



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD No. 4

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J. LEE COMPTON
Chair

May 4, 2006

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

Re: Sidewalk Café Application

Applicant: Think Restaurants LLC d/b/a Diner 24
Location: 102 Eighth Avenue
DCA License No.: 1221543
Type: New Application – Unenclosed Sidewalk Café
Tables/Seats: 11 tables/22 seats [original as submitted to DCA]
9 tables/18 seats [as modified]

Dear Ms. Gotay:

At its April 19, 2006 meeting, Manhattan Community Board No. 4's Transportation Planning Committee heard from the above applicant and reviewed plans for a new unenclosed sidewalk café. One local resident appeared in opposition to the application. The board received one opposition letter from a local resident. The opposed were specifically concerned with noise generated by the restaurant. The Committee voted to approve the sidewalk café application with the following stipulations:

- The applicant will remove from the plans the two tables and 4 chairs situated in the easternmost corner of the café;
- The restaurant operator will take down the café no later than midnight on Fridays and Saturdays, and no later than 11:00pm on all other days;
- The restaurant operator will close the restaurant's French doors no later than midnight on Fridays and Saturdays, and no later than 11:00pm on all other days;
- The restaurant operator will mark the café's outer boundaries on the sidewalk, as required by DCA's 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 April 27, 2006, the applicant submitted revised plans conforming to the Committee's recommendations. On May 3, 2006 the Full Board approved the application.

Sincerely,

J. Lee Compton
Chair
Manhattan Community Board No. 4

Jay Marcus
Chair
Transportation Planning Committee

cc: Local Elected Officials
Applicant