



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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

John Weis
Chair

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

October 7, 2009

Dennis Rosen
Chairman
New York State Liquor Authority
80 South Swan Street
Albany, NY 12210

Re: Medi Wine Bar
811-813 9th Avenue (53rd / 54th Streets)

Dear Commissioner Rosen:

Manhattan Community Board 4 recommends denial of a full liquor license for Medi Wine Bar unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment:

- Interior hours of operation will be:

Monday – Thursday	4:00 pm - 12:00 am
Friday	4:00 pm – 1:00 am
Saturday	11:00 am – 1:00 am
Sunday	11:00 am – 11:00 pm
- The kitchen exhaust system will be compliant with NYC building code and will be constructed in a way so that it will not disturb neighboring tenants.
- French doors and windows will be closed when any amplified music is played (per law) and in the event of no amplified sound, will be closed by 10:00 pm Friday and Saturday and 9:00 pm on all other days.
- Patrons will be encouraged to either sit at the bar or in the front waiting area while waiting to be seated for service rather than waiting on the sidewalk.
- The applicant will coordinate garbage removal service with surrounding restaurant owners so as to limit the number of noise interruptions during the night for building residents.
- The kitchen will remain open until 30 minutes before closing each day.
- The applicant will install an awning on the front of the establishment.
- The applicant will sound proof the ceiling of the interior of the establishment.

We further recommend denial of a full liquor license for Medi Wine Bar unless the following stipulations, agreed to by the applicant, are part of the method of operation for the rear patio:

- Rear yard hours of operation will be:

Monday – Thursday	4:00 pm – 9:00 pm
Friday & Saturday	4:00 pm – 10:00 pm
Sunday	11:00 am – 9:00 pm
- The rear yard will not only be closed by the hours stated, but completely vacated. No patrons will be allowed to stay in the rear yard.
- The service and consumption of alcohol in the rear yard will be only via seated food service. No patrons will be allowed to stand.
- Absolutely no smoking will be allowed.
- Outdoor lighting will allow for safe usage of the rear space without disrupting tenants.
- There will be seating for 25 patrons with no more than 4 patrons seated at one table.
- Absolutely no music, live or recorded, will ever be played in the rear yard.
- Air conditioning for the establishment will not be placed in the rear yard; instead, the applicant has agreed to place the unit(s) on the roof of the building.
- Signage will be posted outside asking patrons to keep noise level down to respect neighbors.
- A cell phone emergency number will be provided to tenants.

Rear yard use is an amenity to a restaurant owner, but can be a nuisance to the quality of life of surrounding residents. Such outdoor use tends to be disruptive for residents with apartments within earshot primarily due to the high noise levels. This applicant has been meeting with tenants and has agreed to maintain a beneficial and respectful environment in the rear yard.

Sincerely,



John Weiss
Chair
Manhattan Community
Board 4



John Owens
Co-Chair
Business License & Permits
Committee - North



Chuck Spence
Co-Chair
Business License & Permits
Committee - North

cc: Applicant
Fred Gioffre
Elected Officials