



CITY OF NEW YORK

**MANHATTAN COMMUNITY BOARD FOUR**

330 West 42<sup>nd</sup> Street, 26<sup>th</sup> 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

May 6, 2011

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

**Re: New York Beer and Beverage LLC d/b/a The New York Beer Company**  
*321 West 44<sup>th</sup> Street*

Dear Chairman Rosen:

Manhattan Community Board 4 (MCB4) recommends denial of a new on premise liquor license for **New York Beer and Beverage LLC d/b/a The New York Beer Company** as a full service restaurant and bar, unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment with a total capacity of 300, with 152 seats at 49 tables and 1 bar with 27 seats:

- Hours of operation will be Monday through Saturday 7:00 a.m.-4:00 a.m. and Sunday 12:00 p.m.-4:00 a.m.
- No outside promoters will be used.
- There will be background music Sunday through Thursday and a DJ Friday and Saturday.
- The applicant has agreed and will be filing for a change in their primary zoning district from a C-12 to a C6-2 and therefore will not be a cabaret
- The applicant agrees to follow all sound engineer recommendations for soundproofing.
- The applicant agrees not use a storm vestibule enclosure.
- The applicant agrees to use staff outside the venue to help keep area quiet.

The applicant has agreed that a certified sound engineer will be under contract prior to the full board meeting of Manhattan Community Board 4 May 4<sup>th</sup>, 2011.

A signed copy of the stipulations and community agreements is enclosed. This application is for an on-premise liquor license to be used at a restaurant and bar located at 321 West 44<sup>th</sup> Street, New York, NY.

Sincerely,



John Weis  
Chair  
Manhattan Community  
Board 4

[Signed 5/6/11]

Lisa Daglian  
Co-Chair  
Business License & Permits  
Committee – North

[Signed 5/6/11]

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