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.nyc.gov/mcb4

COREY JOHNSON
Chair

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

BUSINESS LICNESE & PERMITS COMMITTEE **Item # 6**

March 7, 2012

Dennis Rosen
Chairman
New York State Liquor Authority
80 S. Swan Street, 9th Floor
Albany, New York 12210

Re: 99 Noodle Corp. d/b/a Thai Select
472 9th Avenue 364th/37th)

Dear Chairman Rosen:

Manhattan Community Board 4 (MCB4) recommends **denial** of a New On-Premise Liquor license to 99 Noodle Corp. d/b/a Thai Select, **unless** the following stipulations, agreed to by the applicant, is part of the method of operation for this establishment with a capacity of 69, with 64 seats and 28 tables with 1 service only bar, 1 stand-up bar that seats 5.

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

Sincerely,

Corey Johnson Chair Manhattan Community Board 4	Paul Seres Co-Chair Business License & Permits Committee	Lisa Daglian Co-Chair Business License & Permits Committee

DRAFT

Manhattan Community Board 4

Liquor License Stipulations Application

(All Fields Must Be Completed)

APPLICANT	DOING BUSINESS AS (DBA)
99 Noodle Corp.	Thai Select
STREET ADDRESS	**CROSS STREETS**
472 Ninth Avenue	36th/37th Street

OWNER	NAME:	Nawarart Watanasuparp	REPRESENTATIVE	NAME:	Anthony Caraballo
	PHONE:	646-220-3190		PHONE:	718-875-2929
	FAX:			FAX:	718-875-3737
MANAGER	NAME:		LANDLORD	NAME:	472 Ninth Avenue LLC.
	PHONE:			PHONE:	917-375-7262
	FAX:			FAX:	

DESCRIPTION OF BUSINESS

Establishment Type:	◯ Bar/Tavern ◯ Bed & Breakfast ◯ Eating Place Beer ◯ Cabaret ◯ Night Club ◯ Hotel ◯ **Restaurant** ◯ Catering Establishment ◯ Club (Fraternal Organization – Members Only) ◯ Other (Explain):_____
Method of Operation:	◯ **Restaurant** ◯ Dance Club ◯ Sports Bar ◯ Adult Entertainment ◯ Wine Bar ◯ Pizzeria ◯ Cafe ◯ Other (Explain):_____
License Type:	◯ **On-Premise** ◯ Wine ◯ Beer ◯ Wine & Beer

APPLICATION TYPE *(check one)*				
	◯ **New**	Has applicant owned or managed a similar business?	YES	NO
		What is/was the name of establishment?		
		What is/was the address of the establishment?		
		What were the dates the applicant was involved with this former premise?		
	◯ **Transfer**	What is the prior license #?	1185160	
		What is the expiration date on the prior license?	April 30, 2013	
		Are you making any alterations or operational changes?	YES	NO
		If alterations or operational changes are being made, please attach the plans to this form.		
	◯ **Alteration**	What is the current license #?		
		What is the expiration date on the current license?		
		Please describe the nature of the alterations and attach the plans		

OPERATIONAL ISSUES

HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	Operation	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.
	Music	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.
	Kitchen	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 a.m. – 11 p.m.	11:30 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
	69	69	28	64	1	1	5	N/A	N/A

How many floors are there? What is the capacity for each floor? (please respond in space provided)	1-2	3-4	5 +	Cellar: Storage Only; First Floor: 69 People
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 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	Background Dining Music Only

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	

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:	**C1-7A**	Overlay (If Applicable):			None
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	**500 Ft Rule, See attached map**
Is a Public Assembly permit required?		YES	NO	N/A	
Are your plans filed with DOB?		YES	NO	N/A	
Building Type	◯ Residential ◯ Commercial ◯ **Mixed Use** ◯ Other, describe: _____				
Adjacent Buildings	◯ Residential ◯ Commercial ◯ **Mixed Use** ◯ Other, describe: _____				

NOTIFICATION: What organizations / community groups have you notified regarding your application?		
	# 1	**Not Applicable**
	# 2	
	# 3	

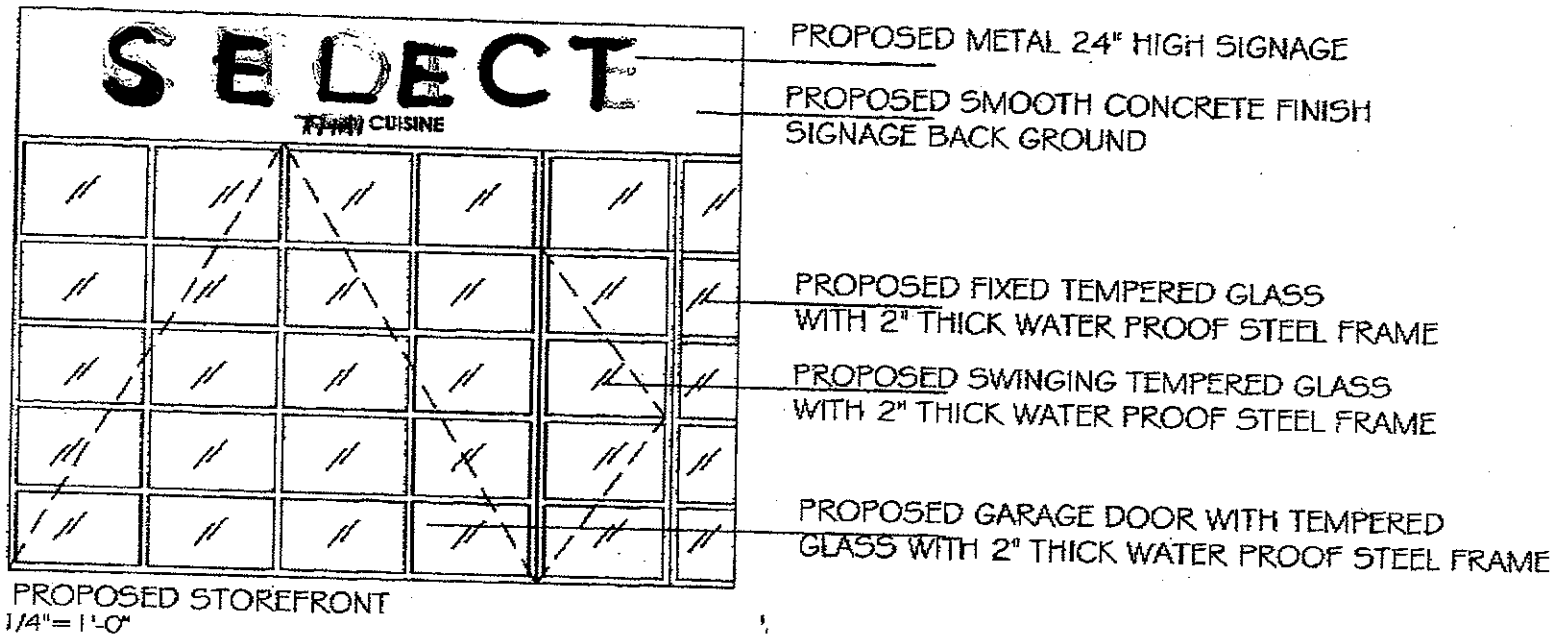
ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

ADDITIONAL STIPULATIONS: (Office Use Only)

99 Noodle Corp.
472 9th Avenue
New York, NY 10018

Front Elevation Diagram



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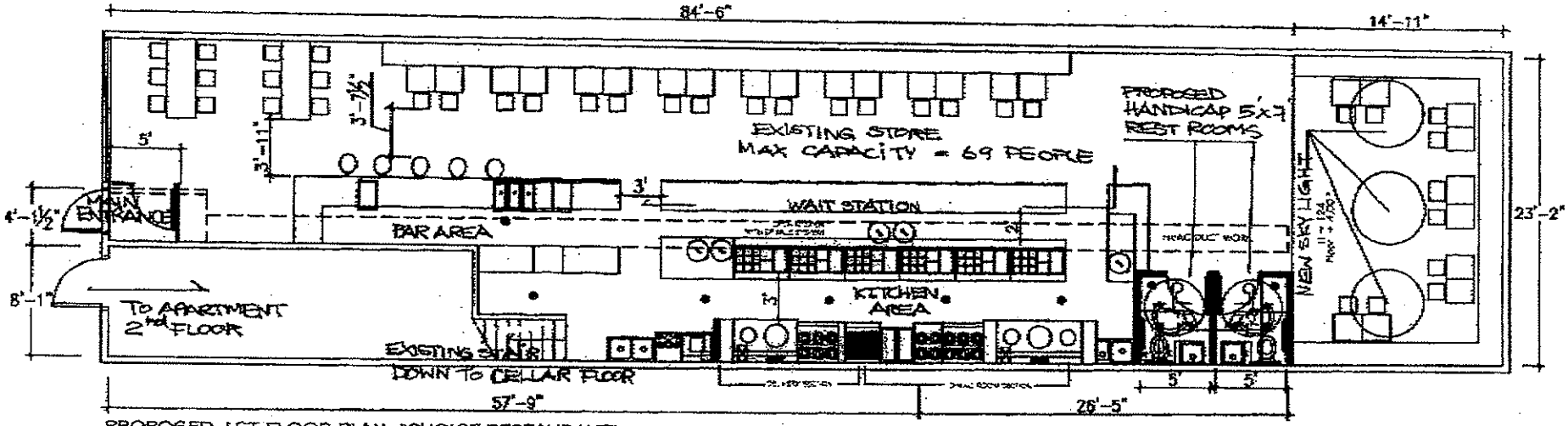
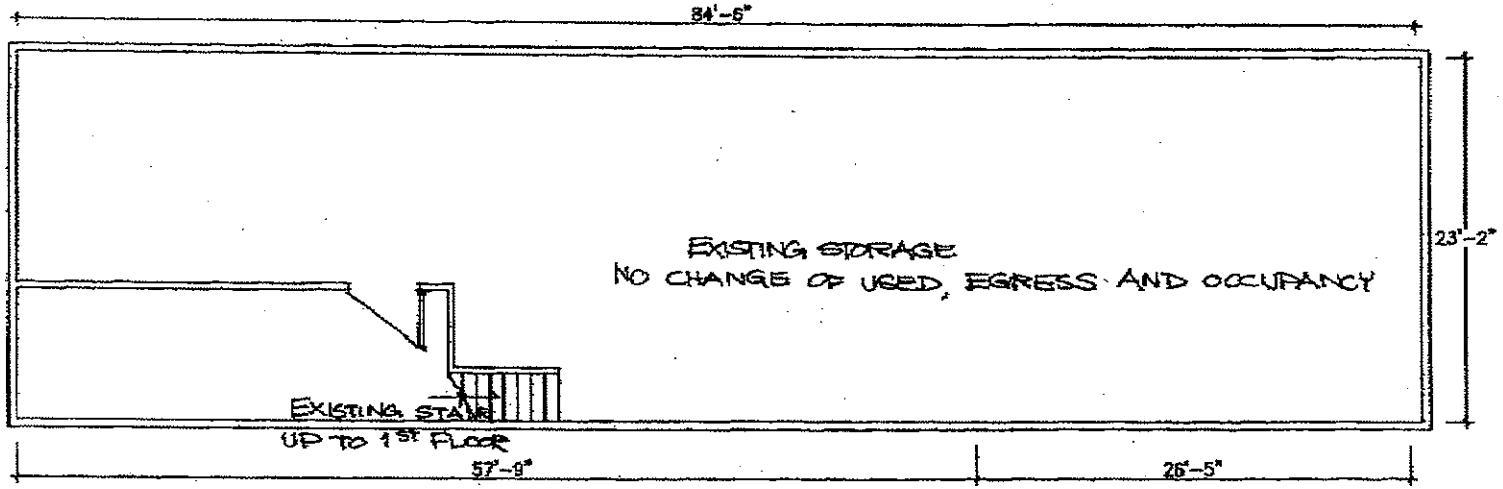


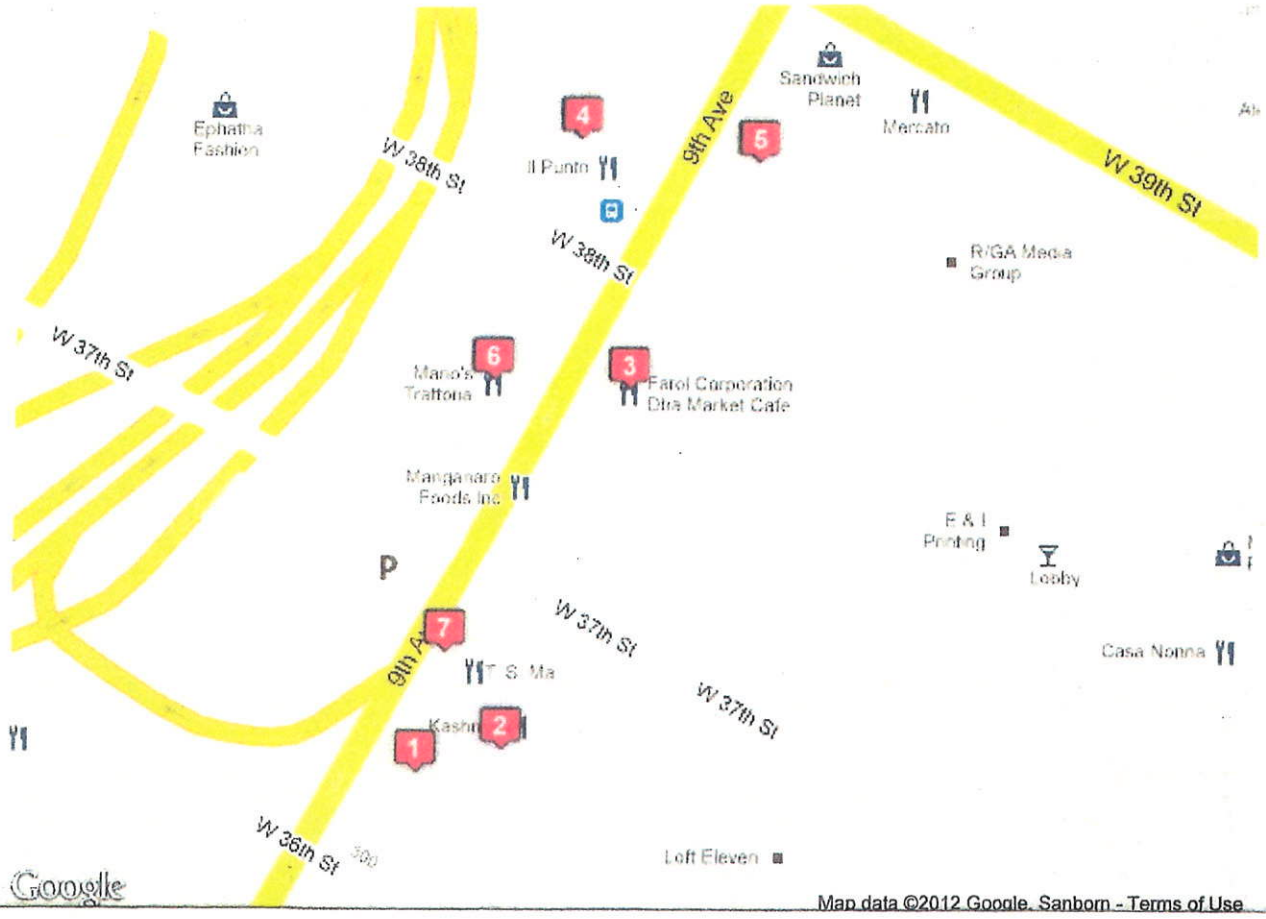
PROPOSED 1ST FLOOR PLAN: "CHOICE RESTAURANT"
1/8" = 1'-0"



PROPOSED CELLAR FLOOR PLAN: "CHOICE RESTAURANT"
1/8" = 1'-0"

99 Noodle Corp
472 9th Avenue
New York, NY 10018

Full OP Licenses Within 500'



Serial#	Type	Class	Address	Distance Miles	Distance Feet
1) 1185160	OP	252	472 9TH AVENUE (Premise Seeking Transfer of License)	0	0
2) 1229831	OP	252	476 9TH AVENUE	0.013	68.64
3) 1127742	OP	252	496 NINTH AVENUE	0.064	337.92
4) 1156801	OP	252	507 509 9TH AVENUE	0.093	491.04
5) 1250800	OP	252	508 9TH AVENUE	0.094	496.32
6) 1179723	OP	252	493 9TH AVENUE	0.058	306.24
7) 1184930	OP	252	480 9TH AVENUE	0.018	95.04