



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

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Tareake Dorill, Board Chair

Susan Stetzer, District Manager

July 2023 Full Board Minutes

Meeting of Community Board 3 held on July 25, 2023 at 6:30pm at Cooper Union Rose Auditorium, 41 Cooper Square.

Public Session:

Laura Lizcano Program Associate, LMCC - Lower Manhattan Cultural Council Art Grant Program

Seema Shah, Executive Director Civic Hall Construction Update, Touring the Space

Anthony Donavon - Disability lawsuits, Abuse of the ADA in the district,

Stephanie Charorenko 7th Street Block A (11 east 7th Street)- Restaurant Shed

Timothy Harelle - Called did not show NO SHOW

Christina Zhang - Two Bridges - Full Tank Moto - Dark horse Concepts Llc 49 Monroe - Against the liquor license without the stipulations close 12 am all nights, no live music, crowd control

Valateena Jones - LES Power Partnership - Advocate for exemptions for vehicles for community residence and vehicles delivery of medication from congestion pricing

Crystal Young Scott - ACS (Administration of Children Services) - Presentation for Family Enrichment Centers (FEC)

Public Officials:

Mayor Eric Adams, Robin Forst: No rep present

Public Advocate Jumaane Williams, Curtis Young: No Rep present

Comptroller Brad Landers, Evelin Collado: No Rep present

Borough President Mark Levine, Yiyi Wang: Updates: Noise complaints supporting legislation for camera to pick up noise, extending camera monitoring of noise, TMRB - will meet to discuss congestion pricing and exemptions, Indoor air quality legislation (schools, commercial buildings, residential buildings), New bathroom legislation - Mayor to develop a report on public bathroom, ADA accessible bathrooms, CALL TO ACTION ON AI NYC, Office is working on having workshops on electric bikes storage.

District Attorney Alvin Bragg, Peter Tse: No Rep Present

Congressmember Jerrold Nadler, Olivia Glen-Rayner: No rep present

Congressmember Dan Goldman, Lingxia Ye: Updates: 1st Bill Early Voting Act, legislation was included in Freedom to Vote Act, Board Report was made available, Following up on NYCHA legal housing, cases for repairs EBIKE calling to update the federal standards on EBIKE safety,

Assemblymember Grace Lee, Fannie Ip: Tabling on Grand and Clinton looking for new spots to table, Fire Workshop was held, Assemblymember did a walk through on Gompers and Vdalecks Houses, Summer Interns looking clean up graffiti,

Assemblymember Deborah J. Glick, Roy Ruiz: Deborah J. Glick - Board Report, August 4 Great American Outdoors day free, Legislation passed on Screen Entry for previous Mitchell Lama developments (Knickerbocker), legislation to ban neurotoxins in pesticides, Banning of killing contest legislation Bond ACT 4.2 BILLION DOLLARS for environmental issues. BANNING pFAST, PERSONAL CARE ITEMS

Assemblymember Harvey Epstein, Chanel Elliott: No rep present

State Senator Brian Kavanagh, Patricia Olan: Tabling summer events, 19 bills were passed, new laws, Lunar, New Year new state holiday, protecting immigrants from being illegal deported. Handling Mold and leak NYCHA complaints, Hosting and Omni event,

Councilmember Christopher Marte, Jennifer Chiao: Still working with community effect with EBIKE fires 80 Madison and Bowery Street, Department Sanitation community event to discuss how Park Row should reopen 70 Mulberry Vitirual Concept workshops are coming up. Still collecting for migrant families.

Councilmember Carlina Rivera, Julio Rivas: Budget Reporting, Pass two bills, Smart bins for composting,

Members Present at First Vote:

David Adams	[A]	Ryan Gilliam	[A]	Damaris Reyes	[A]
Sarah Rose Batchu	[P]	Debra Glass	[A]	Jailene Rodriguez	[A]
Lee Berman	[P]	Andrea Gordillo	[P]	Richard Ropiak	[P]
Solomon Blecher	[A]	Herman Hewitt	[P]	Thomas Rosa	[A]
Thanh Bui	[A]	Trever Holland	[P]	Angel Sacarello	[A]
Karlin Chan	[P]	Vaylateena Jones	[P]	Robin Schatell	[A]
Ariadna Chua	[P]	Kelvin Joyner	[A]	Arnette Scott	[P]
Vincent Cirrito	[P]	Nancy Kong	[P]	Clint Smeltzer	[P]
David Crane	[P]	Michelle Kuppersmith	[A]	Emma So	[P]
Eric Diaz	[A]	Dianne Lake	[P]	Sandra Strother	[A]
Tareake Dorill	[P]	Mae Lee	[P]	Daniel Tainow	[P]
Alistair Economakis	[A]	Michael Levario	[P]	Josephine Velez	[A]
Jaime Felber	[P]	Amanda Liu	[P]	Rodney Washington	[P]
Larry Fenn	[P]	Laura Lugo	[A]	Joshua Waterman	[A]
Nagnouma Fofana	[P]	Indrani Nicodemus Rivera	[P]	Kathleen Webster	[P]
Kathryn Freed	[A]	Grauken Olivares	[P]	July Yang	[A]

Minutes:

Minutes of May 2023 were approved, as is.

28 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Board Chairperson's Report:

Chairperson Tareake Dorill
New Members Meet and Greet
Elective Official Reporting
Bylaws Committee

District Manager's Report:

District Manager Susan Stetzer
SLA the only meetings will be held in August
Service delivery - Major complaints, bar noise and outside dining noise.
Illegal Cannabis Shops
Traffic Complaints on Grand Street
District Managers Meeting - Asylum Seekers, will inform Community Boards when a new place opens for asylum seekers.
Met with New Chair for State SLA

Committee Reports:

Executive Committee

no votes necessary
Location moving forward

26 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Transportation, Public Safety, Sanitation & Environment Committee

1. Approval of previous month's minutes
approved by committee
2. Open Street: St. Marks Place from 1st Avenue to Avenue A: Friday 4:30 pm to 11 pm; Sat and Sun 11:30 am to 11 pm

VOTE: TITLE: Recommendation for Open Streets Permit till 10:00 pm for St. Marks Place from 1st Avenue to Avenue A

WHEREAS, DOT has approved a full-closure Open Streets location on St Marks Place from 1st Avenue to Avenue A, but extended the comment period for CB 3. The hours would be Friday 4:30 PM to 11:00 PM, Saturday 11:30 AM to 11:00 PM, and Sunday 11:30 AM to 10:00 PM. This Open Streets closure has been happening since 2020.

WHEREAS, St. Marks Business Coalition is DOT's community partner, helping to develop operational plans to manage the street for multiple uses; and

WHEREAS, CB 3 has consistently stipulated outdoor dining must end at 10 pm because of the residential nature of the district because of late night noise from nightlife establishments with liquor licenses; and

WHEREAS, this Open Streets program is not providing programming for the community other than street seating for dining; and

WHEREAS, the Ninth Precinct had the 2022 Open Streets program (last year) for this block of St Marks Place changed from a midnight closure to a 10 PM closure because of crime on the block.

THEREFORE, BE IT RESOLVED CB3 asks DOT to modify the 2023 Open Streets permit for St. Marks Place between 1st Avenue and Avenue A, to state that it will end at 10pm on Friday, Saturday and Sunday.

3. Open Street: Rivington Street from Essex Street to Norfolk Street; Friday 5 pm to 11 pm; Sat and Sun 11 am to 11 pm

VOTE: TITLE: Recommendation for Open Streets Permit until 10:00 pm for Rivington Street from Essex Street to Norfolk Street

WHEREAS, DOT has approved a full-closure Open Streets location on Rivington Street from Essex Street to Norfolk Street. The hours would be Friday 5:00 PM to 11:00 PM, and Saturday-Sunday 11:00 AM to 11:00 PM. This open street closure has been happening since 2020.

WHEREAS, Rivington East Merchants Association Corp. is DOT's community partner, helping to develop operational plans to manage the street for multiple uses; and

WHEREAS, CB 3 has consistently stipulated outdoor dining must end at 10 pm because of the residential nature of the district; and

WHEREAS, The Rivington East Merchant Association explained at the Committee meeting that they actually have been ending the program and opening the street no later than 10pm; and

WHEREAS, the Association has agreed that they would like this year's program to officially end by 10pm

THEREFORE, BE IT RESOLVED CB3 asks DOT to modify the 2023 Open Streets permit for Rivington from Essex to Norfolk Street, to state that it will end at 10pm on Friday, Saturday, and Sunday.

4. Update District Needs Statement/Budget Priorities for FY'25
no vote necessary
5. Vote to adjourn
approved by committee

26 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Parks, Recreation, Waterfront, & Resiliency Committee

no meeting scheduled

Health, Seniors, & Human Services / Youth, Education, & Human Rights Committee

1. Approval of previous month's minutes
approved by committee
2. Alzheimer Biomarker Consortium – Informational presentation on association between Down Syndrome and Alzheimer's Disease
no vote necessary
3. Update FY25 District Needs Statement
no vote necessary
4. CAB/CEC reports
no vote necessary
5. Vote to adjourn
approved by committee

26 YES 0 NO 0 ABS 0 PNV MOTION PASSED

SLA & DCA Licensing Committee

1. Approval of previous month's minutes
approved by committee

Alterations

2. Full Tank Moto Cafe (Darkhorse Concepts LLC), 49 Monroe St (upgrade to op/method of operation: add live music, extend closing hours to 4am daily)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To

WHEREAS, Darkhorse Concepts LLC; doing business as The House of Machines, is seeking an upgrade to an on premises liquor license, in the premises located at 49 Monroe St, between Market Street and Mechanics Alley, New York, New York; and

WHEREAS, this is an application for a tavern with a capacity of 74 people, 8 tables and 24 seats with 1 21 ft bar that has 8 seats, with less than a full kitchen serving food during all hours of operation, it's is seeking hours of operations from 12:00 P.M. to 2:00 A.M. all days, Live and recorded televisions, and recorded music at background levels only; and

WHEREAS, there are 2 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

WHEREAS, the location has a Tavern wine license, and the location was previously licensed for on-premises liquor from 2017 to 2019; and

WHEREAS, the applicant has never held a full OP license before,

WHEREAS, the committee received 11 emails in opposition to this application, as well as a petition with 87 signatures in opposition. One person spoke in support of the application, 9 community members spoke in opposition, primarily because this is a residential area, and they are concerned about the impact of the crowds and noise, including noise from motorcycles, as well as the uncertainty of their method of operation; and

WHEREAS, 14 residents who live within two blocks of the location signed a petition in favor of the application; so

THEREFORE, BE IT RESOLVED that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Darkhorse Concepts LLC, for the premises located at 49 Monroe Street, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a Tavern/Bar, with less than a full kitchen serving food during all hours of operation,
- 2) its hours of operation will be opening no later than 12:00 P.M. on all days and closing by 12:00 A.M all days.
- 3) it will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances, or during unamplified live performances or televised sports,
- 4) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other subsequent uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 5) it will have a doorman/security personnel on Fridays and Saturdays,
- 6) It will install soundproofing in accordance with the recommendations of a sound engineer to ensure that sound is inaudible in neighboring apartments,
- 7) it will have Djs at background level and live acoustic music. The live music will end by 10:00 P.M. It will not have third party promoted events, scheduled performances or any event at which a cover fee will be charged, or no more than 6 private events per year,
- 8) It will use a sound limiter to control the volume and bass,
- 9) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 10) it will not host pub crawls or party buses,
- 11) it will not have unlimited drink specials, including boozy brunches, with food,
- 12) it may have "happy hours" until 7:00 P.M. each night,
- 13) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 14) it will conspicuously post this stipulation form beside its liquor license inside of its business; and
- 15) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints,
- 16) it will not have organized motorcycle meet-ups or events.

New Liquor License Applications

3. Lollo Ristorante, Pizzeria & Bar (Lollo LLC), 27 Ave B (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

WHEREAS, LOLLO LLC, doing business as LOLLO RISTORANTE, PIZZERIA & BAR, is seeking a full on-premises liquor license, in the premises located at 27 Avenue B, between East 2nd and East 3rd Streets, New York, New York; and

WHEREAS, this is an application for an establishment with a capacity of 74 people, 23 tables and 46 seats with 1 bar that has 6 seats, Italian food prepared in a full kitchen, serving food during all hours of operation, 2 televisions, and recorded music at background levels only; and

WHEREAS, there are 14 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

WHEREAS, the location has been licensed to Solo Pizza for restaurant wine since 2011 provided the wine is sold before 12 A.M., and the location has never been licensed for on-premises liquor before; and

WHEREAS, the applicants has not been a license holder before but has similar experience working for 15 years at various bars and restaurants in New York City. The Manager has 15 years experience at Numero 28 on 2nd Ave; and

WHEREAS, 4 community members and a representative from the East Village Community Coalition spoke in opposition, primarily because this block is oversaturated with liquor licenses and has been a problem for the residents; and

WHEREAS, 47 residents who live within two blocks of the location signed a petition in favor of the application; so

THEREFORE, BE IT RESOLVED that Community Board 3 recommends the denial of the application for a full on-premises liquor license for LOLLO LLC, for the premises located at 27 Avenue B, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a full-service restaurant with Italian food prepared in a full kitchen served during all hours of operation,
 - 2) its hours of operation will be opening no later than 5:00 P.M. on all days and closing by 11:00 P.M. on Sunday-Thursday and by 12:00 A.M. on Friday-Saturday,
 - 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other subsequent uses by 10:00 P.M. all days and not have any speakers or TV monitors,
 - 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports, it will have two tv monitor,
 - 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
 - 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
 - 7) it will not host pub crawls or party buses,
 - 8) it will not have unlimited drink specials, including boozy brunches, with food,
 - 9) it may have "happy hours" until 8:00 P.M. each night,
 - 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
 - 11) it will conspicuously post this stipulation form beside its liquor license inside of its business,
 - 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints; and
 - 13) it will never ask for an extension of the hours of operations beyond 11:00 P.M. Sunday through Thursday and 12:00 A.M. Friday and Saturday.
4. Cozy Cafe (Cozy Cafe Corp), 43 E 1st St (upgrade to op)
withdrawn
 5. The Boiler Room 45 (JBMT Tavern Corp), 45 2nd Ave (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

WHEREAS, JBMT Tavern Corp, doing business as The Boiler Room 45, is seeking a full on-premises liquor license, in the premises located at 45 2nd Avenue between East 2nd and East 3rd Streets, New York, New York; and

WHEREAS, this is an application for an establishment with 74 people, with 20 tables, 40 seats, and one 40 ft long bar. While there is no full kitchen, the establishment will be serving American Comfort Food during all hours of operation. There will be 2 TVs, and music will consist of DJs & streaming services/playlists played at a background (conversational) level. There will also be a juke box on premise serving food during all hours of operation; and

WHEREAS, there are 17 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

WHEREAS, this location was previously Timbuktu - A Moroccan specialty shop - for 20 years, which closed at the end of 2022, and has never been previously licensed; and

WHEREAS, Applicants have owned and operated the location for 34 years, noted as one of the best and most consistent gay bars in NYC per NYMag and EVGrieve. Applicants also own the Watering Hole, located at 68 Second Avenue since 1999, where there has been only 1 311 complaint of note; and

WHEREAS, there were 8 commercial 311 complaints at this location with NYPD action necessary since 2018; and

WHEREAS, One person spoke in opposition, due to noise and security, Two people spoke in support of this application, because they have been there for years with no problem and have been a safe place for the LGBT community; and

WHEREAS, 95 residents who live within two blocks of the location signed a petition in favor of the application; so

THEREFORE, BE IT RESOLVED that Community Board 3 recommends the denial of the application for a full on-premises liquor license for JBMT Tavern Corp, for the premises located at 45 2nd Avenue, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a tavern, with American comfort food,
- 2) its hours of operation will be opening no later than 2:00 P.M., and closing by 2:00 A.M. Sunday through Wednesday and 4:00 A.M. Thursday through Saturday,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other subsequent uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances, or during unamplified live performances or televised sports,
- 5) it will install soundproofing to prevent audible noise in the surrounding apartments,
- 6) it will play ambient background music only, consisting of recorded music, a jukebox and DJs, and will not have live music, promoted events, scheduled performances or any event at which a cover fee will be charged more than 4 times per year. DJs, will be in the basement only at background level and,
- 7) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 8) it will not host pub crawls or party buses,
- 9) it will not have unlimited drink specials, including boozy brunches, with food,
- 10) it may have "happy hours" until 8 P.M. each night,
- 11) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business.

6. San Marzano (Evir Corp), 117 2nd Ave (upgrade to op)
withdrawn

7. CK 139 Inc, 139 Chrystie St (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To

WHEREAS, CK 139 Inc, DBA The Boil, is seeking a full on-premises liquor license, in the premises located at 139 Christie St, NY, NY, between Delancey St and Broome St; and

WHEREAS, this is an application for an establishment with 8 tables, 19 seats, and 1 L shaped Bar with 8 seats. There is a full kitchen, with food being prepared during all hours of operation. There will be no TVs, and music will be streaming services / playlists played at background level; and

WHEREAS, there are 8 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

WHEREAS, this location has been operating as The Boil since it came in front of CB3 back in September 2012. Donald Nguyen was one of the original members of the corporation. He is restructuring the corporation and will be the sole member of the corporation. The current stipulations have closing hours at 2am all days, and the new application has extended hours until 4am all days.

WHEREAS, The applicant is currently the operator of The Boil; and

WHEREAS, there were no commercial 311 complaints at this location with NYPD action necessary; and

WHEREAS, 2 community members spoke in opposition to the extensions of the hours to 4:00 A.M.; and

WHEREAS, no letters of support or objection have been brought to the committee's attention; and

WHEREAS, 23 residents who live within two blocks of the location signed a petition in favor of the application; so

THEREFORE, BE IT RESOLVED that Community Board 3 recommends the denial of the application for a full on-premises liquor license for CK 139 Inc, for the premises located at 139 Chrystie Street, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a seafood restaurant, with a full kitchen, serving food during all hours of operation,
- 2) its hours of operation will be opening no later than 4 P.M. and closing by 4 A.M. all days,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other subsequent uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports] OR [it will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances, or during unamplified live performances or televised sports],
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials, including boozy brunches, with food,
- 9) it will not have "happy hours,"
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

8. Allentown Trading Co LLC, 205 Chrystie St (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To

WHEREAS, Allentown Trading Company, LLC; doing business as Rochelle's is seeking an on-premises liquor license, in the premises located at 205 Chrystie Street, between Bowery and Chrystie Street, New York, New York; and

WHEREAS, this is an application for a bar/tavern with a capacity of 172 people, 11 tables and 60 seats with one 15 foot standup bar in the cellar, and one 28 foot bar on the ground floor with 16 seats, with less than a full kitchen serving food during all hours of operation, it's hours of operations will be 12:00 P.M. to 4:00 A.M. all days, Live and recorded televisions, and recorded music at background levels only; and

WHEREAS, the applicant has worked at this location for 10 years and is buying out the current owner and will maintain the current stipulations and method of operation; and

WHEREAS, there are 12 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

WHEREAS, the location has previously for on-premises liquor as Rochelle's since 2012; and

WHEREAS, the applicant has never held a license before; and

WHEREAS, Lieutenant Daniel McKeefrey, Operations Supervisor from the 5th Precinct submitted a letter stating there have been no problems at this location. The District Manager stated they did receive a violation from DOT for operating an open restaurant without a permit; and

WHEREAS, Two people spoke in opposition, primarily to the 4:00 A.M. closing time due to the conditions in the area; and

WHEREAS, 142 residents who live within two blocks of the location signed a petition in favor of the application; so

THEREFORE, BE IT RESOLVED that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Darkhorse Concepts LLC, for the premises located at 49 Monroe Street, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a Tavern/Bar, with less than a full kitchen serving food during all hours of operation,
- 2) its hours of operation will be opening no later than 12:00 P.M. on all days and closing by 4:00 A.M. All days,
- 3) it will not use outdoor space for commercial use, including open restaurants,
- 4) it will have 2 to 4 security or door personnel daily, but will have no less than 1 security person per 75 people,
- 5) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 6) it will play ambient and entertainment level music, consisting of DJs and recorded music. DJs will be in the basement only at entertainment level, the ground level is recorded music at background level, it will not have live music, third party promoted events, scheduled performances, cover charges or not more than 10 private parties per year,
- 7) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 8) it will not host pub crawls or party buses,
- 9) it will not have unlimited drink specials, including boozy brunches, with food,
- 10) it may have "happy hours" until 8:00 P.M. each night,
- 11) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

9. Shiso (Shiso LLC), 214 E 9th St (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Due to Nonappearance and Other Issues

WHEREAS, Shiso LLC doing business as Shiso, is seeking a full on-premises liquor license, in the premises located at 214 East 9th Street, between Stuyvesant Street and Second Avenue, New York, New York; and

WHEREAS, this is an application for an establishment with a capacity of 70 people, 15 tables and 60 seats with a bar that includes 16 seats, with Japanese and French tasting menu prepared in a full kitchen and food preparation area, serving food Until 12:00 A.M., and recorded music at background levels; and

WHEREAS, there are 22 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

WHEREAS, the location has been licensed to Dumpling Lab Inc for tavern wine since 2021 and was previously licensed for restaurant wine for Manny's Asadero & Grill Inc doing business as Varadero Cuban Cuisine, from 2016 to 2017; and

WHEREAS, the applicant was previously licensed for on-premises liquor at Moko located at 183 Second Avenue since 2023; and

WHEREAS, there were 2 residents who wrote an in email in opposition, and 2 residents who said their signatures were forged on the petitions,

WHEREAS, Three people spoke in opposition, including a representative of the condominium board, primarily due to noise, safety, and quality of life issues as well as DOB violations for the construction, liens against the building for unpaid contractors and that they have already held events with velvet ropes, doormen and large crowds outside without a license, and

WHEREAS, 46 residents who live within two blocks of the location, including 2 in the same building, signed a petition in favor of the application; so

THEREFORE, BE IT RESOLVED that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Shiso LLC, for the premises located at 214 East 9th Street, New York, New York, due to nonappearance.

Items not heard at Committee

- 10. Yakiniku West (Hitotsu BBQ LLC), 218 E 9th St (op)
administratively approved
- 11. MLW 2 Inc, 23 Pell St (wb)
administratively approved
- 12. Dora's Restaurant (Galvan Restaurant LLC), 40 Ave B (wb)
administratively approved
- 13. Nine Case (Nine Case LLC), 86 E 3rd St (wb)
administratively approved
- 14. Orpheum Theatre (Orpheum Live LLC), 126 2nd Ave (wb)
withdrawn
- 15. Moko Omakase, 138 2nd Ave (wb)
denial due to non-submission of stipulations
- 16. Kopitiam (Kopitiam Inc), 151 E B'way (wb)
administratively approved
- 17. Moreish Hospitality Inc, 198 Allen St (wb)
administratively approved
- 18. Thai Terminal (Thai Golden Tree Inc), 349 E 12th St (wb)
administratively approved
- 19. Sip and Co East Village (Proper Cafe Management LLC), 433 E 9th St (wb)
administratively approved

Items heard at Committee

- 20. Update District Needs Statement for FY'25
no vote necessary
- 21. Vote to adjourn
approved by committee

19 YES 7 NO 0 ABS 0 PNV MOTION PASSED (motion to amend SLA item 2)
26 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding SLA item 2)
24 YES 4 NO 0 ABS 0 PNV MOTION PASSED (SLA item 2)

Land Use, Zoning, Public & Private Housing Committee

no meeting scheduled

Arts & Cultural Affairs Committee

no meeting scheduled

Economic Development Committee

no meeting scheduled

Landmarks Committee

no meeting scheduled

Vote to adjourn

26 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Members Present at Last Vote:

David Adams	[A]	Lee Berman	[P]	Thanh Bui	[A]
Sarah Rose Batchu	[P]	Solomon Blecher	[A]	Karlin Chan	[P]

Ariadna Chua	[P]	Trever Holland	[P]	Richard Ropiak	[P]
Vincent Cirrito	[P]	Vaylateena Jones	[A]	Thomas Rosa	[A]
David Crane	[P]	Kelvin Joyner	[A]	Angel Sacarello	[A]
Eric Diaz	[A]	Nancy Kong	[P]	Robin Schatell	[A]
Tareake Dorill	[P]	Michelle Koppersmith	[A]	Arnette Scott	[P]
Alistair Economakis	[A]	Dianne Lake	[P]	Clint Smeltzer	[P]
Jaime Felber	[A]	Mae Lee	[P]	Emma So	[P]
Larry Fenn	[P]	Michael Levario	[P]	Sandra Strother	[A]
Nagnouma Fofana	[P]	Amanda Liu	[P]	Daniel Tainow	[P]
Kathryn Freed	[A]	Laura Lugo	[A]	Josephine Velez	[A]
Ryan Gilliam	[A]	Indrani Nicodemus Rivera	[P]	Rodney Washington	[P]
Debra Glass	[A]	Grauken Olivares	[P]	Joshua Waterman	[A]
Andrea Gordillo	[P]	Damaris Reyes	[A]	Kathleen Webster	[P]
Herman Hewitt	[P]	Jailene Rodriguez	[A]	July Yang	[A]

Meeting Adjourned