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3
4 September 5, 2012

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6 Dennis Rosen
7 Chairman
8 New York State Liquor Authority

9
10 **Re: Boxers Enterprises LLC**
11 *742 Ninth Avenue (50/51)*

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13 Dear Chairman Rosen:

14
15 Manhattan Community Board 4 (MCB4) recommends denial of a transfer of an on-premise liquor license for
16 **Boxers Enterprises LLC**, unless the following stipulations, agreed to by the applicant, are part of the
17 method of operation for this tri-level establishment with a total capacity of 275. This includes:

- 18
19 1. Ground Floor – 5 tables/20 seats, 14 counter seats, 4 pool tables counter seats, 3 small tables/216
20 seats in lounge area, and 13 stools at full-service bar for a total of 5 tables, 3 small tables and 54
21 seats;
22
23 2. Cellar – 3 tables/12 seats, 10 booth tables/50 seats, and 1 service bar with 6 stools, for a total of
24 13 tables and 62 seats¹; and
25
26 3. Rooftop – 16 tables/56 seats, smoking area of 3 tables/6 seats plus 5 seats against ledge, and
27 lounge area of 5 small tables/12 seats and one service bar for a total of 19 tables, 5 small tables
28 and 79 seats.²

29
30 The following are the stipulations agreed to by the applicant:

- 31
32 • Hours of operation for the indoor space, which includes the first floor and cellar, will be 11AM –
33 2AM Sundays through Wednesdays and 11AM – 4AM Thursdays through Saturdays.
- 34 • Rooftop hours will be 11AM – 10PM Sundays through Thursdays, and 11AM – 11PM Fridays and
35 Saturdays. Rooftop space will be vacated by these hours. Applicant may return in 6 months to
36 revisit hours of outdoor operation.
- 37 • Televisions on the rooftop will have no sound and no speakers, and will be mounted no higher than
38 9 feet from rooftop floor and slanted to face away from residences.
- 39 • Dedicated licensed security personnel will be stationed on the rooftop to ensure a quiet
40 environment is maintained that does not disturb nearby residences.
- 41 • Smoking will only be in dedicated area on the rooftop, enforced by security.

¹ NYC Department of Buildings approved an amended certificate of occupancy increasing occupancy for the roof from 48 to 84.

² This letter does not include the proposed unenclosed sidewalk café of 10 tables/20 seats.

- 1 • Rooftop will have one service bar. Service and consumption of alcohol will be only via seated food
2 service.
- 3 • Rooftop will have sound baffling for a quiet environment.
- 4 • French doors will be closed by 11PM on Fridays and Saturdays and at 10PM Sunday through
5 Thursday, and whenever amplified music is played. Background music and a DJ will be in use.
- 6 • Applicant will follow recommendations of certified sound engineer/acoustician.
- 7 • Security plan will be followed as submitted.
- 8 • A contact number will be provided to area residents and Community Board office and complaints
9 will be responded to without delay.

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11 A signed copy of the stipulations and community agreements is enclosed. This application is for a transfer
12 of an on-premise liquor license for a tri-level restaurant that includes use of the rooftop as a restaurant.

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14 Sincerely,

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Corey Johnson
Chair
Manhattan Community Board
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Paul Seres
Co-Chair
Business License & Permits
Committee

Lisa Daglian
Co-Chair
Business License & Permits
Committee

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