



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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JEAN-DANIEL NOLAND
Chair

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

July 28, 2008

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

Re: Sidewalk Café (New)

Applicant: Progetto Inc. d/b/a Etcetra Etc.
Location: 352 West 44th Street
DCA License No.: 1289268
Type: New Application – Unenclosed Sidewalk Café
Tables/Seats: 5 tables/10 seats

Dear Ms. Gotay:

Manhattan Community Board 4 recommends approval of a NEW application for the permit for an unenclosed sidewalk café submitted by the above applicant.

This was subsequent to a review of the site by the Quality of Life Committee and an appearance before the Committee by the applicant or a spokesperson for the applicant. No one appeared in opposition to the renewal and CB4 has no complaints on file regarding the above applicant.

The board notes an unusual concern in that there is an existing iron fence which has been there since at least 1939, between café and street that acts as a barrier and is not removable.

The existence of this fence effectively eliminates the need for the outer boundaries of this café to be marked on the sidewalk, as required by Department of Consumer Affairs sidewalk café regulations.

Sincerely,

Jean-Daniel Noland
Chair
Manhattan Community
Board 4

Millie Glaberman
Co-Chair
Quality of Life Committee

Howard Smith
Co-Chair
Quality of Life Committee