Manhattan Community Board 4 (All Fields Must Be Completed)

Liquor License/Sidewalk Cafe Stipulations Application

CORPORATION NAME			DOING BUSINESS AS (DBA)							
New York Bee	r & Beve	rage LLC	New York B	Beer C	Compa	ny				
STREET ADDRESS			CROSS STREETS				ZIP CODE			
321 West 44th	Street, I	Unit 103A	8th & 9th A	venue	es		10036			
OWNER	NAME:	Brian Connell			AME:	Michael Paleudis, Esq.				
(Attach a list of all the people that will be associated/listed	PHONE:	(917) 653-7390	ATTORNEY/ REPRESENTAL		HONE:	(212) 83	35-6768			
with the license)	EMAIL:	brian@hkh.nyc			MAIL:	mjp@pa	paleudislaw.com			
	NAME:	Anthony Doyle		N	AME:	RREF I	The Pla	nt, LLC		
OWNER NO. 2 MANAGER	PHONE:	(516) 662-9810	LANDLORD	P	HONE:	(212) 89	2) 894-8940			
	EMAIL:	tony@hkh.nyc		E	MAIL:					
APPLICATION	ON TYP	E (_X_ Liquor License		_ ι	nencle	osed Sidev	valk Cafe	2)		
	Has applicant owned or managed a similar business?					s	NO			
O New	What is/was the name and address of establishment?									
	What were the dates applicant was involved with this former premise?									
Corp	What is the license # and expiration date?									
Change/Class Change/Removal	Is applicant making any alterations or operational changes?					s	NO			
Change/Removar	If alterations or operational changes are being made, please describe/list all changes.									
	What is the current license # and expiration date?					No. 1256	000, Exp	. 01/31/2022		
W Anti-atton	Please list/de	scribe the nature of all the changes and attach the p						oderate changes to and add an outdoor seating area.		
METHOD OF OPERATION										
TYPE OF ALCOHOL							O Wine/B	leer & Cider		
ESTABLISHMEN TYPE	Night Club O		_	Sar/Tavern		tering Establishment al Organization – Members Only)				
Has applicant/owne you plan to file?	YES C	NO	Janua	ary						
	? If yes, please attach a diagram of the blishments within a 500 ft. radius of your sterest Statement.	YES C	NO							
		? If yes, please attach a diagram of the that trigger the rule.	YES C	NO						
Has applicant/owne Location of Alcohol		CB4 Policy Regarding Concentration and stablishments?	VES	NO						

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		MONDAY	TUESDA	Y	WEDNESDAY	THU	RSDAY	FRIDAY	SATURDAY	SUNDAY
HOURS*	Operation	7:00 am								→
(Indoor Only)	Kitchen	- 4:00 am								→
	Music	- 4:00 am								
	ave music, what	type(s)?	BACKGRO	UND	LIVE MUSIC		DJ	JUKE BOX	KAI	RAOKE
(Circle all that a	ipply)				OCCUI	200000000000000000000000000000000000000			83	CAURE
		Τ.			Occur	ANCI				
	(Certi	acity ficate of apancy)	Maximum # of Persons Occupying Premises (Including Employees)	Number of Table		4 1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	er of Servic nly Bars	e Number Stand-Up I		
INSIDE	2	99	299	40	148		1	1	12	
OUTSIDE (Other than sidewalk café)										
DOT APPROVED UNENCLOS SIDEWALK CAFÉ	ED		40	15	40				'	-
How many floo	rs are there? Wh	at is the capacit	y for each floor?	,		Two fl	oors; gi	round floor 2	299, basemer	nt: 0
How frequently	will the owner(s)	be at the estab	lishment? D	aily						
Will there be da	ancing?					YES	NO			
Will applicant h	ave bottle or tabl	e service for be	verage alcohol?			YES	NO			
Will applicant b	e hosting private	; promotional or	corporate even	ts?		(ES)	NO			
Will outside pro	moters be used	on a regular bas	is? If yes please	e describe		YES	NO			
Will applicant h	ave a security pl	an? If, yes pleas	e attach.			YES	NO			
Will security pla	an be implemente	ed?				YES	NO	N/A		
Will State certified security personnel be used?						YES	NO			
Will New York Nightlife Association and NYPD Best Practices be followed?					?	(YES)	NO			
Does applicant agree to notify MCB4 prior to making changes to its method of operation?					VES	NO				
Will applicant be using delivery bicycles? If yes, how many?						YES	NO			
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?					nd will staff	YES	NO	N/A		
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
Cellar	Storage, Office							
Ground		299		31	100	1	1/12 seats	Recorded

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

Community Notification/Relations									
NOTIFICATION:	# 1	All orgnaizations on list provided by CB4 were notified.							
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 each please list both the organization	# 3								
and individual you contacted	# 4								
	# 5								
Please provide dates when applicant met v	vith the gro	oups listed above.							
Who was your contact person at each grou	p you met	with?							
When did applicant post the notice that wa	s provided	?							
Where did applicant post the notice that wa	s provided	1?							
Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided.			6	VES	NO	Brian Connell (917) 653-7390			
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicants jobs webpage?				VES	NO				

State the name and type of business previously located in the space.	The applicant has been in the space for ten years					
Has a liquor-licensed establishment previously occupied this space at any time? If yes, please provide the name of the business.	YES	NO	Premises was a DHL Depot prior to applicant occupancy			
Do you plan any changes to the existing façade? If yes, please describe.	YES	NO	Applicant will update the sign and add new awnings			
Has the applicant/owner(s) read MCB 4 ADA Guidelines Memo?	VES	NO				
Is the entrance ADA Compliant?	YES	NO				
Do you plan any changes to the existing façade? If yes, please describe.	VES	NO	Applicant will update the sign			
Will applicant have a vestibule within the establishment?	YES					
Will applicant use a storm enclosure?	YES	NO				
Does applicant agree to keep the sidewalk clear of all items or obstructions, such as sandwich boards, sidewalk signs, freestanding menus and plants, as per the law?	VES	NO NO				
Will applicant comply with the NYC noise code?	VES	NO				
Will the establishment have any of the following: (circle all that apply)	FREN	CH DOOR	GARAGE DOORS WINDOWS THAT CAN B			
Will applicant close all windows, French doors, garage doors when any music or amplified sound (including televisions) is played inside the establishment?	VES	NO				
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?	VES	NO				
Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings?	YES	NO	This is an alteration and soundproofing was installed at time of opening			
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?	ŒS	NO	•			
Will the kitchen exhaust system extend to the roof?	VES	NO				
Will the establishment have an illuminated sign?	VES	NO				
Will the establishment have a canopy extending over the sidewalk?	VES	NO				
Where will the air conditioner be located? What type is it?	Setb	Setback rear of building				
When was the air conditioner installed?	2011					

Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy?	VES	NO	
Will applicant use any outdoor spaces: rooftop, rear yard, patio, porch, balcony, pavilion, tents, deck, gazebo or open dining in the parking lane? If yes, which one(s)?	VES	NO	The applicant will utilize the Open Restaurants program to use the sidewalk space
Are the floorplans for the outdoor space(s) included?	YES	NO	
Will applicant close and vacate the outdoor space(s) by 11PM on Friday & Saturday and 10 PM on all other days?	VES	NO	
Will the service and consumption of alcohol in any outdoor space only be via seated food service?	VES	NO	
Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s) or on the sidewalk?	VES	NO	
Will there be no amplified music, as per the law?	VES	NO	
If amplified sound is played inside the establishment, will windows and doors be closed?	YES	NO	N/A; sound will not be amplified and will be kept at an ambient noise level
Will applicant agree to post signs outside asking customers to respect the neighbors'?	VES	NO	
Will applicant agree to train staff to encourage a peaceful environment?	YES	NO	
Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments)	VES	NO	
Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors?	(ES)	NO	
If open dining in the parking lane, will applicant agree to leave the sidewalk free of any furniture?	YES	NO	
If open dining, will you comply with all NYC DOT guidelines?	(YES)	NO	
If open dining, will the installation be year-round?	(YES)	NO	

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 closest obstruction including construction barricades?	YES	NO
If open dining is in the parking lane, will applicant agree to remove its sidewalk café?	YES	NO

ADDITIONAL STIPULATIONS: (Office Use Only)				
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.				

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ADDITIONAL STIPULATIONS: (Office Use Only), Continued				
To the extent any additional stinulation on pages 7 and 8 of this application conflicts with any response on				
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Manhattan Community Board 4 (MCB4) recommends: (MCB4's recommendation is based on a vote taken at its February 2, 2022 full board meeting, with 41 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 O Approval
CB4 REPRESENTATIVES	
Morenles Fah	Hhhi BAZ

Nelly Gonzalez
CB4 Assistant District Manager

Frank Holozubiec
CB4 BLP Committee Co-Chair

Burt Lazarin
CB4 BLP Committee Co-Chair

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.

SIGN HERE \rightarrow

Brian Connell

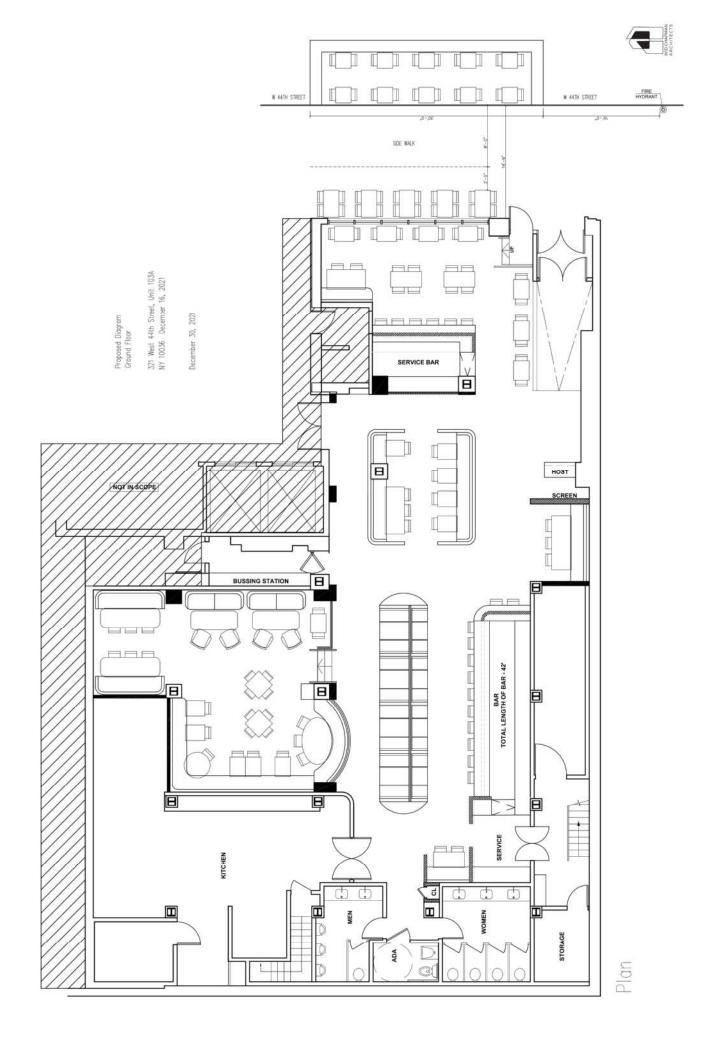
PRINT NAME OF APPLICANT

to

SIGNATURE OF APPLICANT

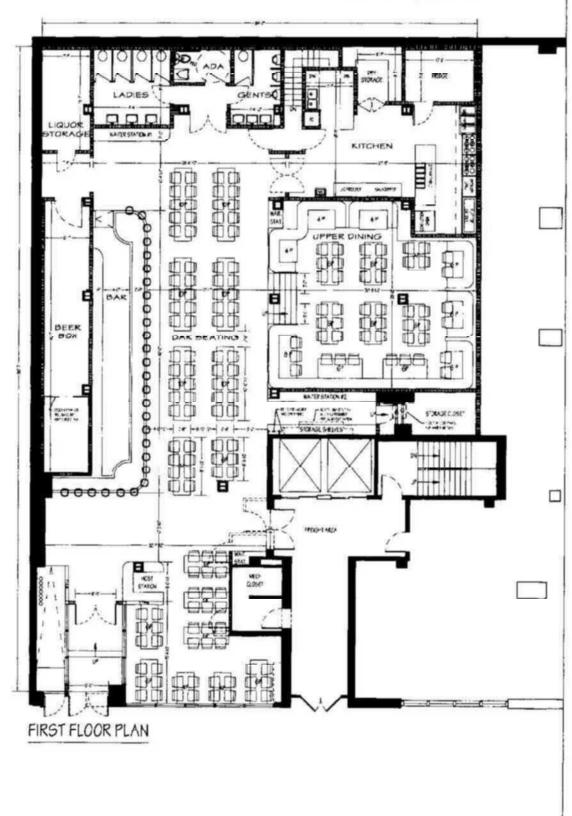
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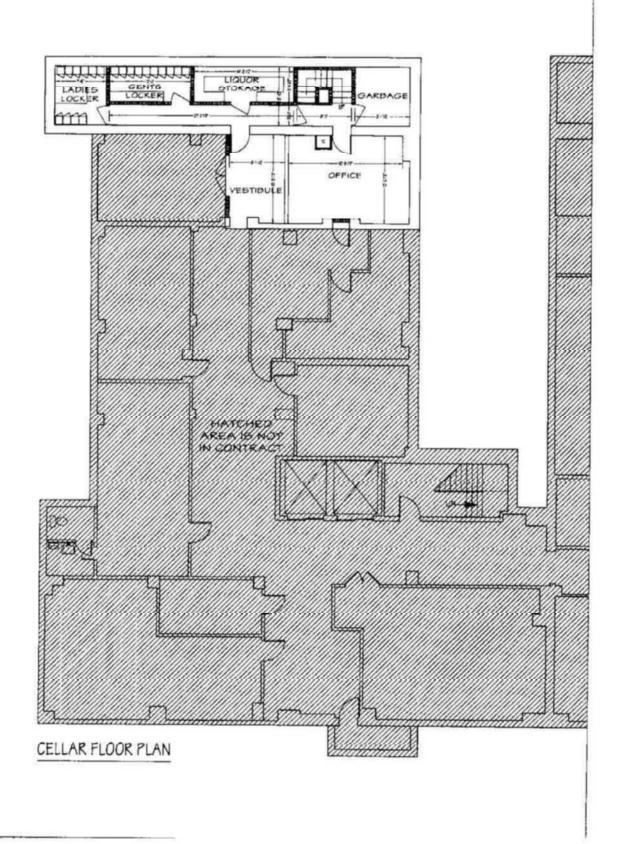
DATE



Existing Diagram

321 West 44th Street Unit 103A New York, NY 10036







New York Beer & Beverage LLC 321 West 44th Street, Unit 103A New York, NY 10036 November 29, 2021



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LOWELL D. KERN ESSE BODINE

424 W 33rd Street, Suite 580 New York, NY 10001 tel: 212-735-4536 https://cbmanhattan.citvofnework.us/cb4/ MANHATTAN COMMUNITY BOARD No. 4 CITY OF NEW YORK

PUBLICNOTICE

Business Licenses and Permits Committee will discuss an application submitted by

New York Beer & Beverage d/b/a New York Beer Company 321 W 44th Street

moderate changes to the seating arrangement on the An Alteration Application to add a service bar and ground floor

DATE: TIME: PLACE:

Tuesday, January 11, 2022

6:30 PM

goom.us/webinar/register/WN 66eo/Phone Conference Registration: 6SX3vS 6HVC2bBstV3A

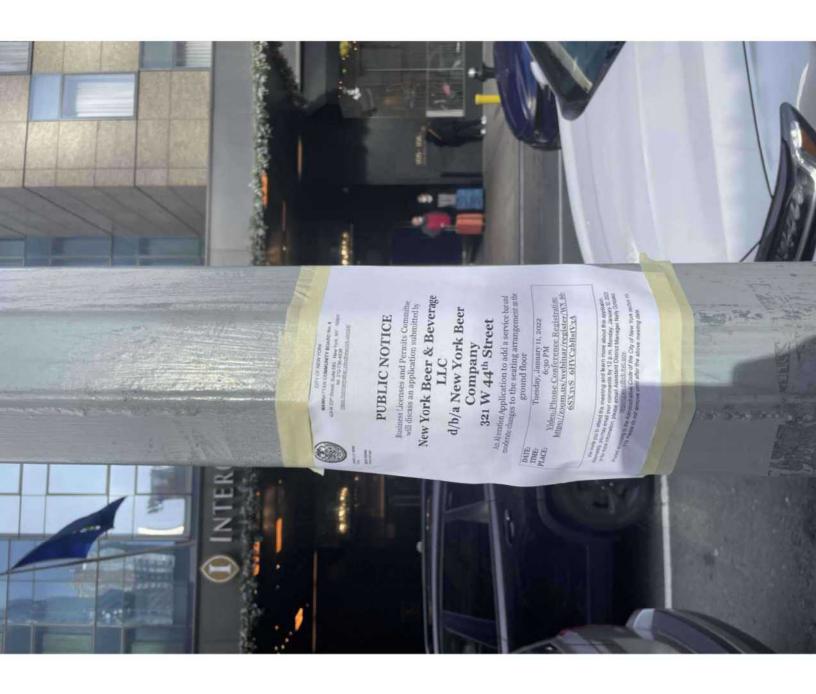
Alternately, you may email your comments by 12 p.m. Monday, January 12, 2022 We invite you to attend this meeting and learn more about this application. or for more information, please email Assistant District N.

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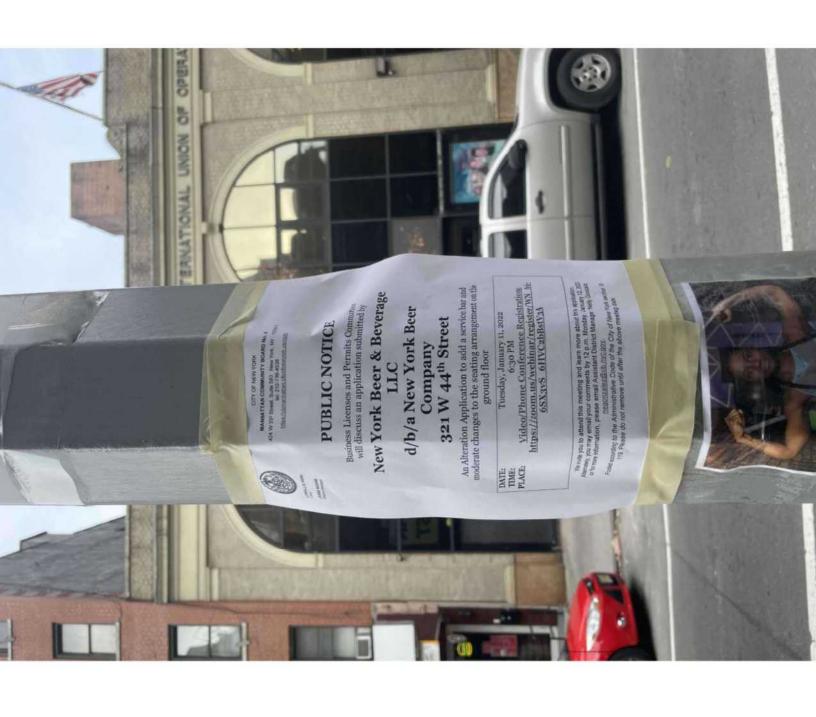


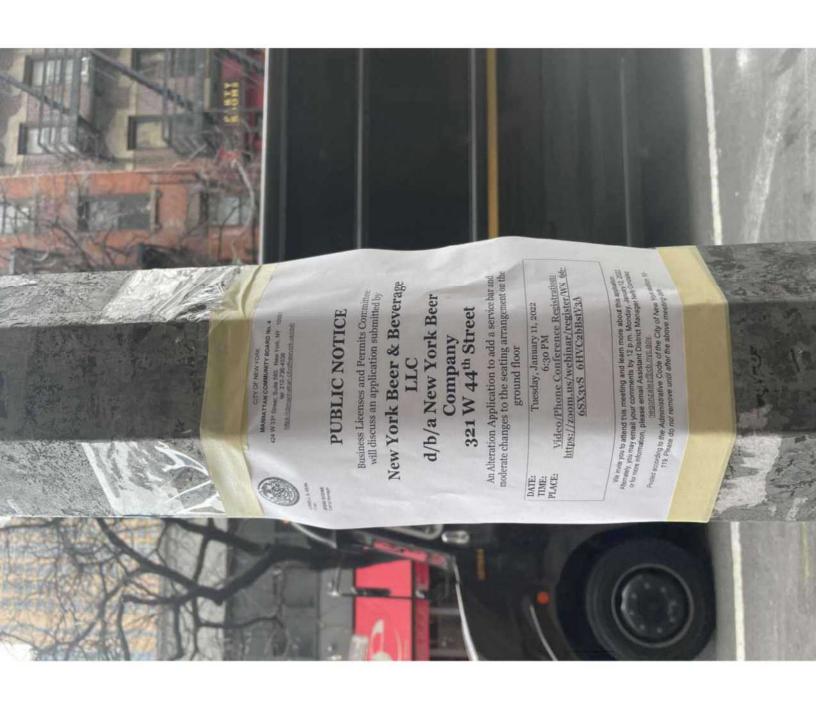












APPETIZERS

Crab & Corn Chowder

lump crab, yukon gold potatoes, roasted corn

Cinnamon French Toast Squares

caramel anglaise

Hush Puppies

spicy remoulade

Cheddar Biscuits

garlic parsley compound butter

LUNCH

Fried Green Tomato & Pimento Grilled Cheese

red pepper jam, sourdough

Backyard Burger

american, lettuce, tomato, onion, pickle, brioche bun

Shrimp Po' Boy

bibb lettuce, heirloom tomato, garlic pickle chips, old bay aioli

Cobb Salad

roasted chicken, romaine, bacon, egg, avocado, tomato, blue cheese, buttermilk ranch

Pastrami Rueben Prime Rib Rueben

swiss cheese, sauerkraut, horseradish cream, fried shallots. thousand island aioli, marbled rue

Chili Bean Cornbread Bowl

3 bean chili, cheddar cheese, jalapeños, scallions, sour cream, honey cornbread

MAINS

Fried Chicken Basket

3 pc fried chicken, biscuit, coleslaw

Honey Garlic Glazed Salmon

brussels sprouts, fried leeks, homestyle mashed potatoes

Spaghetti & Mama's Meatballs

marinara, parmesan, basil, garlic bread

Old Fashioned Chicken & Dumplings

carrots, celery, peas, butter-thyme sauce

MAC & CHEESE

multiple varieties

BRUNCH

Breakfast Sammie

scrambled eggs, cheddar, bacon, arugula, semolina bun

Cherries Jubilee Pancakes

cherry compote, orange zest, vanilla-bean whipped cream

Crab Cake Benedict

hollandaise, spinach, lemon-dill aioli

Banana Fosters Belgian Waffle

caramelized bananas, cinnamon-sugar

Farmer's Omelette

seasonal vegetables, swiss, zucchini, onions, peppers, mushrooms

SIDES

Buttermilk Biscuits

hot honey, sweet cream butter sausage gravy

DESSERTS & SODAS

Classic Floats

Root Beer Black Cherry/ Cherry Cola Creamsicle

Dessert Cones

Peach Cobbler Strawberry Shortcake

Sundaes

Banana Split Brownie Apple Pie Hot Fudge

Milkshakes

Seasonal selection



01.03.21 - CB4 Questionnaire TITLE

01.03.21%20-%20CB...8submitted%29.pdf **FILE NAME**

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