



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD No. 4

330 West 42nd Street, 26th floor New York, NY 10036
tel: 212-736-4536 fax: 212-947-9512
www.ManhattanCB4.org

J. LEE COMPTON
Chair

ANTHONY M. BORELLI
District Manager

June 28, 2005

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

Re: SIDEWALK CAFÉ APPLICATION

Applicant: Kiwis Historical Building d/b/a Hallo Berlin
Location: 626 10th Avenue
DCA License No.: 11198845
Type: New Application – Unenclosed Sidewalk Café
Tables/Chairs: 6 tables/15 chairs (changed from 6 tables/18 chairs)

Dear Ms. Gotay:

At its July 27, 2005 meeting, Manhattan Community Board No. 4's Transportation Planning Committee heard from the above applicant and reviewed plans for an unenclosed sidewalk café. The board office has received complaints from tenants of an adjacent building regarding patron noise in the applicant's back patio. Furthermore, the Committee found fault with the design in that two rows of chairs have their backs to the service aisle. It is the Committee's belief that these chairs, when in use, will obstruct the aisle and force service staff on to the sidewalk. The Committee voted to approve the application for a new sidewalk café with the following stipulations, upon which the applicant and committee have agreed:

- The Applicant will remove the three inner chairs from the three outer tables and move the outer boundary at least 6" inward and submit new plans, bringing the total number of tables and chairs to 6 and 15, respectively.
- Patrons arriving after 9pm, who are not ordering a meal, must not be seated in the back patio. The applicant should post signs accordingly.
- The back patio must close no later than 10pm Monday through Thursday.
- The café's outer boundaries must be marked on the sidewalk, as required by DCA sidewalk café regulations. If markings are not in place when the applicant returns to the Board for its next renewal, this committee will recommend denial of the renewal application.

On July 27, 2005 the Full Board approved the application with the above stipulations.

Sincerely,

J. Lee Compton
Chair
Manhattan Community Board No. 4
cc: Elected Officials
Applicant

Jay Marcus
Chair
Transportation Planning Committee