

# Manhattan Community Board 4

## Liquor License/Sidewalk Cafe Stipulations Application

(All Fields Must Be Completed)

<b>CORPORATION NAME</b>		<b>DOING BUSINESS AS (DBA)</b>	
PENN DISTRICT BP LLC & PENN PASTA LLC		BAR PRIMI	
<b>STREET ADDRESS</b>		<b>CROSS STREETS</b>	<b>ZIP CODE</b>
349 WEST 33RD STREET		8th AVENUE, 9th AVENUE	10001
<b>OWNER</b> <small>(Attach a list of all the people that will be associated/listed with the license)</small>	<b>NAME:</b> Tom Sanelli	<b>ATTORNEY/ REPRESENTAIVE</b>	<b>NAME:</b> RILEY MAUD
	<b>PHONE:</b> (212) 894-7433		<b>PHONE:</b> (212) 219-1193
	<b>EMAIL:</b> tsanelli@vno.com		<b>EMAIL:</b> RILEY.MAUD@HELBRAUNLEVEY.COM
<b>MANAGER</b>	<b>NAME:</b> Justin Sievers	<b>LANDLORD</b>	<b>NAME:</b> VORNADO REALTY TRUST
	<b>PHONE:</b> (404) 210-3121		<b>PHONE:</b> (212) 894-7988
	<b>EMAIL:</b> Justin @barprimi.com		<b>EMAIL:</b> N/A
<b>APPLICATION TYPE</b> ( <input checked="" type="checkbox"/> <i>Liquor License</i> <input type="checkbox"/> <i>Unenclosed Sidewalk Cafe</i> )			
<input checked="" type="checkbox"/> <b>New</b>	Has applicant owned or managed a similar business?	<input checked="" type="checkbox"/> <b>YES</b>	<input type="checkbox"/> <b>NO</b>
	What is/was the name and address of establishment?	BAR PRIMI 325 BOWERY New York, NY 10003	
	What were the dates applicant was involved with this former premise?	05/12/2004 TO PRESENT	
<input type="checkbox"/> <b>Corp</b> <b>Change/Class Change/Removal</b>	What is the license # and expiration date?		
	Is applicant making any alterations or operational changes?	<input type="checkbox"/> <b>YES</b>	<input type="checkbox"/> <b>NO</b>
	<i>If alterations or operational changes are being made, please describe/list all changes.</i>		
<input type="checkbox"/> <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 checked="" type="checkbox"/> Liquor/Wine/Beer & Cider	<input type="checkbox"/> Beer & Cider	<input type="checkbox"/> Wine/Beer & Cider
<b>ESTABLISHMENT TYPE</b>	<input checked="" type="checkbox"/> Restaurant	<input type="checkbox"/> Cabaret	<input type="checkbox"/> Night Club
	<input type="checkbox"/> Adult Entertainment	<input type="checkbox"/> Wine Bar	<input type="checkbox"/> Dance Club
	<input type="checkbox"/> Hotel	<input type="checkbox"/> Bar/Tavern	<input type="checkbox"/> Catering Establishment
	<input type="checkbox"/> Sports Bar	<input type="checkbox"/> Club (Fraternal Organization – Members Only)	
Has applicant/owner filed with the SLA? If yes, when? If no, when do you plan to file?	<input type="checkbox"/> YES	<input checked="" type="radio"/> <b>NO</b>	<b>AFTER WE HAVE MET WITH THE CB</b>
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"/> <b>YES</b>	<input type="radio"/> NO	<b>PLEASE SEE ATTACHED</b>
Is the 200 Foot Rule applicable? If yes, please attach a diagram of the schools and houses of worship that trigger the rule.	<input type="checkbox"/> YES	<input checked="" type="radio"/> <b>NO</b>	
Has applicant/owner(s) read MCB4 Policy Regarding Concentration and Location of Alcoholic-Serving Establishments?	<input checked="" type="radio"/> <b>YES</b>	<input type="radio"/> 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
	Operation	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am
	Kitchen	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am
	Music	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am	12pm-2am

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 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>		245	61	212	0	1	22
<b>OUTSIDE</b> <i>(Other than sidewalk café )</i>		95	23	73	0	1	12
<b>SIDEWALK CAFÉ</b>	N/A	N/A	N/A	N/A	N/A	N/A	N/A

How many floors are there? What is the capacity for each floor?      **2 FLOORS**

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

Will there be dancing?       YES     NO

Will applicant have bottle or table service for beverage alcohol?       YES     NO

Will you be hosting private; promotional or corporate events?       YES     NO      **APPROX. 10-20 TIMES PER YEAR**

Will outside promoters be used on a regular basis? If yes please describe.       YES     NO

Will you have a security plan? If, yes please attach.       YES     NO

Will security plan be implemented?       YES     NO

Will State certified security personnel be used?       YES     NO

Will New York Nightlife Association and NYPD Best Practices be followed?       YES     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?       YES     NO

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"/> YES	<input type="checkbox"/> NO	<b>HUDSON YARDS</b>
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
Is a Public Assembly permit required?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
Are your plans filed with DOB?	<input type="checkbox"/> YES	<input type="checkbox"/> NO	

<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	<b>PLEASE SEE ATTACHED</b>	
	# 2		
	# 3		
	# 4		
	# 5		
Please provide dates when applicant met with the groups listed above.		<b>PENDING</b>	
Who was your contact person at each group you met with?		<b>PENDING</b>	
When did applicant post the notice that was provided?		<b>YES</b>	
Where did applicant post the notice that was provided?		<b>FACADE OF THE BUILDING</b>	
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"/> YES	<input type="checkbox"/> NO
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicants jobs webpage?		<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO

# West 30's Block Associations/Tenant Associations/Community Groups

<b>Block/Tenant Association &amp; Community Groups</b>	<b>First name</b>	<b>Last name</b>	<b>E-MAIL</b>	<b>PHONE</b>
HKNA (incl. Dog Run)	Kathleen	Treat	kathleentreat123@gmail.com	
West 36th Street	Frank	Strock	mcgee79@aol.com	
CHDC (incl. Bob's & bird parks)	Joe	Restuccia	info@clintonhousing.org; jrestuccia2@clintonhousing.org	
CHDC (incl. Bob's & bird parks)	Ryan	Marcano	rmarcano@clintonhousing.org	
Hudson Yards Hell's Kitchen Alliance	Bob	Benfatto	rjbenfatto@hyhkalliance.org	
Hudson Yards Hell's Kitchen Alliance	Patty	Gouris	pgouris@hyhkalliance.org	
Hotel Americano			(212) 216-0000	
Highline537	Scott	Hupe	212-838-3700	
Donna Langman Costumes	Donna	Langman	donna@donnalangman.com	
CHEKPEDS	Christine	Berthet	cberthet@me.com	
Hell's Kitchen Block Association (W 33rd/34th/35th Streets (8th to 12th Avenues)	Julia	Campanelli	HellsKBA@gmail.com	Last Wednesday of the month, except August or November
W36th Block Association ( 8/9 )	Brian	Weber	brianscottweber@gmail.com	
W36th Block Association ( 8/9 )	Cressida	Connelly	cressidac@gmail.com	

**\*When sending an email please bcc everyone on the list\***



<b>BUILDING DESIGN</b>			
State the name and type of business previously located in the space.	<b>PREVIOUSLY UNLICENSED</b>		
Has a liquor-licensed establishment previously occupied this space at any time? If yes, please provide the name of the business.	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
Do you plan any changes to the existing façade? If yes, please describe.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<b>Replacement of windows and brick restoration</b>
Has the applicant/owner(s) read MCB 4 ADA Guidelines Memo?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
Is the entrance ADA Compliant?	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
Do you plan any changes to the existing façade? If yes, please describe.	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<b>Replacement of windows and brick restoratio</b>
Will applicant have a vestibule within the establishment?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
Will applicant use a storm enclosure?	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
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	<input type="checkbox"/> NO	
Will applicant comply with the NYC noise code?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> 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="checkbox"/> YES	<input type="checkbox"/> 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="checkbox"/> YES	<input type="checkbox"/> 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="checkbox"/> YES	<input checked="" type="checkbox"/> 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="checkbox"/> YES	<input type="checkbox"/> NO	
Will the kitchen exhaust system extend to the roof?	<input checked="" type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
Will the establishment have an illuminated sign?	<input checked="" type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
Will the establishment have a canopy extending over the sidewalk?	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
Where will the air conditioner be located? What type is it?	<b>Within the restaurant space.</b>		
When was the air conditioner installed?	N/A		

**OUTDOOR ITEMS - OTHER THEN SIDEWALK CAFÉ**

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

## OUTDOOR ITEMS – SIDEWALK CAFÉ

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

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

- All alcohol service in outdoor space will be to seated patrons only
- All outdoor space will closed and vacated of patrons no later than midnight nightly
- Any music or amplified sound in outdoor space will cease no later than 9 p.m. nightly
- Applicant agrees to implement all recommendations of the acoustic report from Cerami dated 10/3/22, including recommendation that occupancy of outdoor space not exceed 85 people prior to 10 p.m. and 55 people after 10 p.m.

*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  
 November 2, 2022 full board meeting, with 41 members voting in favor  
 of the recommendation, 2 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 →

Joshua Pickard

PRINT NAME OF APPLICANT



SIGNATURE OF APPLICANT

12.20.2022

DATE

# HELBRAUN | LEVEY

## 500 FOOT MAP (LAMP)



GREEN MARTINI= ACTIVE OP LIQUOR LICENSE

PINK MARTINI= INACTIVE OP LIQUOR LICENSE

ORANGE MARTINI= PENDING OP LIQUOR LICENSE

PURPLE ICON= CHURCH/PLACE OF WORSHIP

This report is for informational purposes only in aid of identifying establishments potentially subject to 500 and 200 foot rules. Distances are approximated using industry standard GIS techniques and do not reflect actual distances between points of entry. The NYS Liquor Authority makes no representation as to the accuracy of the information and disclaims any liability for errors.

Proximity Report For:	
Location	349 W 33rd St, New York, New York, 10001
Geocode	Latitude: 40.75218 longitude: -73.99538
Report Generated On	6/30/2022

8 Closest Liquor Stores		
Name	Address	Distance
BARRIL WINES & LIQUORS INC Ser #: 1315255	5 7 CARYL AVE YONKERS, NY 10705	425 ft
NRS WINE AND LIQUOR INC Ser #: 1336044	391 8TH AVE NEW YORK, NY 10001	1,019 ft
36TH STREET WINE & LIQUOR INC Ser #: 1023632	270 W 36TH STREET NEW YORK, NY 10018	1,058 ft
AMSTERWINE.COM INC Ser #: 1313979	475 9TH AVE NEW YORK, NY 10018	1,093 ft
MEENA SAMANI CORPORATION Ser #: 1273576	460 W 34TH ST STORE# 1 NEW YORK, NY 10001	1,117 ft
RAJ WINE LLC Ser #: 1314271	PENN STATION 7TH AVE CORRIDOR-SPACE 23B NEW YORK, NY 10001	1,170 ft
HUDSON YARDS WINES & SPIRITS INC Ser #: 1320790	486 9TH AVE NEW YORK, NY 10018	1,183 ft
PENN WINE & SPIRITS INC Ser #: 1170139	PENNSYLVANIA STATION 3 PENN PLAZA LEVEL A CONCOURSE NEW YORK, NY 10001	1,262 ft

Schools within 500 feet		
Name	Address	Distance
No Schools within 500 feet		

Churches within 500 feet	
Name	Distance
West Side Jewish Center	382 ft



Pending On Premises Liquor Licenses within 750 feet		
Name	Address	Distance
MOYNIHAN OVERLOOK BAR LLC & PDP HOSPITALITY LLC Ser #: 1338758	383 W 33RD ST # 188-189 NEW YORK, NY 10001	365 ft
PANMELLITO INC Ser #: 1325354	PENN STATION MAIN CONCOURSE, SPACE# 68B NEW YORK, NY 10001	575 ft

Active On Premises Liquor Licenses within 750 feet		
Name	Address	Distance
NY 33RD LEASEHOLD LLC,FIVE POINTS OPRTG TENANT LLC Ser #: 1334766	325 W 33RD ST NEW YORK, NY 10001	53 ft
AMERICAN MULTI CINEMA INC Ser #: 1322890	312 W 34TH ST NEW YORK, NY 10001	280 ft
AMTRAK N R P CORP Ser #: 2001400	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001372	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001406	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001367	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001370	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001347	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001388	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001353	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001396	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001390	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001392	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001344	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft

Active On Premises Liquor Licenses within 750 feet		
Name	Address	Distance
AMTRAK N R P CORP Ser #: 2001403	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001356	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001397	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001404	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001345	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001378	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001365	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001359	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001342	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001368	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001362	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001348	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001373	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001395	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001343	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001374	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001389	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft

Active On Premises Liquor Licenses within 750 feet		
Name	Address	Distance
AMTRAK N R P CORP Ser #: 2001351	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001357	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001399	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001375	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001383	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001360	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001385	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001358	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001391	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001335	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001402	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
RAILROAD PASSENGER SERVICES CORP Ser #: 1138563	PENN STATION NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001369	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001376	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001408	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001366	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001405	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft

Active On Premises Liquor Licenses within 750 feet		
Name	Address	Distance
AMTRAK N R P CORP Ser #: 2001338	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
AMTRAK N R P CORP Ser #: 2001387	PENN STATION UNDER OPTION B NEW YORK, NY 10001	364 ft
MOYNIHAN FOOD HALL BAR LLC & PDP HOSPITALITY LLC Ser #: 1337991	383 W 33RD ST #20 NEW YORK, NY 10001	365 ft
MANHATTAN CENTER STUDIOS INC Ser #: 1103659	311 W 34TH STREET NEW YORK, NY 10001	448 ft
CHIPOTLE MEXICAN GRILL OF COLORADO LLC Ser #: 1145224	304 W 34TH ST NEW YORK, NY 100011632	468 ft
ARAMARK SERVICES INC Ser #: 1337824	401 9TH AVE NEW YORK, NY 10001	470 ft
TWINS PUB INC Ser #: 1034146	421 9TH AVENUE NEW YORK, NY 10001	485 ft
ARAMARK SERVICES INC Ser #: 1336869	421 8TH AVE AKA 372 NINTH AVE NEW YORK, NY 10001	510 ft
NEW YORKER HOTEL MANAGEMENT COMPANY INC & Ser #: 1023277	481 8TH AVENUE STE 633 NEW YORK, NY 10001	518 ft
EROS MGMNT & REALTY LLC Ser #: 1256131	345 W 35TH ST NEW YORK, NY 10001	560 ft
UNCLE JACK S STEAKHOUSE INC Ser #: 1144711	440 9TH AVENUE 35TH STREET NEW YORK, NY 10001	571 ft
34TH STREET DINER INC Ser #: 1024091	481 8TH AVE STORE 2 NEW YORK, NY 10001	577 ft
34TH STREET DINER INC Ser #: 1283055	481 8TH AVE STORE 1 NEW YORK, NY 10001	577 ft
GENTS ENTERPRISES INC Ser #: 1023985	PENN STATION-MAIN CONCOURSE NEW YORK, NY 10001	578 ft
440 NINTH AVENUE ENTERTAINMENT LLC Ser #: 1247112	440 9TH AVE NEW YORK, NY 10001	602 ft
EVEN HOTEL 35 LLC & IHG MANAGEMENT MARYLAND LLC Ser #: 1285625	321 W 35TH ST NEW YORK, NY 10001	633 ft
505 HP LLC Ser #: 1306374	505 8TH AVE NEW YORK, NY 10018	732 ft

**BLOODY MARY  
DELLA CASA**

vodka, hot peppers, mortadella  
glass ~ 15 pitcher ~ 58

~

**ANTIPASTI**

~~~~~

**ricotta crostino** hazelnuts, truffle honey ~ 14

**sicilian tomato rice balls** basil pesto ~ 12

**brussels sprouts** pepperoni, pecorino ~ 14

**AC's antipasti salad** ~ 17

**kale insalata** roasted garlic, apples, walnuts ~ 16

**arugula** dried cherries, almonds, caprino ~ 17

**beets** pistachio pesto, pimentón yogurt ~ 15

**burrata cremosa** peperonata, grilled bread ~ 21

**san daniele prosciutto** bufala mozzarella ~ 22

**stuffed meatballs** in sugo ~ 15

**FORMAGGI**

~~~~~

served with italian honey and grilled bread

**taleggio** lombardia ~ cow

**pecorino sardo** sardinia ~ sheep

**la tur** piedmont ~ goat, cow & sheep

**gorgonzola dolce** lombardia ~ cow

**per piece** ~ 7.00 **four pieces** ~ 25.00

Chef della Cucina  
Luciano Duco

**B A R**  
**PRIMI**

B O W E R Y

~

**PASTA**

~~~~~

**linguine** four cloves of garlic, breadcrumbs ~ 18

**rigatoni alla norma** eggplant, mozzarella, basil ~ 23

**breakfast spaghetti** kale, pancetta, poached egg ~ 27

**penne ragu alla bolognese**, ricotta ~ 26

**cavatelli** vodka sugo ~ 23

~ our pasta is made with 100% non-GMO flour ~

~ gluten-free pasta is available ~

**BRUNCH**

~~~~~

**almond granola** honey yogurt, gala apple, mint ~ 14

**scrambled egg crostino** lump crab, garlic crema ~ 26

**pomodoro baked eggs** mozzarella, grilled ciabatta ~ 19

**funghi scramble** truffle vinaigrette, caprino ~ 22

**breakfast sandwich** mortadella, egg, fontina, aioli ~ 17

**the bensonhurst** prosciutto, burrata, balsamic ~ 16

**meatballs & polenta** fried egg, parmigiano ~ 23

**ricotta pancakes** nutella, bananas, walnuts ~ 19

**MIMOSA**

prosecco with choice of orange, grapefruit, or  
blood orange

glass ~ 15 pitcher ~ 58

~

**CONTORNI**

~~~~~

**applewood smoked bacon** ~ 10

**breakfast potatoes** garlic aioli, parmigiano ~ 9

**BEVANDE**

~~~~~

**lurisia sodas from piedmont**

aranciata rossa ~ 5.50

limonata ~ 5.50

chinotto ~ 5.50

**lavazza coffee from piedmont**

coffee ~ 4.00 espresso ~ 4.50

macchiato ~ 5.00 cappuccino ~ 6.00

**hot tea from in pursuit of tea**

darjeeling ~ 6.00

lavender-mint ~ 6.00

chamomile ~ 6.00

consuming raw or undercooked meats, poultry, seafood,  
shellfish or eggs may increase your risk of foodborne illness

B A R  
**PRIMI**

B O W E R Y

~

**PICCOLINI**

~~~~~

- ricotta crostino** hazelnuts, truffle honey ~ 14
- sicilian tomato rice balls** basil pesto ~ 12
- brussels sprouts** pepperoni, pecorino ~ 14

**ANTIPASTI**

~~~~~

- AC's antipasti salad** ~ 17
- kale insalata** roasted garlic, apples, walnuts ~ 16
- arugula** dried cherries, almonds, caprino ~ 17
- beets** pistachio pesto, pimentón yogurt ~ 15
- grilled octopus** crushed potatoes, salsa verde ~ 22
- burrata cremosa** peperonata, grilled bread ~ 21
- san daniele prosciutto** bufala mozzarella ~ 22
- stuffed meatballs** in sugo ~ 16

Chef della Cucina  
Luciano Duco

**PRIMI PIATTI**

~~~~~

- spaghetti pomodoro** parmigiano-reggiano ~ 21
- ricotta agnolotti** vodka sugo ~ 26
- fiore di carciofi** prosciutto, peas, pecorino ~ 28
- linguine** 4 cloves of garlic, breadcrumbs ~ 20
- fusilli** broccoli pesto, pine nuts, basil ~ 24
- bucatini** lamb amatriciana, pecorino ~ 28
- rigatoni carbonara** pancetta, savoy cabbage ~ 27
- penne** ragu alla bolognese, ricotta ~ 27
- orecchiette** salsiccia, broccoli rabe, peperoncino ~ 27
- squid ink campanelle** crab, garlic crema, fresno ~ 32
- spaghetti & clams** 'nduja sausage sugo, parsley ~ 29

~ our pasta is made with 100% non-GMO flour ~  
~ gluten-free pasta is available ~

**SECONDI**

~~~~~

- chicken piccata**  
fingerling potatoes, capers, lemon ~ 33
- hanger steak**  
garlic butter, patate fritti, arugula ~ 38
- grilled branzino**  
olive mufaletta ~ 35

**CONTORNI**

~~~~~

- broccolini** zesty italian dressing ~ 10
- rustic potatoes** parmigiano ~ 10

**FORMAGGI**

~~~~~

- served with italian honey and grilled bread
- taleggio** lombardia ~ cow
- pecorino sardo** sardinia ~ sheep
- la tur** piedmont ~ goat, cow & sheep
- gorgonzola dolce** lombardia ~ cow
- per piece ~ 7.00    **four pieces** ~ 25.00

consuming raw or undercooked meats, poultry, seafood,  
shellfish or eggs may increase your risk of foodborne illness

# COCKTAILS



## PALOMA #7

Tromba Tequila,  
Illegal Mezcal, Cappelletti,  
Lime, Grapefruit  
~ 16 ~

## ALPINO

Vodka, Heimat NY  
Blackberry, Alpine Aromatics,  
Limonata  
~ 16 ~

## PRIMAVERA

Gin, St. Germain,  
Cucumber, Thyme,  
Citrus  
~ 16 ~

## SAN LORENZO

Michter's Rye, Carpano  
Antica, S. Maria al Monte,  
Luxardo Maraschino, bitters  
~ 16 ~

## VINI IN BICCHIERE

### SPUMANTE

NV Bisol PROSECCO 'Jeio', Veneto ~ 15/60

### ROSATO

2021 Li Veli NEGROAMARO 'Torrerose', Puglia ~ 15/60  
2019 Luigi Maffini AGLIANICO 'Denazzano', Campania ~ 17/68

### BIANCO

2020 Sartarelli VERDICCHIO, Marche ~ 15/60  
2020 Venica & Venica PINOT GRIGIO 'Jesera', Friuli ~ 19/76  
2020 Terredora FALANGHINA, Campania ~ 15/60  
2020 Ciro Picariello FIANO, Campania ~ 16/64  
2019 Inama SOAVE CLASSICO 'Foscarino', Veneto ~ 18/72

### ROSSO

2020 Caruso Minini PERRICONE 'Naturalmente', Sicily ~ 15/60  
2019 Chiara Condello SANGIOVESE, Emilia-Romagna ~ 17/68  
2019 Vietti BARBERA D'ASTI, 'Tre Vigne', Piedmont ~ 16/64  
2020 Trediberri NEBBIOLO, Piedmont ~ 19/76  
2020 Li Veli PRIMITIVO, 'Orion', Puglia ~ 15/60

## BEER

Narragansett LAGER Rhode Island (12oz) ~ 8  
Bronx Brewery 'Well Earned' PILSNER Bronx, NY (16oz) ~ 10  
Three's Brewing 'Logical Conclusion' IPA Brooklyn (16oz) ~ 10

## VINI IN BOTTIGLIA

### SPUMANTE

6018 NV Lini 910 LAMBRUSCO ROSSO, Emilia-Romagna ~ 55  
6019 NV Antica Fratta FRANCIACORTA Brut, Lombardy ~ 75  
6020 '12 Barone Pizzini FRANCIACORTA ROSÉ Brut, Lombardy ~ 95

### ROSATO

9130 2021 Antoniolo NEBBIOLO ROSATO 'Bricco', Piedmont ~ 58  
9135 2021 Rocca Di Montegrossi SANGIOVESE ROSATO, Tuscany ~ 59  
9125 2020 Graci ETNA ROSATO, Sicily ~ 65  
9140 2020 Terre Nere NERELLO MASCALESE, Sicily ~ 68

### BIANCO

3015 '20 Poggio dei Gorleri VERMENTINO, Liguria ~ 59  
3035 2020 Angelo Negro ROERO ARNEIS, Piedmont ~ 59  
3065 2020 Tiberio TREBBIANO ABRUZZESE, Abruzzo ~ 59  
3020 2020 Ronchi di Cialla RIBOLLA GIALLA, Friuli ~ 60  
3060 2020 Tascante ETNA BIANCO, Sicily ~ 60  
3055 2020 Tasca d'Almerita GRILLO, Sicily ~ 60  
3070 2020 Ronchi di Cialla FRIULANO, Friuli ~ 64  
3000 2020 Tiberio PECORINO, Abruzzo ~ 65  
3030 2020 Ciro Picariello FIANO di AVELLINO, Campania ~ 68  
3010 2020 Laura Aschero PIGATO, Liguria ~ 75  
3075 2019 Bisci VERDICCHIO 'Fogliano', Marche ~ 77  
3040 2018 Pietracupa FIANO, Campania ~ 80  
3025 2020 Terre Nere ETNA, 'Calderara Sottana', Sicily ~ 80  
3045 2019 Pietracupa GRECO, Campania ~ 80



## STORIES & SUGGESTIONS

## VINI IN BOTTIGLIA

### ROSSO

5115 2020 Alois Lageder SCHIAVA, Alto Adige ~ 59  
5005 2019 San Ferdinando CILIEGIOLO, Tuscany ~ 59  
5025 2018 A. Caprai MONTEFALCO ROSSO, Umbria ~ 60  
5130 2021 Teberio CERASUOLO d'ABRUZZO ~ 62  
5035 '20 Cataldi Madonna MONTEPULCIANO d'ABRUZZO ~ 64  
5020 2019 Feudo Montoni NERO D'AVOLA 'Lagnusa', Sicily ~ 64  
5000 '19 Valle dell' Acate CERASUOLO DI VITTORIA, Sicily ~ 64  
5015 2020 Pecchenino DOLCETTO DOGLIANI, Piedmont ~ 65  
5010 2019 Grifalco AGLIANICO, Basilicata ~ 65  
5100 2020 Cerbaiona SANGIOVESE VdT, Tuscany ~ 66  
5120 2020 Trediberri BARBERA D'ALBA, Piedmont ~ 65  
5030 2017 Bussola VALPOLICELLA RIPASSO, Veneto ~ 70  
5045 2019 Vietti NEBBIOLO 'Perbacco', Piedmont ~ 77  
5105 2020 Monteraioni CHIANTI CLASSICO, Tuscany ~ 80  
5050 2020 Occhipinti ROSSO 'SP68', Sicily ~ 85  
5090 2019 Girolamo Russo ETNA ROSSO 'a Rina', Sicily ~ 89  
5095 2015 Ronchi di Cialla SCHIOPETTINO, Friuli ~ 95  
5070 2017 Vajra BAROLO 'Albe', Piedmont ~ 99  
5080 2010 Molettieri TAURASI 'Cinque Querce', Campania ~ 105  
5060 2018 Paolo Scavino BAROLO, Piedmont ~ 105  
5085 '14 Cascina Bruciata BARBARESCO, Piedmont ~ 105  
5075 '17 Prod. del Barbaresco BARBARESCO, Piedmont ~ 115  
5110 2018 Graci ETNA ROSSO, 'Arcuia' Sicily ~ 135  
5125 '17 Colombini BRUNELLO DI MONTALCINO, Tuscany ~ 160  
5135 2013 Sori'Paitin BARBARESCO, Piedmont ~ 190





Park here









→ STAY

FEEL THE  
STAY LOVE

THE PAST IS THE  
PRESENT  
OVERCOMES  
LOWEST

STAY

←→

←





THE BYE PERCE FOR  
GOD PEOPLE  
HERE COMES THE  
FLOWER

→ STAY ← STA ←

FEEL THE LOVE  
STAY

EXIT  
STAY →  
OUT →



















Located in the Lower Concourse  
of Moynihan Train Hall - Across the Street



330 West 34th St

Vornado 330 W 34th St LLC

for more information, visit [www.nyc.gov/buildings](http://www.nyc.gov/buildings)



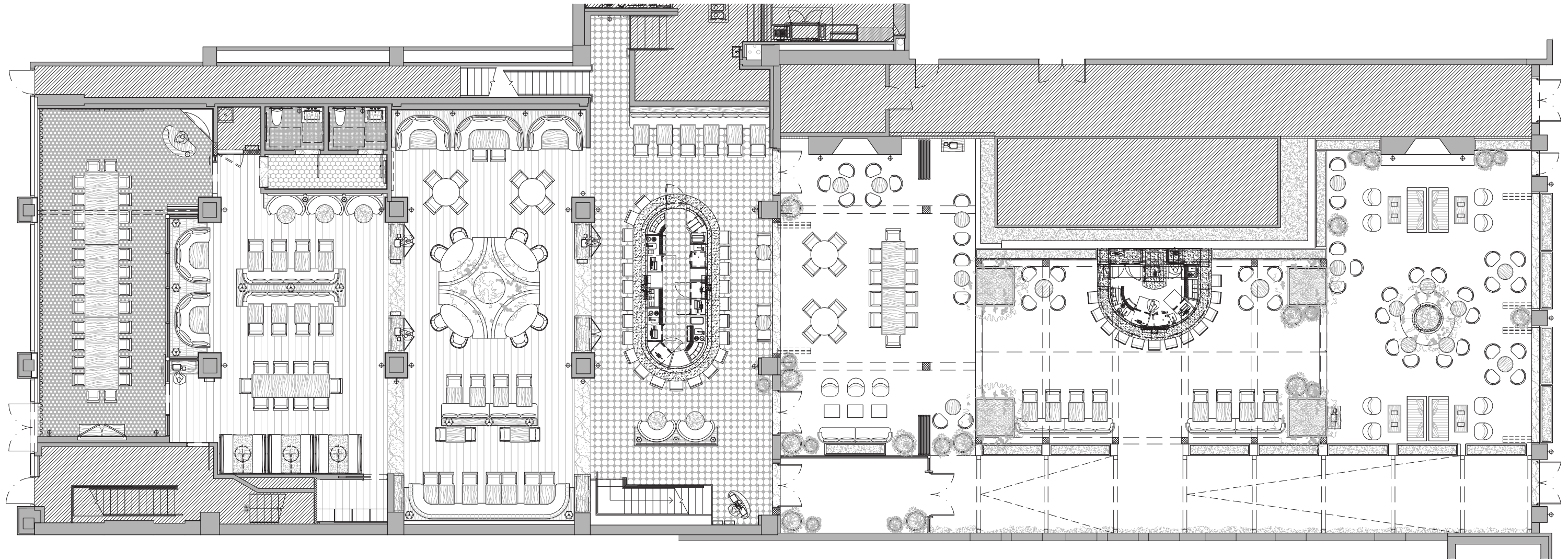
St.  
BH  
Store Entrance  
425 West Avenue  
Executive Offices  
441 West Avenue  
C Loading Dock





# MAIN LEVEL

OVERALL PLAN



ROOM 1:  
28 PDR Seats

ROOM 2:  
54 Dining Seats

ROOM 3:  
74 Dining Seats

ROOM 4:  
23 Bar Seats  
20 Dining Seats

ROOM 5:  
36 Dining Seats

ROOM 6: (Exterior)  
12 Bar Seats  
24 Dining Seats

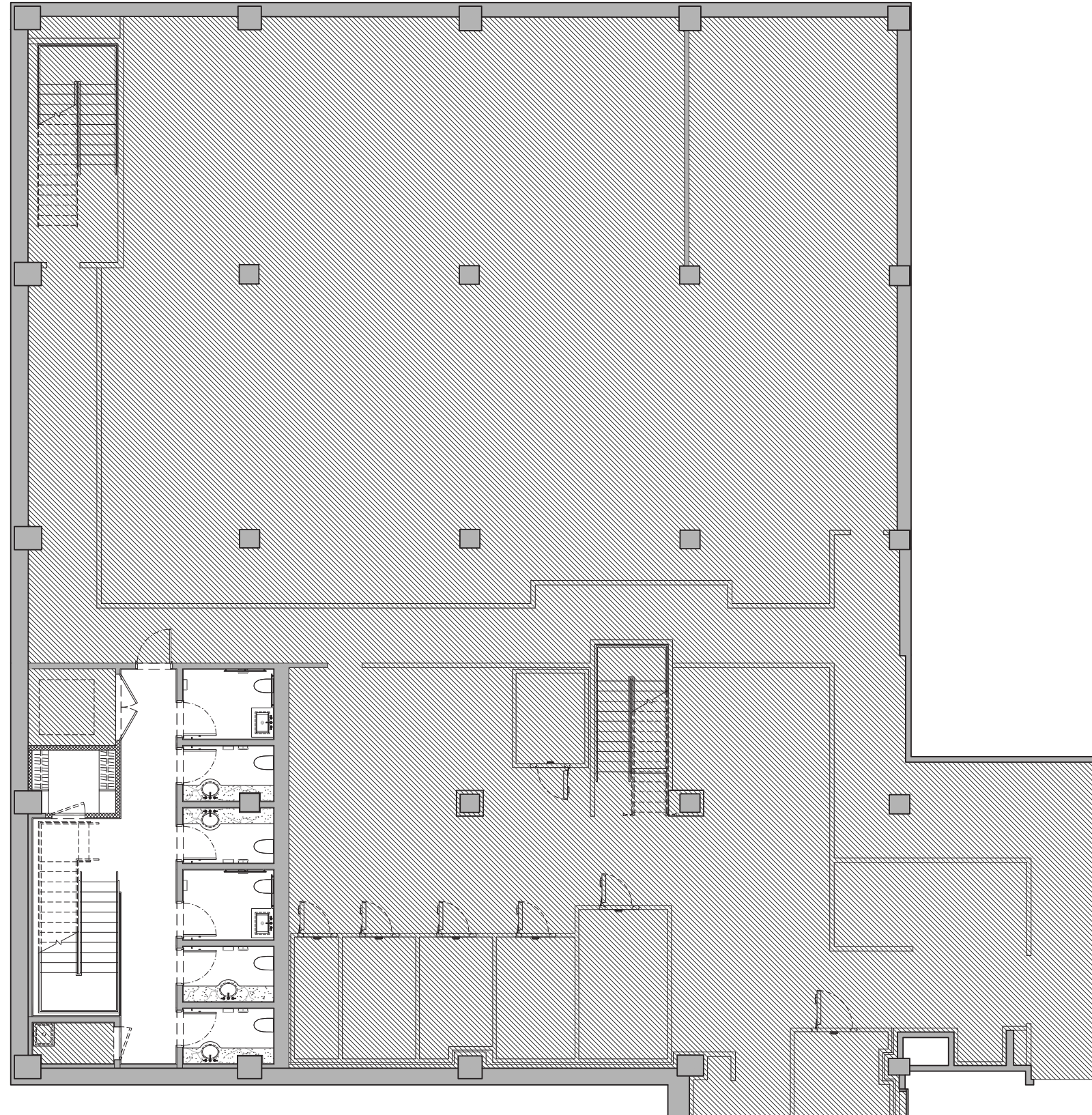
ROOM 7: (Exterior)  
49 Dining Seats

PDR: 28  
Dining (Indoor): 184  
Dining (Outdoor): 73  
Bar (Indoor): 23  
Bar (Outdoor): 12  
OVERALL TOTAL: 320



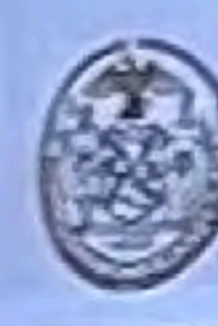
# LOWER LEVEL

OVERALL PLAN



MD





CITY OF NEW YORK  
MANHATTAN COMMUNITY BOARD No. 4  
424 W 33<sup>rd</sup> Street, Suite 500 New York, NY 10001  
NYC 212-738-4636  
<http://www.mbc4.nyc.gov>

**PUBLIC NOTICE**  
Business Licenses and Permits Committee  
will discuss an application submitted by  
**Penn Pasta LLC &  
NOHO Hospitality Group**  
**349 W 33<sup>rd</sup> Street**

A New Liquor, Wine, Beer & Cider Application for a  
Restaurant Establishment with Recorded Music

DATE: Tuesday, August 9, 2023  
TIME: 6:30 PM  
PLACE: Video/Phone Conference Registration  
<https://zoom.us/join?register=1&id=6553x561414248133>

We invite you to attend this meeting and learn more about this application.  
Alternatively, you may email your comments by 12 p.m. Monday, August 13, 2023  
or for more information, please email Assistant District Manager Nely Gonzalez  
[DistrictManager@nyc.gov](mailto:DistrictManager@nyc.gov)

Posted according to the Administrative Code of the City of New York  
§ 24-209. Please do not remove until after the above meeting date.





CITY OF NEW YORK  
MANHATTAN COMMUNITY BOARD No. 4  
624 W 27<sup>th</sup> Street, Suite 202, New York, NY 10011  
NY 212-242-2020

**PUBLIC NOTICE**  
Business Licenses and Permits Committee  
will discuss an application submitted by  
**Penn Pasta LLC &  
NOHO Hospitality Group**  
**349 W 33<sup>rd</sup> Street**

A New Liquor, Wine, Beer & Cider Application for  
Restaurant Establishment with Recorded Hours

DATE: Tuesday, August 9, 2022  
TIME: 6:30 PM  
PLACE: Video/Phone Conference Registration  
[https://zoom.us/j/85610272900?pwd=6S3xas\\_40ryab6t3](https://zoom.us/j/85610272900?pwd=6S3xas_40ryab6t3)

You invite you to attend this meeting and learn more about the subject.  
Alternatively, you may email your comments by 12 p.m. Monday, August 15, 2022  
or for more information, please email Assistant Council Manager, New York  
[licensing@cityofnyc.gov](mailto:licensing@cityofnyc.gov)

Printed according to the Administrative Code of the City of New York  
115. Please do not remove until after the specified time.





**PUBLIC NOTICE**  
 Planning, Zoning and Permits Committee  
 will discuss an application submitted by  
**Penn Pasta LLC &  
 SOHO Hospitality Group**  
 349 W 33<sup>rd</sup> Street  
 (License: Wine, Beer & Cider Application for a  
 Restaurant Establishment with Recorded Music)  
 Tuesday, August 9, 2022  
 6:30 PM  
 Video Conferencing Registration  
<https://www3.cityofnewyork.us/onlinepublicmeeting/>  
 Meeting ID: 845 628 8233  
 Meeting Passcode: 8456288233  
 Meeting Link: <https://www3.cityofnewyork.us/onlinepublicmeeting/>  
 Meeting ID: 845 628 8233  
 Meeting Passcode: 8456288233  
 Meeting Link: <https://www3.cityofnewyork.us/onlinepublicmeeting/>



PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi

NAME: 349 West 33rd Street  
 ADDRESS: 349 West 33rd Street

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR This will be operating until: 2AM  
 Regarding the outside space: There will be A GARDEN  This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat)

DATE	NAME	ADDRESS	SIGNATURE
7/27/22	Grace Maruy	330 Hudson Ave New York NY Apt 35	
7/27/22	D. Durcan	445 West 31st Apt 16R #	
7/27/22	Marguine Nelson	435 N. 31 Apt 27L #	
7/27/22	Jill S Nestor	435 W. 31 #	
7/27/22	Janiak Harold	435 W 81st # 12K	
7/27/22	<del>Harold Harold</del>	335 W 81st # 22A	
7/27/22	M. Kushnatar	435 W 31st # 19T	
7/27/22	Elizabeth Rivera	435 W 31st # 19F	
7/27/22	Max Westin	360 W 34th #	
7/27/22	Leah Horvath	305 W 34th # 2F	
7/27/22	Rubio Campos Pasits	321 W 33 #	
7/27/22	<del>Rubio Campos Pasits</del>	320 W 33rd #	
7/27/22	Josquin Olivia Tanora	4 the Aline #	
7/27/22	Ryan Pasits	424 W 33rd #	
7/27/22	Henry Pasits	424 W 33rd #	

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property

PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi

349 West 33rd Street

ADDRESS

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR This will be operating until: 2AM  
 Regarding the outside space: There will be A GARDEN  This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
7/27	Amanda H	1 Manhattan West #	
7/27	OND	1 Manhattan West #	
7/27	Mackenzie	1 Manhattan West #	
7/27	Buena	1 Manhattan W. #	
7/27	VICIE MOLLYS	The Eugene #	
7/27	Kaylyn Sanchez	The Eugene #	
7/27	Coli Williams	1 Manhattan West #	
7/27	Madison Kirk	1425 Davis St Bronx 10462 #	
7/27	John Ashton	911 West 4th St # 10031	
7/27	Amber Skontras	360 W 34th #	
7/27	Alina R	660 M34th St #	
7/27	Alexis R	215 W 32nd St #	
7/27	Caros Urges	The Eugene #	
7/27	Carly Freund	The Eugene #	
7/27	Matt Traza	The Eugene #	

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property



PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:  
 Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi

N.A.V.H.  
 349 West 33rd Street  
 ADDRESS

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR This will be operating until: 2AM  
 Regarding the outside space: There will be A GARDEN  This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
7/28	Seth Hong	315 W 33rd NY, NY 10001 #	
7/28	Olivia W.	315 W 33rd NY, NY 10001 #	
7/28	Andrea Robinson	331 East 29th NY NY #	
7/29	David Colman	315 W 33rd NY	
7/28	Liam Connell	360 W 34th St 10001 #	
7/28	Austin Joyner	360 W 34th St 10001 #	
7/28	Alex Huskov	29 Saund Andrews Place #	
7/28	Shannon Samuels	435 W 37th St. #	
7/28	George Ziv	435 W 37th #	
7/28	James Smith	435 W 31st Street 10001 #	
7/28	Joseph Keller	435 W 31st 10001 #	
7/28	David...	435 W 31st Street 10001 #	
7/28	Anthony...	435 W 31st 10001 #	
7/28	Alfred...	435 W 31st 10001 #	

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed premises.



PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

**Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi**

All

NAME  
349 West 33rd Street

ADDRESS

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR      This will be operating until: 2AM

Regarding the outside space: There will be A GARDEN       This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
7/26	Moussabou Prizakle	360 W 34th Street #	
7/26	Ally	360 W 34th St #	
7/26	Donna	360 W 34th St #	
7/26	Prigyan Prigyan	360 W 34th St #	
7/26	Prigyan Prigyan	360 W 34th St #	
7/26	Lauren Bon	360 W 34th St #	
7/26	Mac h Sims	320 West 30th St # 4D	
7/26	Juliana Mirens	300 W 31th St # 8E	
7/26	Judy	300 W 31th St #	
7/26	Prigyan Prigyan	408 W 34th St #	
7/26	Prigyan Prigyan	408 W 34th St #	
7/26	Prigyan Prigyan	360 W 34th St #	

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property



PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi

NAVE  
349 West 33rd Street

ADDRESS

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR This will be operating until: 2AM

Regarding the outside space: There will be A GARDEN  This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
7/20/22	Ryan Wemy	315 W 33rd St #	<i>Ryan Wemy</i>
7/20/22	Sue Park	315 W 33rd St #	<i>Sue Park</i>
7/20/22	Claire Equint	#	<i>Claire Equint</i>
7/20/22	Morgan Campbell	#	<i>Morgan Campbell</i>
7/20/22	Sam Kaplan	315 W 33rd St #	<i>Sam Kaplan</i>
7/20/22	Sherry [unclear]	315 W 33rd St #	<i>Sherry [unclear]</i>
7/20	Tendon Corubry	#	<i>Tendon Corubry</i>
7/20	Devlin Norris	315 W 33rd St #	<i>Devlin Norris</i>
7/20	Julia Grober	315 W 33rd St #	<i>Julia Grober</i>
7/20	Quensen [unclear]	315 W 33rd St #	<i>Quensen [unclear]</i>
7/20	Anthony [unclear]	316 W 33rd St #	<i>Anthony [unclear]</i>
7/20	Jose [unclear]	" #	<i>Jose [unclear]</i>
7/20	Soo [unclear]	315 W 33rd St #	<i>Soo [unclear]</i>
7/20	Luisa Anderson	315 W 33rd St #	<i>Luisa Anderson</i>

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property

PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi

NAME  
349 West 33rd Street

ADDRESS

Registered interior space: This will be a RESTAURANT w/ CUSTOMER BAR This will be operating until: 2AM

Registered outside space: There will be A GARDEN  This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
	Alvaro Adilla	366 W 34th #	Alvaro Adilla
	Laurie Chappelz	60-35 38th Street #	Laurie Chappelz
	M. Shattbrook	Long Island City NY 11101 135 W. 16th St. NY NY 10011	M. Shattbrook
	Jeffrey Kanak	151-18-24th #	Jeffrey Kanak
	Hannah Mikavova	1339 Broadway #	Hannah Mikavova
	Miguel Mendez	315 W 33rd Street #	Miguel Mendez
	Warrison Ju	315 W 33rd St #	Warrison Ju
	Kyrene Richardson	27 Ken York St BRK #	Kyrene Richardson
	Haim Feinhan Mr	121 Hill Gate Circle #	Haim Feinhan
	Carlos Bolivar	3747 61st Woodside NY #	Carlos Bolivar

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property



**PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE**

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

N.A.V.I.I.  
349 West 33rd Street

ADDRESS

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR      This will be operating until: 2AM  
 Regarding the outside space: There will be A GARDEN      This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
07/20/22	JOSE ATHAN	315 W. 33 ST #	
07/20/22	NANCY NANCY	315 W. 33 ST #	
7/20/22	JULIE BUCKLE	300 W 34th #	
7/20/22	CAROL PROBERTO	360 WEST 34 TH ST #	
7/21/22	DENNIS KING	360 W. 34th ST #	
7/20/22	YUNA RO	360 W. 34th ST #	
7.20.22	MICHAEL MATELA	220 WEST 49th St, Apt 1	
7/20/22	CAITLIN DEERH	360 W. 34th St #	
7/20/22	ESHAN VERI	360 W. 34th St #	
7/20/22	RANDI ZIGLER	360 W. 34th St #	
7/20/22	JAYANIE CARIVIA	360 W. 34th St #	
7/20/22	TRANGAL SINGH	360 W. 34th St #	

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property

PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE  
 Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi

NAME  
 349 West 33rd Street  
 ADDRESS

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR This will be operating until: 2AM  
 Regarding the outside space: There will be A GARDEN  This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
07/28/22	KARLEY MINNELL	419 W. 34th Street #	
07/28/22	ANNE CRAIG	419 W. 34th Street #	
07/28/22	CHRISTINA ADAMS	435 W. 31st Street #	
07/28/22	AUDREY CWIN	435 W. 31st Street #40H	
07/28/22	EMILY ZIMNY	435 W. 31st Street #	
07/28/22	COURTNEY SUMWOOD	435 W. 31st Street #	
07/28/22	SHAWN M. COLLISH	435 W. 31st Street #	

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property














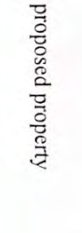
PETITION SIGNATURES IN SUPPORT OF NYSLA LICENSE

The following undersigned residents of the premises and surrounding buildings support the issuance of an on-premises license to the following applicant/establishment:

NAME  
 Penn Pasta LLC & NOHO Hospitality Group LLC DBA Bar Primi  
 ADDRESS  
 349 West 33rd Street

Regarding the interior space: This will be a RESTAURANT w/ CUSTOMER BAR      This will be operating until: 2AM

Regarding the outside space: There will be A GARDEN       This will be operating until: 12AM (Mon. - Thurs.) and 1AM (Fri. - Sat.)

DATE	NAME	ADDRESS	SIGNATURE
Jul 20	MAX KATZ	315 W. 33rd ST # 10J	
Jul 20	Sara Brown	315 W 33 ST # 8L	
Jul 20	TAKAI Toppart	855 CLARK ST # 517	
Jul 21	Made Ann	858 - 92nd Street Brooklyn NY 11221	
Jul 21	Tom Hansen	315 W 32nd St #	
Jul 21	Frank Larson	408 W 34th St #	
	Mikaela Stern		
			
			
			
			
			

PLEASE NOTE: signatures should be from residents of upstairs and adjoining buildings, and within two-block area of proposed property













330 W34TH STREET - BAR PRIMI  
**EXTERIOR DINING NOISE STUDY**  
10.03.2022

CERAMI



Cerami conducted a study to evaluate the potential noise impact from the proposed outdoor dining area at 330 W 34th St. The programming includes a proposed maximum exterior occupancy of 85 and amplified music. The study sought to determine the potential noise impact of people socializing and dining (voices and restaurant noise) at the nearest residential buildings to the adjacent residential windows overlooking the courtyard space. Collected data used for our assessment included existing ambient sound level conditions collected throughout a weekend within the exterior courtyard as well as sound levels of outdoor dining activity at an existing Bar Primi location in Bowery.

## 1.0 Executive Summary

To remain in compliance with applicable NYC Noise Code sections, we advise the following limitations of exterior courtyard dining activity be applied:

- Limit music sound levels to be 62 dB(A)/ 69 dB(C) overall (as measured at the courtyard lot line boundary) and no greater than approximately 63 dB within each 1/3 octave band frequency from 63 Hertz to 500 Hertz.
- For reference, advised music limits are subjectively equivalent to roughly half the music volume measured at the existing Bar Primi location in Bowery
- Currently planned occupancy of 85 persons within the exterior courtyard is estimated to be acceptable in meeting daytime code criteria.
- Occupancy should be limited to not exceed 55 persons within the exterior courtyard during nighttime hours (10PM or later) to maintain code criteria.

## 2.0 Acoustic Terminology and Criteria

The following summarizes the commonly used acoustical terminology and criteria that are applicable to this project:

### 2.1 A-Weighted Sound Pressure Level (dBA)

A-weighted sound levels provide excellent correlation to the human response to noise at low to moderate sound levels. The A-weighting network approximates the sensitivity of the human ear at moderate sound levels by de-emphasizing high and low frequencies because the ear is less sensitive to these ranges. Unless otherwise indicated, all noise levels are expressed in decibels referenced to  $20 \times 10^{-6}$  Pa.

### 2.2 C-Weighted Sound Pressure Level (dBC)

The C weighting network follows the frequency sensitivity of the human ear at very high noise levels. The C-weighting scale is quite flat, and therefore includes much more of the low-frequency range of sounds than the A-scale. Unless otherwise indicated, all noise levels are expressed in decibels referenced to  $20 \times 10^{-6}$  Pa.

### 2.3 NYC Noise Code Section 24-231 – Music

Section 24-231 of the NYC Noise Code states that:

"No person shall make or cause or permit to be made or caused any music originating from or in connection with the operation of any commercial establishment or enterprise when the level of sound attributable to such music, as measured inside any receiving property dwelling unit:

- (1) is in excess of 42 dB(A) as measured with a sound level meter; or
- (2) is in excess of 45 dB in any one-third octave band having a center frequency between 63 hertz and 500 hertz (ANSI bands numbers 18 through 27, Inclusive), in accordance with American National Standards Institute standard S1.6-1984; or
- (3) causes a 6 dB(C) or more increase in the total sound level above the ambient sound level as measured in decibels in the "C" weighting network provided that the ambient sound level is in excess of 62 dB(C).



## 2.4 NYC Noise Code Section 24-218 - General Prohibitions

Section 24-218(a) of the NYC Noise Code states that "No person shall make, continue or cause or permit to be made or continued any unreasonable noise."

Section 24-218(b) states that unreasonable noise shall include but shall not be limited to sound, attributable to any device, that exceeds the following prohibited noise levels as measured at any point within a receiving property or as measured at a distance of 15 feet or more from the source on a public right-of-way:

- Non-Impulsive Sound 7 dB(A) or more above the ambient, 10PM-7AM
- Non-Impulsive Sound 10 dB(A) or more above the ambient, 7AM-10PM
- Impulsive sound 15 dB(A) or more above the ambient sound level

Section 24-218 can also be enforced subjectively based on the definition of unreasonable noise in Section 24-203 of the Code which includes "any excessive or unusually loud sound that disturbs the peace, comfort or repose of a reasonable person of normal sensitivities, injures or endangers the health or safety of a reasonable person of normal sensitivities or which causes injury to plant or animal life, or damage to property or business."

## 3.0 Ambient Noise Monitoring

On Thursday August 25, 2022, we deployed a long-term noise monitor at West side of the courtyard, as shown in Figures 1. The monitors were configured to log sound data for the entire weekend at one-hour intervals. The hourly L90 readings are summarized in the following table. The L90 is statistical level commonly used to indicate the ambient sound levels. By definition, L90 is the level that was exceeded 90% of the time during each 1-hour measurement logging period.

**Figure 1- Noise Monitor Location**

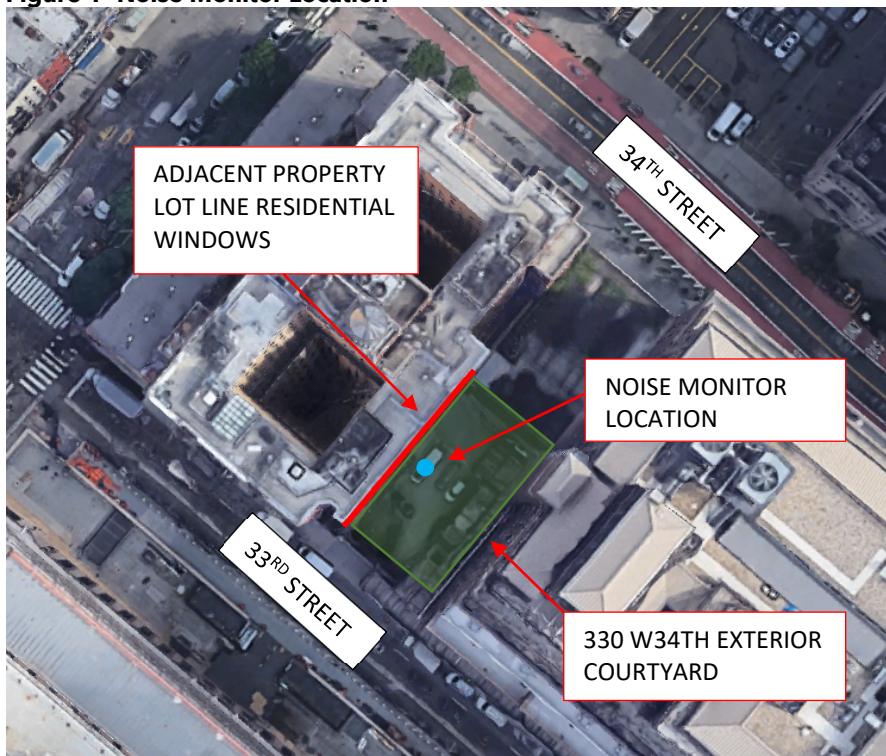




Table 1: Measured Hourly Ambient Sound Levels at 330 West 34<sup>th</sup> Street Courtyard

Date	Time	LA90% (dBA)	Date	Time	LA90% (dBA)	Date	Time	LA90% (dBA)
8/25	13:00	61	8/27	6:00	60	8/29	0:00	62
	14:00	61		7:00	58		1:00	58
	15:00	61		8:00	60		2:00	57
	16:00	60		9:00	59		3:00	60
	17:00	60		10:00	60		4:00	57
	18:00	60		11:00	59		5:00	61
	19:00	61		12:00	59		6:00	61
	20:00	60		13:00	57		7:00	63
	21:00	61		14:00	58		8:00	62
	22:00	58		15:00	58		9:00	62
23:00	60	16:00	59	10:00	62			
8/26	0:00	57	17:00	58	11:00	62		
	1:00	59	18:00	58	12:00	62		
	2:00	60	19:00	60				
	3:00	57	20:00	58				
	4:00	60	21:00	60				
	5:00	61	22:00	59				
	6:00	64	23:00	60				
	7:00	63	8/28	0:00				57
	8:00	62		1:00				60
	9:00	62		2:00				57
	10:00	62		3:00				57
	11:00	62		4:00				60
	12:00	61		5:00				56
	13:00	62		6:00				60
	14:00	62		7:00				57
	15:00	60		8:00				60
	16:00	60		9:00				59
	17:00	60	10:00	61				
	18:00	60	11:00	58				
	19:00	59	12:00	61				
20:00	58	13:00	58					
21:00	58	14:00	61					
22:00	59	15:00	59					
23:00	59	16:00	61					
8/27	0:00	57	17:00	60				
	1:00	58	18:00	61				
	2:00	59	19:00	59				
	3:00	57	20:00	61				
	4:00	60	21:00	58				
	5:00	57	22:00	59				
	6:00	60	23:00	61				



The lowest ambient sound level within the courtyard was measured to be 56dba between 5-6 A.M. on August 28. We note the measured ambient sound level range during hours of future dining operation to be between 57dba and 60dba. We have used this range as the baseline ambient condition.

Accounting for a worst-case scenario of an open window condition, we would anticipate corresponding interior ambient sound levels within residential apartments overlooking the courtyard to be approximately 8 dB(A) lower than the exterior readings (49 - 52dba). Based on our ambient measurements, we anticipate NYC Noise Code Section 24-218 limits to be 59 - 62dba during daytime hours and 56 - 59dba during nighttime hours as measured 3ft within an open window of the nearest overlooking residential window.

**4.0 Active Restaurant Noise Study**

To better understand anticipated noise levels within the future Bar Primi location, Cerami visited two (2) restaurant locations during peak weekend dining hours to measure sound levels from music and patron activity. Table 2 presents a description of the environment of each restaurant studied and measured sound levels.

**Table 2: Active Restaurant Noise Study**

Restaurant	Description	Measured Average Sound Level	
		dB(A)	dB(C)
Bar Primi Bowery	<ul style="list-style-type: none"> <li>Outdoor sidewalk seating with amplified music as dominant source of noise.</li> <li>High level of chatter from patrons</li> <li>Residential windows overlooking outdoor dining space</li> </ul>	74	78
Locanda Verde	<ul style="list-style-type: none"> <li>Courtyard dining space overlooked by hotel guest room windows</li> <li>Sound levels controlled by HVAC noise within courtyard</li> <li>No music present</li> <li>Minimal chatter from patrons</li> </ul>	60	69

We understand that the intent of the courtyard dining location at 330 W34th street is to be similar to that of the current Bar Primi Bowery location. It is our understanding that neither location has received complaints from residential/hotel occupants overlooking the dining spaces.

**5.0 330 W34th Street Noise Impact Analysis**

**5.1 Amplified Music**

To evaluate the impact from amplified music within the exterior dining space, we utilized the decibel limits of NYC Noise Code Section 24-231 as would be measured at the closest residential window overlooking the courtyard. We then back calculated the maximum allowable music sound levels as measured at the property line against the receiving residential building to meet the requirements of Section 24-231.

For amplified sound, the maximum sound levels at the west end of the courtyard dining area should be no greater than approximately 62 dB(A)/ 69 db(C) overall and no greater than approximately 63 dB within each 1/3 octave band frequency from 63 Hertz to 500 Hertz,



inclusive, in order to meet the decibel limits prescribed in section 24-231 of the NYC Noise Code as would be measured inside the closest apartment overlooking the courtyard dining area. For reference, this is equivalent to roughly half the loudness of the outdoor amplified music levels measured at the existing Bar Primi Bowery location.

If amplified music is kept at or below these levels, the impact at the nearest apartments should meet the requirements of section 24-231 of the NYC Noise Code and is also anticipated to be at or below the lowest overnight interior ambient noise levels as determined from our weekend noise monitoring. During daytime/evening hours when ambient noise is around 2-4 dB(A) higher and when other transient noises from cars, trucks and buses occur with greater frequency, the music would be even less noticeable.

The sound system can be designed with safeguards to help ensure that the sound level limits are met, such as electronic limiting devices in tamper-proof cabinetry. Additionally, speaker selections having narrower focus, higher distribution and select orientation can be employed in the sound system design to further mitigate potential noise impact to noise sensitive buildings. Upon installation, acoustical testing can be performed to establish maximum speaker outputs and fix the settings on the limiting devices.

## 5.2 Patron Activity

Lastly, we evaluated the potential noise impact from the proposed occupancy of 85 persons gathered within the courtyard. Utilizing measurements from an existing outdoor dining space (Bar Primi Bowery) and assessed courtyard spatial conditions at 330 W34th Street, we calculated the projected impact at the nearest residential buildings in comparison with ambient sound levels and the NYC Noise Code section pertaining to unreasonable noise. Accounting for variations in voice levels, direction, and number of people speaking simultaneously, we estimate the noise impact from an 85-person occupancy to be 58dBA as measured 3ft within the nearest receiving residential window overlooking the courtyard.

We note that this occupancy level is estimated to meet the NYC Noise Code Section 24-218 limits during daytime hours but may exceed the nighttime limits. To maintain noise code compliance during nighttime hours, we estimate that the exterior courtyard occupancy may need to be limited to not exceed 55 persons after 10PM. We note the recommended occupancy limit to be based on a crowd noise estimation assuming roughly half of patrons talking simultaneously at any given time. The actual noise impact may vary depending on the volume of average voice levels and number of people speaking simultaneously. Programmatic discouragement of raised voices within the courtyard may allow for a higher occupancy limit during nighttime hours while maintaining NYC Noise Code requirements. The final occupancy limit should be calibrated through an additional noise impact study once the restaurant is operational to account for exact patron activity levels.

The above summarizes our comments and recommendations at this time. Should you have any questions or if we can be of further assistance, please do not hesitate to contact us.

Best Regards,



Nicholas Altanian  
Senior Associate



CERAMI

1001 AVENUE OF THE AMERICAS  
FOURTH FLOOR  
**NEW YORK** NY 10018  
T / 212.370.1776

1155 15TH STREET NW  
SUITE 606  
**WASHINGTON** DC 20005  
T / 202.448.9975

2000 MARKET STREET  
SUITE 770  
**PHILADELPHIA** PA 19103  
T / 215.310.9766