Manhattan Community Board 4 (All Fields Must Be Completed)

Liquor License/Sidewalk Cafe Stipulations Application

CORPORATION NAME				DOING BUSINESS AS (DBA)						
		LC, Five Points Operating ints Manager LLC	Fairfield Inn & Suites							
STREET ADDRESS				CROSS STREETS				ZIP CODE		
325 W. 33rd	l Street,	New York, NY	9th Ave	& 8th	Ave	Ave 10001				
OWNER	NAME:	Douglas Stevens/ Bob Indeglia			NAME:	There	esa	M. Rus	sso	
(Attach a list of all the people that will be associated/listed	PHONE:	401-562-4484	ATTORNEY REPRESEN		PHONE:	PHONE: 518-407-5800				
with the license)	EMAIL:	zita.ephrem@magnahospitality.com			EMAIL:	EMAIL: Theresa. Russo@srclawoffices.com				
	NAME:	Five Points Manager LLC			NAME:	NY 3	3rd	Leaseh	old LLC	
MANAGER	PHONE:	401-562-4484	LANDLORI)	PHONE:	PHONE: 401-562-4484				
	EMAIL:	zita.ephrem@magnahospitality.com			EMAIL:	ZMAIL: zita.ephrem@magnahospitality.com				
APPLICATION	ON TYP	E (X Liquor License	? -		Unenc	losed S	Sidev	valk Caf	Ge)	
	Has applican	t owned or managed a similar business?			V	8		NO		
⊗ New	What is/was t		Please see attached list.							
	What were the dates applicant was involved with this former premise?				Please see attached list.					
Corp	What is the license # and expiration date?									
Change/Class Change/Removal	Is applicant making any alterations or operational changes?				YE	ES		NO		
Change/Removar	If alterations	or operational changes are being made, please descr	ribe/list all chang	es.						
Alteration	What is the c	urrent license # and expiration date?								
Alteration	Please list/de	escribe the nature of all the changes and attach the pl	ans:							
METHOD O	F OPER	ATION								
TYPE OF ALCOH	IOL		0	Beer & Ci	ider		(O Wine/E	Beer & Cider	
ESTABLISHMEN	т түре	Restaurant Cabaret C	Night Club	⊗ Hotel	O 1	Bar/Taverr	n	O Ca	atering Establishment	
		Adult Entertainment Wine B	ar O Da	nce Club	O Sports Bar O Club (Fraternal Organization – Members Only)					
Has applicant/owner filed with the SLA? If yes, when? If no, when do you plan to file?			YES	No		cant in		s to file	after the community	
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.				NO	Pleas	se see	attad	ched list	/statement.	
		? If yes, please attach a diagram of the that trigger the rule.	YES	V 0						
Has applicant/owne Location of Alcohol		CB4 Policy Regarding Concentration and stablishments?	YYS	NO						

OPERATION OF THE PROPERTY OF T		MONDAY	TUESDA	v	WEDNESD		THE	RSDAY		FRIDAY	6.4	TURDAY	e.	JNDAY
	0 "								FRIDAY	SA	TURDAY	50	JNDAT	
HOURS*	Operation	Hotel op	eration is 24/7 -	with alc	cohol servic	e No	on to 1	am						
(Indoor Only)	Kitchen	6 am to 1 a	am daily											
	Music	Backgrour	d Music at all time	es - no n	nusic on pati	o, bac	k groun	d music	on ro	of				
If you plan to ha (Circle all that a)		type(s)?	BACKCRO	UND	LIVE MU	SIC		DJ		JUKE BOX		KA	RAOKE	
					OC	CUPA	ANCY							
	Capac (Certifi of Occupa	cate	Maximum# of Persons You Anticipate Occupying remises (Including Employees)	Numb of Tab				er of Serv nly Bars	ice	Number Stand-Up l		Number of at Stand-U		
INSIDE	749		749	28	62		0			1		0		
OUTSIDE														
(Other than sidewalk café)	114		114	21	54		0			1		6		
SIDEWALK CAFÉ	N/A		N/A	N/A	N/A	\								
How many floors	are there? Wi	nat is the capa	acity for each floor	?	•		24 Floors Basement through 23rd floor with 239 rooms							
How frequently v	will the owner(s	s) be at the es	tablishment?				The premise will be manager run.							
Will there be dar	ncing?						YES	V 6						
Will applicant ha	ve bottle or tab	le service for	beverage alcohol?	?			YES	N						
Will you be host	ing private; pro	motional or co	orporate events?				YES	NO						
Will outside pror	noters be used	on a regular	basis? If yes pleas	se descr	ibe.		YES	-NO						
Will you have a	security plan? I	f, yes please	attach.				v.s	NO						
Will security plan	n be implement	ed?					YES	NO						
Will State certifie	ed security pers	sonnel be use	d?				YES	10						
Will New York Nightlife Association and NYPD Best Practices be followed?							Y'S	NO						
Will applicant be using delivery bicycles? If yes, how many?							YES	N					_	
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?					ff	YES	NO	N/	Α					
Where will delivery bicycles be stored during the day when not in use?														

Space /Floor	Description/Use of Space	Capacity	Hours	# of Tables	# of Seats	# of Service Only Bars	# of Stand-Up Bars/Seats at Bar	Music
1st Fl.	Interior Space	Open Lobby Space capacity greater than 70	24/7	28	62	0	1 Bar No Seats	Background
1st Fl.	Patio	40	Will be closed & vacated of all patrons no later than 10pm Sunday to Wednesday, 11pm Thursday to Saturday	13	30	0	0	There will be no no music or amplified sound whatsoever at anytime
Roof Top	Rooftop dining Space	74	Will be closed & vacated no later than 11pm Sunday to Wednesday, 1 am Thursday to Saturday	8	24	0	1 Bar 6 Seats	Background Only

LOCATION & ZONING			
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	YLS	NO	
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	YES	NO	
Is a Public Assembly permit required?	YLS	NO	
Are your plans filed with DOB?	YES	N	

Community Notification/Relations									
NOTIFICATION:	# 1	All emails prov	All emails provided were contacted.						
List all block associations; tenant associations, co-op boards or condo boards of residential buildings; and	# 2								
community groups that applicant has notified regarding its application. For	# 3								
each please list both the organization and individual you contacted	# 4								
	# 5								
Please provide dates when applicant met wi	th the gro	oups listed above.	No meetings due to Covid 19.						
Who was your contact person at each group	you met	with?	Email lis	t provid	ded.				
When did applicant post the notice that was	provided ^a	?	11/18/20						
Where did applicant post the notice that was provided?			exterior of premise						
Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided.)	Xs	NO				
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicants jobs webpage?				YF.	NO				

BUILDING DESIGN								
State the name and type of business previously located in the space.	Hotel - Fairfield Inn & Suites							
Has a liquor-licensed establishment previously occupied this space at any time? If yes, please provide the name of the business.			325 WEST 33RD LLC AND LODGING CONCESSIONS LLC - 1282219 + Add Ba					
Do you plan any changes to the existing façade? If yes, please describe.	YES	Xo						
Has the applicant/owner(s) read MCB 4 ADA Guidelines Memo?	YFS	NO						
Is the entrance ADA Compliant?	YX	NO						
Do you plan any changes to the existing façade? If yes, please describe.	YES	X						
Will applicant have a vestibule within the establishment?	X	NO						
Will applicant use a storm enclosure?	蒸	×						
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?	Xs	NO						
Will applicant comply with the NYC noise code?	YX	NO						
Will the establishment have any of the following: (circle all that apply) N/A	FRENCH DOORS		RS GARAGE DOORS WINDOWS THAT CAN BE OPENED					
Will applicant close all windows, French doors, garage doors when any music or amplified sound (including televisions) is played inside the establishment?	YES	NO	N/A					
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?	YES	NO	N/A					
Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings?	YES	NO	Unknown - premise previously built					
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?	YES	NO	N/A - premise already in operation					
Will the kitchen exhaust system extend to the roof?	YES	ΝX						
Will the establishment have an illuminated sign?	X	NO						
Will the establishment have a canopy extending over the sidewalk?	YES	X						
Where will the air conditioner be located? What type is it?	Root	f						
When was the air conditioner installed?	201	3						

OUTDOOR ITEMS - OTHER THAN SIDEWALK CAFÉ			
Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy?	y Ls	NO	
Will applicant use any outdoor spaces: rooftop, rear yard, patio, porch, balcony, pavilion, tents, deck or gazebo? If yes, which one(s)?	VES	NO	Roof and Patio
Are the floorplans for the outdoor space(s) included?	VES	NO	
Will applicant close and vacate the outdoor space(s) by 11PM on Friday & Saturday and 10 PM on all other days?	YES	NO	Applicant would like to request to operate outdoor space until 1 am on weekends and 11 pm on
Will the service and consumption of alcohol in any outdoor space only be via seated food service?	X	NO	
Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s)?	X	NO	
Will there be no amplified music, as per the law?	X	NO	
If amplified sound is played inside the establishment, will windows and doors be closed?	X	NO	
Will applicant agree to post signs outside asking customers to respect the neighbors'?	×X	NO	
Will applicant agree to train staff to encourage a peaceful environment?	V.S	NO	
Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments)	**	NO	
Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors?	×	NO	

OUTDOOR ITEMS – SIDEWALK CAFÉ N/A			
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 21st and March 21st, 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)
- If levels of outside sound in any residential apartment exceeds 45db, levels of applicants outdoor music will be reduced until db levels in residential apartments are reduced below 45db
- On 1st Floor outdoor patio, there will be no music or amplified sound whatsoeve at anytime
- 1st Floor outdoor patio will be closed & vacated of all patrons no later than 10pm Sunday to Wednesday, 11pm Thursday to Saturday
- Rooftop outdoor space will be closed & vacated no later than 11 pm Sunday to Wednesday, 1am Thursday to Saturday
- There will be background music only on rooftop outdoor space
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) re (MCB4's recommendation is based on a vote January 6, 2021 full board meeting, with 38 of the recommendation, 2 members opposabstaining and 0 present but not eligible)	taken at its _ members voting in favor	Denial unless all stipulations agreed to by applicant/owner are part of the method of operation Denial O Approval						
CB4 REPRESENTATIVES			i di propositi di Para	vaeto verdana saari viida Saanta (Cara e Rigilla Loria				
Nelly Gonzalez CB4 Assistant District Manager	Frank Holozubiec CB4 BLP Committee Co-Chair	Harli	Burt Lazarin CB4 BLP Committee Co-Cho	A Salar				
APPLICANT AGREEMENT WITI	A THE COMMUNIT							
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.								
Bank Carallania (Carallania)	Zita Ephrem Int name of applicant	SIGNATURE OF	RAPPLICANT	03/01/a1				

Premises Name	Address	License Class	License Type	Expiration Date	License Status
MMG 29 OPERATOR LLC	128 W 29TH STREET 6TH & 7TH AVENUES NEW YORK, NY 10001	242	HL		License is Inactive
FC CANAL OPER LLC, FC CANAL LLC, FC CANAL MGMT	370 CANAL STREET NEW YORK, NY 10013	242	HL	09/30/2016	License is Inactive
LG 39 LLC, LG-39 OPERATING LLC, AND LG-39 MANAGEME	309 313 WEST 39TH STREET NEW YORK, NY 10018	342	HW	10/31/2015	License is Inactive
AL STONE LLC AL STONE OPS LLC AL STONE MGMNT LLC &	8 12 STONE ST NEW YORK, NY 10004	242	HL	11/30/2020	License is Inactive
BARRYDALE SM LLC, BARRYDALE TRS LLC CM 36 MGMT LLC	341 343 W 36TH STREET NEW YORK, NY 10018	242	HL	01/31/2022	License is Active
88 WALL MANAGER LLC & JJ HOSPITALITY LLC	88 WALL ST NEW YORK, NY 10005	242	HL		Pending
NY 24TH ST MGNR VILLC, NY 24TH ST OPRTNG VI LLC	142 W 24TH ST NEW YORK, NY 10011	252	ОР		Pending

Block Plot

W 34th St Wentrop Windson Station CSM Sport & Music Sam Ash Meyers Findertainment Music Sam Ash Meyers Farking Wentrop The New Wyorker	
W 33rd St W 33rd St Web.com Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Premise Proposed Proposed Premise Proposed Prop	
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FAIRFIELD INN & SUITES

325 WEST 33RD STREET, NEW YORK, NY 10001

MARRIOTT FAIRFIELD INN & SUITES, COMMUNITY BOARD SUBMISSION



GENERAL NOTES:

LIST OF DRAMINGS

2401 COYER SMEET
2402 NOT USED
2403 NOT USED
2404 NOT USED
2404 NOT USED
2404 NOT USED
2405 NOT USED
2406 PRINT DORK PLAN
2401 PRINT DORK PLAN
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2402 PRINT DORK PLAN
2403 PRINT DORK PLAN
2404 PRINT PLA

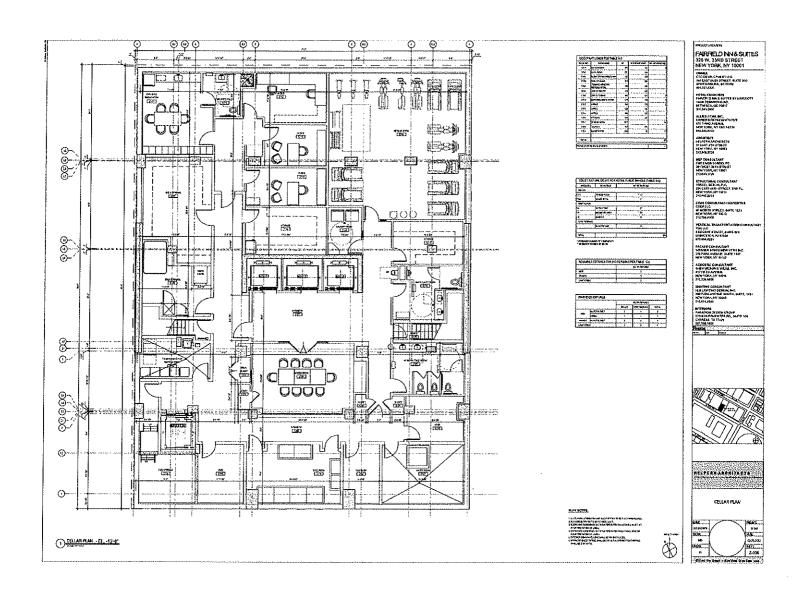
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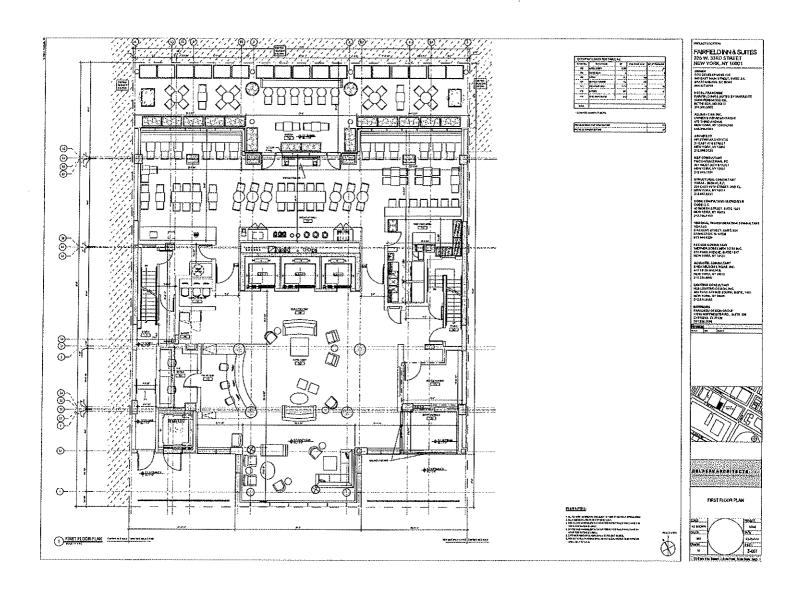
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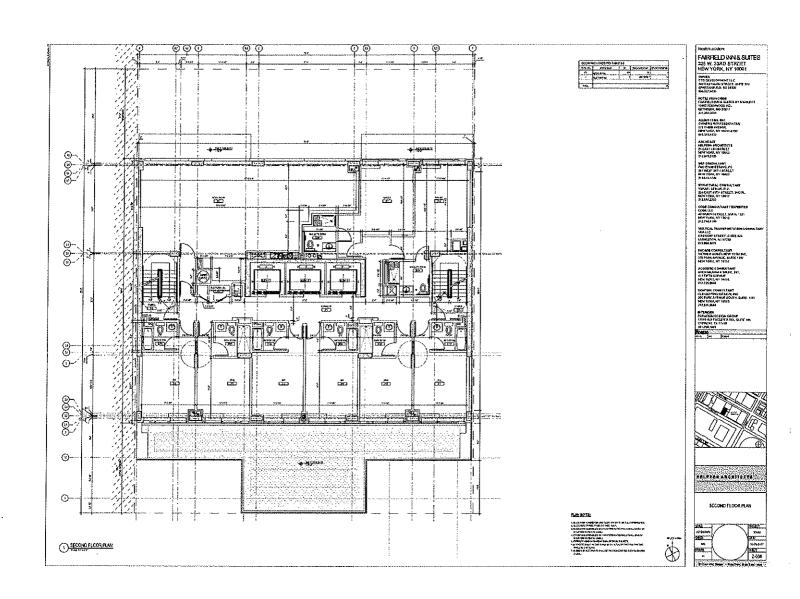
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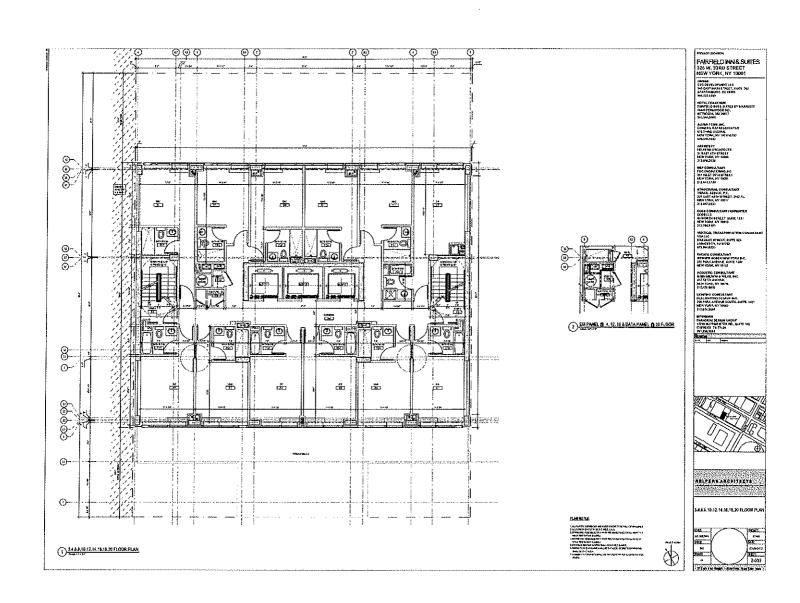
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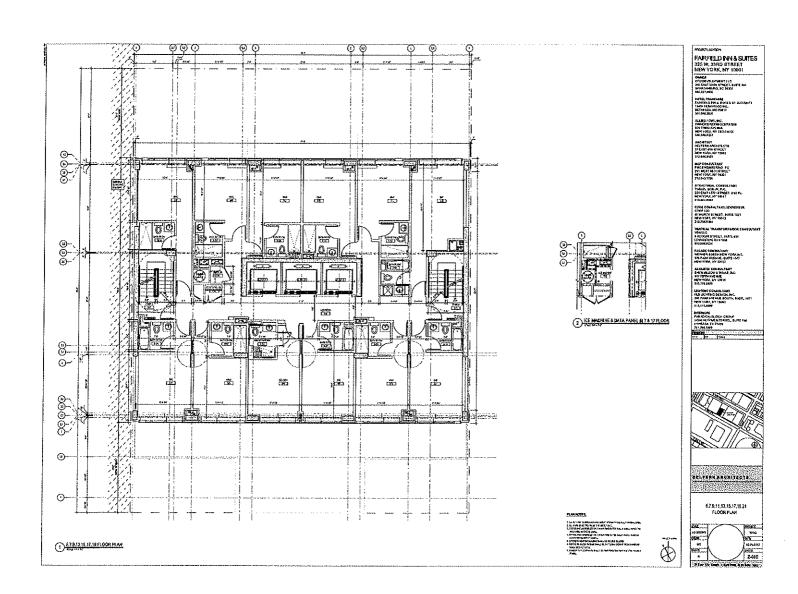
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NEW YORK, NY 10001
NEW YORK

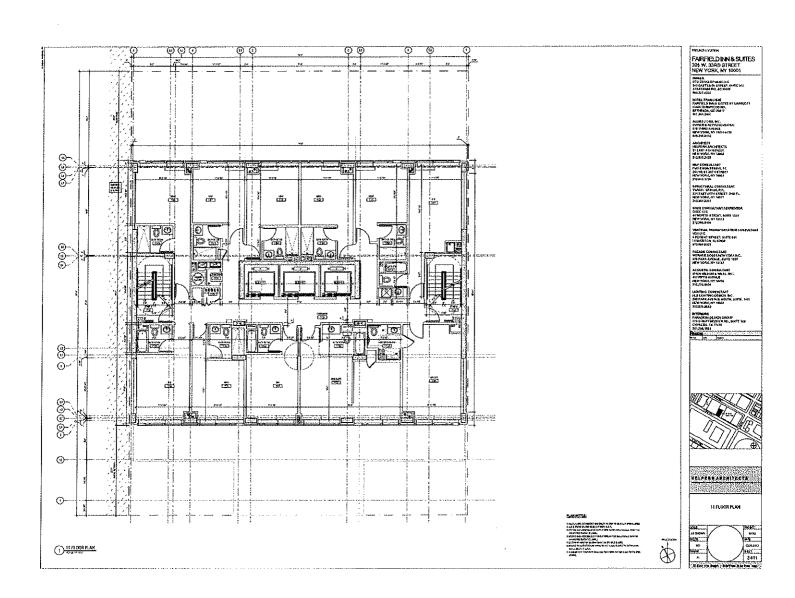


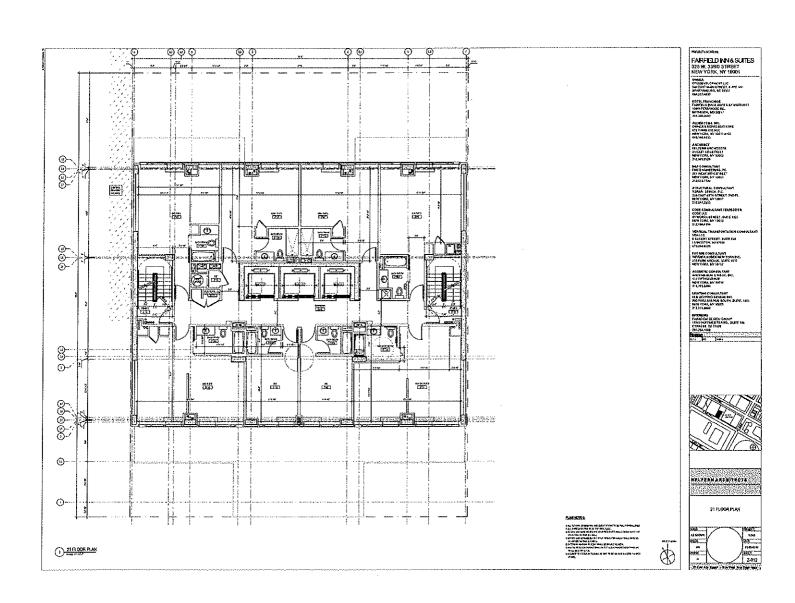


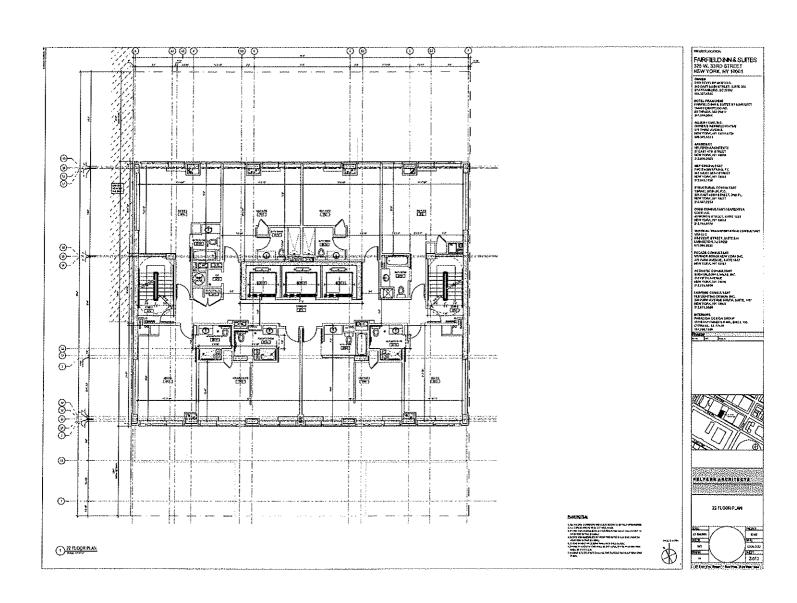


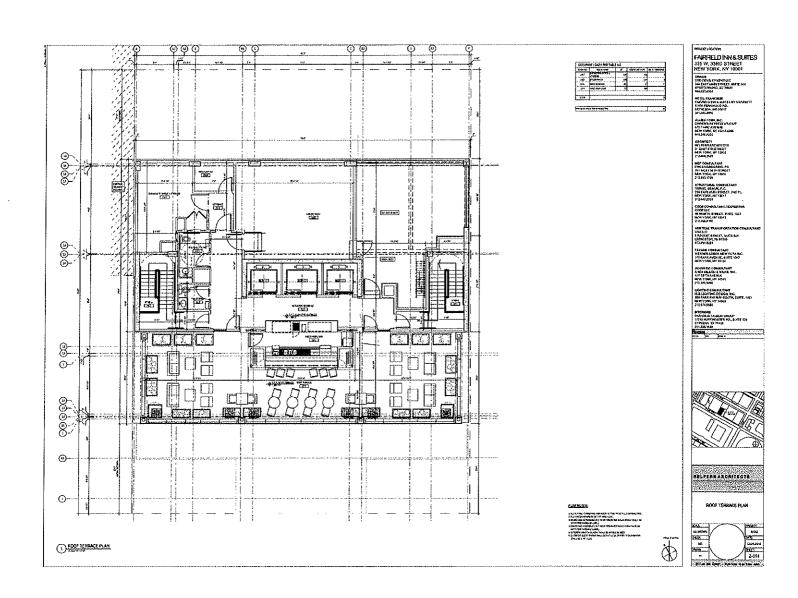














Chicken Wings

Choice of Buffalo, Mango Habanero or Sweet Baby Rays BBQ Sauce Served with Ranch Dressing or Blue Cheese

\$15

Pulled Pork Sliders

Served with Pickles

\$15

Cheeseburger Sliders

Beef, Pickles, American cheese, (Bacon add \$1)

\$15

Chicken Quesadilla Cornucopias

Chicken, Peppers, Cheddar, Chipotle Mayo sauce

\$15

Traditional Falafel

Served with Tzatziki Sauce and Pita

\$14

Sweet Potato Tater Tots

Mango Habanero Sauce

\$10

Charcuterie and Cheese Plate

Varity of Meats, Cheeses & Olives

\$25

Over Sized NYC Pretzel

With Variety of Mustards

\$10

Chips & Salsa

\$10

Traditional Hummus & Pita

\$12

For group reservations and events contact Ross Alpert at (646) 393-3082 or ross.alpert@marriott.com

























Name Address Approx. Distance 325 WEST 33RD LLC AND LODGING 325 W 33RD ST 40 ft

CONCESSIONS LLC		
MANHATTAN CENTER STUDIOS INC	311 W 34TH STREET	400 ft

PENNSYLVANIA STATION AMTRAK

440 ft

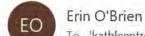
415 ft

CHIPOTLE MEXICAN GRILL OF COLORADO LLC 304 W 34TH ST

On-Premise Licenses within 500 Feet

ALIONE INC

325 W 33rd Street



Cc Maston Sansom

To 'kathleentreat123@gmail.com'; 'mcgee79@aol.com'; 'brianscottweber@gmail.com'; info@clintonhousing.org; jrestuccia2@clintonhousing.org; 'rmarcano@clintonhousing.org'; 'rjbenfatto@hyhkalliance.org'; +5 others

Mon 11/30/2020 8:29 AM

-> Forward

...

Reply All

Reply



I am emailing you on behalf of our client, NY 33rd Leasehold LLC, & Five Points Operating Tenant LLC, & Five Points Manager LLC ("The Applicant"). The applicant has purchased the hotel and is proposing to obtain a Liquor, Beer, and Wine Hotel License from the New York State Liquor Authority for a currently license premise located at 325 W 33rd Street. The proposed hours of alcohol service will be between the hours of noon and 1:00 am serving the attached menu. The premise currently has an outdoor dining patio and roof top dining. The applicant intends to maintain the same licensed premise. The Applicant feels the ability to serve beer, wine, and spirits will help to enhance their menu and customer experience.

The Applicant will be appearing before Manhattan Community Board 4 on December 8th, 6:30 pm. This meeting will be held virtually. For specific instructions on how to join the meeting please visit https://www1.nyc.gov/html/mancb4/html/home/home.shtml

Please feel free to either contact myself or Maston Sansom, the attorney appearing at the meeting, directly if you have any questions or require additional information.

Thank you,

Erin