Manhattan Community Board 4
Liquor License/Sidewalk Cafe Stipulations Application
(All Fields Must Be Completed)


## METHOD OF OPERATION



OPERATIONAL DETAILS (*Closing time will be when establishment is vacated of all patrons)


## MULTPLE SPACES/FLORRS CAPACITY BREAKDOWN



## LOCATION \& ZONING

| Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards? | yES | no | Clinton |
| :--- | :---: | :---: | :--- |
| Does the building have a Certificate of Occupancy ('C of O") or a letter of no <br> objection? | rES | no |  |
| Is a Public Assembly permit required? | yES | no |  |
| Are your plans filed with DOB? | yES | no |  |


| Community Notification/Relations |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| NOTIFICATION: <br> 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 | All orgnaizations on list provided by CB4 were notified. |  |  |  |
|  | \#2 |  |  |  |  |
|  | \# 3 |  |  |  |  |
|  | \# 4 |  |  |  |  |
|  | \# 5 |  |  |  |  |
| Please provide dates when applicant met with the groups listed above. |  |  |  |  |  |
| Who was your contact person at each group you met with? |  |  |  |  |  |
| When did applicant post the notice that was provided? |  |  |  |  |  |
| Where did applicant post the notice that was provided? |  |  |  |  |  |
| Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided. |  |  | (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 |  |

## BUILDING DESIGN

| 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. | ves |  | Premises was a DHL Depot prior to applicant occupancy |  |
| Do you plan any changes to the existing façade? If yes, please describe. | (VES | no A | Applicant will update the sign and add new awnings |  |
| Has the applicantowner(s) read MCB 4 ADA Guidelines Memo? | (TES | no |  |  |
| Is the entrance ADA Compliant? | (TES | no |  |  |
| Do you plan any changes to the existing facade? If yes, please describe. | (VES | vo | Applicant will update the sign |  |
| Will applicant have a vestibule within the establishment? | (VES |  |  |  |
| Will applicant use a storm enclosure? | vES | (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? | CES | no |  |  |
| Will applicant comply with the NYC noise code? | (TES | мо |  |  |
| Will the establishment have any of the following: (circle all that apply) | frevch doors |  | S garage doors | MINDOWSTHATCATBy <br> QRENED |
| Will applicant close all windows, French doors, garage doors when any music or amplified sound (including televisions) is played inside the establishment? | VES | vo |  |  |
| 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 | vo |  |  |
| Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings? | ves | 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? | (16) |  |  |  |
| Will the kitchen exhaust system extend to the roof? | VES | vo |  |  |
| Will the establishment hove an illuminated sign? | (YES | so |  |  |
| Will the establishment have a canopy extending over the sidewalk? | (1ES) | vo |  |  |
| Where will the air conditioner be located? What type is it? | Setback rear of building |  |  |  |
| When was the air conditioner installed? | 2011 |  |  |  |

## OUTDOOR ITEMS - OTHER THAN SIDEWALK CAFÉ

| Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy? | TES | No |  |
| :---: | :---: | :---: | :---: |
| Will applicant use any outdoor spaces: ronftop, rear yard, patio, porch, halcony. pavilion, tents, deck, gazebo or open dining in the parking lane? If yes, which one(s)? | TES | No | The applicant will utilize the Open Restaurants program to use the sidewalk space |
| 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? | ES | No |  |
| Will the service and consumption of alcohol in any outdoor space only be via seated food service? | ( 5 | no |  |
| Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s) or on the sidewalk? | ES | No |  |
| Will there be no amplified music, as per the law? | पES | 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'? | S | no |  |
| Will applicant agree to train staff to encourage a peaceful environment? | CES | no |  |
| Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments) | CES | No |  |
| Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors? | CES | No |  |
| If open dining in the parking lane, will applicant agree to leave the sidewalk free of any furniture? | ES | No |  |
| If open dining, will you comply with all NYC DOT guidelines? | CES | No |  |
| If open dining, will the installation be year-round? | YES | no |  |

DCA APPROVED UNENCLOSED SIDEWALK CAFÉ N/A

| Has the applicantowner(s) read MCB4 Sidewalk Cafe Policy? | yes | No |  |
| :---: | :---: | :---: | :---: |
| Will applicant be applying for a sidewalk cafe now or in the future? | ves | vo |  |
| Is applicant in this application seeking to include a sidewalk café in its liquor license? | yes | vo |  |
| If yes, has applicant submitted an application and plans to NYC Dept. of Consumer Affairs? Please attach application and plans. | ves | vo |  |
| Will applicant close and vacate the sidewalk cafe by 11 PM on Friday \& Saturday and 10 PM on all other days? | yes | vo |  |
| Will applicant be serving alcohol in the sidewalk cafe? If so, will you have waiter service? | yes | vo |  |
| Will the café have a 3 ft . wide serving aisle running the entire length of the sidewalk cafe? | yes | vo |  |
| Will applicant mark the perimeter of the cafe on the sidewalk? | ves | vo |  |
| Will the service and consumption of alcohol in the sidewalk cafe only be via seated food service? | yes | vo |  |
| Will the sidewalk cafe not provide standing space for drinking or smoking? | yes | vo |  |
| Will applicant use any portable natural gas heaters? If so, do you have the requisite approvals from $D O B$ \& the Fire Department? | yes | vo |  |
| Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors? | yes | vo |  |
| Will all furniture, plants and barricades be stored inside between the evening closing hours and the morning opening hours? | yes | vo |  |
| Will all furniture be stored inside between December $21^{\text {st }}$ and March $21^{4 x}$, and any other day when it rains or snows? | yes | งо |  |
| Will applicant use umbrellas? | yEs | vo |  |
| 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 cafe and the closest obstruction including construction barricades? | yes | vo |  |
| If open dining is in the parking lane, will applicant agree to remove its sidewalk café? | yEs | No |  |

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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|  | Denial unless all stipulations agreed to by applicantlowner are part of the method of |
| :--- | :--- |
| Manhattan Community Board 4 (MCB4) recommends: | operation |
| (MCB4's recommendation is based on a vote taken at its |  |
| February 2, 2022 full board meeting, with 41 members voting in favor | Denial $\bigcirc$ Approval |
| of the recommendation, 0 members opposed, 0 members |  |
| abstaining and 0 present but not eligible) |  |

## CB4 REPRESENTATIVES

| Nelly Gonzalez <br> CB4 Assistant District Manager | Frank Holozubiec <br> CB4 BLP Committee Co-Chair | Burt Lazarin <br> CB4 BLP Committec 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 $\rightarrow$\begin{tabular}{l}
Brian Connell <br>
PRINT NAME OF APPLICANT

$\quad$

SIGNATURE OF APPLICANT
\end{tabular}



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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## 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 rye

## Chili Bean Cornbread Bowl

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

# MAINS <br> Fried Chicken Basket <br> 3 pc fried chicken, biscuit, coleslaw <br> Honey Garlic Glazed Salmon <br> 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 <br> 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

| TITLE | 01.03 .21 - CB4 Questionnaire |
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