



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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JEAN-DANIEL NOLAND
Chair

ROBERT J. BENFATTO, JR., ESQ.
District Manager

June 9, 2008

Daniel Boyle
Commissioner
New York State Liquor Authority
84 Holland Avenue, 2nd floor, A-Wing
Albany, NY 12208

Re: 523 Ninth Avenue Inc. d/b/a Hell's Kitchen Café – 523 Ninth Avenue (39th/40th)

Total capacity - 300
Operating - 7 days/week 9 a.m. to 4 a.m.
License Type – On-Premises

Dear Commissioner Boyle:

Manhattan Community Board 4 voted to recommend denial of an alteration of a full liquor license for Hell's Kitchen Café for the following reasons:

- This establishment has a long history of complaints with CB4 and the SLA;
- Despite affidavits from the current owners/operators to the SLA and CB4 claiming they would not use the rooftop, rooftop use occurred for consumption of alcohol;
- It is unclear if this establishment is free to operate without being under a SAPA letter;
- The applicant said that alterations have already been made to the rooftop access and courtyard. It was discovered that these alterations were not applied for, nor ratified by the SLA.

Boyle

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Page 2 of 2

Hell's Kitchen Café is a bar and food establishment operating on two floors with a DJ and outside promoters. The current application is to open another bar in the basement/cellar of this establishment. The CB4 Business Licenses and Permits Committee advised that it would reconsider an alteration application in one year's time if the applicant/operator had minimal or no community complaints or violations during that time.

Sincerely,

Jean-Daniel Noland
Chair
Manhattan Community
Board 4

Lisa Daglian
Co-Chair
Business License &
Permits Committee

Chuck Spence
Co-Chair
Business License & Permits
Committee

cc: Applicant
Fred Gioffre
Elected Officials?