

1 **BUSINESS LICNESE & PERMITS COMMITTEE**

Item # 7

2
3 June 6, 2012

4
5 Dennis Rosen
6 Chairman
7 New York State Liquor Authority
8 80 S. Swan Street, 9th Floor
9 Albany, New York 12210

10
11 **Re: Zao Ramen Inc. d/b/a Tabata Noodle Restaurant**
12 *557 8th Avenue – a/k/a 300-302 West 38th Street*

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14
15 Dear Chairman Rosen:

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17 Manhattan Community Board 4 (MCB4) recommends denial of a new restaurant wine & beer license
18 for **Zao Ramen Inc. d/b/a Tabata Noodle Restaurant – 557 8th Avenue a/k/a 300-302 W 38th Street,**
19 unless, the following stipulation, agreed to by the applicant, is part of the method of operation for this
20 establishment with a capacity of 48, with 8 tables and 32 seats with no stand-up bar or service bar, no
21 music, sidewalk will be cleaned after closing, no outdoor use and they will have no deliveries.

22 A signed copy of the questionnaire, stipulations and community agreements are enclosed.

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25 Sincerely,

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Corey Johnson
Chair

Paul Seres
Co-Chair
Business License & Permits
Committee

Lisa Daglian
Co-Chair
Business License & Permits
Committee

Manhattan Community Board 4

(All Fields Must Be Completed)

Liquor License Stipulations Application

| | | | |
|---|---|--|--|
| APPLICANT Zao Ramen Inc. | | DOING BUSINESS AS (DBA) Tabata Noodle Restaurant | |
| STREET ADDRESS 557 8 th Avenue – a/k/a 300-302 W 38 th Street | | CROSS STREETS 37 th & 38 th Street | |
| OWNER | NAME: Khin Aye Kyawi | ATTORNEY | NAME: Seidman & Morenstein |
| | PHONE: 347-924-0298 | | PHONE: 212-563-5666 |
| | FAX: | | FAX: 212-563-6864 |
| MANAGER | NAME: Linn Huang | LANDLORD | NAME: 557 8 th Avenue Corp. |
| | PHONE: 917-685-0776 | | PHONE: 917-587-8888 |
| | FAX: | | FAX: |
| DESCRIPTION OF BUSINESS | | | |
| Establishment Type: | | <input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant | |
| | | <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization – Members Only) | |
| | | <input type="radio"/> Other (Explain): | |
| Method of Operation: | | <input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe | |
| | | <input type="radio"/> Other (Explain): | |
| License Type: | | <input type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input checked="" type="radio"/> Wine & Beer | |
| APPLICATION TYPE (check one) | <input checked="" type="radio"/> New | Has applicant owned or managed a similar business? | <input checked="" type="radio"/> YES <input type="radio"/> NO |
| | | What is/was the name of establishment? | Top on Top Inc. |
| | | What is/was the address of the establishment? | 540 9th Avenue |
| | | What were the dates the applicant was involved with this former premise? | October 2011- Present |
| | <input type="radio"/> Transfer | What is the prior license #? | |
| | | What is the expiration date on the prior license? | |
| | | Are you making any alterations or operational changes? | <input type="radio"/> YES <input checked="" type="radio"/> NO |
| | | <i>If alterations or operational changes are being made, please attach the plans to this form.</i> | |
| | <input type="radio"/> Alteration | What is the current license #? | |
| | | What is the expiration date on the current license? | |
| <i>Please describe the nature of the alterations and attach the plans</i> | | | |

| OPERATIONAL ISSUES | | | | | | | | | | |
|--|-------------------------------------|--|---------------------|---------------------|-----------------------------|-------------------------|-------------------------|---|---------------------|--|
| HOURS | | MONDAY | TUESDAY | WEDNESDAY | THURSDAY | FRIDAY | SATURDAY | SUNDAY | | |
| | Operation | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | |
| | Music | None | None | None | None | None | None | None | None | |
| | Kitchen | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | 1130 a.m. – 11 p.m. | |
| OCCUPANCY | INDOOR | | | | BAR | | | OUTSIDE | | |
| | Capacity (Certificate of Occupancy) | Maximum # of Persons You Anticipate Occupying Premises (Including Employees) | Number of Tables | Number of Seats | Number of Service Only Bars | Number of Stand-Up Bars | Number of Seats at Bars | Number of Seats | Number of Tables | |
| | 48 | 48 | 8 | 32 | 0 | 0 | 0 | 0 | 0 | |
| How many floors are there? What is the capacity for each floor? (please respond in space provided) | | | | | 1-2 | 3-4 | 5+ | 1 st Floor: Restaurant; 2 nd & 3 rd Floor: Offices | | |
| Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided) | | | | | YES | NO | N/A | | | |
| Will applicant have bottle service? | | | | | YES | NO | N/A | | | |
| Will you be hosting private parties and promotional events? | | | | | YES | NO | N/A | | | |
| Will outside promoters be used? | | | | | YES | NO | N/A | | | |
| Will the security plan submitted be implemented? | | | | | YES | NO | N/A | | | |
| Will State certified security personnel be used? | | | | | YES | NO | N/A | | | |
| Will New York Nightlife Association recommendations and NYPD Best Practices be followed? | | | | | YES | NO | N/A | | | |
| Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided) | | | | | YES | NO | N/A | | | |
| Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided) | | | | | YES | NO | N/A | | | |
| If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided) | | | | | YES | NO | N/A | | | |
| Will applicant provide contact information to neighbors and respond to complaints that arise? | | | | | YES | NO | N/A | | | |
| If you plan to have music, what type(s)? | | | BACKGROUND | LIVE MUSIC | DJ | No music | | | | |
| BUILDING DESIGN | | | | | | | | | | |
| Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days. | | | | YES | NO | N/A | | | | |
| Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment? | | | | YES | NO | N/A | | | | |
| Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.) | | | | YES | NO | N/A | | | | |

OUTDOOR ITEMS

| | | | |
|--|------------|-----------|------------|
| Will applicant use the rooftop, rear yard or any outdoor space? | YES | NO | N/A |
| If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days. | YES | NO | N/A |
| The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service. | YES | NO | N/A |
| The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke. | YES | NO | N/A |
| Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.). | YES | NO | N/A |
| Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners. | YES | NO | N/A |
| Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors? | YES | NO | N/A |

LOCATION & ZONING

| | | | |
|---|---|-----------|-----|
| Primary Zoning District: | Overlay (If Applicable): | | |
| Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards? | YES | NO | N/A |
| Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection? | YES | NO | N/A |
| Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule. | YES | NO | N/A |
| Is a Public Assembly permit required? | YES | NO | N/A |
| Are your plans filed with DOB? | YES | NO | N/A |
| Building Type | <input type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____ | | |
| Adjacent Buildings | <input type="radio"/> Residential <input checked="" type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____ | | |
| NOTIFICATION: What organizations / community groups have you notified regarding your application? | # 1 | C.B. 4 | |
| | # 2 | | |
| | # 3 | | |

ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

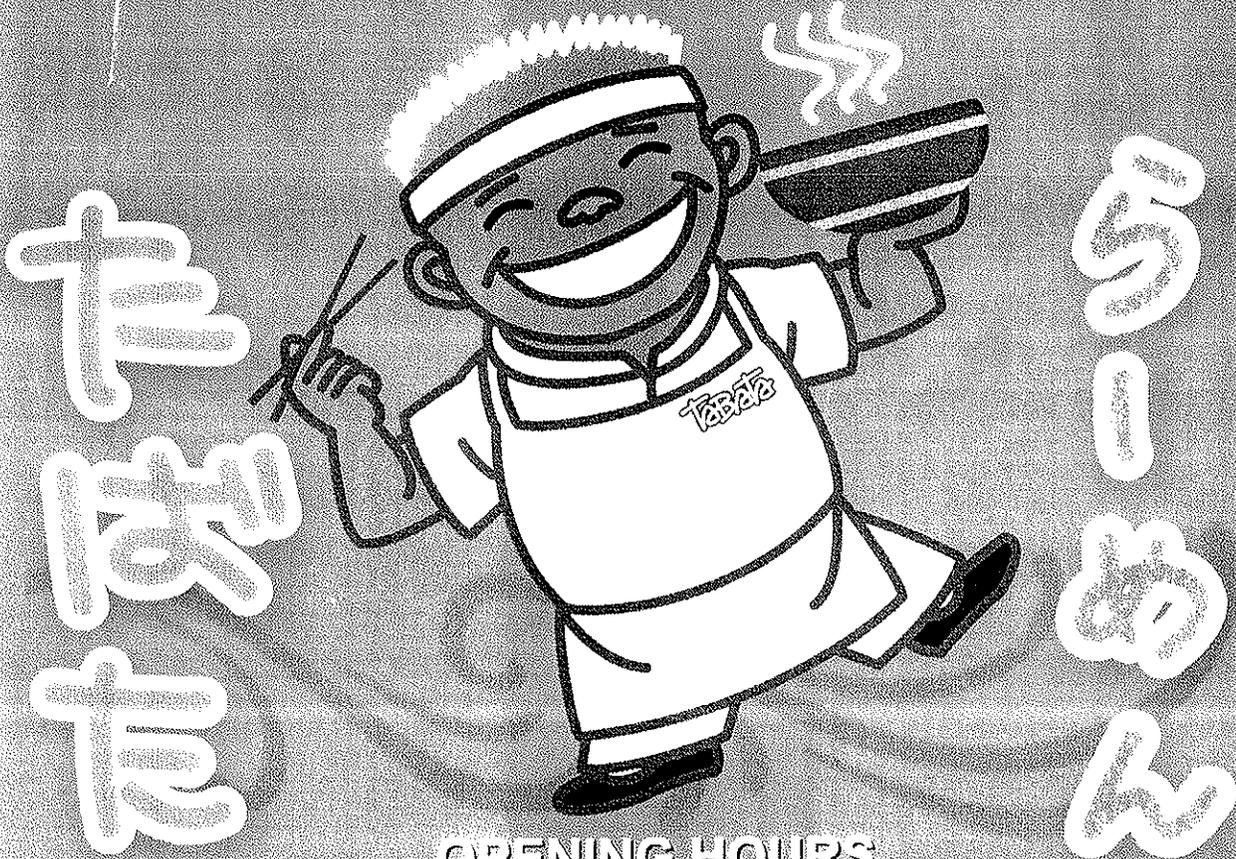
ADDITIONAL STIPULATIONS: (Office Use Only)

- **Applicant will clean sidewalk after closing**
- **Applicant will have no outdoor use**
- **Applicant will have no delivery**

Tabata

EXPRESS

JAPANESE NOODLE RESTAURANT



OPENING HOURS

7-DAYS

Mon-Sat / 11:30am : 11pm

Sun / 12am : 11pm

No.557, 8th Avenue
Between 37th and 38th street
Manhattan, NY 10018

Email: tabataramen@gmail.com



(Minimum \$15.00 for major credit cards)

Tabata Menu

たばたメニュー

Salad / サラダ

| | | |
|------------------------|--|------|
| Potato Salad ポテトサラダ | mashed potato, cucumbers, onions, carrots & mayo | 4.00 |
| Daikon Salad 大根サラダ | daikon radish, scallions, dried seaweed, tiny fish with special dressing | 6.00 |
| Green Salad グリーンサラダ | mixed fresh greens with dressing | 4.00 |
| Seaweed Salad 海藻サラダ | mixed greens & assorted seaweed with ginger dressing | 5.00 |
| Hijiki Salad ひじきサラダ | black seaweed, mixed greens with ginger dressing | 5.00 |
| Tofu Salad 豆腐サラダ | tofu, cucumbers, carrots, mixed greens with special dressing | 5.00 |

Appetizers / 前菜

| | | |
|---------------------------|--|------|
| Edamame 枝豆 | lightly boiled salted soy beans | 4.00 |
| Kyuuri Kimuchi きゅうりキムチ | spicy pickled cucumbers | 4.00 |
| Hiya Yakko 冷やっこ | cold tofu served with dashi sauce (bonito flakes, ginger, scallions) | 4.00 |
| Kimuchi キムチ | spicy pickled Napa | 4.00 |
| Yasai Itame 野菜炒め | sautéed vegetables | 7.00 |
| Harumaki 春巻き | vegetable spring rolls. (3 pieces) | 4.00 |
| Agedashi Tofu 揚げ出し豆腐 | deep fried tofu with dashi sauce | 5.00 |
| Gyoza 餃子 | seared pork dumplings (6 pieces) | 5.00 |
| Shumai しゅうまい | steamed shrimp dumplings (4 pieces) | 6.00 |
| Wasabi Shumai わさびしゅうまい | steamed wasabi pork dumpling. (4 pieces) | 5.00 |
| Iidako kara Age | crispy baby octopus | 6.00 |
| Kaki Fry | crispy breaded oyster with spicy mayonnaise | 6.00 |

Appetizers/前菜

| | | |
|---|--|------|
| Chashu チャーシュー | roast pork or chicken. | 5.00 |
| Karage Ponzu 唐揚げポン酢 | fried chicken, red onions, grated radish in ponzu sauce. | 6.00 |
| Mabo Tofu 麻婆豆腐  | sauteed spicy ground pork & tofu. | 7.00 |
| Nira Niku Itame にら肉炒め | sauteed leeks, bean sprouts & pork or chicken | 8.00 |
| Ika Garlic Age イカのニンニク揚げ | deep fried squid with garlic. | 6.00 |
| Ika Garlic Butter イカのニンニクバター | squid, asparagus, mixed mushrooms, green peppers red peppers sauteed with butter garlic sacue | 7.00 |
| Shrimp Garlic Age 海老のニンニク揚げ | deep fried shrimp with garlic | 8.00 |
| Shrimp Garlic Butter 海老とニンニクのバター | shrimp, asparagus, mixed mushrooms 炒め green peppers, red peppers sauteed with garlic butter sauce | 9.00 |
| Kanitama 蟹玉 | Japanese omlette with crab meat, green peppers, red peppers, shiitake scallions with sweet & sour gravy sauce | 8.50 |
| Katsu とんかつ又はチキンかつ | breaded pork or chicken cutlet | 8.00 |
| Karubi カルビ | grilled beef short ribs with special BBQ sauce. | 7.50 |
| Saba Shio 鯖の塩焼き | broiled mackerel | 7.00 |
| Sake Yuan 鮭の湯庵焼き | broiled salmon | 7.50 |
| Miso Niku Itame 味噌肉炒め | pork or chicken sauteed with miso sauce, onions, scallions, green peppers, red peppers | 8.00 |

Tabata Ramen

たばたラーメン

*Most of our soups are chicken bone broth.

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| Shoyu Ramen 醤油ラーメン | soy sauce flavored noodle soup (roast pork or chicken, bean sprouts, bamboo shoots & scallions) | 8.00 |
| Shio Ramen 塩ラーメン | salt flavored chicken broth noodle soup (roast pork or chicken, bean sprouts, bamboo shoots & scallions) | 8.00 |
| Miso Ramen 味噌ラーメン | miso flavored noodle soup (roast pork or chicken, cabbages, bean sprouts, carrots, green peppers, red peppers, scallions) | 8.75 |
| Negi Charshuu Ramen 葱チャーシュー麺 | salt flavored noodle soup (extra roast pork or chicken, extra scallions) | 9.75 |
| Tan Tan Men 坦々麺  | sesame flavored noodle soup (spicy ground pork) | 9.00 |
| Ebi Ramen 海老ラーメン | shrimp chop suey on salt flavored noodle soup (shrimp, napa, carrots, shiitake, green peppers, red peppers, scallions) | 9.75 |
| Seafood Ramen シーフードラーメン | sautéed seafood & vegetables in rich pork bone broth thick noodle soup -10.75 (napa, carrots, shiitake, scallions, green peppers, red peppers, bean sprouts, shrimp, fishballs, squid) | |
| Sara Udon 皿うどん | chop suey on crispy thin noodles (napa, carrots, shiitake, scallions, green peppers, red peppers, bean sprouts, shrimp, fishballs, squid) | 10.75 |
| Sutamina Ramen スタミナラーメン  | spicy miso & soy sauce flavored noodle soup. (pork or chicken, leeks, scallions, garlic paste, egg) | 9.00 |
| Garlic Noodle ガーリックヌードル | deep fried garlic on salt flavored noodles (roast chicken, deep fried garlic, scallions) | 9.00 |
| Kyushuu Ramen 九州ラーメン | pork bone and chicken bone broth noodle soup (roast pork or chicken, bean sprouts, scallions, flavored egg) | 9.75 |

Vegetarian Noodles/ベジタリアン
(Konbu seaweed and shiitake mushroom base broth)

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| Vegetables Ramen ベジタブルラーメン | sautéed vegetables on salt flavored noodles <i>(napa, carrots, onions, bean sprouts, asuparagus, shiitake, , shimeji mushrooms, scallions, bamboo shoots, brocolli)</i> | 9.50 |
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| Kinoko Tofu Ramen きのこ豆腐ラーメン | mixed mushrooms & tofu on salt flavored noodle soup <i>(napa, mixed mushrooms, tofu, carrots,)</i> | 9.50 |
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Tsukemen/つけ麺

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| Shoyu Tsukemen 醤油つけ麺 | cold noodles with hot dipping soy sauce flavored soup <i>(roast pork or chicken, scallions, bean sprouts, bamboo shoots, boiled egg)</i> | 9.00 |
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| Miso Tsukemen 味噌つけ麺 | cold noodles with hot dipping miso flavored soup <i>(roast pork or chicken, scallions, bean sprouts, bamboo shoots, boiled egg)</i> | 9.50 |
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Rice dishes

ご飯もの

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| Fried Rice チャーハン | roast pork or chicken, eggs, onions, scallions | 8.00 |
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| shrimp, eggs, onions, scallions, oyster sauce | 9.75 |
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| Chuka Don 中華丼 | chop suey over rice <i>(napa, carrots, pork or chicken, shiitake, fishballs, scallions)</i> | 8.75 |
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| Mabo Don 麻婆丼 |  sautéed spicy ground pork & tofu over rice <i>(ground pork, scallions & tofu)</i> | 8.75 |
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| Sutamina Don スタミナ丼 |  pork or chicken sauteed with spicy garlic sauce over rice <i>(leeks, onions, scallions)</i> | 8.75 |
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| Miso Niku Don 味噌焼肉丼 | sautéed pork or chicken & vegetables with miso sauce over rice <i>(onions,)</i> | 8.75 |
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| Tenshindon 天津丼 | Japanese omlette with sweet & sour gravy sauce over rice <i>(crab meat, shiitake & scallions)</i> | 9.00 |
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| Vegetable Curry 野菜カレーライス | vegetable curry sauce over rice <i>(carrots, onions, snow peas, eggplant, brocolli)</i> | 9.00 |
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| Katsu Curry カツカレーライス | pork or chicken cutlet & curry sauce over rice <i>(Breaded pork or chicken cutlet, carrots & onions)</i> | 9.75 |
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| Oyako Don 親子丼 | cooked chicken & egg over rice. <i>(chicken, eggs, onions, shiitake, scallions)</i> | 9.00 |
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| Katsu Don カツ丼 | pork or chicken cutlet & eggs over rice <i>(Breaded pork or chicken cutlet, eggs, onions, shiitake, scallions)</i> | 9.00 |
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| Rice ライス | steamed white rice | 1.50 |
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BEVERAGES

飲み物

Soft Drink/ソフトドリンク

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| Coke, Diet coke, Sprite, Ginger ale, Club soda, Green tea コーラ、ダイエットコーラ、スプライト、ジンジャーエール、クラブソーダ、グリーンティー | 2.00 |
| Oolong tea, Sweet tea, Calpico soda, Calpico water ウーロン茶、スウィートティー、カルピスソーダ、カルピス | 2.50 |
| Pineapple juice, Orange juice, Cranberry juice パイナップルジュース、オレンジジュース、クランベリージュース | 2.50 |

- We are not responsible for your personal belongings.
- Minimum charge \$5.00 per person on food.
- A 15 % of gratuity will be added to parties.
- No order changes, No substitute
- Please don't bring any food and beverage from outside.
- Thank you for not smoking

- お客様のお持ち物の盗難、紛失についての責任は負いかねます。
- 当店での最低料金はお一人様につき\$5.00（飲み物抜き）となっております。
- チップ（サービス料）は料金に含まれている場合がありますので、伝票をご確認されて下さい。
- 料理のお取替えは基本的に致しません。
- 食べ物、飲み物のお持込はご遠慮頂いております。
- 全席禁煙となっておりますので、ご協力お願い致します。