

July 26, 2002

Beverly Gotay  
Assistant Director of Licensing  
Department of Consumer Affairs  
42 Broadway, 8<sup>th</sup> floor  
New York, NY 10004

**Re: SIDEWALK CAFÉ APPLICATION**

<b>Applicant:</b>	219 Ninth Avenue Pub Company, LLC, d/b/a Kanvas
<b>Location:</b>	219 9 <sup>th</sup> Avenue (b. 23 <sup>rd</sup> /24 <sup>th</sup> )
<b>DCA License No.:</b>	1105858
<b>Type:</b>	New Application – Unenclosed Sidewalk Café
<b>Tables/Chairs:</b>	7 tables / 28 chairs

At its full Board meeting on July 24, 2002, Manhattan Community Board No. 4 voted to disapprove the above application for an unenclosed sidewalk café. Among the reasons for the disapproval were the following:

1. The site is subject to heavy pedestrian traffic from nearby stores including a large supermarket that occupies nearly half of the block. The café is close to the busy intersection of 9<sup>th</sup> Ave. and 23<sup>rd</sup> St.
2. This establishment is noisy and has received complaints from the residents located immediately above the café, in part due to the bar/restaurant operating with open street-front windows.
3. This establishment is not operating responsibly. Patrons sit on the windowsills and consume alcoholic beverages, and there have been occasions where drinking has taken place on the sidewalk outside of the bar/restaurant. There has also been an occasion when activities inside the bar created crowds on the sidewalk, blocking a building entrance.

Sincerely,



Simone Sindin  
Chair  
Manhattan Community Board No. 4

Joshua David  
Co-Chair  
Transportation Planning Committee

Walter Mankoff  
Co-Chair  
Transportation Planning Committee

This letter was drafted in response to the full Board's vote and was approved by the full Board at its meeting on July 24, 2002.

cc: Hon. Michael Bloomberg, Mayor  
Hon. C. Virginia Fields, Manhattan Borough President  
Local Elected Officials  
Emily Beecham, DOT  
Patrick Joyce