-12am
DCA Hours Allowed	8-12	8-12	8-12	8-12	8-1	8-1	12-12
SEATING & TABLES	DESCRIPTION		NOTES				
	SEATS 18	TABLES 9					
<b>OPERATIONAL ISSUES</b>							
Will you follow the rule prohibiting speakers for music in the outdoor space?	YES	NO	N/A	Yes			
Will you close all French doors and sliding windows when any interior amplified music is played (per law)?	YES	NO	N/A	Not Applicable			
The sidewalk café will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	NO	N/A	<del>No 1 AM Friday/Saturday</del> Midnight all other days			
Will you be serving alcohol on the sidewalk? If so, will you have waiter service as required by DCA?	YES	NO	N/A	Yes			
The service and consumption of alcohol on the sidewalk café will be only via seated food service.	YES	NO	N/A	Yes			
The sidewalk café will not provide standing space for drinking or smoking.	YES	NO	N/A	Yes- It will not provide standing space			
Will the outdoor furniture be removed when not in use?	YES	NO	N/A	Yes			
Will the applicant be using delivery bicycles? If so, explain where you will store them since you'll have a sidewalk café.	YES	NO	N/A	No			
Do you intend to use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	YES	NO	N/A	No			
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	NO	N/A	Yes			

Handwritten notes and corrections:

- 10pm, 10pm, 10pm, 10pm, 11pm (written above the hours of operation)
- 11pm (written above the Friday hours)
- 11pm (written above the Saturday hours)
- 11pm (written above the Sunday hours)
- 11pm (written next to the Friday/Saturday hours)
- 11pm (written next to the Sunday hours)

Handwritten signature/initials.

**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	Not applicable. The building is commercial use only.
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	Yes

**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	Yes
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	Yes
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	Not Applicable - No trees nearby
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	Not applicable-no grating
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	Not applicable - no residential buildings nearby
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	Yes
Are the sidewalk-café outer boundaries marked on the sidewalk as requested by DCA regulations?	YES	NO	N/A	Yes
If applicant decides to apply for alterations, as defined by SLA or DCA (as applicable), he/she will reappear before CIB4 to describe these alterations.	YES	NO	N/A	Yes

**ADDITIONAL INFORMATION: (Applicant Use)**

ADDITIONAL NOTES: (Office Use Only)

ADDITIONAL STIPULATIONS: (Office Use Only)

- Applicant agrees to the hours of operation for the sidewalk cafe as follows:
  - 11 A.m. to 10 p.m. Monday — Thursday
  - 11 A.m. to 11 p.m. Friday - Saturday
  - 12 p.m. to 10 p.m. Sunday.

1 **Business License & Permits Committee**

**Item #: 11**

2  
3 June 4, 2014

4  
5 Ana Reyneso  
6 Assistant Director of Licensing  
7 Department of Consumer Affairs  
8 42 Broadway  
9 New York, NY 10004

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11 **Re: 407 W 42<sup>nd</sup> Street Corp.**  
12 **d/b/a West Bank Cafe**  
13 **Sidewalk Café License 5430-2014-ASWC**  
14 **407 W 42<sup>nd</sup> Street (9/10)**  
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16 Dear Ms. Reyneso:

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18 Manhattan Community Board 4 (MCB4) recommends denial of an unenclosed sidewalk café permit for  
19 407 W 42<sup>nd</sup> St. Corp. d/b/a West Bank Cafe, unless the following stipulations, agreed to by the  
20 applicant, are part of the method of operation:  
21

- 22 • The hours of operation for the sidewalk café are Monday to Sunday 11 a.m. – 11 p.m
- 23
- 24 • The sidewalk café will consist of 8 tables and 16 seats
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- 26
- 27

28 Sincerely,

29  
30 Christine Berthet  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Frank Holozubiec  
Co-Chair  
Business License & Permits  
Committee

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**Manhattan Community Board 4**

Unenclosed Sidewalk Café Stipulations Application

APPLICANT <b>407 W 42 ST. Corp</b>		ADDRESS <b>407 W 42 ST.</b>					
DOING BUSINESS AS (DBA) <b>West Bank Cafe</b>		CROSS STREETS <b>9th &amp; 10th Aves.</b>				OWNER: <b>STEVEN OLSEN</b>	
DESCRIPTION OF APPLICATION <b>Seeking Permission for outdoor cafe</b>		LAWYER: <b>Frank Buscemi</b>					
		DCA LICENSE NUMBER:					
		SLA LICENSE NUMBER: <b>1028638</b>					
		ON SITE CONTACT: ( Name, position & phone number ): <b>STEVEN OLSEN</b>					
Side-walk café hours of Operation	MONDAY <b>11-12</b>	TUESDAY <b>11-12</b>	WEDNESDAY <b>11-12</b>	THURSDAY <b>11-12</b>	FRIDAY <b>11-12</b>	SATURDAY <b>11-12</b>	SUNDAY <b>11-12</b>
DCA Hours Allowed	8-12	8-12	8-12	8-12	8-1	8-1	12-12
SEATING & TABLES	DESCRIPTION		NOTES				
	SEATS <b>16</b>	TABLES <b>8</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 checked="" type="radio"/> YES	<input type="radio"/> NO	<input 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 type="radio"/> YES	<input checked="" 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 checked="" type="radio"/> YES	<input 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 checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A				
The sidewalk café will not provide standing space for drinking or smoking.	<input checked="" type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A	<b>NO STANDING</b>			
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 checked="" type="radio"/> YES	<input 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.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" 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

**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?	<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 checked="" type="radio"/> YES	<input type="radio"/> NO	<input 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 type="radio"/> YES	<input type="radio"/> NO	<input checked="" 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

**ADDITIONAL INFORMATION: (Applicant Use)**

1 **Business License & Permits Committee**

**Item #: 12**

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June 4, 2014

Ana Reyneso  
Assistant Director of Licensing  
Department of Consumer Affairs  
42 Broadway  
New York, NY 10004

**Re: WMW Restaurant Group LLC  
d/b/a The Marshall  
Sidewalk Café License 5394-2014-ASWC  
628 10<sup>th</sup> Avenue (44/45)**

Dear Ms. Reyneso:

Manhattan Community Board 4 (MCB4) recommends denial of an unenclosed sidewalk café permit for WMW Restaurant Group LLC. d/b/a The Marshall, unless the following stipulations, agreed to by the applicant, are part of the method of operation:

- The hours of operation for the sidewalk café are Monday to Thursday 11 a.m. – 10 p.m.; Friday & Saturday 11 a.m. – 11 p.m. and Sunday 12 p.m. – 10 p.m.
- The sidewalk café will consist of 4 tables and 8 seats for seasonal use only

Sincerely,

Christine Berthet  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Frank Holozubiec  
Co-Chair  
Business License & Permits  
Committee

# Manhattan Community Board 4

# Unenclosed Sidewalk Café Stipulations Application

APPLICANT <i>WJW Restaurant Group LLC</i>	ADDRESS <i>628 10th Ave</i>
DOING BUSINESS AS (DBA) <i>The Marshall</i>	CROSS STREETS <i>44/45</i>
DESCRIPTION OF APPLICATION <i>Unenclosed sidewalk café</i>	
OWNER: <i>Brian Weiss</i>	
LAWYER: <i>N/A</i>	
DCA LICENSE NUMBER: <i>1269283</i>	
SLA LICENSE NUMBER:	

ON SITE CONTACT: (Name, position & phone number):  
*Charlie Marshall, Proprietor 347-935-2151*

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

SEATING & TABLES	DESCRIPTION		NOTES
	SEATS	TABLES	
	<i>8</i>	<i>4</i>	<i>Seasonal use only</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	<input type="radio"/> 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	<input 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 checked="" type="radio"/> YES	<input 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 checked="" type="radio"/> YES	<input type="radio"/> NO	<input 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 checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	<i>Through rear entrance</i>
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 checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	<i>Ample ambient light</i>

**SOUND ISSUES**

<p>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.).</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>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.</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	

**CAFE DESIGN**

<p>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?</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>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)?</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>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)?</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>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)</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>Is there a minimum clearance of 3 feet between a sidewalk café and a residential building entrance (regs do not apply to residences)?</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>Is there a minimum 3 feet wait service aisle to ensure no public space is used by the café to service its clientele?</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>Are the sidewalk-café outer boundaries marked on the sidewalk as requested by DCA regulations?</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
<p>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.</p>	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	

**ADDITIONAL INFORMATION: (Applicant Use)**

ADDITIONAL NOTES: (Office Use Only)

ADDITIONAL STIPULATIONS: (Office Use Only)

WILL REMOVE BARriers TO NORTH  
OF ENTRANCE.

WEST BOUNDARY OF CAFE WILL BE  
THE SAME AS THOSE OF  
OTHER ESTABLISHMENTS TO  
THE SOUTH.

1 **Business License & Permits Committee**

Item #: 13

2  
3 June 4, 2014

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: Whole Foods Market Group Inc.**  
12 *10 Columbus Circle, Suite SC101A*

13  
14 Dear Chairman Rosen:

15  
16 Manhattan Community Board 4 (MCB4) recommends denial of a new On-Premise Liquor License for  
17 Whole Foods Market Group Inc. – 10 Columbus Circle, unless the following stipulations, agreed to by  
18 the applicant, are part of the method of operation for this establishment with a capacity of 29 people,  
19 with 6 tables with 18 seats, 1 stand-up bar seating 11.

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

23  
24 Sincerely,

25  
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28  
Christine Berthet  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Frank Holozubiec  
Co-Chair  
Business License & Permits  
Committee

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

Liquor License Stipulations Application

APPLICANT		DOING BUSINESS AS (DBA)		
Whole Foods Market Group, Inc.				
STREET ADDRESS		CROSS STREETS		
10 Columbus Circle, Suite SC101A, New York, NY 10019				
OWNER	NAME	Whole Foods Market Group, Inc.	ATTORNEY NAME	Richard D. Nasca
	PHONE	212-823-9600	ATTORNEY PHONE	732-727-5030
	TAX		ATTORNEY FAX	732-727-5028
MANAGER	NAME	Lamin Humma	LANDLORD NAME	A/R Retail, LLC
	PHONE	914-666-8940	LANDLORD PHONE	212-506-5866
	TAX	512-370-5733	LANDLORD TAX	
DESCRIPTION OF BUSINESS				
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): Bar/Arcade			
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): Bar/Arcade			
License Type:	<input checked="" type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input type="radio"/> Wine & Beer			
APPLICATION TYPE (check one)	<input checked="" type="radio"/> New	Has applicant owned or managed a similar business?	Yes	No
		What is/was the name of establishment?	Whole Foods Market Group, Inc.	
		What is/was the address of the establishment?	10 Columbus Circle, Suite SC101A New York, NY 10019	
		What were the dates the applicant was involved with this former premise?	Applicant currently operates a restaurant at the proposed location with benefit of a Restaurant Wine License. The applicant wishes to upgrade to an On Premises Liquor License.	
	<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 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	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	
	Music	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Kitchen	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm	8am-11pm		
OCCUPANCY	INDOOR				OUTDOOR			TOTAL		
	Capacity (See Certificate of Occupancy)	Maximum No. of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Seating Only/Bar	Number of Seating Only				
	N/A	29	18	6 tables with bench seating	0	1	11	N/A	N/A	
How many floors are there? What is the capacity for each floor? (please respond in space provided)					YES	NO	N/A			
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 Nighlife 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 Cafe 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	NO			
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 DINING			
Will applicant use the rooftop, rear yard or any outdoor space?	<input type="radio"/> 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.	<input 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 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 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 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 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 type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A

LOCATION & ZONING			
Primary Zoning District:	C6-6	Overlay (If Applicable):	N/A
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input 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 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 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 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:	# 1	N/A	
What organizations / community groups have you notified regarding your application?	# 2		
	# 3		

1 **Business License & Permits Committee**

Item #: 14

2

3 June 4, 2014

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: JGAM Food Inc.**

12 **d/b/a Pizza Italia**

13 *307-309 W 17<sup>th</sup> Street (8/9)*

14

15 Dear Chairman Rosen:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of a new On-Premise Liquor License for  
18 Pizza Italia – 307-309 W 17<sup>th</sup> Street, unless the following stipulations, agreed to by the applicant, are  
19 part of the method of operation for this establishment with a capacity of 74 people, with 7 tables with  
20 23 seats.

21

22

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

24

25 Sincerely,

26

27

28

29

Christine Berthet  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Frank Holozubiec  
Co-Chair  
Business License & Permits  
Committee

30

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

Liquor License Stipulations Application

APPLICANT		DOING BUSINESS AS (DBA)					
JGAM Food Inc.		Pizza Italia					
STREET ADDRESS		CROSS STREETS					
307-09 W. 17th ST		8th Ave + 9th Ave					
OWNER	NAME:	Anthony Sorisi	ATTORNEY:	NAME:	Gene T. Anton, Esq.		
	PHONE:	516-578-6435	PHONE:	347-489-5765			
	FAX:	631-673-9265	FAX:	631-673-9265			
MANAGER	NAME:		LANDLORD	NAME:	307 W. 17 LLC		
	PHONE:			PHONE:	212-661-0279		
	FAX:			FAX:	212-661-0413		
DESCRIPTION OF BUSINESS							
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): Bar/Arcade					
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): Bar/Arcade					
License Type:		<input type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input checked="" type="radio"/> Wine & Beer					
APPLICATION TYPE (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?		Pizza Italia	
				What is/was the address of the establishment?		11 Stone ST, NY NY	
				What were the dates the applicant was involved with this former premise?		1992 - 2013	
		<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							

**OPERATIONAL ISSUES**

HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	Operation	11am - 2am	11am - 2am	11am - 2am	11am - 2am	11am - 4am	11am - 4am	11am - 2am
	Music	11am - 2am	11am - 2am	11am - 2am	11am - 2am	11am - 4am	11am - 4am	11am - 2am
	Kitchen	11am - 2am	11am - 2am	11am - 2am	11am - 2am	11am - 4am	11am - 4am	11am - 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
	74	40	7	23	0	0	0	NA	NA

How many floors are there? What is the capacity for each floor? (please respond in space provided)	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Will applicant have bottle service?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
Will you be hosting private parties and promotional events?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
Will outside promoters be used?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
Will the security plan submitted be implemented?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
Will State certified security personnel be used?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
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"/>	<input type="radio"/>	<input type="radio"/>
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
Will applicant provide contact information to neighbors and respond to complaints that arise?	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
If you plan to have music, what type(s)?	<input checked="" type="checkbox"/> BACKGROUND	<input type="checkbox"/> LIVE MUSIC	<input type="checkbox"/> DJ

*All bicycle deliveries will be done in accordance with NYP Law*

*Owners telephone #.*

**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"/>	<input type="radio"/>	<input type="radio"/>
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 type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
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 type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>

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:	C 4		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 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.	YES	<input type="radio"/> NO	<input checked="" 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 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 CB	
	# 2		
	# 3		

SERVICE OF ALL ALCOHOL (BEER + WINE)  
WILL CEASE BY 2:00 AM ON  
ALL DAYS INCLUDING FRIDAY +  
SATURDAYS.

1 **Business License & Permits Committee**

Item #: 15

2

3 June 4, 2014

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: 4777, LLC.**

12 **d/b/a Big Smoke Burger**

13 *70 7<sup>th</sup> Avenue (14/15)*

14

15 Dear Chairman Rosen:

16

17 Manhattan Community Board 4 (MCB4) recommends denial of a new On-Premise Liquor License for  
18 Big Smoke Burger – 70 7<sup>th</sup> Avenue, unless the following stipulations, agreed to by the applicant, are part  
19 of the method of operation for this establishment with a capacity of 74 people, with 16 tables with 59  
20 seats; 1 stand-up bar seating 9 and no use of outdoor space.

21

22

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

24

25 Sincerely,

26

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Christine Berthet  
Chair

Paul Seres  
Co-Chair  
Business License & Permits  
Committee

Frank Holozubiec  
Co-Chair  
Business License & Permits  
Committee

30

Amended (only change is to backyard space!)

**Manhattan Community Board 4**

Liquor License Stipulations Application

(All Fields Must Be Completed)

APPLICANT 4777, LLC		DOING BUSINESS AS (DBA) Big Smoke Burger		
STREET ADDRESS 70 7 <sup>th</sup> Ave, NY, NY		CROSS STREETS W 14 <sup>th</sup> & W 15 <sup>th</sup> Sts		
OWNER	NAME: Anthony Fauci	ATTORNEY	NAME: Frank W. Palillo	
	PHONE: 917-686-4710		PHONE: (212) 227-1640	
	FAX:		FAX: (212) 349-1724	
MANAGER	NAME:	LANDLORD	NAME: 70 Seventh Ave, NYC LP	
	PHONE: Same as above		PHONE: (917) 754-1970	
	FAX:		FAX:	
<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): Bar/Arcade			
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): Bar/Arcade			
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)	<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?	Buffa A LLC d/b/a Colexico	
		What is/was the address of the establishment?	153 Rivington St, NYC	
		What were the dates the applicant was involved with this former premise?	2013 - present	
	<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				

**OPERATIONAL ISSUES**

HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	Operation	11 AM - 2 AM	11 AM - 2 AM	11 AM - 2 AM	11 AM - 3 AM	11 AM - 3 AM	11 AM - 3 AM	11 AM - 1 AM
	Music	↓	↓	↓	↓	↓	↓	↓
	Kitchen	↓	↓	↓	↓	↓	↓	↓

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
	74	74	16	59	0	1	9		

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?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	Occasional private party
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 type="radio"/> NO	<input checked="" type="radio"/> N/A	
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?	<input checked="" type="radio"/> YES	<input type="radio"/> 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)	<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 type="radio"/> YES	<input checked="" type="radio"/> NO	N/A	in the near future
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	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)?	<input checked="" type="checkbox"/> BACKGROUND	<input checked="" type="checkbox"/> LIVE MUSIC	<input type="checkbox"/> 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	<input type="radio"/> 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	<input type="radio"/> NO	<input checked="" type="radio"/> 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	N/A	Backyard (tent to absorb and enclose sound)
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	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	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	

**LOCATION & ZONING**

Primary Zoning District:	C 6-2 M	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	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	Letter of No Objection
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	N/A	
Is a Public Assembly permit required?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	N/A	
Are your plans filed with DOB?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	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:

<b>NOTIFICATION:</b> What organizations / community groups have you notified regarding your application?	# 1	CB # 4
	# 2	
	# 3	

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

NO USE OF OUTDOOR  
SPACE.

