BUSINESS LICNESE & PERMITS COMMITTEE **Item # 14**

May 2, 2012

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

Re: Stokes & McGinley Inc.
800 9th Avenue (53rd St.)

Dear Chairman Rosen:

Manhattan Community Board 4 (MCB4) recommends **denial** of a new restaurant on-premise wine & beer license to **Stokes & McGinley Inc. -800 9th Avenue (53rd St.), unless** the following stipulations, agreed to by the applicant, is part of the method of operation for this establishment with a capacity of 74, with 14 tables and 58 seats with one stand-up bar seating 8.

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

Sincerely,

Corey Johnson
Chair

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)
Stokes & McGinley Inc.	
STREET ADDRESS	**CROSS STREETS**
800 9th Avenue	West 53rd Street

OWNER	NAME:	Paul Kiernan	REPRESENTATIVE	NAME:	Michael Kelly
	PHONE:	917-929-0363		PHONE:	914-632-6036
	FAX:			FAX:	914-632-6034
MANAGER	NAME:	Paul Kiernan	LANDLORD	NAME:	Antonio Romano
	PHONE:	917-929-0363		PHONE:	917-509-5978
	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 #?	1244555	
What is the expiration date on the prior license?	September 30, 2012	
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

		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
HOURS	Operation	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	10 a.m. – 4 a.m.	10 a.m. – 4 a.m.
	Music	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	10 a.m. – 4 a.m.	10 a.m. – 4 a.m.
	Kitchen	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	12 p.m. – 4 a.m.	10 a.m. – 4 a.m.	10 a.m. – 4 a.m.

	INDOOR				BAR			OUTSIDE	
OCCUPANCY	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
	74	74	14	58	0	1	8	16	8

How many floors are there? What is the capacity for each floor? (please respond in space provided)	1-2	3-4	5 +	Basement: 0; 1st Floor: 74
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	**We will apply for assignment of 8 tables & 16 seats**
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	**8 tables & 16 seats**
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

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	Unenclosed Sidewalk Cafe
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:	R8	Overlay (If Applicable):			C1-5
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	◯ 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	
	# 2	
	# 3	

ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

ADDITIONAL STIPULATIONS: (Office Use Only)

- **Sidewalk Café to follow after it is filed with DCA**

Manhattan Community Board 4 (MCB4) recommends:	◯ Approval ◉ **Denial unless all agreed to by applicant is part of the method of operation** ◯ Denial

CB4 REPRESENTATIVES

Nelly Gonzalez *CB4 Community Associate*	**Lisa Daglian** *CB4 BLP Committee Co-Chair*	**Paul Seres** *CB4 BLP Committee Co-Chair*

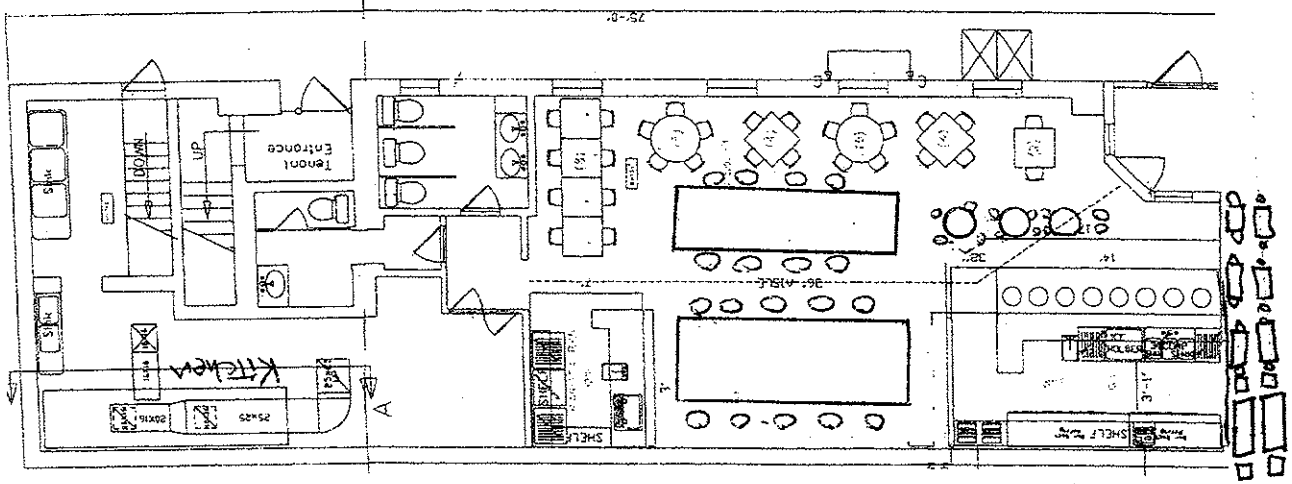
APPLICANT AGREEMENT WITH THE COMMUNITY

Pursuant to these stipulations, this applicant agrees to have these provisions incorporated in the method of operation of their liquor license. Additionally, the applicant agrees to the community agreements as the basis for the community supporting this application.

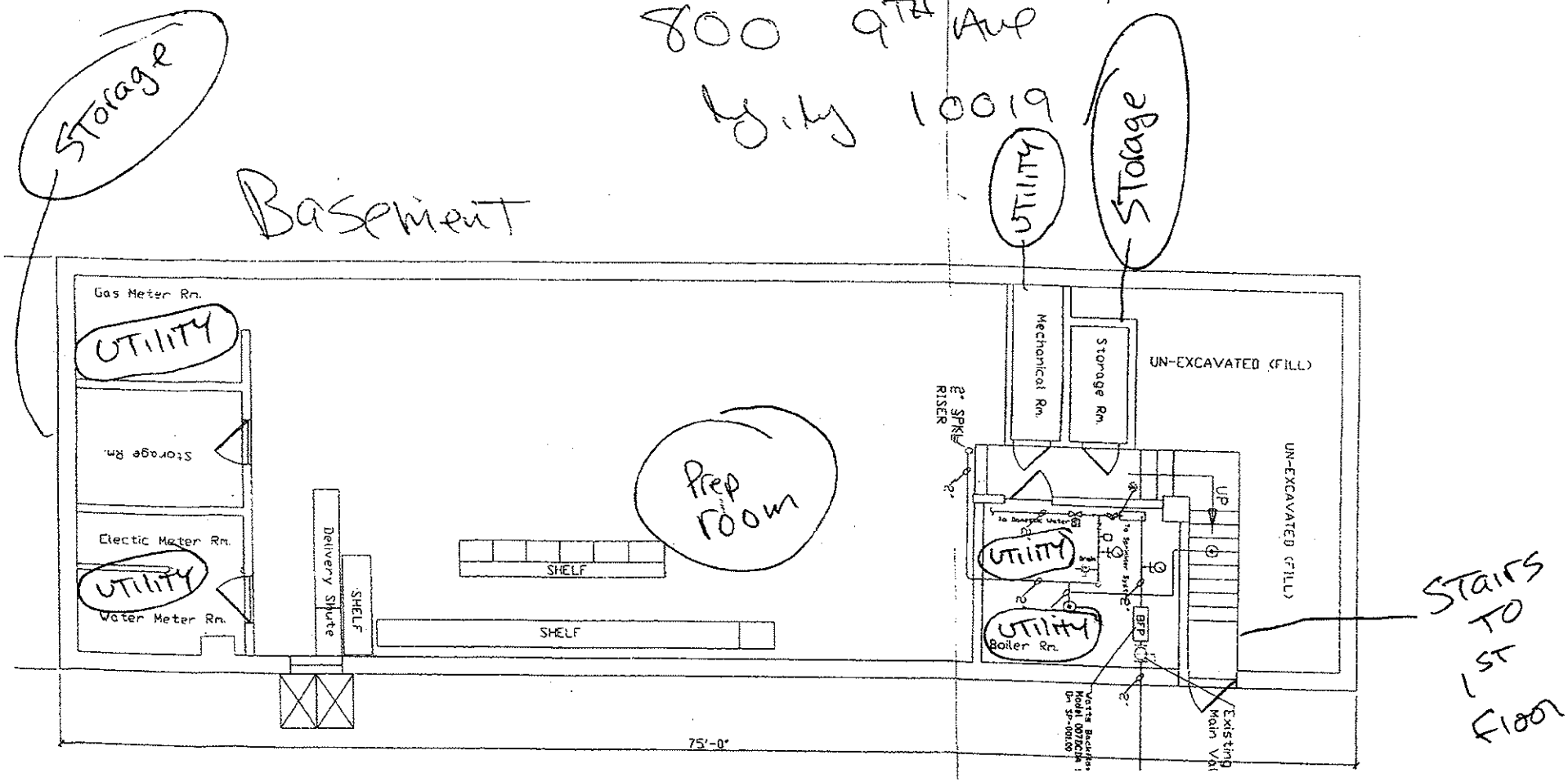
SIGN HERE →	**SIGNATURE OF APPLICANT**	**DATE** 4/10/12

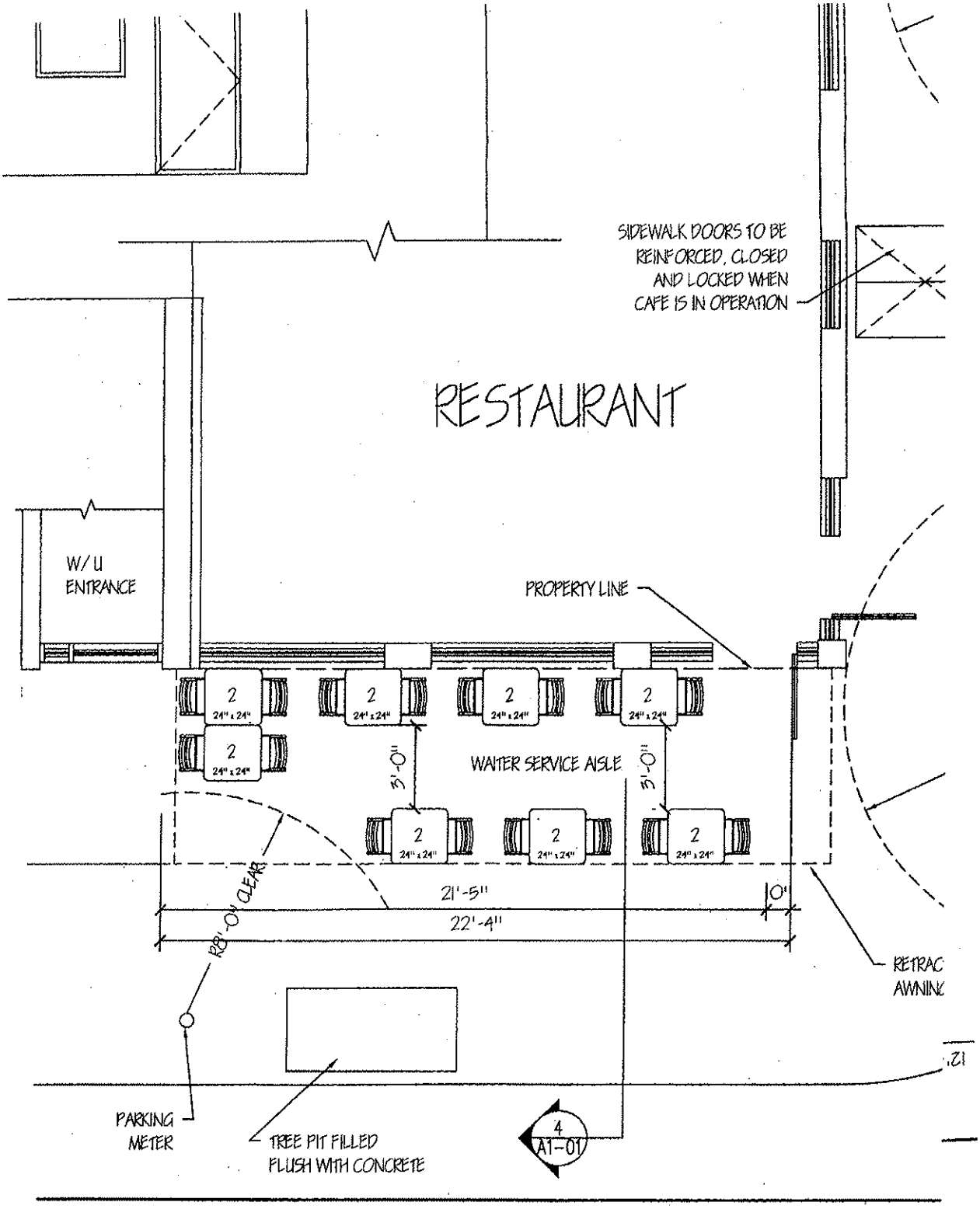
Stokes & McGinley Inc
800 9th Ave
NY NY 10019

1ST Floor



Stokes & McGinley Inc
800 9TH Ave
by, ny 10019




SIDEWALK DOORS TO BE REINFORCED, CLOSED AND LOCKED WHEN CAFE IS IN OPERATION
RESTAURANT
W/U ENTRANCE
PROPERTY LINE
2 24" x 24"
3'-0"
WAITER SERVICE AISLE
3'-0"
21'-5"
0"
22'-4"
8'-0" CLEAR
RETRAC AWNIN
PARKING METER
TREE PIT FILLED FLUSH WITH CONCRETE
4
A1-01

STOKES & MCGINLEY INC
800 9TH AVE
NY, NY 10019

500 FOOT SURVEY

NAMES	ADDRESS
ARIBA	762 9TH AVE
HUMMUS	768 9TH AVE
MCCOYS PUB	768 9TH AVE
RENAISSANCE	776 9TH AVE
PITA GRILL	790 9TH AVE
EATERY	798 9TH AVE
PIER 9	802 9TH AVE
EL CENTRO	824 9TH AVE
BOCCA DE BOCCA	828 9TH AVE
KASHKAVAL	856 9TH AVE
ROUTE 66 CAFÉ	858 9TH AVE
PATRON	772 9th ave
PUTTANESCA	859 9TH AVE
HANAMI	857 9TH AVE
VALHALLA	815 9TH AVE
BAR NINe	807 9TH AVE
FLAMING SADDLES	793 9TH AVE
BRICKYARD	785 9TH AVE
EL AZTECA	783 9TH AVE
STECCHINO	765 9TH AVE
KIRAN INDIAN REST	401 W 53RD ST
BROADWAY COMEDY CLUB	316 W 53RD ST
SWIZZ WINE BAR	310 W 53RD ST
LIME JUNGLE	803 9TH AVE
AAHELI	826 9th AVE
BRASILIA	836 9th AVE
WONDEE SIAM	815 9th AVE
MEDI	811 9th AVE
Q2	788 9th AVE
LA SILHOUETTE	362 W 53 ST
PAPACITA	346 WEST 53 ST

Stokes & McGinley Inc

MENU

BAR SNACKS

Linen Hall Bar Nuts
Pecans, Cashews, Brown Sugar & Spice

Pickle Bowl
Assorted Pickled Veggies from "Rick's Picks", served with Crackers & Butter

Artisanal Cheese Board
Local Farmstead Cheeses & Walnut-Raisin Toast

Dry-Rubbed Wings & Dip
Free-Range Wings & Spicy "Dry-Rub", w/ BBQ Sauce & Ranch Dip

Disco Waffle Fries
Skillet Roasted Waffle-Cut Fries topped with Cheddar & Gravy

Half-Baked Bacon Mac & Cheese
Melted Cheddar, Crispy Bacon & Oven-Toasted Bread Crumbs

MARKET SALADS

Sunny Caesar
Brioche Toast topped with Crisp Romaine Hearts, Bacon, a Sunny Side Farm Egg & Caesar Dressing

Winter Kale Salad
Toasted Hazelnuts, Apples, Pecorino, Fresh Lemon Juice & Olive Oil

Spinach Cobb
Hard Boiled Egg, Pancetta, Avocado, Tomato & Citrus Buttermilk Dressing...with Grilled Chicken, add $3

Steak Salad
Arugula, Tuscan White Beans, Cherry Tomatoes, Sliced Sirloin & Salsa Verde

POTATO ROLL SLIDERS
(Three per order)

Free Bird Fry
Boneless Free-Range Fried Chicken, Pickles & Cole Slaw

Sloppy New England Po' Boys
Crispy Shrimp, Jalapeno Mayo & Old Bay

New York 3-Cheese Steak
[illegible] Hot Peppers & Cheese

SANDWICHES
(Served with choice of Shoestring Fries or Green Salad)

The Hallsy Burger
Bacon, Avocado, Jalapeno Mayo & Black Angus Beef ...with Cheddar, American, Provolone, Swiss or Goat Cheese, add $1

Shelburne Patty Melt
Country Toast, Grilled Onions, Aged Cheddar & Black Angus Beef

Ham & Stilton
Multi-Grain Roll, Lettuce, Tomato & Bleu Cheese

Caprese Panino
Rosemary Roll, Tomato, Basil, Mozzarella & Balsamic

Roast Beef "Dip"
Baguette, Thin-Sliced Roast Beef, Arugula, Horseradish Cream & Dipping Gravy

Big Bird Grill
Sesame Roll, Dry-Rubbed Grilled Chicken Breast, Tomato, Romaine & Ranch Dressing

LINEN CLASSICS

Steak Frites
Grilled 12 oz NY Strip Steak, Green Market Salad & Hand-Cut Shoestring Fries

Free Bird Roaster
Herb-Roasted Free-Range Half Chicken, Sautéed Spinach, Mashed Potatoes & Sherry Sauce

East Coast Fish Fry
Breaded Tilapia, Shoestring Fries & "Rick's Picks" Tartar Sauce

Broiled Fresh Catch
Flame-Broiled Tilapia or Salmon, Pico de Gallo Salad, Fresh Tortilla Chips & Lime

Ratatouille "al Forno"
Baked Eggplant, Zucchini & Marinara Sauce. Topped with Bread Crumbs, Basil & Crumbled Goat Cheese

VEGGIE SIDES
Roasted Brussels Sprouts, Pancetta & Pecorino
Hand-Cut Shoestring Fries
Sauteed Spinach
Mashed Potatoes