



Eric Adams  
Mayor  
Ydanis Rodriguez  
Commissioner

# COMMUNITY BOARD FEEDBACK PACKAGE

**Please review this application and provide the required feedback.**

Manhattan Community Board 4's (MCB4) recommendation is based on a vote at its January 6, 2025 Full Board Meeting with 39 members in favor of the recommendation, 1 member opposed, 0 members abstaining and 0 present but not eligible.

## DINING OUT NYC

## COMMUNITY BOARD RECOMMENDATION FORM

This form is to be used by community boards during the cafe review process. Any comments from the community board should be recorded on this form and submitted to NYC DOT. For information pertaining to specific cafe design requirements, visit the Dining Out NYC website for program legislation, rules, and Setup Guides.

**Business Name:** BOCCA DI BACCO

**Cafe Location:** 167 9 AVENUE, NEW YORK, NY, 10011

**Application Number:** 20240711010019

**CB Review Period: 30 days from receipt of application - due on business days**

NYCDOT Internal Use Only

### Roadway Cafe Setup Comments:

Comments related to the cafe's **physical footprint and dimensions**:

**Inaccurate Measurements:** The drawing properly represents that that cafe starts after the 20ft distance from the crosswalk and ends parallel to the basement entrance to the adjacent building. However the measurements are inaccurate: the length of the cafe is 26ft - not 28ft as indicated.

Comments related to **pedestrian flow** (i.e., visibility, safety , potential crowding):

Comments related to potential conflicts with **existing curb use** (i.e., planters, bike racks, bus stops):

Overall recommendation for the cafe setup:

**Approve the application based on tthe operator having signed off on the modifications.**

Suggested modifications related to the above referenced application:

- 1. Reduce the length of the roadway cafe to 26 ft.**
- 2. Add serving aisles within the cafe**
- 3. Change to 4 tables and 16 chairs**
- 4. Remove the illegal sidewalk cafe on 9th Avenue**

**Nelly Gonzalez**

Community Board Authorizing Name



**12/24/24**

Date

## RESTAURANT DETAILS

Food Service Establishment Permit(FSEP)

FSEP#: 41666383

Expiration Date: 05/31/2025

DOHMH Status: CURRENT

Business Legal Name: SPEAK INTEGRATED CORP.

Assumed Name: BOCCA DI BACCO

Business Address: 167 9 AVENUE, NEW YORK, NY 10011

Venue Type: Restaurant (with bar)

Last updated from DOHMH: 11/21/2024

### Restaurant Information

Entity Type: Corporation

Phone: (212) 989-8400

Email Address: nycrg12@gmail.com

Secondary Email Address: rmalta@aol.com

### DOS Information

DOS ID#: 4014634

Process Name: Restaurant

DOS Address: 167-169 Ninth Avenue, New York, New York 10011

### NYS Liquor Authority Information

NYSLA Serial No: 1253082

License Type: On-Premises

Name of License: Speak Intergrated Corp

Title of Representative: Owner

Name of Certificate Holder: Robert Malta

### User Information

Created By: Offer Sharaby

Created On: 7/9/2024 2:25:09 PM

Modified By: Katrina Gustafson

Modified On: 10/23/2024 12:22:47 PM

### Business hours

Sun: 11:00 AM- 10:00 AM

Mon: 12:00 PM- 11:00 AM

Tues: 12:00 PM- 11:00 AM

Wed: 12:00 PM- 11:00 AM

Thurs: 12:00 PM- 11:00 AM

Fri: 12:00 PM- 11:00 AM

Sat: 11:00 AM- 11:00 AM





**\*SUPERSEDED**

## SECTION 1: Site Plan

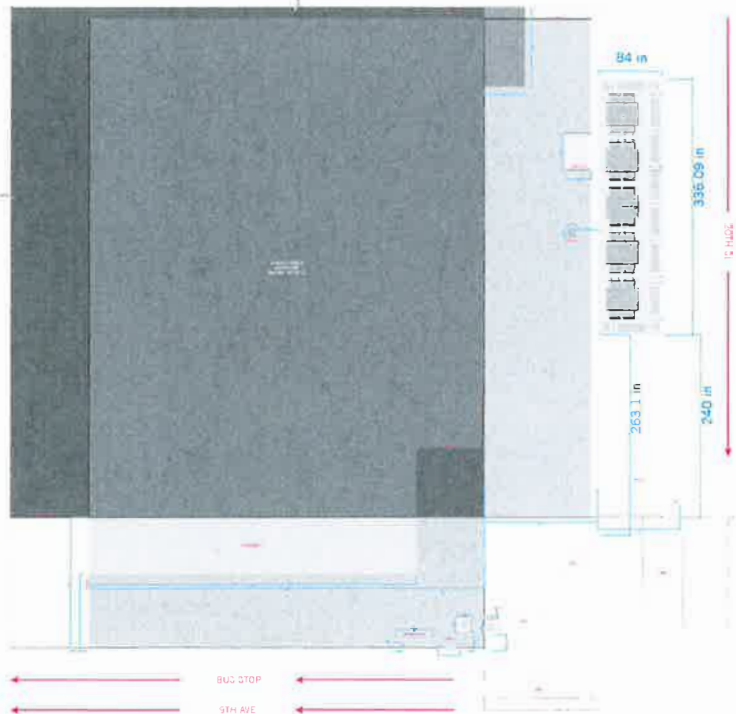
- This Site Plan form is required to be uploaded in the "Roadway Site Plan" field of your online application.
- Refer to the [How to Apply](#) page in the Dining Out NYC website for more information about the application process.

### Identify Permitted Parking Location:

- Identify the Parking Sign in front of or around the area where your roadway setup would be located.
- Roadway cafes can only be placed in:
  - Parking spaces, which include: metered and non-metered spaces, commercial parking, alternate side parking, angled parking, and seasonally restricted parking.
  - Loading areas, including loading only, truck loading, hotel loading, and no parking zones.
  - Floating Parking Lane- a parking lane that is separated from the curb by a protected bicycle lane that is adjacent to the curb.

- ☒ P1- Parking Space
- ☐ P2- Loading Area
- ☐ P3- Floating Parking Lane

Use the space below to draw or upload your Site Plan representing your cafe perimeters, furniture, and clearances.



Length of roadway cafe: 28 feet

Width of roadway cafe: 7 feet



## Roadway Cafe Site Plan Form

Applicant Name: ROBERT MALTA

Restaurant Name: BOCCA DI BACCO

FSEP Number: 40513633

### Drawing Requirements

#### Food service establishment frontage shown as:

- Line representing the establishment's space facing the sidewalk
- Length
- Label

#### Street names:

- Labels on each street

#### Sidewalk shown as:

- Line representing street curb

#### Roadway shown as:

- Width of curbside lane

#### Cafe perimeter shown as:

- Lines indicating perimeter
- Length and width

#### Set-up furniture (tables, chairs, etc.) shown as:

- Lines or symbols at approximate location within setup

#### Elements (In Section 2 of this form) within 15 feet of cafe perimeter, shown as:

- Lines or symbols
- Distance from cafe perimeter
- Labels

#### Utility coverings (water/gas valves, and pull boxes) shown as:

- Symbols representing the location within the setup

#### North arrow



## SECTION 2: Required Clearances

- Please provide distances from the following objects.
- Only provide a distance if the listed object is within 15 feet of your proposed setup.
- Refer to the [Setup Guides](#) in the Dining Out NYC website for more information regarding clearances.

### Elements with minimum 15 feet clearance from roadway cafe:

☐ R01- Subway Stair: Open End NA feet ☐ R02- Fire Hydrant NA feet

### Elements with minimum 10 feet clearance from roadway cafe:

☐ R03- Subway Elevator Entrance NA feet ☐ R05- MTA Curb Cut NA feet  
☐ R04- FDNY Curb Cut 21.9 feet

### Elements with minimum 5 feet clearance from roadway cafe:

☐ R06- Curb Cut 21.9 feet ☐ R11- CitiBike/Bike Share Station NA feet  
☐ R07- Emergency Exit Hatch NA feet ☐ R12- Bike Corral NA feet  
☐ R08- Subway Stair: Closed End NA feet ☐ R13- Micromobility Station NA feet  
☐ R09- Subway Elevator: Non-Entry NA feet ☐ R14- Drainage Infrastructure NA feet  
☐ R10- Bus Stop Pole:  
Non- Approaching Side NA feet

### Elements with minimum 3 feet clearance from roadway cafe:

☐ R15- Elevated Train Infrastructure NA feet ☐ R16- Transformer Vault NA feet

### Elements with minimum 1 foot and 6 inches clearance from roadway cafe:

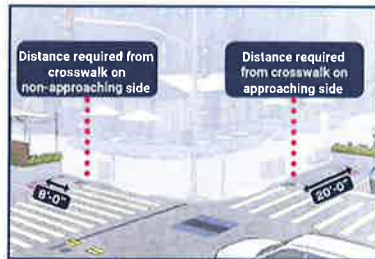
☐ R17- Vent Infrastructure: utility vent poles, vent grates, subway grates NA feet ☐ R18- Manholes NA inches

### Elements with minimum 6 inches clearance from roadway cafe:

☐ R19- Thermoplastic Marking NA feet

### Roadway cafe distance from crosswalks:

☐ R20- Adjacent to non-approaching side of crosswalk (min. 8 foot distance) NA feet  
☒ R21- Adjacent to approaching (stopping) side of crosswalk (min. 20 foot distance) 20 feet  
☐ R22- No crosswalk present (maintain 20 feet from curb line of intersecting street) NA feet



☐ Check this box if none of the objects listed above are within 15 feet of the proposed setup.

## SECTION 3: Material Requirements

- Please indicate which of the following materials will be part of your roadway cafe by checking the box next to the category. If applicable, please confirm the materials comply with the Dining Out NYC requirements.
- Refer to the [Setup Guides](#) in the Dining Out NYC website for more information regarding materials.

### Materials Checklist:

#### \*Required\*

#### ☒ Barriers (All of the following must be met)

- ☒ Maintained on all sides of the cafe except the side fronting the ground floor restaurant.
- ☒ Not permanently affixed to the roadway.
- ☒ 30-42 inches tall (excluding planting), and at least 4 inches in width.
- ☒ Barriers are interconnected with each other.
- ☒ Any cladding over the barriers is securely fastened or affixed.
- ☒ Minimum 4 inches wide reflective strip on each barrier on the outward facing side.
- ☒ Water-filled with a minimum of 150 pounds per linear foot of barrier length.

#### \*Optional - Only check the material categories you intend to use in your roadway cafe\*

#### ☒ Flooring (if using, all of the following must be met)

- ☒ Durable, lightweight, easily removable, mold-resistant, elevated from the ground level to allow for drainage, and removable to allow for cleaning.
- ☒ Flush with the curb line (except if located on a slope, be flush to the greatest extent feasible), and compliant with applicable accessibility requirements.
- ☒ Maintains a 6 inch covered channel between curb and base of flooring to allow for drainage.

#### ☒ Furnishings (if using, all of the following must be met)

- ☒ Lightweight and easily movable.

#### ☐ Vertical Screenings (if using, all of the following must be met)

- ☐ Located between the barrier and 6 feet above the cafe base or floor.
- ☐ Located on the roadway facing side, does not extend the beyond the perimeter of the roadway cafe, and is not affixed to the outward facing side of barriers.
- ☐ Easily removable, comprised of non-opaque, fire-grade, and wind resistant materials.
- ☐ If within 50 feet of any regulatory or warning signs, does not exceed 46 inches in height.

#### ☐ Overhead Coverings/ Umbrellas (if using, all of the following must be met)

- ☐ Minimum of 7 feet and maximum of 10 feet from the base or floor of the roadway cafe.
- ☐ Has a weighted base and any support structures are not affixed to the outward facing side of barriers, are of sufficient size and strength, made of durable materials, and free of defects.
- ☐ Easily removable, comprised of fire-grade and wind resistant materials.
- ☐ If within 50 feet of any regulatory or warning signs, does not exceed 46 inches in height.

#### ☐ Lighting and Electrical Connections (if using, all of the following must be met)

- ☐ Any lighting is outdoor rated, properly secured, and lightweight.
- ☐ At least 14 feet above sidewalk, and 18 feet above roadway.
- ☐ Not attached to any City property, including street trees.
- ☐ Electrical work complies with the applicable requirements set forth in DOT's rules and the New York City Electrical Code. Please note that this may require additional permits from DOB or FDNY, and/or approval from the Landmarks Preservation Commission (LPC) as applicable.

SECTION 1: Site Plan

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Roadway Cafe  
Site Plan Form

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Restaurant Name: BOCCA DI BACCO

FSEP Number: 40513633

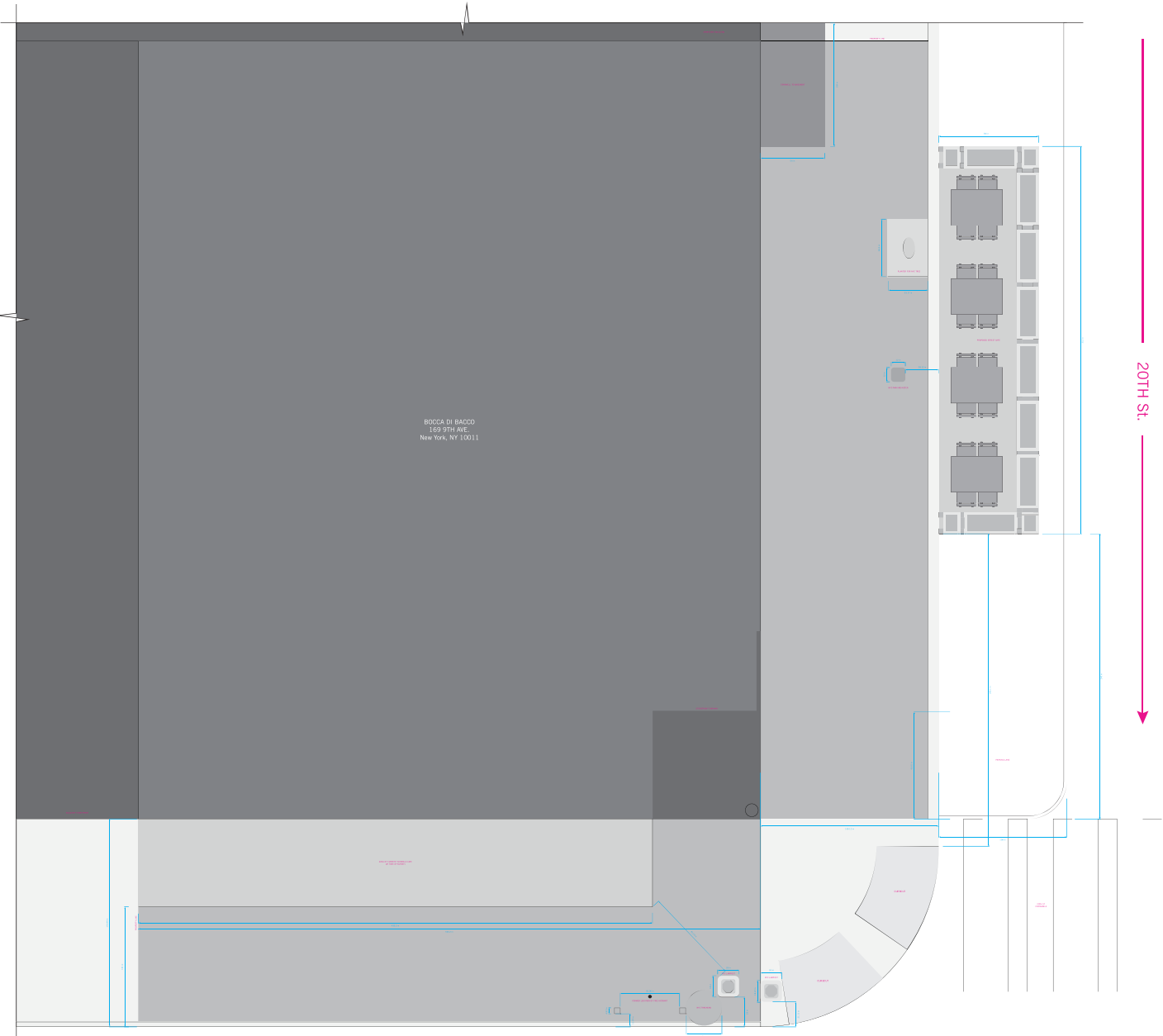
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\*REVISED  
SITE PLAN



BUS STOP

9TH AVE.

Length of roadway cafe: 26 feet      Width of roadway cafe: 7 feet

Drawing Requirements

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  - Length
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- Street names:**
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- Lines or symbols
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  - Labels
- Utility coverings (water/gas valves, and pull boxes) shown as:**
- Symbols representing the location within the setup
- North arrow**

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NA feet

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NA feet

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NA feet

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21.9 feet

Elements with minimum 5 feet clearance from roadway cafe:

☐ R06- Curb Cut

21.9 feet

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NA feet

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NA feet

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NA feet

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NA inches

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NA feet

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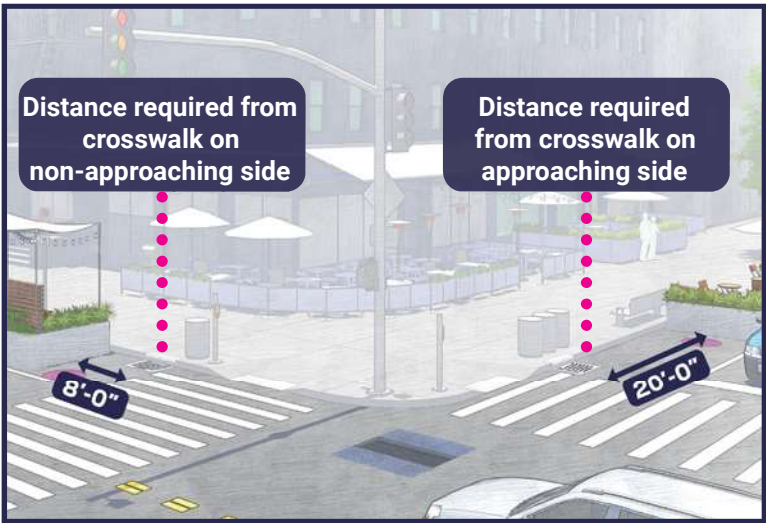
NA feet

☒ R21- Adjacent to  
approaching (stopping)  
side of crosswalk  
(min. 20 foot distance)

20 feet

☐ R22- No crosswalk present  
(maintain 20 feet from  
curb line of intersecting  
street)

NA feet



☐ Check this box if none of the objects listed above are within 15 feet of the proposed setup.

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