

Manhattan Community Board 4

Liquor License/Sidewalk Cafe Stipulations Application

(All Fields Must Be Completed)

CORPORATION NAME		DOING BUSINESS AS (DBA)	
Retro on 9th Inc.		American Retro Bar & Grill	
STREET ADDRESS		CROSS STREETS	ZIP CODE
785 9th Ave., New York, NY 10019		52nd & 53rd Streets	10019
OWNER <small>(Attach a list of all the people that will be associated/listed with the license)</small>	NAME: Michael P. Kiernan	ATTORNEY/ REPRESENTATIVE	NAME: Thomas J. McCallen, Esq. Carreras & McCallen PLLC
	PHONE: 201-280-9212		PHONE: 212-732-3640
	EMAIL: mikeuno@aol.com		EMAIL: sla@carrerasmccallen.com
MANAGER	NAME: Michael Deleo	LANDLORD	NAME: Pirgy Realty LLC
	PHONE: 917-553-9312		PHONE: 718-777-3800
	EMAIL: monyc70@gmail.com		EMAIL: cskapetano@verizon.com
APPLICATION TYPE (<input checked="" type="checkbox"/> Liquor License <input type="checkbox"/> Unenclosed Sidewalk Cafe)			
<input checked="" type="checkbox"/> New	Has applicant owned or managed a similar business?	<input checked="" type="radio"/> YES <input type="radio"/> NO	American Retro
	What is/was the name and address of establishment?	714 11th Avenue New York, NY 10019	
	What were the dates applicant was involved with this former premise?	09/2010	
<input type="checkbox"/> Corp Change/Class Change/Removal	What is the license # and expiration date?	Serial #1295911, 09/30/2022	
	Is applicant making any alterations or operational changes?	<input type="radio"/> YES <input type="radio"/> NO	
	If alterations or operational changes are being made, please describe/list all changes.		
<input type="checkbox"/> Alteration	What is the current license # and expiration date?		
	Please list/describe the nature of all the changes and attach the plans:		
METHOD OF OPERATION			
TYPE OF ALCOHOL	<input checked="" type="radio"/> Liquor/Wine/Beer & Cider <input type="radio"/> Beer & Cider <input type="radio"/> Wine/Beer & Cider		
ESTABLISHMENT TYPE	<input checked="" type="radio"/> Restaurant <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" 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="radio"/> NO	After CB meeting
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.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
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="radio"/> NO	
Has applicant/owner(s) read MCB4 Policy Regarding Concentration and Location of Alcoholic-Serving Establishments?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	

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

		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
HOURS* <i>(Indoor Only)</i>	Operation	11AM - 04AM						11AM - 04AM
	Kitchen	11AM - 03AM						11AM - 03AM
	Music	11AM - 04AM						11AM - 04AM

If you plan to have music, what type(s)? (Circle all that apply)

BACKGROUND LIVE MUSIC DJ JUKE BOX KARAOKE

OCCUPANCY

	Capacity (Certificate of Occupancy)	Maximum # of Persons 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
INSIDE	90	90	25	60	-	1	20
OUTSIDE <i>(Other than sidewalk café)</i>	Street Shed		3	18	-	-	-
DCA APPROVED UNENCLOSED SIDEWALK CAFÉ	N/A						

How many floors are there? What is the capacity for each floor? **Basement & Street Level**

How frequently will the owner(s) be at the establishment? **Daily - both owners**

Will there be dancing?	YES	<input checked="" type="radio"/> NO
Will applicant have bottle or table service for beverage alcohol?	YES	<input checked="" type="radio"/> NO
Will applicant be hosting private; promotional or corporate events?	<input checked="" type="radio"/> YES	<input checked="" type="radio"/> NO Infrequently
Will outside promoters be used on a regular basis? If yes please describe.	YES	<input checked="" type="radio"/> NO
Will applicant have a security plan? If, yes please attach.	YES	<input checked="" type="radio"/> NO
Will security plan be implemented?	YES	<input checked="" type="radio"/> NO
Will State certified security personnel be used?	YES	<input checked="" type="radio"/> NO
Will New York Nightlife Association and NYPD Best Practices be followed?	<input checked="" type="radio"/> YES	<input checked="" type="radio"/> NO
Does applicant agree to notify MCB4 prior to making changes to its method of operation?	<input checked="" type="radio"/> YES	<input checked="" type="radio"/> NO
Will applicant be using delivery bicycles? If yes, how many?	<input checked="" type="radio"/> YES	<input checked="" type="radio"/> 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?	<input checked="" type="radio"/> YES	<input checked="" type="radio"/> NO

Where will delivery bicycles be stored during the day when not in use? **Basement**

MULTIPLE SPACES/FLOORS CAPACITY BREAKDOWN								
Space /Floor	Description/Use of Space	Capacity	Hours	# of Tables	# of Seats	# of Service Only Bars	# of Stand-Up Bars/Seats at Bar	Music

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

Community Notification/Relations			
NOTIFICATION: 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	West 55th St. Block Associaton	
	# 2	Hell's Kitchen/49-53 Block Association	
	# 3	Leah James & Westside Neighborhood Alliance	
	# 4	350 West 51st Tenants Association	
	# 5	Delories Rubin at Midtown North Recent Council	
Please provide dates when applicant met with the groups listed above.		To be determined	
Who was your contact person at each group you met with?		Mike Kiernan & Michael Deleo	
When did applicant post the notice that was provided?			
Where did applicant post the notice that was provided?		Front Window & Lamp Posts	
Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided.		<input checked="" type="radio"/> YES	<input type="radio"/> NO
		201-280-9212 - MK	
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicants jobs webpage?		<input checked="" type="radio"/> YES	<input type="radio"/> NO
		718-777-3800 - MD	

BUILDING DESIGN

State the name and type of business previously located in the space.	The Distillery/Bar & Grill		
Has a liquor-licensed establishment previously occupied this space at any time? If yes, please provide the name of the business.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	The Distillery
Do you plan any changes to the existing façade? If yes, please describe.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	New Sign
Has the applicant/owner(s) read MCB 4 ADA Guidelines Memo?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Is the entrance ADA Compliant?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Do you plan any changes to the existing façade? If yes, please describe.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	New Sign
Will applicant have a vestibule within the establishment?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
Will applicant use a storm enclosure?	<input checked="" type="radio"/> YES	<input type="radio"/> 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?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant comply with the NYC noise code?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will the establishment have any of the following: (circle all that apply)	<input checked="" type="checkbox"/> FRENCH DOORS	<input type="checkbox"/> GARAGE DOORS	<input type="checkbox"/> 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?	<input checked="" type="radio"/> YES	<input type="radio"/> 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?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
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="radio"/> YES	<input type="radio"/> NO	
Will the kitchen exhaust system extend to the roof?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will the establishment have an illuminated sign?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will the establishment have a canopy extending over the sidewalk?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
Where will the air conditioner be located? What type is it?	Rooftop		
When was the air conditioner installed?	Unknown		

OUTDOOR ITEMS - OTHER THAN SIDEWALK CAFE

Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
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)?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	Open street dining
Are the floorplans for the outdoor space(s) included?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant close and vacate the outdoor space(s) by 11PM on Friday & Saturday and 10 PM on all other days?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will the service and consumption of alcohol in any outdoor space only be via seated food service?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s) or on the sidewalk?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will there be no amplified music, as per the law?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
If amplified sound is played inside the establishment, will windows and doors be closed?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	10:00 PM
Will applicant agree to post signs outside asking customers to respect the neighbors'?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant agree to train staff to encourage a peaceful environment?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments)	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
If open dining in the parking lane, will applicant agree to leave the sidewalk free of any furniture?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	See plan
If open dining, will you comply with all NYC DOT guidelines?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
If open dining, will the installation be year-round?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	

DCA APPROVED UNENCLOSED SIDEWALK CAFÉ

Has the applicant/owner(s) read MCB4 Sidewalk Café Policy?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant be applying for a sidewalk café now or in the future?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
Is applicant in this application seeking to include a sidewalk café in its liquor license?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
If yes, has applicant submitted an application and plans to NYC Dept. of Consumer Affairs? Please attach application and plans.	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will applicant close and vacate the sidewalk café by 11 PM on Friday & Saturday and 10 PM on all other days?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will applicant be serving alcohol in the sidewalk café? If so, will you have waiter service?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will the café have a 3 ft. wide serving aisle running the entire length of the sidewalk cafe?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will applicant mark the perimeter of the café on the sidewalk?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will the service and consumption of alcohol in the sidewalk café only be via seated food service?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will the sidewalk café not provide standing space for drinking or smoking?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will applicant use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will all furniture, plants and barricades be stored inside between the evening closing hours and the morning opening hours?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will all furniture be stored inside between December 21 st and March 21 st , and any other day when it rains or snows?	<input type="radio"/> YES	<input type="radio"/> NO	N/A
Will applicant use umbrellas?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	Stret dining
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?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
If open dining is in the parking lane, will applicant agree to remove its sidewalk café?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A

ADDITIONAL STIPULATIONS: (Office Use Only)

- No music or amplified sound in any outdoor space
- 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.

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Manhattan Community Board 4 (MCB4) recommends:
(MCB4's recommendation is based on a vote taken at its
March 2, 2022 full board meeting, with 40 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
CB4 Assistant District Manager


Frank Holozubiec
CB4 BLP Committee Co-Chair

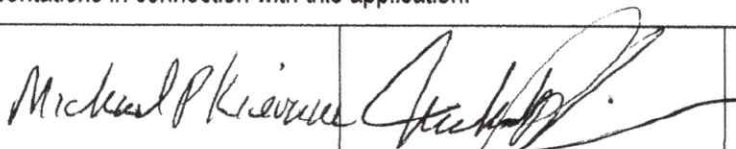

Burt Lazarin
CB4 BLP Committee Co-Chair

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.

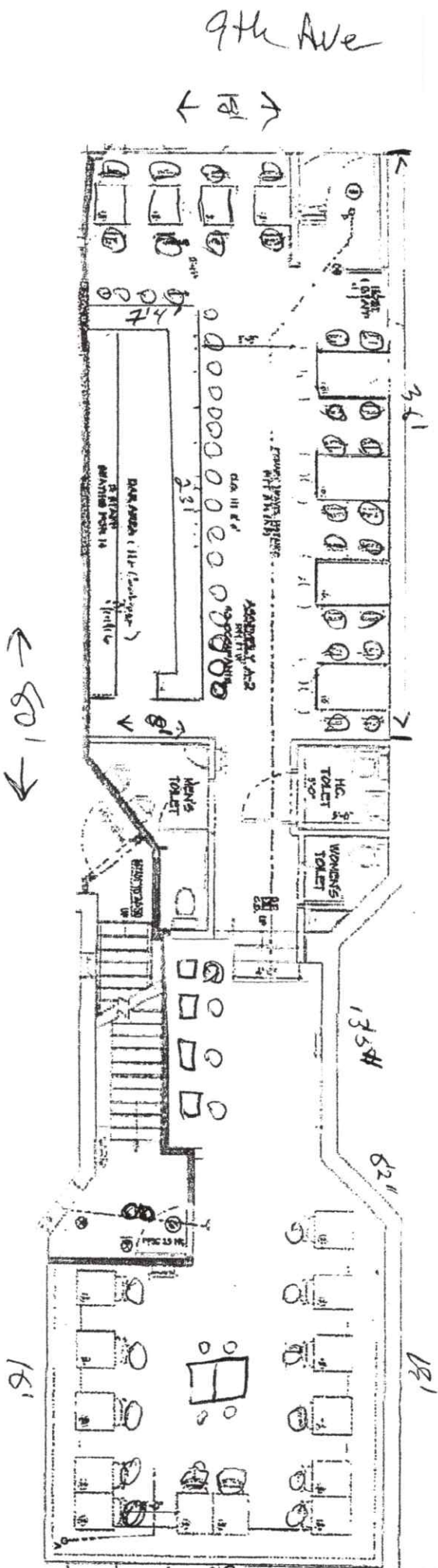
SIGN HERE →

Michael P. Kravinec


SIGNATURE OF APPLICANT

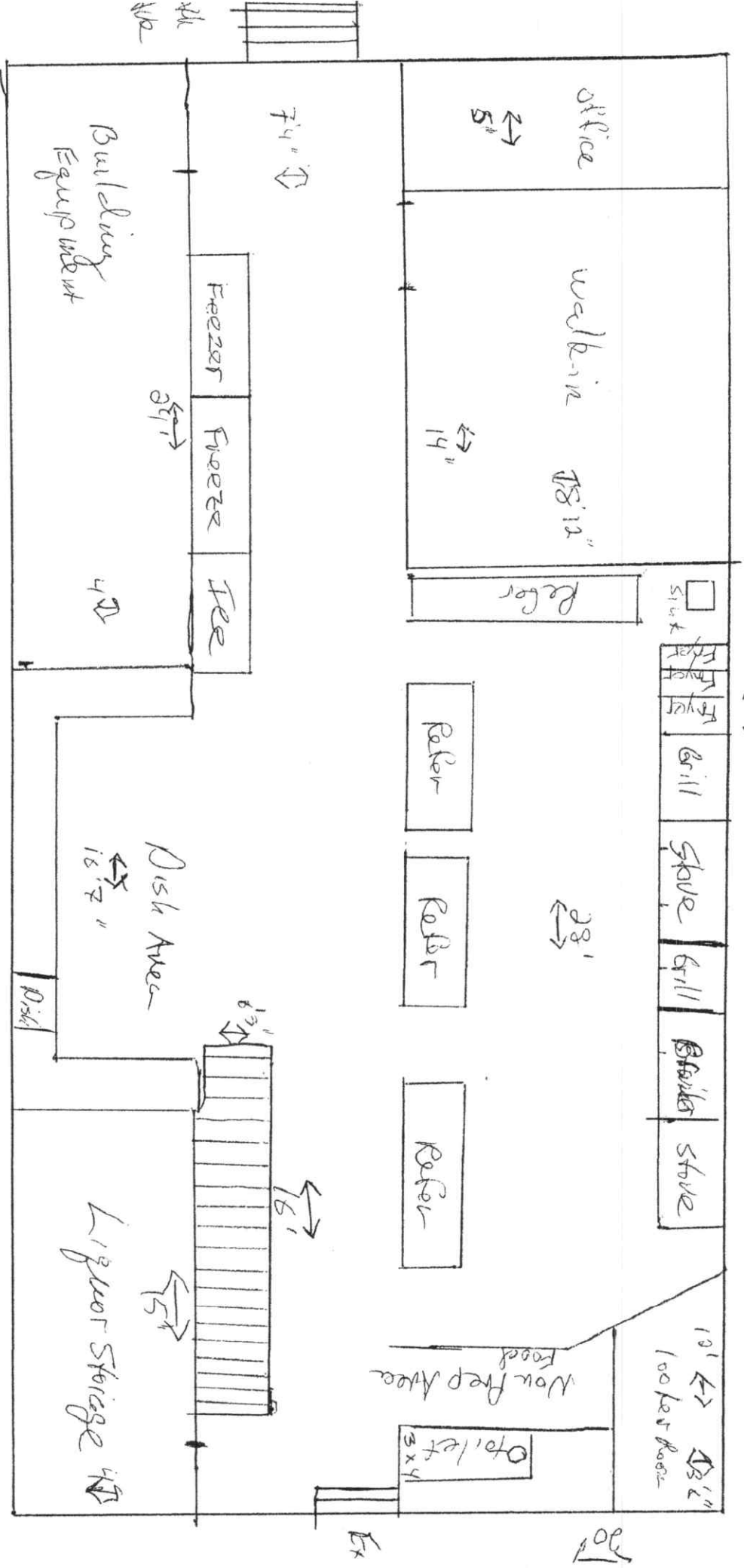
12/10/21
DATE

Interior Space Street Level



applicant: Retro on 9th INC.
785 9th Ave (52nd + 53rd)

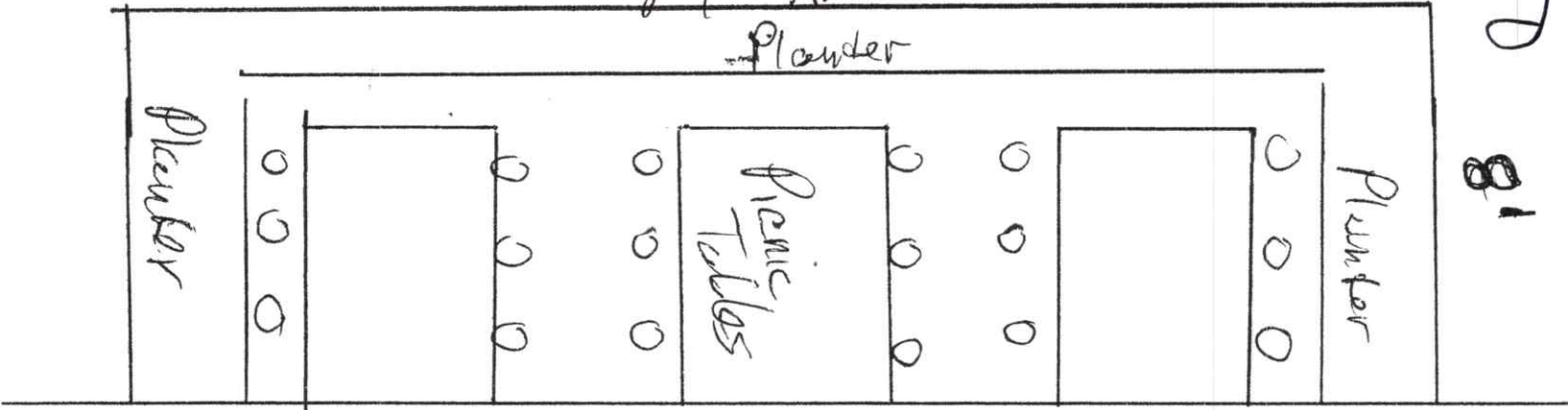
Retro on 9th INC.



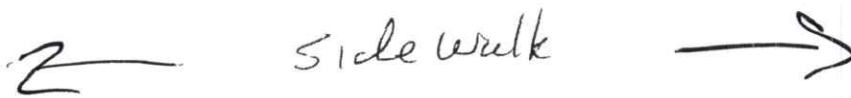
Basement Level

785 9th Ave. Street Seating 9th Ave

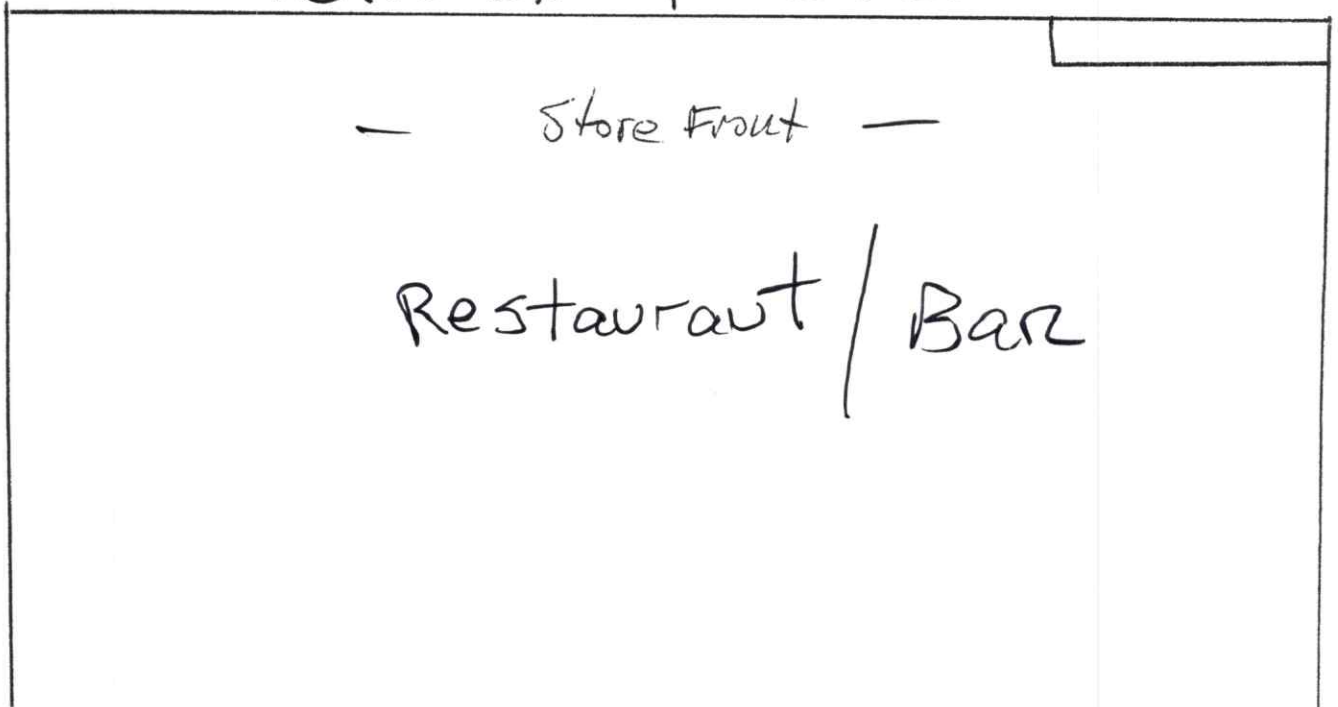
18' Street dining



Public



Retro on 9th - INC.



Ikebana Zen

Valkalle
Vacant
Medi
Westville
Bar 9
Vacant
Karahi
Royal wiper liquor
Norua

Parking lot
Taccusa
Alplies

53rd

Proposed site (Avenue Kebob)
Casellina
Rokko
Grocery

Mee noodle
Flaming Saddle
Pharmacy
Holy Cream
Vacant
Vacant
#1 best pizza
Ariana

The Meatball shop
Chong Ding noodle
Insomnia Cookies
Laudranat
Three Roosters
wonder Siam
Tradisyon
Roulette
Bradshah
Smoke Scribe
Codd. wobble
Vacant

Yak, Tom, for skin

52nd

Vacant
Kahua Cobble

Med town
Health Center
Vacant
9th Ave club
Ageha Sushi
Tempurada Mama
Vacant
Pay-o-matic
Jaspers

Westside House Center
Vacant
Arkadiy Barber Shop
~~Freddy~~ on 9th
Framidy
K-Rico
McLoys
Humus Kitchen
Pure Thin
Abghem kebobs
Bourbon Grill House
Arha Arha

Lady Burger

Aria

51st

SPECIALS

Salads

HOUSE ... 8. ICEBERG WEDGE ... 11. CAESAR ... 10.

COBB ... 14.

Crumbled Blue Cheese,
Hard-Boiled Egg, Turkey
and Bacon on a bed of crispy
Romaine Lettuce.

ASIAN CHICKEN ... 14.

Iceberg & Romaine Lettuce,
Chicken, Fried Noodles,
Almonds and Mandarin
Oranges, drizzled with
Sesame Dressing

Add! CHICKEN to any Salad ... 5. or STEAK ... 8.

DRESSINGS

Russian Ranch Blue Cheese Caesar Light Raspberry
Balsamic Vinaigrette Parmesan Peppercorn

Soups

O' THE DAY ... 7. FRENCH ONION ... 7.
BEEF OR VEGGIE CHILI ... 9.

Happy Hour!

11AM-7PM MONDAY-SATURDAY
\$1-OFF SELECT BEER & WINE

★ ASK ABOUT OUR DAILY SPECIALS ★

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 @AmericanRetronY

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THE AMERICAN RETRO

BAR & GRILL

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WELLD

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← 51 ST. →



← 50 TH ST. →

WINGS

10 for \$12.
20 for \$24.

Choose: Mild, Medium, Hot,

Nuclear, Ass-Burner,

Teriyaki, BBQ, Sweet Thai,

or Dry Cajun Spice

SLOW ROASTED

10 for \$13.

BOURBON WINGS

Wings served with Blue Cheese*,
Carrots and Celery Sticks

TOTS, TOTS, TOTS!

BASKET O' TOTS ... 8.

w/Cheese ... 10. Cajun Style + 1.

LOADED TOTS ... 12.

Melted Cheese, Bacon Scallions,
& Sour Cream* on the side

BUFFALO TOTS ... 11.

Tossed in your choice of Wing Sauce!

Topped with melted Blue Cheese

w/side of Blue Cheese Dressing*

CHILI CHEESE TOTS ... 11.

Topped with our Homemade Chili,
melted Cheddar/Mozzarella

"TOT-CHOS" ... 12.

Our Nachos served over a bed of Tots
(instead of chips). Served w/Salsa*
& Sour Cream* on the side.

PIZZA TOTS ... 11.

Drizzled with Marinara Sauce*,
topped w/melted Mozzarella

SARAH'S DISCO TOTS ... 11.

Swimming in Brown Gravy, with
melted Cheddar/Mozzarella

PULLED PORK TOTS ... 13.

Topped with Pulled Pork, melted
Cheddar/Mozzarella w/BBQ sauce

Appetizers

FRIES ... 7. w/Cheese ... 9. Cajun Style + 1.

ONION RINGS ... 8.

JALAPEÑO POPPERS ... 10.

MOZZ STIX ... 10.

NACHOS ... 12.

Smothered with Chili and Cheese,
topped with Onions, Jalapeños &
diced Tomatoes. Served with

Pico di Gallo*, Salsa* and

Sour Cream* on the side

FRIED CALAMARI ... 12.

Served with Chipotle Mayo* & Marinara*

CHICKEN FINGERS ... 11.

Choice of Ranch*, Honey Mustard*
or BBQ Sauce*

FRIED RAVIOLI w/MARINARA ... 10.

POTATO SKINS ... 11.

Served with Cheese, Bacon &
Sour Cream* on the side

CHIPS & SALSA ... 7.

MAC & CHEESE ... 9.

QUESADILLAS ... 14.

Chicken, Pulled Pork or Veggie

STEAK QUESADILLAS ... 18.

SLIDERS (4) ... 11.

Choice of Pulled Pork, Chicken,
Beef Burger, Meatball Parmesan
or Taylor Ham

HOT DOGS ... 4.50 ea.

Grilled or Fried. With Chili & Cheese ... 6.

CLASSIC CORN DOGS ... 2 for 8.

BEER-BATTERED

FRIED PICKLES ... 11.

Burgers

Served with a Pickle and Side O' Fries
Substitute Rings or Tots for + 1.

Our burgers are made from 100% Grade-A
Pat LaFrieda Beef!

THE RETRO BURGER ... 15.50

Includes Bacon and choice of Cheese, served on
an English Muffin w/Chipotle Mayo*

BEEF, VEGGIE OR TURKEY BURGER ... 13.

Sandwiches

Served with a Pickle and Side O' Fries
Substitute Rings or Tots for + 1.

WRAPS ... 14.

Choice of Turkey, Beef-Taco, Grilled Veggie,
Chicken (Grilled or Fried), or Chicken Caesar

STEAK WRAP ... 18.

CHICKEN SANDWICH ... 13.

Grilled, Fried or Cajun-Style

CHICKEN OR MEATBALL

PARMESAN HERO ... 14.

B.L.T. ... 12.

TURKEY CLUB ... 14.

PULLED PORK ... 13.

CATFISH SANDWICH ... 15.

Blackened or Fried

TAYLOR HAM & CHEESE ... 10. w/Egg + 1.

STEAK SANDWICH ... 18.

With Sautéed Onions & choice of Cheese

GRILLED CHEESE ... 9.

Make it a Double-Decker! + 2.

All of our fare is made fresh to order.

*Additional portions of sauces & dressings + 50¢

Add!

TOPPINGS

Bacon + 2.

Taylor Ham + 2.

Egg + 1.

Sautéed Onions + 1.

Pickled Jalapeños + 1.

Sautéed Mushrooms + 1.

★ CHEESE + 1. ea. ★

American Swiss Cheddar

Provolone Pepper Jack

Blue Cheese Mozzarella

SIDE O' GUAC

+ 1.50 (2oz)

Entrées

GRILLED CHICKEN ... 16.

Served over Spinach
with a side of Rice

CHICKEN PARMESAN

16.

Served over Pasta

FISH 'N' CHIPS ... 16.

BLACKENED CATFISH

17.

Served with Rice & Vegetable

PENNE ALA VODKA ... 14.

GRILLED SKIRT STEAK

20.

Served w/Garlic Broccoli
& Mashed Potatoes

Add Au Poivre Sauce + 2.

MASHED POTATOES ... 6.

(Side) served w/Gravy