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Teri Cude, *First Vice Chair*
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Antony Wong, *Treasurer*
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Community Board No. 2, Manhattan

3 Washington Square Village
NEW YORK, NY 10012-1899
www.cb2manhattan.org

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Greenwich Village ✦ Little Italy ✦ SoHo ✦ NoHo ✦ Hudson Square ✦ Chinatown ✦ Gansevoort Market

September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

1. DomoDomo, LLC, d/b/a N/A, 138 W. Houston St. 10012 (alteration application to add additional storefront to existing Restaurant Wine lic. #1285143, exp. 4/30/2017).

A. Whereas, the applicant appeared before CB2, Manhattan's SLA Licensing Committee seeking an alteration to its existing Restaurant Wine license to add an adjacent ground floor storefront to the licensed premises and it will continue to operate with an identical, existing method of operation as a Japanese and Asian inspired sushi restaurant with multiple sushi bars in a four-story mixed use building located on West Houston St. between Sullivan St and MacDougal St.; and,

B. Whereas, the additional storefront will add approximately 2000 SF to the existing storefront on the easterly side of the same building and the two storefronts will be connected and operate as one business for a roughly 3,800 sq. ft premises (3,300 SF ground floor and 500 SF Cellar) with two entrances, five bathrooms, 16 tables and 38 seats, 2 sushi bars with 31 seats (this is not a standup bar) for a total of 69 interior seats, there will be no stand up bar and one service bar only, there is no sidewalk café, no other outdoor areas for patrons and no benches on the sidewalk; and,

C. Whereas, there is an existing Certificate of Occupancy for each storefront but none which currently permits the combined use of both storefronts as a single business for eating and drinking, the operator and licensee agreeing that it will obtain all permissions from the NYC Dept. of Buildings before combining the two storefronts under one license for this purpose; and,

D. Whereas, the combined premises will continue to operate with hours of operation between 12 PM and 11 PM Sunday through Saturday, music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at all times except for patron ingress and egress, there will be no d.j., no promoted events, no private parties, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and,

E. Whereas, the applicant previously agreed not to upgrade to a full on premise license when it originally applied for its restaurant wine license in March/2015, the storefront premises having never been licensed previously but with the combined storefronts could no longer agree that it would not seek an upgrade in the future; and,

F. Whereas, there are currently 48 On Premise and Beer Wine Liquor Licenses within 500 ft. of the premises; and,

G. Whereas, there were also concerns voiced when the applicant first appeared for its initial license as the original storefront location was previously unlicensed and represented one of the last unlicensed (no SLA licenses) commercial storefronts that remained on this stretch of West Houston St. as of 2015; and,

H. Whereas, the applicant executed a stipulations agreement with CB2 Man. that they agreed would be attached and incorporated in to their method of operation on their RW license and the stipulations are as follows:

1. The premises will be advertised and operated as a Japanese and Asian inspired restaurant/upscale sushi restaurant with sushi bar.
2. The hours of operation will be Sunday from 12pm to 11pm Sunday through Saturday. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a "lounge", tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have any televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will not have a sidewalk café.
8. The premises will play quiet ambient recorded background music only. No music will be audible in any adjacent residences at anytime.
9. The premises will not have DJ's, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
10. The premises will not have French doors, operable windows or open facades and will keep all doors closed at all times except for patron ingress and egress.
11. There will only be 1 service bar and no standup bar.
12. The premises will not have "unlimited" drink specials.

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of the alteration application to **DomoDomo, LLC, d/b/a N/A, 138 W. Houston St. 10012** **unless** the statements of the applicant as presented to CB2 are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the “Method of Operation” on the Restaurant Wine License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

2. 45 Mercer Restaurant, LLC d/b/a Galli, 45 Mercer St. 10012 (Corporate Change OP lic. # SN1262152 – 6/30/2018)

- A. Whereas,** the applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application for a Corporate Change to an existing On Premise License as one existing shareholder (Curt Huegel) was purchasing a 50% shareholder interest of the underlying corporate entity from Michael Forrest and Mr. Huegel will thus own 100% of the business in the future; and
- B. Whereas,** the restaurant has operated for many years as the Galli Restaurant and will continue to operate as a full service Italian Restaurant, there being no change in the existing method of operation within the storefront premises located in a five-story mixed use building (Circa 1920) located on Mercer Street between Broome and Grand Streets; and
- C. Whereas,** the interior storefront premises is approximately 2,000 SF, there is a full service kitchen, one entrance, two bathrooms, there is no sidewalk café, rooftop or outdoor spaces, with hours of operation from 8 AM to 11 PM Sunday through Thursday and from 8 AM to 12 AM Fridays and Saturdays, with 19 tables and 60 interior seats, 1 stand up bar with 9 seats for a total patron seating capacity of 74; and
- D. Whereas,** the applicant executed a stipulations agreement with CB2, Man. that they agreed would be attached and incorporated in to their method of operation on and as a part of their restaurant wine license and the stipulations are as follows:

1. The premises will be advertised and operated as a full service Italian Restaurant with a full service kitchen.
2. The hours of operation will be 8 AM to 11 PM Sunday through Thursday and 8 AM to 12 AM Fridays and Saturdays. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a lounge, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have any televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes.
7. The premises will not have a sidewalk café.
8. The premises will play quiet ambient, recorded background music only. No music will be audible in any adjacent residences at any time.
9. The premises will not have DJ's, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
10. The premises will not have French doors, operable windows or open facades and will keep all doors closed at all times except for patron ingress and egress.

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a corporate change to **45 Mercer Restaurant, LLC d/b/a Galli, 45 Mercer St. 10012** **unless** the statements of the applicant as presented to CB2 are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the "Method of Operation" on its On Premise License.

Vote: Unanimous, with 38 Board members in favor.

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Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

3. Vishnu Food, Inc., d/b/a OM, 204 Spring St. 10012 (New Beer and Wine – Previously Unlicensed location)

A. Whereas, the applicant and applicant's attorney appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new beer and wine license to operate a fast casual Indian restaurant with take-out services; and

B. Whereas, the premises was previously operated as an internet café serving desserts and coffee but the premises has never previously been licensed for the service of alcohol, **there being no certificate of occupancy or letter of no objection presented with the application to operate and use the premises or eating and drinking and there being no bathroom accessible to patrons** within the storefront premises; and,

C. Whereas, the storefront premises is located in a 6-story mixed-use building on Spring St. between Sullivan St. and Sixth Avenue for a 350 sq. ft. premises with 7 tables and 16 patron seats, there is no sidewalk café and there are no other outdoor areas for patrons; and,

D. Whereas, the hours of operation are Sunday through Saturday from 11am to 11pm, music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and,

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial for **Vishnu Food, Inc., d/b/a OM, 204 Spring St. 10012** on its application seeking a new beer and wine license; and **THEREFORE BE IT FURTHER RESOLVED** that should this application be considered by the SLA, CB2, Man. respectfully requests that this item be Calendared to appear before the Full Board of the SLA;

Vote: Unanimous, with 38 Board members in favor.

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Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

4. LPQ 205 Bleecker, Inc., d/b/a Le Pain Quotidien, 205 Bleecker St. 10012 (New Beer and Wine – Previously unlicensed location)

A. Whereas, the applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to represent an application for a new Beer and Wine license to operate a fast casual cafe serving sandwiches and salads in a mixed-use six story building (Circa 1926) located in a landmark district on Bleecker Street between MacDougal and 6th Avenue for a 3,400 sq. ft. storefront premises (1,700 sq. ft. first floor and 1,700 sq. ft. basement) with one entrance/exit, two bathrooms, there are 21 tables with 66 seats, 1 service bar but no stand up bar, for an occupancy of 74; there is no sidewalk café and no backyard or exterior uses; and,

B. Whereas, the premises was previously operated for years as a retail clothing store and has never been previously operated for eating and drinking nor licensed for the service of alcohol; and

C. Whereas, the hours of operation are Sunday through Saturday from 7:00 a.m. to 8:00 p.m., music will be background only, there will be no d.j. or live music, there will be no scheduled performances or events with a cover charge; and,

D. Whereas, the applicant meet with the Bleecker Area Merchants and Resident's Association and received the support of this Neighborhood Group; and

E. Whereas, the applicant executed a stipulations agreement with CB2 Man. that they agreed would be attached and incorporated in to their method of operation on their Beer Wine license and the stipulations are as follows:

1. Premises will be advertised and operated as a café serving sandwiches and salads.
2. Will operate with hours of operation Sunday through Saturday from 7:00 a.m. to 8:00.
3. The premises will not operate as a lounge, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have any televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes.
7. The premises will not have a sidewalk café.
8. The premises will play quiet ambient, recorded background music only.
9. The premises will not have DJ's, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
10. The premises will not have French doors, operable windows or open facades

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a Beer/Wine license to **LPQ 205 Bleecker, Inc., d/b/a Le Pain Quotidian, 205 Bleecker St. 10012** **unless** the statements of the applicant as presented to CB2 are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the “Method of Operation” for a BW License.

Vote: Unanimous, with 38 Board members in favor.

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Director
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NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

5. Maman Tribeca, LLC, d/b/a Maman at ICP, 250 Bowery 10012 (New OP – previously unlicensed location)

A. Whereas, the applicant appeared before Community Board 2, Manhattan’s SLA Licensing committee to present an application to the Liquor Authority for an on premise liquor license at International Center of Photography (“ICP”), a new Museum specializing in Photography exhibits, with ancillary Museum Café that is located in a recently built nine-story mixed use building (Circa 2010) on the Bowery between East Houston and Stanton Streets; and

B. Whereas, the ancillary café will have its own entrance for patrons from the public sidewalk as well as interior access from ICP and will operate within an approximately 800 SF ground floor space; and

C. Whereas, this particular premises has never previously been occupied or used for eating or drinking nor licensed for the service of alcohol; and

D. Whereas, the ICP is also located on the ground floor and basement of the new nine-story building encompassing a space of 6,620 SF, the applicant presenting a temporary certificate of occupancy for the new building, which permits a commercial art gallery and accessory café; and

E. Whereas, the café will be operated separately from the ICP with both the applicant and ICP appearing in conjunction with the application, the café will have 16 tables and 30 patron seats, one bathroom, one food counter where patrons can order food and beverages but there will be no table service, there will be no kitchen and the French inspired baked goods for sale will be supplied by the applicants other food operations in Greenpoint, Brooklyn; the licensed premises will include the entire ICP premises in anticipation of events for which the Licensee will be the sole caterer of liquor, beer and wine hosted within the ICP premises; and

F. Whereas, the ICP will be closed on Mondays and is open to the public from 10 AM to 6 PM Tuesday through Sunday, with extended hours on Thursdays to 9 PM, while the regular hours for the Café will be from 10 AM to 9 PM daily Sunday through Saturday; and

G. Whereas, despite the above-stated hours for the café, the applicant seeks to operate until 12 AM for the service of alcohol to support corporate events, private parties, cocktail parties, special celebrations and Weddings, all such events and parties will be catered with food and beverages being supplied to the premises for this purpose; and

H. Whereas, the music during the café hours and during private events/3rd party events will be at background levels, all the private parties and events will end by 12 AM and be limited to no more than 150 patrons and no more than 2 per month, the applicant indicating that soundproofing measures were undertaken to reduce impact on the residents living above the Museum and Café, there being no outdoor spaces or sidewalk café being proposed at this time; at ICP hosted events for events related to the museum only there may be live music or a DJ which will play music at entertainment levels; and

I. Whereas, the applicant and ICP met with the Bowery Block Association in conjunction their application for their on premise license, there being significant concerns in the neighborhood regarding a recent over-saturation of liquor licenses and concerned that the café can and should alternatively operate with a beer and wine license instead of a on-premise license; and

J. Whereas, there are 42 existing on premise licenses within 750 feet of the proposed premises, with 2 additional pending licenses, 16 existing liquor licenses within 500 feet of the proposed premises and unknown number of beer and wine licenses; and

K. Whereas, the ICP described a limitation within the museum of serving only clear liquids due to potential damage to Exhibits and requested the on premise license to provide additional alternatives other than white wine for their events and the applicant further agreed to limit the number of special events at the premises to two per month with a closing time of midnight seven days a week; and

L. Whereas, the applicant executed a stipulations agreement with CB2 Man. that they agreed would be attached and incorporated in to their method of operation on their on premise license and the stipulations are as follows:

1. Premises will be advertised and operated as the International Center of Photography Museum (ICP) with ancillary French style museum café; In addition to ICP hosted events which will infrequently run past 9PM and be catered by the Licensee, there will occasionally (two per month) be corporate and private events hosted by the Licensee until 12 AM.
2. Will operate Café ancillary to ICP Museum and open to Public but café will close from time to time for private museum hosted events and special private events with all liquor wine and beer catered by Maman at ICP only
3. Corporate and private events hosted by the Licensee/Third party events are limited to two events per month at premises (Daytime or night time). ICP hosted events will infrequently run past 9PM and will always end by 12 AM, with all patrons cleared at that time. Special events/3rd Party events include private parties, bridal showers, wedding and corporate events and all such events will end by Midnight and all patrons will be gone from premises by 12 AM Midnight.
4. There will be no televisions and the premises will not operate as a Sport Bar.
5. The premises will not operate as a bar, lounge or nightclub.
6. There will be no French doors or windows installed at the premises and all doors and windows will be close by 9 PM every night.
7. There will be no outdoor service and no sidewalk café.
8. All catered events are limited to 150-patron capacity.
9. There will be a community point of contact for all events with more than 75 people.
10. There may be TV monitors used for regular programming and at ICP hosted events related to the museum, but not to show televised programming or for 3rd party events.
11. Music will be at background levels. At ICP hosted events for events related to the museum only there may be live music or a DJ, which may play music at entertainment levels. At all times music will adhere to NYC noise codes & laws.
12. There will be no wait lines outside events except to check patrons in. Events will not be overbooked beyond capacity whereby lines are created.
13. All special events will be catered by Maman at ICP only and there will be no third party caterers or promoters. ICP events may utilize outside food caterers.
14. Outside of ICP hosted events and programming, there will be no scheduled performances or any catered events for which a cover fee is charged.

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of the alteration application to **Maman Tribeca, LLC, d/b/a Maman at ICP, 250 Bowery 10012** **unless** the statements of the applicant as presented to CB2 are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the “Method of Operation” on the On Premise License.

Vote: Unanimous, with 38 Board members in favor.

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Director
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NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

6. Supernatural Wine, Inc. & Supernatural Wines NY, LLC d/b/a La Compagnies de Vin Surnaturels, 247-249 Centre St. 10013 (Upgrade to On Premise license from Tavern Wine).

A. **Whereas**, the applicant appeared before CB2, Manhattan's SLA Licensing Committee seeking a class change/upgrade to an on premise license to operate as a French restaurant after previously operating a wine bar and lounge with small plates and a Tapas style menu within a ground floor storefront of a seven story mixed use building (Circa 1900) on Centre Street between Grand and Broome Streets; the premises now operates as French restaurant; and,

B. **Whereas**, the licensee recently applied for service to a sidewalk café one month ago and the existing premises has only been operating as a wine bar and lounge since 2013 with hours of operation between 10 AM and 1 AM Sunday through Wednesday and from 10 AM to 2 AM Thursday through Saturday, previous to 2013 the premises being occupied and operated as a graphic design company but never for eating and drinking; and

C. **Whereas**, when the applicant sought to upgrade its class of license to full on premise license in July/2015 CB2 Man. recommended denial of the license upgrade as there was no recognizable or valid public interest in adding another bar to an already saturated area with an existing 27 on premise licenses (not including beer and wine or other pending license applications) within 500 ft.; and,

D. Whereas, only small sidewalk cafes are permitted at this location, the sidewalk café being three tables and 12 chairs, there being questions as to whether four top tables are consistent or permitted for “small” sidewalk cafés but where the applicant agreed to close the café every night by 11 PM and further agreed to only serve beer and wine at the cafe; and,

E. Whereas, the interior premises will operate as a full service restaurant with a full service kitchen and no longer as just a wine bar, in a 2335 SF space (1453 sf ground floor and 882 sf basement), with 2 tables with 10 seats, couches and lounge seating for an additional 33 seats, 1 large Bar with 15 bar stools for a total seating occupancy of 58, there are hotplates and small electric oven but concerns still exist as to whether the kitchen at the premises is full service capable of providing for a restaurant, with two bathrooms and one entrance/exit for patrons; and,

F. Whereas, the premises will continue to operate from 10 AM to 1 AM on Sundays, from 11 AM to 1 AM Monday through Wednesday, from 11 AM to 2 AM Thursdays and Fridays and from 10 AM to 2 AM on Saturdays, there are no TVs and music is background consisting of music from ipod/cd's; and

G. Whereas, the Building Manager and Owner Representative from a large residential building located directly across the street (240 Grand St.) from the premises appeared in opposition to the instant upgrade application at this location and provided a petition with 20 resident signatures from the building citing concerns with over-saturation of liquor licenses in the immediate area, a diminished quality of life from the recent addition of liquor licenses in the surrounding neighborhood, late night noise, trash and traffic congestion that has gotten to a breaking point; and

H. Whereas, opposition was also received from the “Friends of Petrosino Square”, a neighborhood block association, citing concerns with liquor license over-saturation and asserting that the instant application fails to establish the requisite public interest, the premises having never before been licensed for the service of alcohol; and

I. Whereas, the applicant executed a stipulations agreement with CB2, Man. that they agreed would be attached and incorporated in to their method of operation on their OP license and the stipulations are as follows:

1. The premises will be advertised and operated as a full service Restaurant from 10 AM to 1 AM on Sundays, from 11 AM to 1 AM Monday through Wednesday, from 11 AM to 2 AM Thursdays and Fridays and from 10 AM to 2 AM on Saturdays.
2. The premises will never operate as a Night Club, Lounge, Tavern or Sports Bar or allow any portion of premises to be operated in that manner.
3. The sidewalk café will close at 11 PM every night and will be limited to beer and wine only.
4. Music will be quiet, background level only and there will be no live music, dj's, promoted events, scheduled performances or any events for which a cover fee is charged.
5. There will no TVs.
6. The premises will not permit dancing even in the event a Cabaret License is applied for and issued.
7. Will not install operable windows that open out to sidewalk and will close its door by 9 PM every night.

8. The Licensee will only serve “unadulterated” alcoholic spirits, for example as aperitifs or digestifs.
9. The licensee agrees to not offer or serve mixed drinks or cocktails.

J. **Whereas**, on August 11, 2016, the Applicant illegally posted flyers all over their immediate neighborhood advertising and promoting a special event with a cover fee, which runs counter to the stated method of operation as a restaurant, for a drinking only event, *just two days after appearing before CB2’s SLA Licensing Committee* touting their very sophisticated and curated wine program, restaurant and food offerings, the professionalism of their operation, and their committed passion for service and hospitality; the event, which was immediately canceled after being brought to the attention of the operator’s attorney, was for a wine trivia event with teams, a entrance fee and free alcohol as prizes; there was significant concern raised as this type of promoted event taped on lamp posts etc. is antithetical to the operation as presented to CB2, Man., particularly when they stated they would not have promoted events, and furthermore local residents took great offense to the illegal postings for a premises that utilized as a primary public interest argument the uniqueness of its high-end “destination for wine connoisseurs”;

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of the on premise application to **Supernatural Wine, Inc. & Supernatural Wines NY, LLC d/b/a La Compagnies de Vin Surnaturels, 247-249 Centre St. 10013** **unless** the statements of the applicant as presented to CB2 are accurate and complete, and that those conditions and stipulations agreed to by the applicant relating to the above-stated stipulations are incorporated into the “Method of Operation” on the On Premise License.

Vote: Unanimous, with 38 Board members in favor.

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Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

7. Restaurant Associates, Inc., d/b/a N/A, 557 Broadway, 11th Fl. 10012 (Transfer – Caterer establishment lic. #1274186 Exp. 10/31/2017)

A. Whereas, the applicant and applicant's attorney appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority to transfer an existing caterer's license from Restaurant Marketing Associates, Inc. and the applicant will continue to provide food and catering services to the Scholastic Corporation located on the 11th floor of the Scholastic Building located on Broadway between Prince and Spring Streets; and

B. Whereas, the applicant will continue to operate a cafeteria and hold corporate events for Scholastic Corporation on the 11th Floor at the premises, there is a full service kitchen and a large patio exterior terrace used for corporate events but there will be no music outside at any time and the exterior patio space will be closed by 11 pm every night an event is scheduled; and

C. Whereas, the applicant will continue to operate the premises as a café providing food services and corporate events to the Scholastic Corporation, which occupies the entire building with a full service kitchen, with the same method of operation, same menu, existing staff to remain and with the same closing hours; and

D. Whereas, the hours of operation will continue to be Sunday through Saturday from 8 am to 12 am music will be quiet background only with the exception of an end of the year holiday party where a DJ is used, there will be no TVs, all doors and windows will be closed by 10 PM except for patron ingress and egress, there will be no d.j. (other than the yearly holiday party), no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers and no sidewalk cafe; and,

E. Whereas, the applicant executed a stipulations agreement with CB2 that they agreed to submit to the SLA and agreed would be attached and incorporated into the method of operation as a part of the restaurant on premise license stating that:

1. The premises will be operated as a corporate cafeteria providing catered corporate events for the Scholastic Corporation.
2. The hours of operation from Sunday through Thursday from 8 am to 12 am Sunday through Saturday.
3. There will be no televisions but the premises will never operate as a Night Club, Lounge, Tavern or Sports Bar or allow any portion of premises to be operated in that manner.
4. There will be no French doors or windows installed at the premises and all doors and windows will be close by 10 PM every night.
5. The outdoor terrace will close by 11 PM every night and there will be no music played on the exterior outdoor terrace at any time.
6. Music will be quiet, background level inside the cafeteria (with the exception of one end of the year holiday party where a DJ will be used) and there will be no live music, dj's, promoted events, scheduled performances or any events for which a cover fee is charged.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant On Premises Liquor License for **Restaurant Associates, Inc., d/b/a N/A, 557 Broadway, 11th Fl. 10012** unless the statements the applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the applicant above are incorporated into the "Method of Operation" on the SLA Catering License.

Vote: Passed, with 37 Board members in favor, and 1 recusal (Dr. S. Smith).

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

- 8. Entrecote Watts, LLC d/b/a Relais De Venise L'Entrecotel, 15 Watts St. 10013 (New OP)**
- A. Whereas,** the applicant appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new restaurant on premise liquor license to operate a Steak House Restaurant providing an unique steak house experience in collaboration the original Le Relais De Venise restaurant in Paris, France serving lunch and dinner; and
- B. Whereas,** the premises was previously operated in the past (2013-2015) as GMG Industries d/b/a Babylon Soho, a Hookah bar and lounge with DJs, dancing and loud music which generated numerous complaints over the years from neighbors and which operated in derogation of its previously stated method of operation as a restaurant; and,
- C. Whereas,** neighbors from the residential building next door to the premises appeared in opposition to this application and were very concerned about the instant application in light of years of noise and the late night operations coming from the premises due to the prior operator, especially after misrepresentations were presented by the prior operators about the use and occupancy of the premises, stating that the premises would be used as a full service restaurant when in fact it was operated improperly and illegally as a night club and hookah lounge until 4AM; and

D. Whereas, the premises is located in a mixed use 7 story mixed use building (Circa 1928) on the ground floor Watts St. at Broome and Thompson Sts. for a 3,483 sq. ft. premises with 56 tables and 112 seats, no standup bar, this application does not include a sidewalk café, there are no other outdoor areas for patrons, there are French doors which open out to the public sidewalk from the interior of the establishment but those doors will be closed by 9 PM every evening; and,

E. Whereas, the hours of operation will be Sunday through Saturday from 12pm to 12 am seven nights a week (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), there will be no TVs, all doors and windows will be closed by 9 pm except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes and no movable barriers; and,

F. Whereas, the operator and licensee of the licensed premises is also the owner of the building (Steven Elghanayan), who has been the owner of the building for the last two years and who appeared and explained that he has been the owner of the building for two years and ensured CB2, Man. and his neighbors, also present, that the premises would always operate in the future as a restaurant and never as a lounge or bar in derogation of its presented method of operation as a restaurant specializing in steak dinners; and,

G. Whereas, the applicant executed a stipulations agreement with CB2, Man. that will be submitted to the SLA and the applicant agreed those stipulations would be attached and incorporated into the method of operation as a part of the restaurant on premise license stating that:

1. The premises will be advertised and operated as a full service restaurant specializing in steak dinners with a full service kitchen and will operate at all times as a full service restaurant.
2. The hours of operation will be from Sunday through Saturday from 12 pm to 12 am. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a lounge, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have any televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes.
7. The premises will not have a sidewalk café.
8. The premises will play quiet ambient, recorded background music only. No music will be audible in any adjacent residences at any time.
9. The premises will not have DJ's, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
10. All doors and windows will be close by 9 PM every night.
11. There will be no all you can eat/all you drink special or boozy brunches.
12. There will be no stand up bar.

H. Whereas, there are currently approximately 26 On Premise Liquor Licenses within 500 ft. of the premises and an unknown number of beer and wine licenses in the area;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant On Premises Liquor License for **Entrecote Watts, LLC d/b/a Relais De Venise L'Entrecotel, 15 Watts St. 10013** unless the statements the applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the applicant above are incorporated into the "Method of Operation" on the SLA On Premise License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, Chair
Teri Cude, First Vice Chair
Susan Kent, Second Vice Chair
Bob Gormley, District Manager



Antony Wong, Treasurer
Keen Berger, Secretary
Daniel Miller, Assistant Secretary

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

THE FOLLOWING ARE RESOLUTIONS FOR ALL APPLICANTS THAT WERE LAID OVER, WITHDRAWN, OR DID NOT APPEAR BEFORE THEIR REQUESTED HEARING:

9. 5 Spring Street Corp. d/b/a Sweet & Vicious Bar, 5 Spring St. 10012 (License Renewal of existing license-layover requested to September/2016)

Whereas, at this month's CB2, Manhattan's SLA Licensing Committee Meeting on July 12, 2016, the Applicant and its Attorney appeared and then requested **to layover** its application so that it can meet with the Community to resolve significant complaints regarding its operations and use/occupancy of the an exterior rear yard space, agreeing to reappear before CB2 Man. in September/2016 for this purpose;

THEREFORE BE IT RESOLVED that Community Board 2, Manhattan strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **5 Spring Street Corp. d/b/a Sweet & Vicious Bar, 5 Spring St. 10012** **until** the Applicant has properly presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

10. Cozy Soup & Burger, Inc. d/b/a N/A, 739 Broadway 10003 (Layover requested – Applicant did not appear)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant requested to lay over this alteration application for its existing beer wine license to September/2016 and did not appear;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Cozy Soup & Burger, Inc. d/b/a N/A, 739 Broadway 10003** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

11. Pi Odyssey Corporation d/b/a Pi Bakerie, 512 Broome St. 10013 (BW - lay over at request of applicant and did not appear)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant requested **to lay over** it application for a beer and wine license and did not appear;

THEREFORE BE IT RESOLVED that Community Board 2, Manhattan strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Pi Odyssey Corporation d/b/a Pi Bakerie, 512 Broome St. 10013** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

12. Culinary Solution, Inc., d/b/a Ato, 28 Grand St. 10013 (Layover requested - Applicant did not appear)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant and his attorney requested **to lay over** this application for a beer and wine license and did not appear before Cb2 Man.; and

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Vishnu Food, Inc., d/b/a OM, 204 Spring St. 10012** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

13. Kut Operating Corp. d/b/a KUT, 301 6th Ave. 10014 (RW - layover requested by applicant's attorney and applicant did not appear)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant requested **to lay over** this application for a Beer and Wine license and did not appear;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Kut Operating Corp. d/b/a KUT, 301 6th Ave. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

14. Jean Le Gourmand Corp. d/b/a Jean Le Gourmand, 303 6th Ave. 10014 (Withdrawn and applicant did not appear)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant requested **withdraw** this application for a new beer and wine and did not appear;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Jean Le Gourmand Corp. d/b/a Jean Le Gourmand, 303 6th Ave. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

15. 496 LaGuardia Restaurant, Inc., d/b/a Mocha Burger. 496 LaGuardia Place Unit 1B 10012 (Alteration to add bathroom for patrons in basement)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant provided a 30-day notice for the sole purpose of adding a patron bathroom in the basement to the premises and provided a letter confirming no other changes to its existing method of operation, the applicant previously appearing before CB2 Man for a restaurant wine license; and

Whereas, there is no change in the method of operation for the licensed premises and there being no reason for the applicant to reappear before CB2 Man to add a bathroom to the premises, there being existing stipulations in place for this purpose since January/2016; and

Whereas, those previously agreed upon stipulations include as follows:

1. The premises will be advertised and operated as a Kosher Restaurant specializing in hamburgers.
2. The hours of operation will be from 11 AM to 12 AM Sunday through Wednesday, from 11 AM to 2 AM Thursdays and Saturdays and from 11 AM to 3 PM on Fridays.
3. There will be two televisions.
4. All doors and windows will be closed by 10 PM.
5. There will be no dancing.

6. The premises will be advertised as a full service Italian Restaurant and will not operate as a Lounge, Tavern, Bar or Sports Bar.
7. There will be no sidewalk café at this time.
8. There will be no patron use of basement.
9. Music will be quiet, background only and there will be no d.j.s, live music, no promoted events, no private parties, no scheduled performances or cover fees, no velvet ropes and no movable barriers.

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a restaurant wine License for **496 LaGuardia Restaurant, Inc., d/b/a Mocha Burger. 496 LaGuardia Place Unit 1B 10012** **unless** the statements the applicant previously presented to CB2 Man. are accurate and complete, and that those conditions and stipulations previously agreed to by the applicant above are incorporated into the “Method of Operation” on the SLA On Premise License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

16. Emmanuel NY Corp., d/b/a Hometown Hotpot & BBQ, 194 Grand St. 10013 (OP upgrade - layover requested by applicant at meeting)

Whereas, at this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant failed to appear and his representative requested **to lay over** this application for an On Premise liquor license until September/2016 to fully present this application;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Emmanuel NY Corp., d/b/a Hometown Hotpot & BBQ, 194 Grand St. 10013** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

17. Dig Inn 70 Prince Street, LLC d/b/a Dig Inn, 70 Prince St. aka 105 Crosby St. 10012
(Withdrawn by Counsel)

Whereas, at this month's CB2, Manhattan's SLA Licensing Committee Meeting on August 9, 2016, the Applicant and his counsel withdrew this application before CB2 Man. from further consideration and decided to reappear before CB2 Man. in September/2016 for a beer and wine application;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed tavern wine license, restaurant wine license, any other beer and wine license, on premise liquor license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Dig Inn 70 Prince Street, LLC d/b/a Dig Inn, 70 Prince St. aka 105 Crosby St. 10012** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

18. Hudson Gastropub, LLC, d/b/a The Warren, 131 Christopher St. (Class Change/Upgrade from RW to OP)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing committee in August 2016 to present a class change/upgrade application to the Liquor Authority from existing restaurant wine license SN#1290978 to a restaurant on-premise liquor license for a premises which will continue to operate under the same method of operation and same hours of operation as a neighborhood friendly "chef driven restaurant with importance placed on catering to the local community; regionally sourced ingredients are cornerstones of a menu that features variations on classic dishes"; the current restaurant wine license was only issued on May 10, 2016 (appearance before CB2 was in October/2015), only 3-½ months prior to appearing at this meeting, the applicant previously appeared before CB2 in May 2015 for a full restaurant on-premise liquor license at which time CB2, Man. recommended denial; and

ii. Whereas, this application is for an upgrade to a restaurant on-premise liquor license; the premises is located in a mixed use building with 10 tables and 26 seats and 1 standup bar with 12 seats for a total of 38 seats; no active Certificate of Occupancy was presented, the NYC DOB Building Information System indicates a series of temporary Certificate of Occupancy #103326731 T1 to T14 which have been issued beginning 11/15/2010 (t1) with the most recent (t14) expiring 5/25/2015 (each is valid for 90 days), however those temporary C of O's do not show that restaurant or commercial use is yet allowed for on the ground floor, it only indicates a residential lobby as an allowable use on the ground floor at this time; the job filing for the temp c of o has an indicated future use for the ground floor for restaurant and stores but that use does not appear *to have been approved at any point and is still*

pending outstanding objections, the previous certificate of occupancy dated 1/16/1955 for this location #43634 should have been superseded by the noted temporary certificates of occupancy previously referenced, it is unclear whether the existing Restaurant Wine license #1290978 was issued without allowable occupancy by the NYC DOB unless appropriate documentation was provided; and,

iii. Whereas, the hours of operation will continue to be Sunday to Thursday from 12PM to 1AM and Friday and Saturday from 12PM to 2AM (No patrons shall remain after the closing hour), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), there are existing accordion doors across the façade and there is patron seating directly in front of the accordion doors; all doors and windows will be closed at 10PM every night and anytime there is amplified music, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers, there will be no TV's; and

iv. Whereas, the Applicant previously executed a stipulations agreement with CB2, Man. in October/2015 that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the *restaurant wine license* stating that:

1. The premises will be advertised and operated as a chef driven restaurant catering to the local community using regionally sourced ingredients.
2. The hours of operation will be Sunday to Thursday from 12Pm to 1AM and Friday and Saturday from 12PM to 2AM. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will have no more than 1 television, which will be no larger than 46 inches.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ's, live music, promoted events, any event where a cover fee is charged or any scheduled performances.
9. The Premises will close all doors and windows at 10PM every night and anytime there is amplified music.
10. The one television will be utilized only for special events. There will be no sporting events shown.

v. Whereas, the Applicant provided updated letters and petitions in support of their on-premise liquor license application and again contacted the local block association; and,

vi. Whereas, the operator prior to the current Applicant operated an unpretentious café with a beer and wine license (no previous on-premise liquor) serving breakfast, salads and sandwiches for lunch/dinner with free WiFi with an open mic for acoustical coffee style music for locals in a causal atmosphere until 11 pm during the week and 12 AM midnight on the weekends; and,

vii. Whereas, when this applicant first appeared in May/2015 to present an on premise liquor license for which CB2, Man. recommended denial, he explained that he planned to buy-out the previous owner of the Path Café at this location and that he could only generate a sufficient profit with an on premise liquor license until 1 AM during the week and 2 AM on the weekends and could not agree to operate

with a Beer and Wine license; he subsequently returned in October/2015 and stated that he could now operate with only a beer and wine license and did not need an On-premise liquor license to generate a sufficient profit; and,

viii. Whereas, in May 2015 CB2, Man. indicated and reiterates that this area has seen a recent growth in on-premise liquor licenses and beer and wine restaurants and this type of concept, high end “curated” cocktails matched with dishes created from “locally sourced” foods with the addition of “playful” dishes is widely available and certainly not unique in this area, in fact some local establishments are even able to do this only with a restaurant wine license; and,

ix. Whereas, there are many other similar establishments that exist in and around the current location and this application for the current location is not unique; and,

x. Whereas, a photograph was presented to CB2, Man. showing use of DJ’s at the establishment with the front façade accordion doors open in violation of their stipulations, the applicant stated this was for one of the co-principals birthday party only but could not adequately explain why this happened; and,

xi. Whereas, social media postings by the Licensee indicate on past occasions advertising brunches with fixed price brunch with “free flowing” mimosas, and bloody mary’s and champagne cocktails and DJ; and on another occasion a live acoustic singer; and,

xii. Whereas, it appears that the currently licensed Applicant still has not yet obtained all necessary governmental licenses and permits, specifically they do not appear to maintain a current and valid Certificate of Occupancy for their use of the premises and do not seem to have ever possessed a valid Certificate of Occupancy; and,

xiii. Whereas, there are currently 16 On Premise Liquor Licenses within 500 ft. of the premises, an unknown number of beer and wine licenses, two elementary schools and a church, the operator has only been operating with a restaurant wine license since May/2016, the applicant has not established why the proposed on-premise liquor license is in the public interest except to state that patrons have requested cocktails;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **denial** to **Hudson Gastropub, LLC, d/b/a The Warren, 131 Christopher St.** on its application seeking a class change/upgrade from a restaurant wine license to a full on-premise liquor license.

Vote: Failed, with 21 Board members in opposition, 17 in favor (C. Booth, R. Chattree, D. Diether, R. Ely, K. Faccini, S. Gammie, R. Goldberg, S. Greene, S. Kent, E. Ma, D. Miller, R. Riccobono, S. Russo, Dr. S. Smith, S. Wittenberg, A. Wong, R. Woodworth).

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

19. Bills 22 Ninth Avenue, LLC d/b/a Bills Bar & Burger, LLC, 22 9th Ave. 10014 (OP Alteration – add sidewalk café, SN 1230270)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee to present an application to the Liquor Authority to add a sidewalk café on Hudson St. with 4 tables and 16 seats and a sidewalk café on 9th Avenue with 6 tables and 20 seats to an existing restaurant on-premise liquor license for a small casual restaurant serving classic hamburgers, hotdogs, sandwiches, salads and shakes; and,

ii. Whereas, this application is for an alteration to an existing restaurant on-premise liquor license located in a mixed use building located on 9th Avenue with frontage also on Hudson St. between West 13th St and West 14th St for a roughly 2,300 sq. ft premise (grnd floor & bsmt) with 23 tables and 50 seats and 1 standup bar with 6 seats on the interior for a total of 56 interior seats; this application is to add a sidewalk café on Hudson St with 4 tables and 16 seats and a sidewalk café on 9th Avenue with 6 tables and 20 seats; an *expired* Temporary Certificate of Occupancy dated July 7, 2015 that expired on October 5, 2015 was presented, a new Certificate of Occupancy dated *after* the expiration of the previous Temporary Certificate of Occupancy or a current Temporary Certificate of Occupancy will need to be presented; and,

iii. Whereas, the hours of operation of the interior will be from 11AM to 4AM 7 days a week (no patrons will remain after closing time); hours of operation for the Hudson St. Sidewalk Café will be Sunday from 10AM to 11PM and Monday to Saturday from 8AM to 11PM; hours of operation for the Ninth Avenue Sidewalk Café will be Sunday from 10AM to 12AM and Monday to Saturday from 8AM to 12AM; music will be quiet background only consisting of music from ipod/cd's (i.e. no active

manipulation of music – only passive prearranged music), all doors and windows will be closed at 10PM except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2, Man. that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. Premise will be advertised and operated as a small casual restaurant serving classic hamburgers, hotdogs, sandwiches, salads and shakes.
2. The interior hours of operation will be from 11AM to 4AM 7 days a week. All patrons will be cleared and no patrons will remain after stated closing times.
3. Will operate a full service restaurant with the kitchen open and full menu items available until 2AM every night.
4. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
5. The premises will have no more than 2 televisions no larger than 46”. There will be no projector tv’s.
6. The premises will not permit dancing.
7. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
8. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
9. The premises will not have DJ’s, live music, or promoted events.
10. The premises will close all door and windows at 10PM every night and anytime there is amplified music.
11. On the interior, there are 23 tables and 50 seats and 1 standup bar with 6 seats.
12. This alteration application will add sidewalk café seating on both Hudson St. and on Ninth Avenue.
13. The Sidewalk Café on Hudson St. will have 4 tables and 16 seats. The hours of operation for the Hudson St. Sidewalk Café will be Sunday from 10AM to 11PM and Monday to Saturday from 8AM to 11PM. All patrons will be cleared and no patrons will remain after stated closing times.
14. The Sidewalk Café on Ninth Avenue will have 6 tables and 20 seats. The hours of operation for the Ninth Avenue Sidewalk Café will be Sunday from 10AM to 12AM and Monday to Saturday from 8AM to 12AM. All patrons will be cleared and no patrons will remain after stated closing times.
15. Sidewalk café will conform to approved plans at all times.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of the alteration application to add a sidewalk café as described to the existing restaurant on-premise liquor license SN 1230270 for **Bills 22 Ninth Avenue, LLC d/b/a Bills Bar & Burger, LLC, 22 9th Ave. 10014** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant On-Premise Liquor License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

20. Spice Market, LLC, d/b/a Spice Market, 29-35A 9th Ave. 10014 (OP Corporate Change SN1146124)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee on August 11, 2016 after having notified CB2, Man. with a statutory 30-day notice and having been placed on the calendar to present an application to the Liquor Authority for a corporate change for an existing restaurant on-premise liquor license SN1146124 for an elegant Asian restaurant; the applicant is not making any changes to their Method of Operation or to the existing management of the premise; Starwood and Marriott are merging and the sole stockholder of the licensee entity (Starwood Hotels and Resorts Inc. is converting to an LLC), additionally, they are making some officer changes as noted in CB2's Questionnaire and in their application to the Liquor Authority; and,

ii. Whereas, after appearing before CB2, Man. on August 11, 2016 and after agreeing to execute a list of stipulations corresponding to their method of operation, but prior to returning the executed stipulations to CB2 the Applicant notified CB2, Man. that they were withdrawing this Corporate Change Application because the Applicant has terminated their lease effective September 30th, 2016 and the restaurant will be closing;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA deny any type of proposed corporate change, on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, class change, alteration, transfer, upgrade or changes to any existing license for **Spice Market, LLC, d/b/a Spice Market, 29-35A 9th Ave. 10014** until the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has

forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

21. Arts and Crafts Beer Parlor, LLC d/b/a Arts and Crafts Beer Parlor, 26 West 8th St. Basement Store. 10011 (TW Corporate Change – SN 1276451)

- i. Whereas**, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee to present an application to the Liquor Authority for a Corporate Change for an existing tavern wine license for a premises which offers of 24 craft beers on tap and over 600 types of beer from around the world and growlers of beer to go; the corporate change reflects the acquisition of Arts and Crafts Beer Parlor, LLC by ACBP Hospitality Group, LLC; and
- ii. Whereas**, the applicant will continue to remain a retail beer store with an on premise option to serve patrons beer and wines in an arts & crafts beer parlor, and will continue to have a monthly exhibit of artwork and a lecture series on a host of various subjects; and
- iii. Whereas**, the premises is a subsurface commercial space in a mixed use building in a Landmark Historic District in Greenwich Village on W. 8th Street between MacDougal St. and Fifth Avenue with a restricted occupancy of 31, in a 910 square foot basement space with one bar seating eleven, five tables seating 18 and a certificate of occupancy identifying a use group of 6 for retail; and
- iv. Whereas**, the hours of operation will continue to be from 11 am to Midnight Monday through Thursday and from 11 am to 1 am Friday and Saturday, music will be from ipod/cd's at background levels only, soundproofing was installed, there are no promoted events, no scheduled performances, no cover fees, no velvet ropes, no movable barriers, patrons are not be permitted access to rear yard space, there will be no outside area or sidewalk café used for the sale or consumption of alcoholic beverages,

food is served at all hours of operation, the delivery of kegs to the establishment will be with use of rubber pads only, there will no TVs and all doors and windows will be closed by 9 pm seven days a week; and

v. Whereas, the applicant agreed not to seek to upgrade to a full OP license at any time in the future at these premises; and

vi. Whereas, the applicant re-executed a new stipulations agreement with CB2, Man. that they agreed would be attached and incorporated in to their method of operation on their SLA tavern wine license as follows:

1. Premise will be advertised and operated as an Arts and Crafts Beer parlor.
2. The hours of operation will be from 11 am to Midnight Monday through Thursday and from 11 am to 1 am Friday and Saturday. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating.
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, or promoted events (excluding monthly lecture series).
9. The premises will close all door and windows at all times except for patron ingress and egress. There will be no French Doors, operable windows or open facades.
10. All previous stipulations will remain in effect.
11. Food will be available at all times.
12. Occupancy will never exceed 31 persons including staff as indicated on the Certificate of Occupancy.
13. There will be no future application for an upgrade to a full OP license at these premises at anytime in the future.
14. No patrons will be allowed into the rear yard area at any time.
15. No keg deliveries will occur before 9 am and rubber mats will be used during the offloading of all kegs to prevent excessive noise.

vii. Whereas, no one appeared in opposition; and,

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of the corporate change application for the existing tavern wine license **SN 1276451** for **Arts and Crafts Beer Parlor, LLC d/b/a Arts and Crafts Beer Parlor, 26 West 8th St. Basement Store. 10011** **unless** the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Tavern Wine License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

22. Gift New York, Inc. d/b/a E.A.K. Ramen, 469 Sixth Ave. 10011 (New RW)

- i. Whereas**, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee to present an application to the Liquor Authority for a restaurant wine license for a full service ramen restaurant serving ramen and other Japanese food; the Principals own 35 restaurants in Japan and operate 330 franchise locations; this will be their first US store; and,
- ii. Whereas**, this application is for a new restaurant wine license at a previously licensed location in a mixed use building located on 6th Avenue between West 11th Street and West 12th Street for a roughly 1,563 sq. ft premise (ground floor 1,031 sq. ft. and basement 532 sq. ft. – no patrons use in basement except bathrooms) with 3 tables and 26 table seats and 1 standup bar with 9 seats and an additional 2 food counters with 10 seats, for a total of 45 interior seats; there is no sidewalk café; there is an existing Letter of No Objection; and,
- iii. Whereas**, the hours of operation will be Sunday to Wednesday from 11AM to 12AM and Thursday to Saturday from 11AM to 1AM (no patrons will remain after closing time), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 10PM except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,
- iv. Whereas**, the Applicant executed a stipulations agreement with CB2 that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. Premise will be advertised and operated as a full service ramen restaurant serving ramen and other Japanese food.
2. The hours of operation will be Sunday to Wednesday from 11AM to 12AM and Thursday to Saturday from 11AM to 1AM. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will no more than 1 television no larger than 46 inches. There will be no projector tv’s.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, or promoted events.
9. The premises will close all door and windows at 10PM every night and anytime there is amplified music.
10. There will be no unlimited drink or all you can eat and drink specials.
11. No outdoor area is included in this application.
12. There will be only 1 television. No sports will be played on television.

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a new Restaurant Wine License for **Gift New York, Inc. d/b/a N/A, 469 Sixth Ave. 10011** **unless** the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant Wine License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

23. KGM Partners, LLC, d/b/a Rebel Coffee, 19 8th Ave. 10014 (New TW)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee to present an application to the Liquor Authority for a tavern wine license for a coffee shop which also serves food but does not have a full service kitchen substantive enough to qualify for a restaurant wine license; and,

ii. Whereas, this application is for a new tavern wine license at a previously unlicensed location in a mixed use building located on 8th Avenue between West 12th St. and Jane St. for a roughly 650 sq. ft premise with 7 tables and 14 table seats and 1 standup bar with 6 seats for a total of 20 interior seats; there is no sidewalk café; there is NO Certificate of Occupancy and NO Letter of No Objection was presented; and,

iii. Whereas, the hours of operation will be Sunday to Thursday from 7AM to 10PM and Friday and Saturday from 7AM to 11PM (no patrons will remain after closing time), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music) except as noted in stipulations, all doors and windows will be closed at 10PM except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2, Man. that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. Premise will be advertised and operated as a Coffee Shop with full menu items available until closing every night.
2. The hours of operation will be Sunday to Thursday from 7AM to 10PM and Friday and Saturday from 7AM to 11PM. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, or promoted events.
9. The premises will close all door and windows at 10PM every night and anytime there is amplified music.
10. There will be no unlimited drink or all you can eat and drink specials.
11. There will be no sale of beer by the pitcher.
12. There will not be a sidewalk café.
13. Applicant agrees that they will never seek to upgrade to an on premise liquor license of any type.
14. Food will be available at all times. Food Menu will be the same all day until closing.

v. **Whereas**, the applicant met with the Jane Street Block Association and there was no objection provided the above noted stipulations are adhered to;

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a new Tavern Wine License for **KGM Partners, LLC, d/b/a Rebel Coffee, 19 8th Ave. 10014** **unless** the statements the Applicant has presented are accurate and complete, a Certificate of Occupancy or Letter of No Objection is presented and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Tavern Wine License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

24. Café Water, Inc., d/b/a N/A, 519 Sixth Ave. 10011 (New RW)

- i. Whereas**, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee to present an application to the Liquor Authority for a restaurant wine license for deli-restaurant serving delicatessen cuisine with salad/hot food bars which will also serve Korean Wine and all types of Beer; and,
- ii. Whereas**, this application is for a new restaurant wine license at a previously licensed restaurant wine location in a mixed use building located on Sixth Avenues between West 13th St and West 14th St. for a roughly 2,480 sq. ft. premise with 5 tables and 13 table seats and no standup bar for a total of 13 interior seats; there is no sidewalk café; there is an existing Certificate of Occupancy; and,
- iii. Whereas**, the hours of operation for the delicatessen will be 24 hours a day, the hours for on-premise consumption will be from 12PM to 11PM 7 days a week (all patrons will finish all beer and wine consumption by 11PM and be cleared), carry out beer sales will occur at all legal hours, music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music) except as noted in stipulations, all doors and windows will be closed at 10PM except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,
- iv. Whereas**, the Applicant executed a stipulations agreement with CB2, Man. that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. Premise will be advertised and operated as a deli-restaurant serving delicatessen cuisine.

2. The hours of operation for the delicatessen will be 24 hours a day.
3. The hours for on-premise consumption will be from 12PM to 11PM 7 days a week. All patrons will finish all beer and wine consumption by 11PM and be cleared.
4. Carry out beer sales will occur at all legal hours.
5. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
6. The premises will have no more than 2 televisions 60” in size. There will be no projector tv’s.
7. The premises will not permit dancing.
8. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
9. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
10. The premises will not have DJ’s, live music, or promoted events.
11. The premises will close all door and windows at 10PM every night and anytime there is amplified music.
12. There will be no unlimited drink or all you can eat and drink specials.
13. There will be no sale of beer by the pitcher.
14. All beer and wine to be consumed on premises will be by waiter service only.
15. There is no sidewalk café.
16. There will be no sound played on the televisions and no sporting events shown on the televisions.
17. Hours for on premise consumption (Noon to 11PM daily) will be prominently posted in visible locations and printed on menus.

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a new Restaurant Wine License for **Café Water, Inc., d/b/a N/A, 519 Sixth Ave. 10011** **unless** the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant Wine License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

Community Board No. 2, Manhattan

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

25. Pasta Flyer, LLC d/b/a TBD, 510 6th Ave. 10011 (New RW)

i. Whereas, the Applicant appeared before Community Board 2, Manhattan's SLA Licensing Committee to present an application to the Liquor Authority for a restaurant wine license for a quick service pasta restaurant; and,

ii. Whereas, this application is for a new restaurant wine license at a previously licensed location in a mixed use building located on 6th Avenue between West 13th and West 14th St. for a roughly 2,587 sq. ft. premise with 10 tables and 39 table seats, there is no standup bar, there is a food counter; there is no sidewalk café; there is an existing Certificate of Occupancy; and,

iii. Whereas, the hours of operation will be 11AM to 10PM 7 days a week (no patrons will remain after closing time), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 10PM except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2 that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. Premise will be advertised and operated as a quick service pasta restaurant.
2. The hours of operation will be 11AM to 10PM 7 days a week. All patrons will be cleared and no patrons will remain after stated closing times.

3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, or promoted events.
9. The premises will close all door and windows at 10PM every night and anytime there is amplified music.
10. There will be no unlimited drink or all you can eat and drink specials.
11. There will be no sale of beer by the pitcher.
12. There is no sidewalk café.

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new Restaurant Wine License for **Pasta Flyer, LLC d/b/a TBD, 510 6th Ave. 10011** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant Wine License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

26. Wolf Productions, LLC d/b/a TBD, 15 W. 8th St. 10011 (New OP – Restaurant)

- i. Whereas**, the Applicant appeared before Community Board 2, Manhattan’s SLA Licensing Committee to present an application to the Liquor Authority for a restaurant on-premise liquor license for an Austrian Hungarian fine dining restaurant; and,
- ii. Whereas**, this application is for a new restaurant on-premise liquor license at a previously licensed location in a mixed-use building located on West 8th St. between MacDougal St and 5th Avenue for a roughly 2,800 sq. ft. premise (2,000 sq. ft. ground floor and 800 sq. ft. basement– no patrons in basement) with 30 tables and 60 table seats and 1 standup bar with 8 seats for a total of 68 interior seats; there will be no sidewalk café; an *expired* Temporary Certificate of Occupancy dated April 8, 1997 that expired on July 8, 1997 was presented, either a new Certificate of Occupancy or Letter of No Objection dated *after* the expiration of the previous Temporary Certificate of Occupancy or a current Temporary Certificate of Occupancy will need to be presented, it appears that none currently exists dated after July 8, 1997 after researching the NYC Department of Buildings Information System (all previous C of O’s are not acceptable unless the NYC DOB specifically states otherwise); and,
- iii. Whereas**, the hours of operation will be Sunday from 11AM to 12AM, Monday to Thursday from 12PM to 12AM, Friday from 12PM to 1AM and Saturday form 11AM to 1AM (no patrons will remain after closing time), music will be quiet background only consisting of music from ipod/cd’s (i.e. no active manipulation of music – only passive prearranged music), all doors and windows will be closed at 9PM except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,

iv. Whereas, the Applicant executed a stipulations agreement with CB2 that they agreed to submit to the SLA and agreed would be attached and incorporated in to the method of operation on the restaurant wine license stating that:

1. Premise will be advertised and operated as an Austrian Hungarian fine dining restaurant.
2. The hours of operation will be Sunday from 11AM to 12AM, Monday to Thursday from 12PM to 12AM, Friday from 12PM to 1AM and Saturday form 11AM to 1AM. All patrons will be cleared and no patrons will remain after stated closing times.
3. The premises will not operate as a “lounge”, tavern or sports bar or allow any portion of the premises to be operated in such a manner.
4. The premises will not have televisions.
5. The premises will not permit dancing.
6. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
7. The premises will play quiet ambient-recorded background music only. No music will be audible in any adjacent residences at anytime.
8. The premises will not have DJ’s, live music, or promoted events.
9. The premises will close all door and windows at 9PM every night and anytime there is amplified music; there will be no operable façade or operable windows.
10. There is no sidewalk café.
11. Applicant will adhere to all stipulations agreed to with the West 8th Street Block Association, which are attached to CB2’s Stipulation agreement.
12. Will post signs requesting patrons to please be considerate to residential neighbors.
13. Will coordinate trash pickups with other operators on the block and will take steps to mitigate noise issues from trash collection.
14. Will resolve expired Temporary Certificate of Occupancy Issues and inform CB2 of the resolution prior to opening.

v. Whereas, the applicant met with the West 8th St. Block Association prior to appearing before CB2 and agreed to a number of stipulations with the West 8th St. Block Association and CB2 which are reflected above; the applicant also presented a petition in support; West 8th St. and the immediate area has experienced a tremendous growth in liquor licenses within the last number of years; and,

vi. Whereas, there are currently approximately 15 On Premise Liquor Licenses within 500 ft of the premises and an unknown number of beer and wine licenses; and,

THEREFORE BE IT RESOLVED that CB2, Man. recommends **denial** of a new restaurant on-premise liquor license for **Wolf Productions, LLC d/b/a TBD, 15 W. 8th St. 10011** unless the statements the Applicant has presented are accurate and complete, and that those conditions and stipulations agreed to by the Applicant above are incorporated into the “Method of Operation” on the SLA Restaurant On-Premise Liquor License.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

27. Boucherie, LLC d/b/a Boucherie, 97-99 Seventh Ave. South 10014 (New OP-Restaurant)

- i. Whereas**, the Applicant Emil Stefkov appeared before Community Board 2, Manhattan's SLA Licensing Committee on August 11th, 2016 to present an application to the Liquor Authority for a restaurant on-premise liquor license for a French Restaurant serving steakhouse meats and fish dishes serving breakfast, lunch and dinner with jazz trios on some nights and for brunch; and,
- ii. Whereas**, this application is for a new restaurant on-premise liquor license at a previously licensed location in a mixed-use building located on 7th Avenue South between Barrow St and Grove St. for a roughly 4,065 sq. ft. premise (2,608 sq. ft. 1st floor, 513 sq. ft. Mezzanine and 944 sq. ft. basement – no patrons in basement) with 60 interior tables and 221 interior table seats and 1 standup bar with 22 seats for a total of 243 interior seats; there will be a future sidewalk café which is anticipated to have 42 tables and 84 seats; the total number of interior and exterior seats will be no more than 327 seats; there is an existing certificate of occupancy and a place of assembly permit will be obtained or updated and kept current; and
- iii. Whereas**, the interior hours of operation will be Sunday to Thursday from 8AM to 1AM and Friday to Saturday from 8AM to 2AM (no patrons will remain after closing time), the sidewalk café will close Sunday to Thursday at 11PM and Friday to Saturday at 12AM (no patrons will remain in the sidewalk café at sidewalk café closing hour and all tables and chairs will be removed and stored at that time), music will be quiet background only consisting of music from ipod/cd's (i.e. no active manipulation of music – only passive prearranged music) except for occasional live music on some nights, (i.e. 2 to 3 times a week) and at weekend and holiday brunch service; any live music will be acoustic Jazz trios (or less) only with no amplification consisting of acoustic only string music, pianos and other quiet instruments; there will be no music before 10AM all days or after midnight Sunday to

Thursday and 1AM Friday and Saturday; all doors and windows will be closed at 10PM and during musical performances except for patron ingress and egress, there will be no d.j., no promoted events, no scheduled performances or cover fees, no velvet ropes, no movable barriers; and,

iv. Whereas, in considering this application, as requested by the Applicant, CB2's SLA Licensing Committee determined in its deliberations that in exchange for considering support of the application, all the following reasonable stipulations would need to be executed by the Applicant as part of a stipulations agreement with CB2, Man. that they would agree to submit to the SLA and agree would be attached and incorporated in to the method of operation on the restaurant on-premise liquor license stating that:

1. Premise will be advertised and operated as a French Restaurant serving steakhouse meats and fish dishes serving breakfast, lunch and dinner with jazz trios on some nights and for brunch.
2. The interior hours of operation will be Sunday to Thursday from 8AM to 1AM and Friday to Saturday from 8AM to 2AM. All patrons will be cleared and no patrons will remain after stated closing times.
3. The sidewalk café will close Sunday to Thursday at 11PM and Friday to Saturday at 12AM. No patrons will remain in the sidewalk café at sidewalk café closing hour and all tables and chairs will be removed and stored at that time. Tables may be stacked flush against façade as per DCA regulations.
4. A full food menu will be available at all times and the kitchen will remain fully open at all hours of operation.
5. The premises will not operate as a "lounge", tavern or sports bar or allow any portion of the premises to be operated in such a manner.
6. The premises will not have televisions.
7. The premises will not permit dancing and will never seek a New York City Department of Consumer Affairs Cabaret License.
8. The premises will not operate a backyard garden or any outdoor area for commercial purposes or patron seating (not including a licensed sidewalk café).
9. The premises will never operate rooftop outdoor seating or patron use of rooftop.
10. The premises will play quiet ambient-recorded background music only and occasional live music from acoustic jazz trios as described. All music levels and volumes will at all times comply with stipulations in this agreement and all New York City Laws and Regulations.
11. The premises will not have DJ's, cover charges or promoted events. Live music only as described below and without cover charges.
12. There will be no sidewalk a-frame signage, menu boxes, greeting or hostess stations or other sidewalk furniture excluding furniture used for the sidewalk café. If a server station is specifically allowed per DCA regulations, applicant may have one server station, other wise no server stations will be permitted. A menu box may be affixed per regulations/landmarks to the building façade. A menu stand with an affixed menu may be used if it is fully compliant with DCA regulations.
13. In addition to Stipulations, Operator will adhere to all Department of Consumer Affairs sidewalk café regulations without exception at all times and any sidewalk café will be configured to plans at all times.
14. The premises will close all doors and windows at 10PM every night and anytime there is amplified or live music. If there is quiet ambient recorded background music, provided there are no registered complaints, Applicant may keep doors & windows open until 10PM provided no music is audible 20 feet or more beyond the building façade line. Applicant agrees to strictly adhere without exception.
15. Applicant will post signs requesting patrons to please be considerate to residential neighbors.

16. There will be no outdoor lines of patrons or any patrons waiting to enter in front of the premises or people allowed to congregate in front of the premises or immediate area. The applicant will endeavor to seat most patrons by reservations and when seating is unavailable will utilize a reservation system by which patrons can be texted, emailed or contacted to inform them of availability so that waiting patrons do not congregate in the immediate area of the premises.
17. There will be occasional live music on some nights, (i.e. 2 to 3 times a week) and at weekend and holiday brunch service. Any live music will be acoustic Jazz trios (or less) only with no amplification consisting of acoustic only string music, pianos and other quiet instruments. There will be no amplification, amplifiers, drums or percussion instruments or brass instruments or other loud instruments. There will be no music before 10AM all days or after midnight Sunday to Thursday and 1AM Friday and Saturday. Doors and windows will be closed during musical performances.
18. There will be no unlimited drink or all you can eat and drink specials. There will be no bottomless brunches or other drink specials beyond ½ price or 2-for-1 specials at anytime.
19. The Applicant who is also the Sole Principal of SN#1272603, Whynot My Way, LLC d/b/a Dominique Bistro located at 14th Christopher St. also agrees to formally withdraw his application at that location at 14 Christopher St. to upgrade to an On Premise Liquor License and will not present another application to CB2 or the Liquor Authority for a period of 5 years from the issuance of the subject license at this location. The Applicant will execute a separate stipulations agreement for Whynot My, Way LLC indicating this. CB2 makes no representations as to the recommendations CB2 will make on any future application at that location. CB2 has on multiple occasions recommended that the Liquor Authority deny multiple applications at 14 Christopher St.
20. The Applicant will make available to any interested parties the direct contact information of an on-duty manager in order to resolve any complaints. Applicant will implement a system whereby any and all quality of life complaints or complaints regarding music, noise or side walk café operations will all be recorded in a central location and will be reported to the Sole Principal and all managers so that they may take appropriate action to address the complaints. Employees will be trained and instructed that all complaints must be logged.
21. Because this is a one story premises surrounded by many taller residential buildings, the applicant will at all times stringently adhere to all laws and regulations regarding their wood-fired grill which will be used to cook meats and will address all issues regarding odors and smoke immediately.

v. Whereas, the applicant presented a petition in support with over 450 signatures that it obtained from representatives on the sidewalk in the immediate vicinity of the proposed restaurant; and,

vi. Whereas, 6 speakers spoke in support and another 4 speakers signed up to speak in support but did not speak, those in support who were patrons of the applicant's other locations and spoke of the sense of community offered by the Applicant's other locations, the professionalism in which he runs his locations, the sense of security offered by the staff to those that live in the immediate area at night, that this would be an improvement over the previous operator at this location, the manager of Dominique Bistro spoke of her experience in training staff and that she would bring this experience to the new location, and that the Applicant's current locations were great places to bring friends as well as to have work dinners; and,

vii. Whereas, the applicant did not contact or notify the local Block Association as CB2, Man. requests of all applicants or reach out to any individual buildings or any of the large co-op buildings in the immediate area; and,

viii. Whereas, no members of the public appeared in opposition at CB2's SLA Licensing Committee meeting in August 2016; and,

ix. Whereas, notices by CB2 and the CB2 calendar did not identify the Principal of the entity applying for this license at this location who is also a sole principal for 2 other locations within CB2, Whynot My Way LLC d/b/a Dominique Bistro at 14th Christopher St. SN#1272603, Olio Restaurants LLC d/b/a Olio 3 Greenwich Ave. and 1 location within CB3 Manhattan whose license was previously canceled by the Authority, but for which a new license is now pending for Whynot Orchard LLC d/b/a Wa Sushi; and,

x. Whereas, the Applicant has repeatedly submitted applications to the Liquor Authority for alterations, method of operation changes and class upgrades to full on-premise for his location at 14 Christopher St for Whynot My Way LLC which holds a tavern wine license SN#1272603 currently d/b/a Dominique Bistro; CB2 has recommended denial for all changes and the original application for that license until just last month when in exchange for stipulations, CB2 recommended deny/unless to alter the method of operation and physical alterations as those changes were necessary in order to correct outstanding issues and resolve complaints; the previous recommendations for denial have been based on a number of issues as outlined in each previous CB2 resolutions and have included reasons such as violating various laws and regulations, for many neighborhood complaints, for quality of life issues, for not adhering to basic requests to minimize quality of life complaints, and for character issues for repeatedly violating regulations and refusals to comply with regulations; those issues included noise from live music and patrons and disruptions from later evening operations; please see the various CB2 resolutions regarding these applications; (1) the most current request for an alteration, method of operation change and upgrade to an On-premise dated July 2016 (not yet available online at this time); (2) December 2015 resolution for change in method of operation and upgrade to full on-premise on Page 27:

www.nyc.gov/html/mancb2/downloads/pdf/full%20board%202015/12%20December%202015.pdf; (3) July 2015 – TW License Renewal Application – Page 39:

<http://www.nyc.gov/html/mancb2/downloads/pdf/full%20board%202015/07%20July%202015.pdf>; (4) November 2014 – Alteration Application & Upgrade from TW to OP - Page 27 & Page 32

http://www.nyc.gov/html/mancb2/downloads/pdf/fullboard_2014/11%20November%202014.pdf; (5) July 2013 – Original TW application resolution - Page 40:

http://www.nyc.gov/html/mancb2/downloads/pdf/fullboard_2013/07july2013_fullboard.pdf; and,

xi. Whereas, concerns were expressed that the Applicant has had significant issues including at both his locations in CB2, Olio and Whynot Coffee LLC; at Whynot Coffee LLC with noise generated from patrons, alterations, noise from live music and illegal use of outdoor seating as well as poor relationships with neighbors who have complained and a history of ignoring those issues until appearing before CB2 and that in the past the Applicant has not complied with representations he has made; at Olio with issues surrounding the sidewalk café; that the Authority canceled his license at his location in CB3 for not adhering to his method of operation and unauthorized alterations; there were concerns that while the subject premises of this current application is located on an Avenue and not in a direct residential there was significant concern that if any of these issues were to occur here because of the huge number of indoor seats and the substantial number of outdoor seats there would be a dramatic impact and that not enough time had elapsed to indicate any sort of track history of adhering to basic rules and regulations and stipulations; there were significant concerns regarding character; and there were significant concerns that the Applicant stated that the basis for not adhering to regulations and his stated method of operations at both Whynot locations was partially because neither location was profitable; there were also concerns that the Applicants other locations are self described neighborhood locations and their capacity is reflective of neighborhood focused operations and that due to the sheer

size of this operation it would primarily be operated and advertised as a destination location and the assorted impacts that destination locations generate including issues with traffic and parking, noise and other quality of life issues; and,

xii. Whereas, an Administrative Law Judge in their recommendation to the Members of the Authority for an application by this Applicant for an upgrade to an On-Premise Liquor License for Whynot My Way LLC (application under SN#1291495) in the 500 Foot Hearing Report for the 500 Foot Hearing conducted on January 28, 2016 stated in his determination in regards to the applicants attempts to address the many issues and complaints as outlined in his recommendation that “Notwithstanding, that ignorance of the law is no defense to malum prohibitum laws, I find Mr. Stefkov's testimony disingenuous.” He further states that “It is the opinion of this tribunal that this misconduct, if nothing else, corroborates the statements against the Applicant presented at this hearing and clearly indicates that this principal's qualifications, including his integrity, to be a responsible licensee are nonexistent.” (this application for SN#1291495 was subsequently withdrawn by the Applicant prior to appearing before the Members of the Authority after the unfavorable recommendation was issued by the ALJ); and,

xiii. Whereas, the Applicant stated in response to the various concerns and issues that most of the reasons the issues happened in the past were attributable to misunderstandings, unawareness of regulations, believing regulations were unfairly being enforced against him, hardheadedness, others actions, incompetent staff, jumping the gun and so forth and that he had learned from his mistakes, that they were stupid mistakes and that he had learned the hard way, and that those types of issues would never happen again; and,

xiv. Whereas, the Applicant stated that he would adhere to any reasonable stipulations recommended to him, that he would adhere to all stipulations, that because he was the sole principal with no partners and sole investor it was his word and his responsibility to adhere to all stipulations and that should be taken at face value and that in response to a deny/unless recommendation from CB2 for this application he would discontinue his application to the Liquor Authority for a class change to upgrade his license application to an on-premise liquor license at Whynot My Way, LLC at 14 Christopher St. which his attorney stated had not yet been submitted to the Liquor Authority; and,

xv. Whereas, there was unease that because the applicant had not proactively searched out the local Block Association and local immediate residents in buildings adjacent to and overlooking the building and its outdoor space that those who had issues with past operators at this location were unable to meet this operator and begin a dialogue at this early stage and to respond with their thoughts concerning potential issues or provide feedback for consideration; and,

xvi. Whereas, consideration was given to the positive statements made to CB2 the month prior in July 2016 for the Applicants other premises at 14 Christopher St. by current customers and employees of his other locations for a 3 new separate applications at that location in July 2016 (an upgrade to on-premise liquor, alterations and change in method of operation) before CB2, Man., and to statements by customers and an employee in August 2016 of Olio and Dominique Bistro in August 2016 for the current License application on 7th Avenue South; and,

xvii. Whereas, there are currently approximately 41 On Premise Liquor Licenses within 500 ft. of the premises and an unknown number of beer and wine licenses; and,

xviii. Whereas, the Full Board of CB2, Manhattan does not meet in the Month of August and this matter was considered before the Full Board of CB2, Man. in August 2016 and there were concerns regarding the character of the Applicant in operating and running this establishment and the history of his past conduct among other issues in addition to the concerns outlined above; and,

xix. Whereas, a recommendation and vote on this matter reflecting the full membership of CB2 Manhattan will not be available until following the September 30, 2016 CB2 Full Board meeting and until then, the recommendation of CB2's Full Board should be treated as actions of the Full Board;

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial of a new restaurant on-premise liquor license for **Boucherie, LLC d/b/a Boucherie, 97-99 Seventh Ave. South 10014**; and,

THEREFORE BE IT FURTHER RESOLVED that should this application be filed by the Applicant in August or September 2016, CB2, Man. respectfully requests that any 500 Hearing not be scheduled until after September 30, 2016 when the Full Board of CB2, Man. will again consider this application and again vote on a recommendation; and,

THEREFORE BE IT FURTHER RESOLVED that should this matter proceed, CB2, Man. respectfully requests that this matter be placed before the Members of the Authority for their determination at a regularly scheduled Full Board meeting.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

THE FOLLOWING ARE RESOLUTIONS FOR ALL APPLICANTS THAT WERE LAID OVER, WITHDRAWN, OR DID NOT APPEAR BEFORE THEIR REQUESTED HEARING:

28. D & C Loop, Inc. d/b/a Sushi Para 88, 212 W. 14th St. 10011 (RW Alteration – Layover at meeting]

Whereas, at this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **layover** this application for an alteration to an existing restaurant wine license to include a rear outdoor dining area in order to present additional materials and to perform community outreach and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **D & C Loop, Inc. d/b/a Sushi Para 88, 212 W. 14th St. 10011** **until** the Applicant has presented their application again in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

29. 62 Greenwich, LLC, d/b/a Greenwich Steak House FG, 62 Greenwich Ave. 10011 (OP – Restaurant - Layover at meeting)

Whereas, at this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **layover** this application once again for a new restaurant on-premise restaurant liquor license in order to continue to meet with residents who would be immediately impacted by the issuance of a license at this location in order to continue ongoing discussions and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **62 Greenwich, LLC, d/b/a Greenwich Steak House FG, 62 Greenwich Ave. 10011** **until** the Applicant has presented their application again in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
Daniel Miller, *Assistant Secretary*

Community Board No. 2, Manhattan

3 Washington Square Village
NEW YORK, NY 10012-1899
www.cb2manhattan.org

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Greenwich Village ✦ Little Italy ✦ SoHo ✦ NoHo ✦ Hudson Square ✦ Chinatown ✦ Gansevoort Market

September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

30. Lorraine O'Donnell, d/b/a The Corner Bistro, 331 W. 4th St. 10014 (OP – Corporate Change - No Show)

Whereas, the Applicant failed to notify CB2, Man. that they would not appear at this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, after having been placed on the Agenda by CB2 after notifying CB2 of a Corporate Change via a "30 Day Notice"; and

Whereas, CB2, Man. requests that the Applicant resubmit the application for a Corporate Change for consideration at a future CB2 SLA Licensing Committee meeting prior to any filings with the SLA should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Lorraine O'Donnell, d/b/a The Corner Bistro, 331 W. 4th St. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
Keen Berger, *Secretary*
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Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

31. Bar Works 7th Ave., Inc., d/b/a Bar Works, 47 7th Ave. South 10014 (RW or TW – Withdrawn)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **withdraw** this application for a new restaurant wine or tavern wine license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting prior to any filings with the SLA should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Bar Works 7th Ave., Inc., d/b/a Bar Works, 47 7th Ave. South 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

32. MYG NY Inc., d/b/a Il Conte, 310 W. 14th St. 10014 (RW - Withdrawn)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **withdraw** this application for a new restaurant wine license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting prior to any filings with the SLA should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **MYG NY Inc., d/b/a Il Conte, 310 W. 14th St. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

33. Entity to be formed by Reed Adelson, d/b/a N/A, 328 W. 12th St. 10014 (OP – Withdrawn)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **withdraw** this application for a new restaurant on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting prior to any filings with the SLA should they proceed; and

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Entity to be formed by Reed Adelson, d/b/a N/A, 328 W. 12th St. 10012** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution, which was voted on at the August Executive Committee:

34. BKUK 10 Corp., d/b/a TBD, 89 7th Ave. S. 10014 (OP - Withdrawn)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **withdraw** this application for a new restaurant on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting prior to any filings with the SLA should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **BKUK 10 Corp., d/b/a TBD, 89 7th Ave. S. 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Tobi Bergman, *Chair*
Teri Cude, *First Vice Chair*
Susan Kent, *Second Vice Chair*
Bob Gormley, *District Manager*



Antony Wong, *Treasurer*
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September 30, 2016

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on September 22, 2016, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

35. Eric Cerato, d/b/a Le Garage Corp., 97-99 7th Ave. South 10014 (OP – Layover)

Whereas, prior to this month's CB2, Manhattan's SLA Licensing Committee #2 Meeting on August 11th, 2016, the Applicant requested to **layover** this application for a new restaurant on-premise liquor license and they will resubmit the application for consideration at a future CB2 SLA Licensing Committee meeting prior to any filings with the SLA should they proceed;

THEREFORE BE IT RESOLVED that CB2, Man. strongly recommends that the SLA **deny** any type of proposed on premise liquor license, tavern wine license, restaurant wine license, any other beer and wine license, corporate change, class change, alteration, transfer, upgrade or changes to any existing license for **Eric Cerato, d/b/a Le Garage Corp., 97-99 7th Ave. South 10014** **until** the Applicant has presented their application in front of CB2's SLA Licensing Committee and CB2 has forwarded a recommendation to the SLA and requests that the SLA send this Applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

Please advise us of any decision or action taken in response to this resolution.

Sincerely,



Robert Ely, Chair
SLA Licensing 1 Committee
Community Board #2, Manhattan



Carter Booth, Chair
SLA Licensing 2 Committee
Community Board #2, Manhattan



Tobi Bergman, Chair
Community Board #2, Manhattan

TB/fa

cc: Hon. Jerrold L. Nadler, Member of Congress
Hon. Nydia M. Velázquez, Member of Congress
Hon. Brad Hoylman, NY State Senator
Hon. Daniel L. Squadron, NY State Senator
Hon. Deborah J. Glick, NY State Assembly Member
Hon. Alice Cancel, NY State Assembly Member
Hon. Gale Brewer, Man. Borough President
Hon. Rosie Mendez, NYC Council Member
Hon. Margaret Chin, NYC Council Member
Hon. Corey Johnson, NYC Council Member
Jacqueline Held, Deputy Commissioner of Licensing, NY State Liquor Authority
Michael Jones, Chief Deputy Chief Executive Officer, NY State Liquor Authority
Jonathan Rodriguez, Hearing Bureau, NY State Liquor Authority
SLA Examiners