

June 26, 2003

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

Re: SIDEWALK CAFÉ APPLICATION

Applicant: 44 and 9th Restaurant d/b/a L'Allegria
Location: 623 Ninth Avenue
DCA License No.: 1139326
Type: New Application – Unenclosed Sidewalk Café
Tables/Chairs: 18 tables/36 chairs

Dear Ms. Gotay:

At its June 18, 2003 meeting, Manhattan Community Board No. 4's Transportation Planning Committee heard from the above applicant and reviewed plans for an unenclosed sidewalk café.

No one appeared in opposition to the application. However, there is heavy pedestrian congestion at the north-west corner of 44th Street and Ninth Avenue and the sidewalk café, as proposed, would further impede pedestrian flow. Accordingly, the Committee voted to approve the application for the sidewalk café with the following stipulations:

1. The applicant agrees to remove 2 tables and 5 seats from the Ninth Avenue side of the café and reconfigure the café so that only one row of tables remain along Ninth Avenue; the placement of the outer railings would reflect the reduced footprint of the cafe.
2. The revised plans must indicate the width of the service aisles and width of tables along 44th Street and along Ninth Avenue.

Please find enclosed an agreement signed by the applicant to revise plans as stipulated herein. With these revisions, the application was approved by this Board's Executive Committee. The Full Board will vote on this application on July 30, 2003.

Sincerely,



Simone Sindin
Chair
Manhattan Community Board No. 4



Joshua David
Co-Chair
Transportation Planning Committee



Walter Mankoff
Co-Chair
Transportation Planning Committee

cc: Elected Officials
Applicant