



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD No. 4

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J. LEE COMPTON
Chair

June 9, 2006

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

Re: Sidewalk Café Application

Applicant: Portici Restaurant Inc d/b/a 44 Southwest
Location: 621 Ninth Avenue (at 44th)
DCA License No.: 1163815
Type: Renewal Application – Unenclosed Sidewalk Café
Tables/Seats: Original Application - 8 tables/19 seats
Revised Application - 7 tables/18 seats

Dear Ms. Gotay:

At its May 17, 2006 meeting, Manhattan Community Board No. 4's Transportation Planning Committee heard from the above applicant and reviewed plans for an unenclosed sidewalk café. No one appeared in opposition to the renewal. However, the restaurant acknowledged that they were on occasion putting out two rows of tables on 9th Avenue, rather than the one row permitted and indicated on their drawings.

The Committee felt that an alternate configuration with one less table and one less seat on Ninth Avenue would allow more pedestrian mobility while also permitting one table of 3 (rather than two) people, and the applicant was happy to modify his application. The Committee thus voted to recommend approval of the revised application, with the following stipulation:

- 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 renewal, this committee will recommend denial of the renewal application.

The applicant submitted revised plans reflecting the recommendations of the Committee. On June 7, 2006 the Full Board approved the application.

Sincerely,

J. Lee Compton
Chair
Manhattan Community Board No. 4

Jay Marcus
Chair
Transportation Planning Committee

cc: Applicant
Local elected officials