



THE CITY OF NEW YORK
 MANHATTAN COMMUNITY BOARD 3
 59 East 4th Street - New York, NY 10003
 Phone (212) 533-5300
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Alysha Lewis-Coleman, 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.

- Photographs of the inside and outside of the premise.
- 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 proposed location. Petition must give proposed hours and method of operation. For example: restaurant, sports bar, combination restaurant/bar. (petition provided)
- Notice of proposed business to block or tenant association if one exists. You can find community groups and contact information on the CB 3 website: http://www.nyc.gov/html/mancb3/html/communitygroups/community_group_listings.shtml
- Proof of conspicuous posting of notices at the site for 7 days prior to the meeting (please include newspaper with date in photo or a timestamped photo).

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 liquor license

Today's Date: January 29, 2019

If applying for sale of assets, you must bring letter from current owner confirming that you are buying business or have the seller come with you to the meeting.

Is location currently licensed? Yes No Type of license: _____

If alteration, describe nature of alteration: _____

Previous or current use of the location: Restaurant

Corporation and trade name of current license: _____

APPLICANT:

Premise address: 29A Clinton Street

Cross streets: Between Stanton and E Houston

Name of applicant and all principals: Matthew Kenney

Trade name (DBA): XYST LES

PREMISE:

Type of building and number of floors: 6 story walk up / restaurant on ground floor

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

Does premise have a valid Certificate of Occupancy and all appropriate permits, including for any back or side yard use? Yes No What is maximum NUMBER of people permitted? _____

Do you plan to apply for Public Assembly permit? Yes No

What is the zoning designation (check zoning using map: <http://gis.nyc.gov/doitt/nycitymap/> - please give specific zoning designation, such as R8 or C2):

R7A

PROPOSED METHOD OF OPERATION:

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) Monday to Sunday / 11am to 10pm

Number of tables? 20 tables Total number of seats? 40 seats

How many stand-up bars/ bar seats are located on the premise? 6

(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): 6 ft. bar area with stand up seating

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

What are the hours kitchen will be open? Monday to Sunday / 11am to 10pm

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

How many employees will there be? 8-10

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

Will there be TVs/monitors? Yes No (If Yes, how many?) _____

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: Sonos Systems

Will you host any promoted events, scheduled performances or any event at which a cover fee is charged? If Yes, what type of events or performances are proposed and how often? No

How do you plan to manage vehicular traffic and crowds on the sidewalk caused by your establishment? Please attach plans. (Please do not answer "we do not anticipate congestion.")

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

By using online reservation system like Yelp / Open Table to control traffic. _____

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

Do you have sound proofing installed? Yes No

If not, do you plan to install sound-proofing? Yes No

APPLICANT HISTORY:

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

If yes, please indicate name of establishment: Commune

Address: 12 East 22nd Street Community Board # 5

Dates of operation: 2000-2004

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? Yes No If Yes, please give trade name and describe type of business Restaurants on 2nd Ave

Has any principal had SLA reports or action within the past 3 years? Yes 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 **Bar**, **Restaurant**, 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? _____

How many On-Premise (OP) liquor licenses are within 500 feet? _____

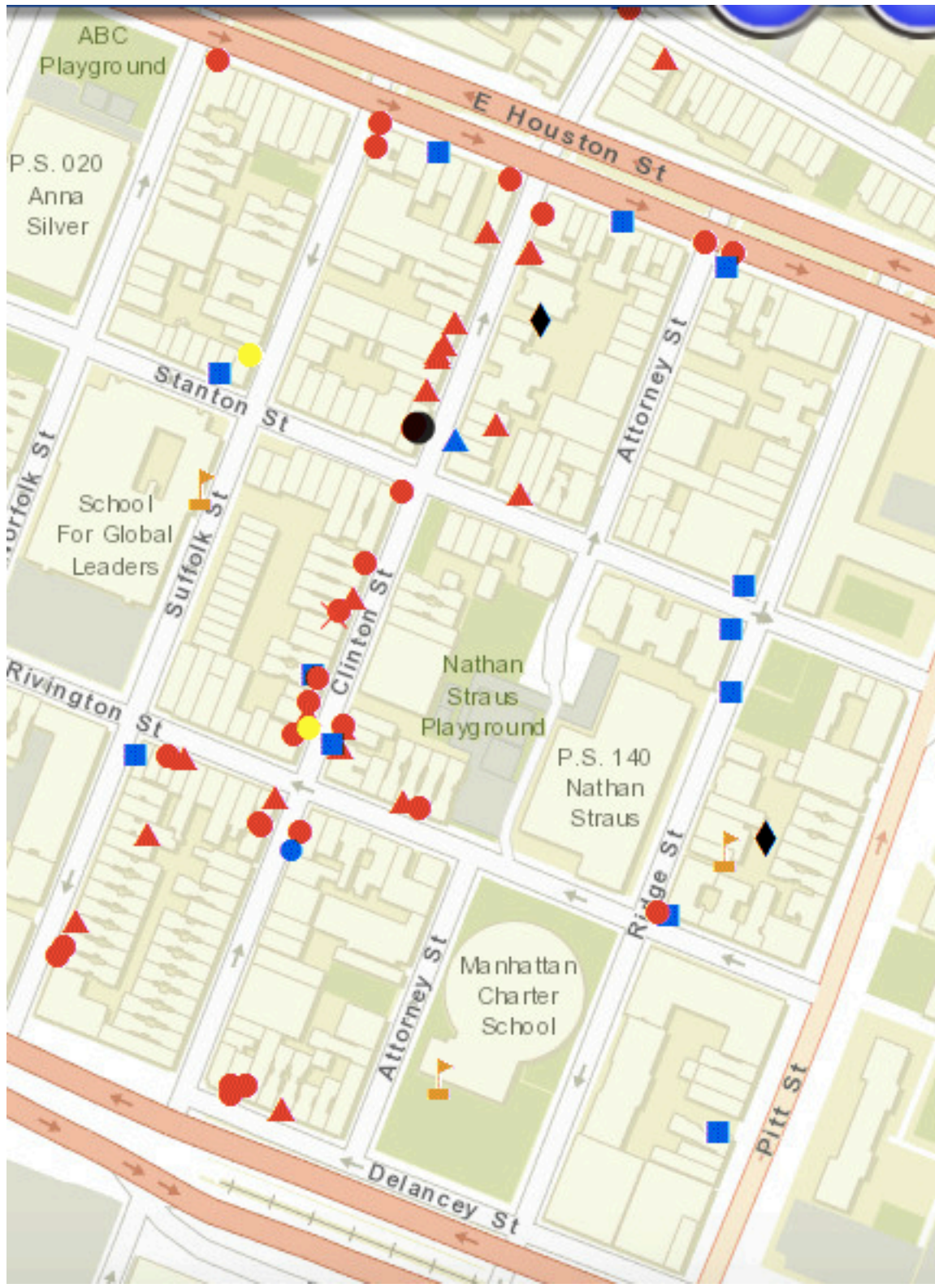
Is premise within 200 feet of any school or place of worship? Yes No

COMMUNITY OUTREACH:

Please see the Community Board website to find block associations or tenant associations in the immediate vicinity of your location for community outreach. Applicants are encouraged to reach out to community groups. Also 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).

We are including the following questions to be able to prepare stipulations and have the meeting be faster and more efficient. Please answer per your business plan; do not plan to negotiate at the meeting.

1. I will operate a full-service restaurant, specifically a (type of restaurant) Plant Based Mediterranean Restaurant - XYST LES, with a kitchen open and serving food during all hours of operation OR I have less than full-service kitchen but will serve food all hours of operation.
2. I will close any front or rear façade 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 nonmusical performances.
3. I will not have DJs, live music, promoted events, any event at which a cover fee is charged, scheduled performances, more than ___ DJs / promoted events per ___, more than ___ private parties per _____.
4. I will play ambient recorded background music only.
5. I will not apply for an alteration to the method of operation or for any physical alterations of any nature without first coming before CB 3.
6. I will not seek a change in class to a full on-premise liquor license without first obtaining approval from CB 3.
7. I will not participate in pub crawls or have party buses come to my establishment.
8. I will not have a happy hour or drink specials with or without time restrictions OR I will have happy hour and it will end by _____.
9. I will not have wait lines outside. I will have a staff person responsible for ensuring no loitering, noise or crowds outside.
10. Residents may contact the manager/owner at the number below. Any complaints will be addressed immediately. I will revisit the above-stated method of operation if necessary in order to minimize my establishment's impact on my neighbors.



106 Norfolk Street 106 Norfolk Restaurant INC OPL		245 Houston Street Remedy Diner OPL									
NORFOLK STREET											
148-150 DELANCEY STREET RETRO BAR & GRILL OPL		116 Suffolk Street SPREAD HOUSE COFFEE & ART B/W									
148 DELANCEY STREET HOLIDAY INN OPL		102 SUFFOLK STREET B/W									
		151 RIVINGTON 5G PROPS OPL									
		153 RIVINGTON GINGER AND LEMONGRASS B/W									
76 CLINTON STREET BLACK CRESCENT OPL		79 CLINTON STREET NEW CLINTON HOSPITALITY B/W									
		71 CLINTON PATATE FELLOWS OPL									
		69 CLINTON TAQUERIA DIANA B/W									
		67 CLINTON BARAMJINDI OPL									
		49 CLINTON AZASU OPL									
		47 CLINTON CARA B/W									
		43 CLINTON WINDMILL OPL									
		37-39 CLINTON BETA CLINTON CORP OPL									
		29 CLINTON STREET OUR PROPOSED SPACE OPL/ALREADY IN PLACE									
		25 CLINTON IVAN RAMEN B/W									
		21 CLINTON CLEBERATION OF WHIMSEY B/W									
		19 CLINTON COCOA BAR B/W									
		17 CLINTON RIZZOS FINE PIZZA B/W									
		7 CLINTON CLINTON CRAFT B/W									
		188 SUFFOLK SUBJECT OPL									
		269 HOUSTON GRC RESTAURANT OPL									
		260 HOUSTON ARIEL'S TAPAS LOUNGE OPL									
L 168 DELANCEY STREET MOSCOW 57 OPL		76 Clinton Street New Clinton LLC OPL									
C 168 DELANCEY STREET KINGS CO OPL		R 172 RIVINGTON color puree B/W									
E 168 DELANCEY STREET ADR RESTAURANT OPL		I 174 RIVINGTON VYSK OPL									
S 172 DELANCEY NAKAMUURA B/W		R 68 CLINTON FALAI OPL									
		72 CLINTON CIBAO RESTAURANT B/W									
		CLINTON STREET									
		S T A N T O N I N S T									
		6 CLINTON STRE ONE MORE THA B/W									
		4 CLINTON STREET CLINTON STREET BAKING OPL									
		178 STANTON COLORS NY RESTAURANT B/W									
ATTORNEY STREET											
		202 Rivington Street Los Amigos OPL									
RIDGE STREET											