

# Manhattan Community Board 4

(All Fields Must Be Completed)

## Liquor License/Sidewalk Cafe Stipulations Application

<b>CORPORATION NAME</b> Gustaly LLC		<b>DOING BUSINESS AS (DBA)</b> N/A	
<b>STREET ADDRESS</b> 796 9th Avenue		<b>CROSS STREETS</b> 52nd and 53rd Street	<b>ZIP CODE</b> 10019
<b>OWNER</b> <i>(Attach a list of all the people that will be associated/listed with the license)</i>	<b>NAME:</b> See Attached	<b>ATTORNEY/ REPRESENTAIVE</b>	<b>NAME:</b> Giulia Sambugaro
	<b>PHONE:</b>		<b>PHONE:</b> (347) 515-5238
	<b>EMAIL:</b>		<b>EMAIL:</b> gsambugaro@ceafisher.com
<b>MANAGER</b>	<b>NAME:</b> Claudia Rodriguez & Antonio Carrino	<b>LANDLORD</b>	<b>NAME:</b> Noam Management Group
	<b>PHONE:</b> (646) 975-7949 (646) 975-8416		<b>PHONE:</b> (718) 435-5360
	<b>EMAIL:</b> claudia@gustaly.com antonio@gustaly.com		<b>EMAIL:</b> cb@noammanagement.com
<b>APPLICATION TYPE</b> ( <input checked="" type="checkbox"/> <i>Liquor License</i> <input type="checkbox"/> <i>Unenclosed Sidewalk Cafe</i> )			
<input checked="" type="radio"/> <b>New</b>	Has applicant owned or managed a similar business?	YES	<input checked="" type="checkbox"/> <b>Managers of Restaurants in Italy</b>
	What is/was the name and address of establishment?		
	What were the dates applicant was involved with this former premise?		
<input type="radio"/> <b>Corp</b> <b>Change/Class Change/Removal</b>	What is the license # and expiration date?		
	Is applicant making any alterations or operational changes?	YES	NO
	<i>If alterations or operational changes are being made, please describe/list all changes.</i>		
<input type="radio"/> <b>Alteration</b>	What is the current license # and expiration date?		
	<i>Please list/describe the nature of all the changes and attach the plans:</i>		
<b>METHOD OF OPERATION</b>			
<b>TYPE OF ALCOHOL</b>	<input type="radio"/> Liquor/Wine/Beer & Cider <input type="radio"/> Beer & Cider <input checked="" type="radio"/> Wine/Beer & Cider		
<b>ESTABLISHMENT TYPE</b>	<input checked="" type="radio"/> Restaurant <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input type="radio"/> Bar/Tavern <input type="radio"/> Catering Establishment <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Club (Fraternal Organization – Members Only)		
Has applicant/owner filed with the SLA? If yes, when? If no, when do you plan to file?	YES	<input checked="" type="checkbox"/>	Beginning of February 2019
Is the 500 Foot Rule applicable? If yes, please attach a diagram of the On-Premise liquor license establishments within a 500 ft. radius of your establishment and the Public Interest Statement.	YES	<input checked="" type="checkbox"/>	N/A - License for Wine/Beer & Cider only
Is the 200 Foot Rule applicable? If yes, please attach a diagram of the schools and houses of worship that trigger the rule.	YES	<input checked="" type="checkbox"/>	No Schools and houses of worship within 200 Feet
Has applicant/owner(s) read MCB4 Policy Regarding Concentration and Location of Alcoholic-Serving Establishments?	<input checked="" type="checkbox"/>	NO	

OPERATIONAL DETAILS (*Closing time will be when establishment is vacated of all patrons )									
HOURS* <i>(Indoor Only)</i>		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY	
	<b>Operation</b>	8AM-10:30PM	8AM-10:30PM	8AM-10:30PM	8AM-10:30PM	8AM-10:30PM	8AM-10:30PM	10AM-10:30PM	10AM-10:30PM
	<b>Kitchen</b>	8AM-9:30PM	8AM-9:30PM	8AM-9:30PM	8AM-9:30PM	8AM-9:30PM	8AM-9:30PM	10AM-10PM	10AM-10PM
	<b>Music</b>	Daily, during hours of operation but only as background music							
If you plan to have music, what type(s)? (Circle all that apply)		<b>BACKGROUND</b>		LIVE MUSIC	DJ	JUKE BOX	KARAOKE		
OCCUPANCY									
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Stand-Up Bar		
<b>INSIDE</b>	less than 75	25	6	16	1	0	0		
<b>OUTSIDE</b> <i>(Other than sidewalk café )</i>	N/A								
<b>SIDEWALK CAFÉ</b>	N/A								
How many floors are there? What is the capacity for each floor?					Ground floor (less than 75) - Basement for storage/food prep and office only				
How frequently will the owner(s) be at the establishment?					At all time				
Will there be dancing?					YES	<input checked="" type="checkbox"/>			
Will applicant have bottle or table service for beverage alcohol?					<input checked="" type="checkbox"/>	NO			
Will you be hosting private, promotional or corporate events?					<input checked="" type="checkbox"/>	NO	Occasionally		
Will outside promoters be used on a regular basis? If yes please describe.					YES	<input checked="" type="checkbox"/>			
Will you have a security plan? If, yes please attach.					YES	<input checked="" type="checkbox"/>			
Will security plan be implemented?					YES	<input checked="" type="checkbox"/>			
Will State certified security personnel be used?					YES	<input checked="" type="checkbox"/>			
Will New York Nightlife Association and NYPD Best Practices be followed?					<input checked="" type="checkbox"/>	NO	This is not a nightlife establishment		
Will applicant be using delivery bicycles? If yes, how many?					YES	<input checked="" type="checkbox"/>	3rd parties delivery services		
Will delivery bicycles be clearly marked with the name of the restaurant and will staff wear attire clearly noting name as described by NYC Law?					YES	NO	N/A		
Where will delivery bicycles be stored during the day when not in use?					N/A				

<b>LOCATION &amp; ZONING</b>			
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input checked="" type="checkbox"/>	NO	Clinton
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="checkbox"/>	NO	
Is a Public Assembly permit required?	YES	<input checked="" type="checkbox"/>	
Are your plans filed with DOB?	YES	<input checked="" type="checkbox"/>	No work requiring DOB permits

<b>Community Notification/Relations</b>			
<b>NOTIFICATION:</b> List all block associations; tenant associations, co-op boards or condo boards of residential buildings; and community groups that applicant has notified regarding its application. For each please list both the organization and individual you contacted	# 1	Notice to Manhattan Community Board #4	
	# 2	See attached list of associations	
	# 3		
	# 4		
	# 5		
Please provide dates when applicant met with the groups listed above.	Email notification sent on 12/25/2018 and call on 12/27/2018 Notice in progress for those with no email address - No invites for meeting as of yet		
Who was your contact person at each group you met with?	See attached list		
When did applicant post the notice that was provided?	12/22/2018		
Where did applicant post the notice that was provided?	On main window of premises - Notices are being posted also on residential buildings in the vicinity (contacts with Super in progress), and at 4 closest street corners.		
Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided.	<input checked="" type="checkbox"/>	NO	Manager and majority owner (Claudia Rodriguez): (646) 975-7949 Manager (Antonio Carrino): (646) 975-8416
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicants jobs webpage?	<input checked="" type="checkbox"/>	NO	Inform Community Board Office

<b>BUILDING DESIGN</b>			
State the name and type of business previously located in the space.	Holey Cream / Ice cream parlor		
Has a liquor-licensed establishment previously occupied this space at any time? If yes, please provide the name of the business.	YES	<input checked="" type="checkbox"/> NO	Not aware
Do you plan any changes to the existing façade? If yes, please describe.	YES	<input checked="" type="checkbox"/> NO	Only refreshing the paint
Will applicant have a vestibule within the establishment?	YES	<input checked="" type="checkbox"/> NO	
Will applicant use a storm enclosure?	<input checked="" type="checkbox"/> YES	NO	Only in the winter time
Will applicant agree not to place any items or obstructions on the sidewalk, for example, sandwich boards, sidewalk signs, freestanding menus and plants, as per the law?	<input checked="" type="checkbox"/> YES	NO	
Will applicant comply with the NYC noise code?	<input checked="" type="checkbox"/> YES	NO	
Will the establishment have any of the following: (circle all that apply) NONE	<b>FRENCH DOORS</b>	<b>GARAGE DOORS</b>	<b>WINDOWS THAT CAN BE OPENED</b>
Will applicant close all windows, French doors, garage doors when any music or amplified sound (including televisions) is played inside the establishment?	<input checked="" type="checkbox"/> YES	NO	Music only as background
Will applicant close all windows, French doors, garage doors by 11 PM Friday and Saturday and 10 PM on all other days even if no music or amplified sound is played inside the establishment?	<input checked="" type="checkbox"/> YES	NO	
Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings?	YES	<input checked="" type="checkbox"/> NO	Music only as background
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?	<input checked="" type="checkbox"/> YES	NO	
Will the kitchen exhaust system extend to the roof?	YES	<input checked="" type="checkbox"/> NO	There is no exhaust system
Will the establishment have an illuminated sign?	YES	<input checked="" type="checkbox"/> NO	
Will the establishment have a canopy extending over the sidewalk?	YES	<input checked="" type="checkbox"/> NO	
Where will the air conditioner be located? What type is it?	HVAC unit, residential type - Motor on window in the back		
When was the air conditioner installed?	It will be installed once the premises are ready to open		

<b>OUTDOOR ITEMS - OTHER THEN SIDEWALK CAFÉ</b>			
Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy?	<del>YES</del>	NO	
Will applicant use any outdoor spaces: rooftop, rear yard, patio, porch, balcony, pavilion, tents, deck or gazebo? If yes, which one(s)?	YES	<del>NO</del>	
Are the floorplans for the outdoor space(s) included?	YES	NO	N/A - No outdoor space
Will applicant close and vacate the outdoor space(s) by 11PM on Friday & Saturday and 10 PM on all other days?	YES	NO	N/A
Will the service and consumption of alcohol in any outdoor space only be via seated food service?	YES	NO	N/A
Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s)?	YES	NO	N/A
Will there be no amplified music, as per the law?	YES	NO	N/A
If amplified sound is played inside the establishment, will windows and doors be closed?	<del>YES</del>	NO	Music only as background
Will applicant agree to post signs outside asking customers to respect the neighbors?	<del>YES</del>	NO	
Will applicant agree to train staff to encourage a peaceful environment?	<del>YES</del>	NO	
Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments)	<del>YES</del>	NO	If needed
Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors?	YES	NO	N/A - No outdoor space

<b>OUTDOOR ITEMS – SIDEWALK CAFÉ</b>	<b>N/A - NO SIDEWALK CAFE'</b>	
Has the applicant/owner(s) read MCB4 Sidewalk Café Policy?	YES	NO
Will applicant be applying for a sidewalk café now or in the future?	YES	NO
Is applicant in this application seeking to include a sidewalk café in its liquor license?	YES	NO
If yes, has applicant submitted an application and plans to NYC Dept. of Consumer Affairs? Please attach application and plans.	YES	NO
Will applicant close and vacate the sidewalk café by 11 PM on Friday & Saturday and 10 PM on all other days?	YES	NO
Will applicant be serving alcohol in the sidewalk café? If so, will you have waiter service?	YES	NO
Will the café have a 3 ft. wide serving aisle running the entire length of the sidewalk cafe?	YES	NO
Will applicant mark the perimeter of the café on the sidewalk?	YES	NO
Will the service and consumption of alcohol in the sidewalk café only be via seated food service?	YES	NO
Will the sidewalk café not provide standing space for drinking or smoking?	YES	NO
Will applicant use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	YES	NO
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	NO
Will all furniture, plants and barricades be stored inside between the evening closing hours and the morning opening hours?	YES	NO
Will all furniture be stored inside between December 21 <sup>st</sup> and March 21 <sup>st</sup> , and any other day when it rains or snows?	YES	NO
Will applicant use umbrellas?	YES	NO
If construction or construction protection has reduced the sidewalk width, will applicant always maintain an 8 foot clear path of sidewalk between the perimeter of the café and the closes obstruction including construction barricades?	YES	NO

**ADDITIONAL STIPULATIONS: (Office Use Only)**

- Any storm enclosure shall extend no further than 18" from building facade

*To the extent any additional stipulation on pages 7 and 8 of this application conflicts with any response on pages 1 – 6 of this application, the stipulations on pages 7 and 8 control.*

**ADDITIONAL STIPULATIONS: (Office Use Only), *Continued***

***To the extent any additional stipulation on pages 7 and 8 of this application conflicts with any response on pages 1 - 6 of this application, the stipulations on pages 7 and 8 control.***



Manhattan Community Board 4 (MCB4) recommends:  
 (MCB4's recommendation is based on a vote taken at its  
 February 6, 2019 full board meeting, with 33 members voting in favor  
 of the recommendation, 0 members opposed, 0 members  
 abstaining and 0 present but not eligible)

Denial unless all stipulations agreed to by applicant/owner are part of the method of operation  
 Denial  Approval

**CB4 REPRESENTATIVES**

 Nelly Gonzalez <i>CB4 Assistant District Manager</i>	 Frank Holzubiec <i>CB4 BLP Committee Co-Chair</i>	Yoni Bokser <i>CB4 BLP Committee Co-Chair</i>
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**APPLICANT AGREEMENT WITH THE COMMUNITY**

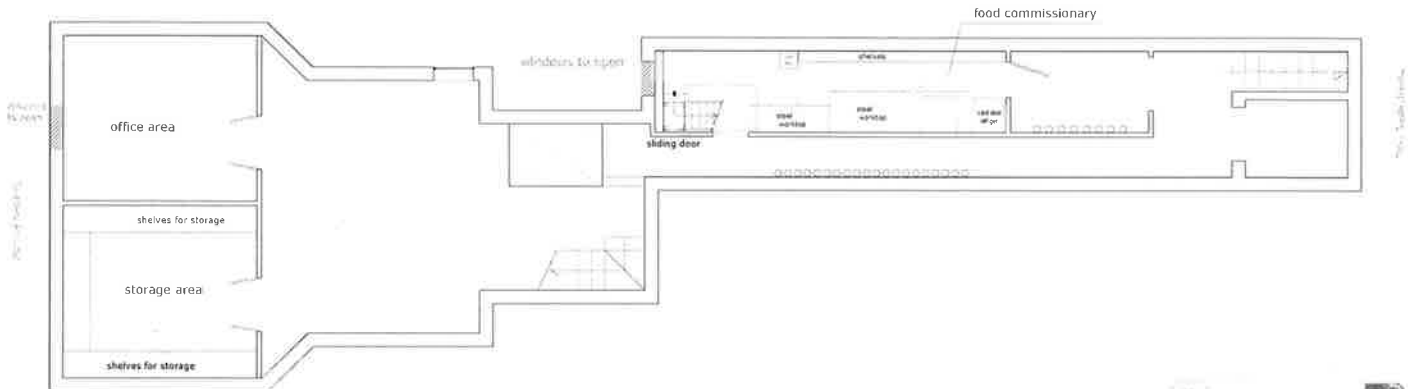
Applicant agrees to these stipulations as the basis for the community support of this application and acknowledges that all of these stipulations are essential prerequisites to the MCB4 recommendation regarding this application. Applicant agrees to have these stipulations incorporated in the method of operation of its liquor license. The stipulations in this application constitute the entire agreement between MCB4 and applicant and may only be altered in writing signed by MCB4 and applicant. These stipulations supersede any oral statements or representations in connection with this application.

<p><b>SIGN HERE</b> →</p>	 CLAUDIA RODRIGUEZ PRINT NAME OF APPLICANT	 SIGNATURE OF APPLICANT	01/08/2019 DATE
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OWNER

GUSTALY LLC - OWNERS

<b>OWNER</b>  <i>(Attach a list of all the people that will be associated/listed with the license)</i>	<b>NAME:</b> Claudia Rodriguez
	<b>PHONE:</b> +1 (646) 975-7949
	<b>EMAIL:</b> claudia@gustaly.com
<b>OWNER</b>  <i>(Attach a list of all the people that will be associated/listed with the license)</i>	<b>NAME:</b> Fabio Antonino Murana
	<b>PHONE:</b> +39 347-6074539
	<b>EMAIL:</b> faffaelprincipe@hotmail.com
<b>OWNER</b>  <i>(Attach a list of all the people that will be associated/listed with the license)</i>	<b>NAME:</b> Roberto Baschieri
	<b>PHONE:</b> +1 (857) 259-7955
	<b>EMAIL:</b> baschio@icloud.com



PLAN 100

1:100

10/10/2010  
 10/10/2010  
 10/10/2010  
 10/10/2010









# MENU



Healthy, Fresh, Organic, Authentic Italian Food



Adress: 796 Ninth Avenue - New York, NY 10019

Phone Number: 646-975-8416

Email: [contact@gustaly.com](mailto:contact@gustaly.com)

Website: [www.gustaly.com](http://www.gustaly.com)

Monday - Friday : 8:00 AM-9:00PM

Saturday - Sunday : 10:00AM - 9:00PM

## Organic homemade Signature Pasta:

- Tagliatelle with ragù bolognese **16.00**
- Tagliatelle with porcini mushrooms **16.00**
- Ravioli ricotta and spinach **16.00**
- Gramigna with sausage and broccoli rabe **15.00**
- Maccheroni alla norma (made with eggplant, tomato sauce and ricotta salata cheese) **14.00**
- Spaghetti amatriciana **12.50**
- Spaghetti tomato sauce with basil and grana padano cheese **12.50**
- Maccheroni arrabbiata (spicy tomato sauce) **12.50**



## Homemade soup:

- Minestrone soup with croutons **7.00**
- Tuscan soup with croutons (mix of lentils and beans) **8.00**
- Chicken soup **8.00**



## Panini:

- Modena: avocado, grilled peppers, tomato, fontina cheese, Modena balsamic cream, extra virgin oil (vegetarian) **11.00**
- Vegan: grilled eggplant, grilled zucchini, Tropea onion, sun dried tomato, black olive sauce, extra virgin oil **11.00**
- Parma: prosciutto crudo di Parma, baby arugula, tomato, mozzarella di bufala, extra virgin oil **14.00**
- Pollo: grilled chicken, taleggio cheese, avocado, romaine lettuce, tomato, extra virgin oil **12.50**
- Trentino: speck, taleggio cheese, walnuts, roasted radicchio, honey, extra virgin oil **13.00**
- Napoli: salame, mushrooms, taleggio cheese, romaine lettuce, extra virgin oil **13.00**
- Hot salame: spicy salame, provolone cheese, sun dried tomato, Tropea onion, romaine lettuce extra virgin oil **13.00**
- Cotto: prosciutto cotto, mushrooms, fontina cheese, romaine lettuce, extra virgin oil **12.00**
- Bologna: mortadella, tomato, eggplant, artichokes sauce, shaved grana padano cheese, extra virgin oil **12.00**
- Sapore di mare: smoked salmon, cream cheese with lemon zest, black pepper and chives, grilled zucchini extra virgin oil **14.00**
- Roma: Roasted porchetta, grilled peppers, smoked scamorza, mustard, extra virgin oil **12.00**



## Taglieri (cured meat and cheese)/Platter:

- Formaggi misti: assortment of artisanal Italian cheeses **15.00**
- Salumi misti: assortment of Italian salumi **16.00**
- Tagliere with salumi and cheeses: assortment of our favorite Italian cheese and salumi with marinate olives **20.00**
- Prosciutto e Bufala: prosciutto di Parma DOP with mozzarella di bufala DOP, baby arugula, cherry tomato, extra virgin oil **16.00**





## Insalate:

- Special Gustaly: mixed green , speck, artichokes, shaved parmigiano reggiano DOP, extra virgin oil , balsamic vinaigrette **14.00**
- Salmone: mixed green, smoked salmon, fennel, avocado, croutons, EVO , citrus dressing **14.00**
- Dolce: mixed green, red turnip, Gorgonzola cheese, walnuts, extra virgin oil, balsamic cream **13.00**
- Ricca: romaine lettuce, grilled chicken breast , shaved parmigiano reggiano DOP, cherry tomato, avocado, extra virgin oil, citrus dressing **13.00**
- Primavera: romaine lettuce, cherry tomato, Tropea onion, cucumber, shaved ricotta salata cheese, extra virgin oil, balsamic vinaigrette **12.00**



## Desserts:

- Homemade tiramisu **6.00**
- Homemade mascarpone cream with amarene Fabbri or chocolate **6.50**
- Homemade pistachio mousse with chocolate **6.00**
- Cake of the day **5.50**
- Cannoli siciliani **4.00**
- Plain croissant **3.00**
- Chocolate croissant **3.50**
- Almond croissant **3.50**



## Caffetteria:

- Espresso( regular or decaffeinated) **2.60**
- Double espresso **3.60**
- Macchiato **2.95**
- Double macchiato **3.95**
- Cappuccino Small **3.55** Large **3.95**
- Caffè latte Small **3.55** Large **3.95**
- House coffe (regular or decaffeinated ) Small **1.95** Large **2.35**
- Americano Small **2.95** Large **3.45**
- Italian hot chocolate Small **3.95** Large **4.95**
- \*whipped cream + **0.70**
- Hot tea and Chamomille **2.95**
- Italian shakerato coffee **5.00**
- Italian iced coffee cream **3.75**
- Iced coffee **2.95**
- Iced latte **3.95**
- Iced cappuccino **3.95**
- Iced caramel cappuccino **4.50**
- Iced vanilla cappuccino **4.50**



## Homemade beverage :

- Homemade iced tea **2.95**
- Homemade orange juice Small **5.85** Large **6.70**
- Homemade juice small **6.75** large **7.85**
- Energizer
- Detox
- Low calories
- Sweet
- Beverages



## Drinks:

- San Pellegrino water **2.50**
- Poland spring water **1.50**
- Coca Cola, Diet Coke, sprite **1.50**
- San Pellegrino aranciata, limonata **2.50**
- Tazo tea peach, lemon **2.75**

## BEER:

- Menabrea **7.00**
- Moretti **7.00**
- Bud **6.00**



## WINE:

	Glass.	Bottle.
Chianti	<b>10.00</b>	<b>37.00</b>
Montepulciano	<b>9.00</b>	<b>35.00</b>
Chardonnay	<b>13.00</b>	<b>46.00</b>
Falanghina	<b>11.00</b>	<b>40.00</b>
Prosecco		
Chardonnay brut	<b>14.00</b>	<b>46.00</b>
Wine and fruits cocktail	<b>15.00</b>	
Bellini		
Rossini		
Mimosa		



## Our Partners

*We are using Top quality brand imported directly from Italy :*



**END**