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## COMMUNITY BOARD NO. 2, MANHATTAN

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September 20, 2019

Lorelei Salas, Commissioner  
NYC Department of Consumer Affairs  
42 Broadway  
New York, NY 10004

Dear Commissioner Salas:

At its Full Board Committee meeting on September 19, 2019 Community Board #2, Manhattan (CB#2, Man.) adopted the following resolutions for August:

### **New Assignment Application for revocable consent to operate an unenclosed sidewalk café for:**

- 1. Andreas WV, LLC d/b/a Da Andrea, 35 W. 13th St. between 5<sup>th</sup> and 6<sup>th</sup> Aves. with 8 tables and 16 chairs (8461-2019-ASWC)**

**Whereas**, the applicant is the new operator at this establishment and will operate the sidewalk café in the same manner and according to the same parameters as it has since 2009; and

**Whereas**, the applicant has notified all neighboring residents of this change in ownership; and

**Whereas**, the applicant stated that the operating hours of the café would remain the same: Monday-Friday from 5 PM-11 PM; Saturday and Sunday from 11 AM-11 PM; and

**Whereas**, no member of the public appeared to express support for or opposition to this application; and

**Whereas**, the applicant stated that all chairs and tables would continue to be stored in the restaurant overnight; and

**Whereas**, the applicant stated that the café would be attended by waitstaff at all times and no amplified music would be played within the café; now

**Therefore Be It Resolved** that CB2 Manhattan recommends **approval** of the application for revocable consent to operate an unenclosed sidewalk café for **Da Andrea, 35 W. 13th St. with 8 tables and 16 chairs (8461-2019-ASWC)**, provided that the application conforms with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

**Vote: Unanimous, with 42 Board Members in favor.**

### **New application for revocable consent to operate an unenclosed sidewalk café for:**

- 2. Greene Street Superfoods, LLC d/b/a October, 384 Broome St. between Mulberry and Mott Sts. with 6 tables and 12 chairs (9256-2019-ASWC)**

**Whereas**, this establishment, a small, fast casual restaurant offering plant-based foods and non-alcoholic drinks, is located on the ground floor of a mixed-use residential/commercial building and is expecting to open in the next few months; and

**Whereas**, the establishment will offer counter service and has nine seats inside and the sidewalk café will be monitored and cleared by restaurant staff; and

**Whereas**, the applicant stated that the establishment will not offer alcohol and has no intention to in the future and that the sidewalk cafe will be open from 8 AM-10 PM, seven days a week; and

**Whereas**, this establishment neighbors Sal's Pizza, which operates a sidewalk café with the same number of table and chairs; and

**Whereas**, no member of the public appeared to express support for or opposition to this application; and

**Whereas**, the applicant confirmed that all tables and chairs would be stored within the restaurant overnight and that, off-season, the café would be stored off-premises; now

**Therefore Be It Resolved** that CB2 Manhattan recommends **approval** of the application for revocable consent to operate an unenclosed sidewalk café for **Greene Street Superfoods, LLC d/b/a October, 384 Broome St. with 6 tables and 12 chairs (9256-2019-ASWC)** provided that the application conforms with all applicable zoning and sidewalk café laws, rules, and regulations and clearance requirements.

**Vote: Unanimous, with 42 Board Members in favor.**

Please advise us of any decision or action taken in response to these resolutions.

Sincerely,



Carter Booth, Chair  
Community Board #2, Manhattan



Joseph Gallagher, Chair  
Quality of Life Committee  
Community Board 2, Manhattan

CB/EM

c: Hon. Jerrold L. Nadler, Congressman  
Hon. Carolyn Maloney, Congresswoman  
Hon. Nydia Velázquez, Congresswoman  
Hon. Brad Hoylman, NY State Senator  
Hon. Brian Kavanagh, NY State Senator  
Hon. Yuh-line Niou, Assembly Member  
Hon. Deborah J. Glick, Assembly Member  
Hon. Gale Brewer, Manhattan Borough President  
Hon. Corey Johnson, Council Speaker  
Hon. Margaret Chin, Council Member  
Hon. Carlina Rivera, Council Member