CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

330 West 42nd Street, 26th floor New York, NY 10036 tel: 212-736-4536 fax: 212-947-9512 www.nyc.gov/mcb4

JOHN WEIS Chair

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

February 17, 2010

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

Re: Thainy Restaurant LLC –

232 Eighth Avenue (btwn W21st & W22nd Streets)

Dear Chairman Rosen:

Manhattan Community Board 4 recommends <u>denial</u> of the application of Thainy Restaurant for a new On Premise liquor license unless the following stipulations, agreed to by the applicant, are part of this establishment's method of operation:

- 1) Hours of operation will be from no earlier than 11:30 am to no later than 11:30 pm seven days a week.
- 2) This establishment will have a capacity of no more than 74 people with no more than 30 tables seating no more than 60 people and one stand-up bar seating no more than five people.
- 3) They will play no music other than soft background music not audible from outside the establishment.
- 4) The kitchen exhaust system will be designed to be compliant with NYC building codes and be constructed so as to not disturb neighboring tenants.
- 5) Any entranceway storm enclosure, allowable only between November 15 and April 15, will comply with NYC DoB rules and will not project onto the sidewalk by more than 18 inches.
- 6) Riders of delivery bicycles will wear identifying clothing and bikes when not in use will be stored off the street downstairs in a basement area.

A signed copy of the stipulations is enclosed. This is an application for a new restaurant.

Sincerely,

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John Weis Chair Manhattan Community Board 4

[Signed 2/17/11] Burt Lazarin Co-Chair Business License & Permits Committee – South [Signed 2/17/11] Hugh Weinburg Co-Chair Business License & Permits Committee – South