



THE CITY OF NEW YORK
 MANHATTAN COMMUNITY BOARD 3
 59 East 4th Street - New York, NY 10003
 Phone (212) 533-5300
 www.cb3manhattan.org - mn03@cb.nyc.gov

Alysha Lewis-Coleman, Board Chair

Susan Stetzer, District Manager

Community Board 3 Liquor License Stipulations for Administrative Approval

I, Gabriel Rosner, as a qualified representative of Faded Rainbow LLC, located at 430 East 9th Street, New York, NY agree to the following stipulations:

- I will operate a full-service restaurant, specifically a (type of restaurant) _____
 Kitchen open and serving food every night during all hours of operation.
- My hours of operation will be:
 Mon 11am-12am; Tue 11am-12am; Wed 11am-12am;
 Thu 11am-12am; Fri 11am-12am; Sat 11am-12am; Sun 11am-12am.

(I understand opening is no later than specified opening hour & all patrons are to be cleared from business at specified closing hour)

- I will not use outdoor space for commercial use.
- I will operate my sidewalk café no later than _____
- I will employ a doorman/security personnel on the following days: _____
- I will install soundproofing, _____
- I will close any front or rear façade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances. I will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances.
- I will not have DJs, live music, promoted events, any event at which a cover fee is charged, scheduled performances, more than _____ DJs/ promoted events per _____, more than _____ private parties per _____
- I will play ambient recorded background music only.
- I will not apply for an alteration to the method of operation or for any physical alterations of any nature without first coming before CB 3.
- I will not seek a change in class to a full on-premises liquor license without first obtaining approval from CB 3.
- I will not participate in pub crawls or have party buses come to my establishment.
- I will not have unlimited drink specials, including boozy brunches, with food.
- I will not have a happy hour or drink specials with or without time limitations OR I will have happy hour and it will end by _____. - **Please indicate one of the above** -
- I will not have wait lines outside. I will have a staff person responsible for ensuring no loitering, noise or crowds outside.
- I will conspicuously post this stipulation form beside my liquor license inside of my business.
- Residents may contact the manager/owner at the number below. Any complaints will be addressed immediately. I will revisit the above-stated method of operation if necessary in order to minimize my establishment's impact on my neighbors.

Name: Gabriel Rosner Phone Number: (917)650-6186

18. I will: _____

I hereby certify that the information provided above is truthful and accurate based upon my personal belief.

Signed [Signature] Dated 8/20/2020

Sworn to this 20 day of August 2020

CARMINE J. PALERMO
 Notary Public, State of New York
 No. 4769369
 Certified in Rockland County
 Commission Expires 2/31/2022

[Signature]
 Notary Public



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Community Board 3 Liquor License Application Questionnaire

Today's Date: 8/20/2020

APPLICANT

- 1. Name of applicant and principle(s): Faded Rainbow LLC, Gabriel Rosner
2. Premise address: 430 E 9th Street
3. Cross streets: 1st Ave & Ave A
4. Trade name (DBA): Superiority Burger
5. Check which you are applying to: [X] New liquor license [] Alteration of an existing license [] Sale of assets
6. If alteration, describe nature of alteration:
7. Is location currently licensed? [] Yes [X] No
8. Type of license: Restaurant Wine
9. Previous or current use of the location: Restaurant
10. Corporation and trade name of current location: Faded Rainbow LLC d.b.a. Superiority Burger
11. Type of building and number of floors: Residential,
12. Does premise have a valid Certificate of Occupancy and all appropriate permits, including for any back or side yard use? [] Yes [X] No 12a. What is the permitted occupancy indoors and outdoors? N/A
13. Do you plan to apply for Public Assembly permit? [] Yes [X] No
14. What is the zoning designation (check zoning using map: http://gis.nyc.gov/doitt/nycitymap/ - please give specific zoning designation, such as R8 or C2): R8B
15. How many licensed establishments are within 1 block? 3
16. How many On-Premise (OP) liquor licenses are within 500 feet? 3
17. Is premise within 200 feet of any school or place of worship? [] Yes [X] No

PROPOSED METHOD OF OPERATION

- 18. Describe your method of operation: Restaurant serving a variety of vegetarian and vegan cuisine
19. Will any other business besides food or alcohol service be conducted at premise? [] Yes [X] No
20. If yes, please describe what type:
21. What are the proposed days / hours of operation (specify days / hours each day and hours of outdoor space if applicable: N/A
22. Total number of table: 3 23. Total number of seats: 6
24. How many stand-up bars / bar seats are located on the premise? 0

(A stand-up bar is any bar or counter, whether with seating or not, over which a patron can order, pay for, and receive an alcoholic beverage.)

25. Describe all bars (length, shape, and location): N/A
26. Does premise have a full kitchen? Yes No
27. What are the hours kitchen will be open? All open hours. 11am-12am 7 days/week
28. What type of food is available for sale? Vegetarian/vegan food
29. Will a manager or principal always be on site? Yes No If yes, which? Manager
30. How many employees will there be? 10
31. Do you have or plan to install? French doors accordion doors windows
32. Will there be TVs / monitors? Yes No If Yes, how many? _____
33. Will premise have music? Yes No 33a. If Yes, what type of music? Live Music Jukebox
 DJ Tapes / CDs / iPod
34. If other type, please describe: _____
35. What will be the music volume? Background (quiet) Entertainment level
36. Please describe your sound system: iPod with recessed in-ceiling speakers for ambiance
37. Will you host any promoted events, scheduled performances or any event at which a cover fee is charged?
 Yes No
38. If Yes, what type of events or performances are proposed and how often? _____
39. How do you plan to manage vehicular traffic and crowds on the sidewalk caused by your establishment? _____
We have been open for 5 years. We do not have that kind of crowd.
40. Will there be security personnel? Yes No 40a. If Yes, how many and when? _____
41. How do you plan to manage noise inside and outside your business so neighbors will not be affected? _____
We have been open for 5 years and have good relationships with neighbors.
42. Do you have sound proofing installed? Yes No
43. If not, do you plan to install sound-proofing? Yes No

APPLICANT HISTORY

44. Has this corporation or any principal been licensed previously? Yes No If yes, please indicate name of establishment(s): Ulli Bar Corp. (Max Fish)
45. Address: 120 Orchard Street, 10002 45a. Community Board 3
46. Dates of operation: August 2014-present
47. Has any principal had work experience similar to the proposed business? Yes No If yes, explanation of experience or resume.
48. Does any principal have other business in the area? Yes No If yes, give trade name and describe type of business: Max Fish, bar at 120 Orchard Street
49. Has any principal had SLA reports or action within the past 3 years? Yes No If yes, attach list of violations and dates of violations and outcomes.

COMMUNITY OUTREACH

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