



# THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

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Paul Rangel, Board Chair

Susan Stetzer, District Manager

At its January 2023 monthly meeting, Community Board 3 passed the following resolution:

## **Community Board 3 Commercial District SLA License Outdoor Dining Parameters**

**WHEREAS**, Community District 3 (CD 3), Manhattan is a mixed-use community district with many residential streets, streets with commercial overlays to serve local retail needs, as well as commercial streets and avenues; and

**WHEREAS**, CD 3 is one of the top two densest community districts for eating/drinking businesses in New York City with 1,004 Open Restaurants; and

**WHEREAS**, CD 3, of the 59 NYC community districts, has the second highest number of non-conforming food and drink establishments on residential side streets. At the time of the Citywide Text Amendment for Open Restaurant in September 2021, there were 191 nonconforming, of which 134 are nonconforming in residential districts; and

**WHEREAS**, CD 3 historically has been one of the top two districts in the City with the most commercial noise complaints at bars and restaurants; and

**WHEREAS**, because of the residential nature of much of CD 3, Community Board 3 (CB 3) has historically only approved outdoor dining/sidewalk cafes that close at 10 PM and stipulated that these restaurants comply with City regulations that do not allow speakers or TVs in order to mitigate impact on residents; and

**WHEREAS**, some sections of CD 3 are strictly commercial so outdoor dining won't impact residents;

**THEREFORE BE IT RESOLVED**, in locations that are strictly commercial and not residential, such as some areas of 14th Street, Bowery, and East Houston Street, CB3 will consider outdoor dining hours later than 10 PM.