

THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3 59 East 4th Street - New York, NY 10003 Phone: (212) 533-5300 - Fax: (212) 533-3659 www.cb3manhattan.org - info@cb3manhattan.org

Gigi Li, Board Chair

Susan Stetzer, District Manager

Community Board 3 Liquor License Application Questionnaire

Please bring the following items to the meeting:

NOTE: ALL ITEMS MUST BE SUBMITTED FOR APPLICATION TO BE CONSIDERED.

- **D** Photographs of the inside and outside of the premise.
- **D** Schematics, floor plans or architectural drawings of the inside of the premise.
- **A** proposed food and or drink menu.
- Petition in support of proposed business or change in business with signatures from residential tenants at location and in buildings adjacent to, across the street from and behind your proposed location. Petition must give proposed hours and method of operation. For example: restaurant, sports bar, combination restaurant/bar. (petition provided)
- □ Letter of notice of proposed business to block or tenant association if one exists. E-mail the CB3 office at **info@cb3manhattan.org** for help to find block associations.
- Photographs of proof of conspicuous posting of meeting with newspaper showing date.
- □ If applicant has been or is licensed anywhere in City, letter from applicable community board indicating history of complaints and other comments.

Check which you are applying	for:	
new liquor license	alteration of an existing liquor license	corporate change
Check if either of these apply: sale of assets	upgrade (change of class) of an existing li	iquor license
Today's Date: <u>8/22/2013</u>		
	you must bring letter from current owne the seller come with you to the meeting.	er confirming that you
Type of license:	Is location currer	ntly licensed? 🗖 Yes 🗖 No
If alteration, describe nature o	f alteration:	

Previous or current use of the location: ______

Corporation and trade name of current license:

APPLICANT:

Premise address: <u>3 St. Marks Pl.</u>

Cross streets: St. Marks Pl. Between 2nd Ave. and 3rd Ave.

Name of applicant and all principals: __Blake Gower - Head of Strategy and Development, Wayne

Rosenbaum - Director of Operations, Seth Cohen - Active Principal, Amar Lalvani - Active Principal

Trade name (DBA): <u>Papaya King</u>

PREMISE:

Type of building and number of floors: Standalone, 1-story commercial building

Will any outside area or sidewalk cafe be used for the sale or consumption of alcoholic beverages? *(includes roof & yard)* Ses 20 No If Yes, describe and show on diagram: ______

Does premise have a valid Certificate of Occupancy and all appropriate permits, including certificate of occupancy for back or side yard intended for commercial use? A Yes No Indoor Certificate of Occupancy ______ Outdoor Certificate of Occupancy ______ (fill in maximum NUMBER of people permitted)

Do you plan to apply for Public Assembly permit? □ Yes ☑ No Zoning designation (check zoning using map: <u>http://gis.nyc.gov/doitt/nycitymap/</u> - please give specific zoning designation, such as R8 or C2):

Is this premise wheel chair accessible?
Yes
No

PROPOSED METHOD OF OPERATION:

What type of establishment will this be (i.e.: restaurant, bar, performance space, club, hotel)? Restaurant establishment

Will any other business besides food or alcohol service be conducted at premise?
Yes
No
If yes, please describe what type: ______

What are the proposed days/hours of operation? (Specify days and hours each day and hours of outdoor space) <u>24 hours per day, 7 days per week</u>

Number of tables? Standing counters only Number of seats at tables? 19

How many stand-up bars/ bar seats are located on the premise? 1_____

(A stand up bar is any bar or counter (whether with seating or not) over which a patron can order,

pay for and receive an alcoholic beverage)

Describe all bars (length, shape and location): <u>~4 ft. located at the POS area at portion of counter closest to store</u> entrance Any food counters? Z Yes No If Yes, describe: <u>1 food counter located immediately next to the POS area</u> for food

Any food counters? 🖾 Yes 🗖 No. If Yes, describe: <u>1 food counter located immediately next to the POS a</u>rea for food pick-up.

Does premise have a full kitchen 🗖 Yes 🖾 No?

Does it have a food preparation area? 🛛 Yes 🗖 No (If any, show on diagram)

Is food available for sale? 🛛 Yes 🗖 No If yes, describe type of food and submit a menu

Papaya King primarily serves hot dogs, tropical fruit drinks and other limited fried foods (fries, onion rings, etc.)

What are the hours kitchen will be open? <u>24 hours per day / 7 days per week</u>

Will a manager or principal always be on site? 🛛 Yes 🗖 No 🛛 If yes, which? ______

How many employees will there be? <u>~12</u>

Do you have or plan to install **D** French doors **D** accordion doors or **W** windows?

Will you agree to close any doors and windows at 10:00 P.M. every night? 🖾 Yes 🗖 No

Will there be TVs/monitors? 🖾 Yes 🗖 No (If Yes, how many?) <u>1 projector screen on mute</u>

Will premise have music? 🗖 Yes 🗖 No

If Yes, what type of music? 🗖 Live musician 🗖 DJ 🗖 Juke box 🖾 Tapes/CDs/iPod

If other type, please describe _____

What will be the music volume? 🛛 Background (quiet) 🖾 Entertainment level

Please describe your sound system: <u>4 Dayton Wall Mount 6.5" 2-Way Speakers</u>

Will you host promoted events, scheduled performances or any event at which a cover fee is charged? If Yes, what type of events or performances are proposed? <u>No</u>

How do you plan to manage vehicular traffic and crowds on the sidewalk caused by your establishment? Please attach plans.

Will there be security personnel? 🗖 Yes 🖾 No (If Yes, how many and when) ______

How do you plan to manage noise inside and outside your business so neighbors will not be affected? Please attach plans.

NA

Do you D have or D plan to install sound-proofing?

APPLICANT HISTORY:

Has this corporation or any principal been licensed previously? 🖾 Yes 🗖 No

If yes, please indicate name of establishment: <u>Empellon Cocina</u>

Address: 105 1st Ave., New York, NY 10003 Community Board #_3

Dates of operation: February 2012 - present

If you answered "Yes" to the above question, please provide a letter from the community board indicating history of complaints or other comments. Empellon Cocina has no history of complaints Has any principal had work experience similar to the proposed business? ☑ Yes □ No If Yes, please attach explanation of experience or resume. Does any principal have other businesses in this area? I Yes I No If Yes, please give trade name and describe type of business Empellon Cocina, Empellon Taqueria (both Mexican-inspired restaurants), Velvet Cigar Lounge (cigar smoking lounge) Has any principal had SLA reports or action within the past 3 years? I Yes I No If Yes, attach list of violations and dates of violations and outcomes, if any.

Attach a separate diagram that indicates the location **(name and address)** and total number of establishments selling/serving beer, wine (B/W) or liquor (OP) for 2 blocks in each direction. Please indicate whether establishments have On-Premise (OP) licenses. Please label streets and avenues and identify your location. Use letters to indicate **B**ar, **R**estaurant, etc. The diagram must be submitted with the questionnaire to the Community Board before the meeting.

LOCATION:

How many licensed establishments are within 1 block? 24 How many licensed establishments are within 500 feet? 22 Is premise within a 500 foot radius of 3 or more establishments with OP licenses? Yes X No How many On-Premise (OP) liquor licenses are within 500 feet? 11 Is premise within 200 feet of any school or place of worship? Yes No If there is a school or place of worship within 200 feet of your premise on the same block, submit a block plot diagram or area map showing its location in proximity to your premise and indicate the distance and name and address of the school or house of worship.

COMMUNITY OUTREACH:

If there are block associations or tenant associations in the immediate vicinity of your location, you must contact them. Please attach proof (copies of letters and poster) that you have advised these groups of your application with sufficient time for them to respond to your notice. You may contact the Community Board at info@cb3manhattan.org for any contact information.

Please use provided petitions, which clearly state the name, address, license for which you are applying, and the hours and method of operation of your establishment at the top of each page. (Attach additional sheets of paper as necessary).

To be presented at community meeting on September 16

ATTENTION RESIDENTS & NEIGHBORS

PKNY II, LLC/DBA Papaya King, 212-369-0648

Company/DBA Name and Contact Number for Questions

Plans to open a

Restaurant

(Please choose)

Bar/Restaurant/Club/Grocery/Liquor Store/Wholesaler, Please indicate if there will be a Sidewalk Café or Backyard Garden

at the following location

3 St. Marks Pl., New York, NY 10003

Street Number and Street Name

This establishment is seeking a license to serve

Beer & Wine

Beer & Wine or Beer/Wine & Liquor

There will be an opportunity for public comment on

[date and time field] [location and address field]

Monday, September 16, 2013 at 6:30pm University Settlement Neighborhood Center 189 Allen Street -North of Main Entrance (between Houston & Stanton)

Blake Gower, blake@papayaking.com, 646-692-8482

Applicant Contact Information

At COMMUNITY BOARD 3 SLA & DCA Licensing Committee Meeting info@cb3manhattan.org - www.cb3manhattan.org

Petition to Support Proposed Liquor License

Date: August 22, 2013

The following undersigned <u>residents</u> of the area support the issuance of the following liquor license (indicate the type of license such as full-liquor or beer-wine) <u>beer</u>

to the following applicant/establishment (company and/or trade name) Papaya King

Address of premises: 3 St. Marks Pl., New York, NY 10003

This business will be a: (circle) Bar Restaurant Other: _

The hours of operation will be:

Monday - Wednesday: 11:00 a.m. - 2:00 a.m., Thursday - Sunday: 11:00 a.m. - 4:00 a.m.

PLEASE NOTE: Signatures should be from residents of building, adjoining buildings, and within 2-block area.

Other information regarding the license:

Name	Signature	Address
		- 21

St Marks Place





Disclaimer: The NYS Liquor Authority is not responsible for the accuracy of maps or data obtained from third party sources.

Proximity Report for Location:

3 SAINT MARKS PL, New York, 10003

* This report is for informational purposes only in aid of identifying establishments potentially subject to 500 and 200 foot rules. Distances are approximated using industry standard GIS techniques and do not reflect actual distances between points of entry. The NYS Liquor Authority makes no representation as to the accuracy of the information and disclaims any liability for errors.

Closest Liquor Stores

Name	Address	Approx. Distance
ST MARKS LIQUOR LLC	16 ST MARKS PL	240 ft
SAKAYA INC	324 E 9TH STREET (WEST STORE)	875 ft
MIAT LIQUORS INC	166 2ND AVE	910 ft
ASTOR WINES & SPIRITS INC	399 LAFAYE⊺TE STREET	985 ft
WAREHOUSE WINES & SPIRITS INC	735 BROADWAY	990 ft
S & P LIQUOR & WINE CORP	300 E 5TH STREET	1025 ft
FUNG SING INC	138 1ST AVENUE	1425 ft

Churches within 500 Feet

Name	Approx. Distance
First Ukrainian Assembly of God Church	370 ft
First Ukrainian Evangelical Pentecostal Church	370 ft
Saint George's Ruthenian Greek Church	440 ft
Saint George's Ukrainian Catholic Church	440 ft

Schools within 500 Feet

Name Address Approx. Distance	Name	Address	Approx. Distance

On-Premise Licenses within 750 Feet

Name	Address	Approx. Distance
LEX 18 INC	5 ST MARKS PLACE BASEMENT	45 ft
P P K BAR & RESTAURANT INC	2 ST MARKS PLACE	45 ft
ROOM SERVICE INC	7 ST MARKS PLACE	75 ft
THIRD AVE & ST MARKS INC	25 3RD AVE	100 ft
TAISHO INC	9 ST MARKS PLACE	115 ft
N Y RESTAURANT SUPPLIES INC	29 3RD AVE	115 ft
N Y RESTAURANT SUPPLIES INC	29 3RD AVE AKA 6 STUYVESANT ST	115 ft
KANAE INC	11 ST MARKS PLACE	150 ft
SHARAKU INC	14-16 STUYVESANT ST	210 ft
MARCO'S 88 INC	15 ST MARKS PL	225 ft
CHIPOTLE MEXICAN GRILL OF COLORADO LLC	19 SAINT MARKS PLACE	295 ft
HASAKI RESTAURANT INC	210 E 9TH STREET	305 ft
BORIS TAVERN INC	20 ST MARKS PLACE	315 ft
TSAMPA INC	212 E 9TH ST	330 ft

Name	Address	Approx. Distance
E OCHI INC	218 E 9TH ST	335 ft
JIM GILES CORP	109 E 9TH STREET	360 ft
9TH STREET VENTURE LTD	232 E 9TH STREET	390 ft
HINOMARU INC	25 ST MARKS PLACE	410 ft
"CLOISTER EAST INC,THE"	238 E 9TH STREET	410 ft
TOKYO MAMA INC	240 E 9TH STREET	420 ft
ROBATAYA NY LLC	231 E 9TH ST	435 ft
29 ST MARKS PLACE REST INC	29 ST MARKS PLACE	480 ft
SAKI RESTAURANT CORP	30 ST MARKS PLACE	515 ft
HUNG TA CORP	31 ST MARKS PLACE	520 ft
COOPER AB LLC	25 33 COOPER SQ	530 ft
1337 THIRD AVENUE LLC	1337 39 41 3RD AVENUE	550 ft
REINS INTERNATIONAL NEW YORK INC	34 COOPER SQUARE	600 ft
732 BELLA INC	86 E 10TH ST	600 ft
SOUTH CHINA SEA REST CO INC	430 LAFAYETTE STREET	605 ft
COLONNADES RESTAURANT ASSOCIATES LTD	428 LAFAYETTE STREET	625 ft
IPPUDO NY INC	65 4TH AVE	630 ft
3RD AVENUE HOSPITALITY LLC	55 3RD AVE	660 ft
NEW YORK SHAKESPEARE FESTIVAL	425 LAFAYETTE STREET	665 ft
TWO AND EIGHT GOURMET LTD	132 2ND AVENUE	670 ft
82ND STREET CAFE INC	1453 57 3RD AVE	675 ft
NEW YORK SHAKESPEARE FESTIVAL & JOES	425 LAFAYETTE ST	680 ft
PUB LLC/ MGR		
LOCO 124 INC	124A 2ND AVE	680 ft
HONEY JAR INC	60 3RD AVE	685 ft
48 E SEVENTH STREET ASSOCIATES INC	48 E 7TH STREET	695 ft
J & K RES ENTERPRISES INC	140 142 2ND AVENUE	695 ft
THAI INTER GOURMET INC	149 2ND AVENUE	700 ft
149 SECOND AVE REST INC	149 2ND AVENUE	700 ft
39 ST MARKS INC	41 ST MARKS PLACE	705 ft
151 SECOND AVE RESTAURANT INC	151 2ND AVENUE	710 ft
HONEY RYDER LLC	147 149 2ND AVE	715 ft
MSD ENTERPRISES INC	118 2ND AVENUE	715 ft
155 SECOND AVE REST INC	155 2ND AVENUE	735 ft
"SCRATCHER CAFE INC, THE"	209 EAST 5TH ST	735 ft
THIRD AVENUE RESTAURANT CORP	64 3RD AVENUE	740 ft

Pending Licenses within 750 Feet

Name	Address	Approx. Distance
BRIO BAR CORP	26 ASTOR PL	710 ft

Unmapped licenses within zipcode of report location

с

Name	Address







St Marks Place





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2 Proposed Exterior Elevision

EQUITING CONORETE STEPS EXTENDED

Existing Exterior Elevation



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Inquiry: Local Block & Tenant Associations

Blake Gower <blake.gower@gmail.com> To: info@cb3manhattan.org Tue, Apr 23, 2013 at 7:23 AM

Hi,

I will be appearing before The Board on May 20th regarding a new beer & wine license at 3 St. Marks PI. I was wondering if you could help me understand which local block and tenant associations I would need to contact in advance. I appreciate your time and consideration.

Regards, Blake

--Blake K. Gower blake.gower@gmail.com

Edwin Chan <echan@cb3manhattan.org> Reply-To: echan@cb3manhattan.org To: Blake Gower <blake.gower@gmail.com> Cc: helaynepix@nyc.rr.com, sstetzer@cb3manhattan.org Tue, Apr 23, 2013 at 10:48 AM

Hello. Please contact Helayne Seidman at helaynepix@nyc.rr.com. She is cc'ed on this email.

Edwin Chan, Community Associate

Community Board 3, Manhattan

59 East 4th Street - New York, NY 10003

212.533.5300 x203 - Fax: 212.533.3659

http://www.cb3manhattan.org/

Please visit the CB3 website to join the e-mail list.

From: Blake Gower [mailto:blake.gower@gmail.com] Sent: Tuesday, April 23, 2013 7:24 AM To: info@cb3manhattan.org Subject: Inquiry: Local Block & Tenant Associations

[Quoted text hidden]

Helayne Seidman <helaynepix@nyc.rr.com> To: echan@cb3manhattan.org Cc: Blake Gower <blake.gower@gmail.com>, sstetzer@cb3manhattan.org

Hi.....Is this the Papaya/Hot Dog place? Helayne

[Quoted text hidden]

 Blake Gower <blake.gower@gmail.com>
 Tue, Apr 23, 2013 at 12:30 PM

 To: Helayne Seidman <helaynepix@nyc.rr.com>
 Cc: "echan@cb3manhattan.org" <echan@cb3manhattan.org>, "sstetzer@cb3manhattan.org"

 <sstetzer@cb3manhattan.org>

Hi Helayne - yes it is.

Best, Blake [Quoted text hidden]

--Blake K. Gower blake.gower@gmail.com

 Blake Gower <blake.gower@gmail.com>
 Sun, May 5, 2013 at 4:19 PM

 To: Helayne Seidman <helaynepix@nyc.rr.com>
 Cc: "echan@cb3manhattan.org" <echan@cb3manhattan.org"</td>

 <sstetzer@cb3manhattan.org>

Hi - Following up on this request. Which block associations will I need to reach out to regarding our application for beer & wine license for Papaya King at 3 St. Marks Place.

Thanks! Blake [Quoted text hidden]

https://mail.google.com/mail/u/0/?ui=2&ik=246622cf41&view=pt&q=info%40cb3manhattan.org&qs=true&search=query&th=13e36a27e4115877

2/2



Block Association Contact Information

Blake Gower <blake.gower@gmail.com> To: Echo Charlie <info@cb3manhattan.org> Thu, Aug 1, 2013 at 10:46 AM

Hi,

I am e-mailing to inquire about contact information for the following block associations under CB3's jurisdiction:

- St. Marks Block Association
- 8 St. Marks Tenant Assocation

I appreciate your time and consideration.

Best, Blake

Blake K. Gower blake.gower@gmail.com

Edwin Chan <echan@cb3manhattan.org> Reply-To: echan@cb3manhattan.org To: Blake Gower <blake.gower@gmail.com> Cc: sstetzer@cb3manhattan.org, jdubovsky@cb3manhattan.org Thu, Aug 1, 2013 at 10:51 AM

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Hi Blake, the last email correspondence we had from you was back in May. If this is regarding an SLA item, there are no block association for your location. As per questionnaire instructions, using the petition included with the SLA questionnaire package, please gather signatures from the residents in your building and surrounding buildings impacted by your establishment. Thank you.

Edwin Chan, Community Associate Community Board 3, Manhattan 59 East 4th Street - New York, NY 10003 212.533.5300 x203 - Fax: 212.533.3659 http://www.cb3manhattan.org/ Please visit the CB3 website to join the e-mail list.

From: Blake Gower [mailto:blake.gower@gmail.com]

https://mail.google.com/mail/u/0/?ui=2&ik=246622cf41&view=pt&q=info%40cb3manhattan.org&qs=true&search=query&th=1403a5889a1ed97d

Sent: Thursday, August 01, 2013 10:47 AM To: Echo Charlie Subject: Block Association Contact Information

[Quoted text hidden]

Edwin Chan <echan@cb3manhattan.org> Reply-To: echan@cb3manhattan.org To: Blake Gower <blake.gower@gmail.com> Cc: sstetzer@cb3manhattan.org, jdubovsky@cb3manhattan.org Thu, Aug 1, 2013 at 10:57 AM

Following up, which item is this block association request for? Papaya King is not on August's agenda.

Edwin Chan, Community Associate

Community Board 3, Manhattan

59 East 4th Street - New York, NY 10003

212.533.5300 x203 - Fax: 212.533.3659

http://www.cb3manhattan.org/

Please visit the CB3 website to join the e-mail list.

From: Edwin Chan [mailto:echan@cb3manhattan.org]
Sent: Thursday, August 01, 2013 10:51 AM
To: 'Blake Gower'
Cc: 'sstetzer@cb3manhattan.org'; 'jdubovsky@cb3manhattan.org'
Subject: RE: Block Association Contact Information

Hi Blake, the last email correspondence we had from you was back in May. If this is regarding an SLA item, there are no block association for your location. As per questionnaire instructions, using the petition included with the SLA questionnaire package, please gather signatures from the residents in your building and surrounding buildings impacted by your establishment. Thank you.

Edwin Chan, Community Associate Community Board 3, Manhattan 59 East 4th Street - New York, NY 10003 212.533.5300 x203 - Fax: 212.533.3659 http://www.cb3manhattan.org/

Please visit the CB3 website to join the e-mail list.

From: Blake Gower [mailto:blake.gower@gmail.com] Sent: Thursday, August 01, 2013 10:47 AM To: Echo Charlie Subject: Block Association Contact Information

Hi,

[Quoted text hidden]

Blake Gower <blake.gower@gmail.com> Thu, Aug 1, 2013 at 1:03 PM To: "echan@cb3manhattan.org" <echan@cb3manhattan.org> Cc: "sstetzer@cb3manhattan.org" <sstetzer@cb3manhattan.org>, jdubovsky@cb3manhattan.org

Thank you for the quick response Edwin. I was hoping to gather contact information from those 2 block associations because I noticed that the Community Board resolution notice cited letters and testimony from them in opposition of our application. I thought I might be able to reach out to them to make amends.

Best, Blake

[Quoted text hidden]

Blake Gower <blake.gower@gmail.com> To: Warren <wpesetsky@pandblegal.com>

These guys never got back to us. See below.

What's my next steps for right now? What paperwork can I/should I get started on? [Quoted text hidden]

Blake Gower <blake.gower@gmail.com> To: Warren <wpesetsky@pandblegal.com>

Hi Warren - just following up. I recall you mentioning I should reach out to you 2 weeks after our meeting. What should I be working on now?

[Quoted text hidden] [Quoted text hidden] Tue, Aug 20, 2013 at 8:09 AM

Fri, Aug 9, 2013 at 12:22 PM



CB3 September Agenda

Blake Gower <blake@papayaking.com> To: "echan@cb3manhattan.org" <echan@cb3manhattan.org> Tue, Aug 20, 2013 at 11:29 AM

Hi Edwin,

I am hoping to speak before the Community Board in September regarding an application for a beer license at Papaya King on St. Marks Place. I would like to reach out to any local tenant or block associations in advance - is there anyone in particular I should reach out to?

Thank you for your time and consideration.

Kind regards, Blake

Edwin Chan <echan@cb3manhattan.org> Reply-To: echan@cb3manhattan.org To: Blake Gower <blake@papayaking.com> Cc: sstetzer@cb3manhattan.org Tue, Aug 20, 2013 at 2:16 PM

Hi Blake, association requests should be sent to info@cb3manhattan.org. We do not have any association for your location. As per questionnaire instructions, use the petition, included with the SLA questionnaire package, to gather signatures from the residents in your building and surrounding buildings impacted by your establishment.

Edwin Chan, Community Associate

Community Board 3, Manhattan

59 East 4th Street - New York, NY 10003

212.533.5300 x203 - Fax: 212.533.3659

http://www.cb3manhattan.org/

Please visit the CB3 website to join the e-mail list.

From: blake.gower@gmail.com [mailto:blake.gower@gmail.com] On Behalf Of Blake Gower Sent: Tuesday, August 20, 2013 11:29 AM To: echan@cb3manhattan.org Subject: CB3 September Agenda

[Quoted text hidden]

Blake Gower < blake@papayaking.com>

Tue, Aug 20, 2013 at 4:51 PM

To: "echan@cb3manhattan.org" <echan@cb3manhattan.org> Cc: "sstetzer@cb3manhattan.org" <sstetzer@cb3manhattan.org>

Thank you Edwin. [Quoted text hidden]

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