

May 6, 2004

Beverly Gotay
Assistant Director of Licensing
Department of Consumer Affairs
42 Broadway, 8th floor
New York, NY 10004

Re: SIDEWALK CAFÉ APPLICATION

Applicant: 523 9th Ave., Inc. d/b/a Hell's Kitchen Cafe
Location: 523 9th Avenue (39th St)
DCA License No.: 1163265
Type: New Application – Unenclosed Sidewalk Café
Tables/Chairs: 8 tables/24 chairs

Dear Ms. Gotay:

At its May 5, 2004 meeting, Manhattan Community Board No. 4's Transportation Planning Committee heard from the above applicant and reviewed plans for an unenclosed sidewalk café. There were no objections, however; the provided plans showed raised tree guards outside the proposed café area, which compromised the required 8 feet of sidewalk space. The applicant agreed to replace the raised guards with flush grating and submit new plans. Therefore, the Committee voted to approve the application on the condition that new, conforming plans be submitted to DCA.

On May 5, 2004 the Full Board approved the application for an unenclosed sidewalk café in accordance with the Transportation Committee's provisions.

Sincerely,



Walter Mankoff
Chair
Manhattan Community Board No. 4



Joshua David
Co-Chair
Transportation Planning Committee



John Rust
Co-Chair
Transportation Planning Committee

cc: Elected Officials
Applicant
Emily Beecham, DOT