



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

330 West 42<sup>nd</sup> Street, 26<sup>th</sup> floor New York, NY 10036  
tel: 212-736-4536 fax: 212-947-9512  
www.ManhattanCB4.org

JEAN-DANIEL NOLAND  
Chair

ROBERT J. BENFATTO, JR., ESQ.  
District Manager

November 15, 2007

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

Re: Sidewalk Café [RENEWAL]

**Applicant:** Horseshoe NY, Inc. d/b/a Dalton's  
**Location:** 611 Ninth Avenue (43<sup>rd</sup> and 44<sup>th</sup> Street)  
**DCA License No.:** 1190049  
**Type:** Renewal Application – Unenclosed Sidewalk Café  
**Tables/Seats:** 4 tables/8 seats

Dear Ms. Gotay:

At its October 17, 2007 meeting, Manhattan Community Board 4's Transportation Committee reviewed the application to renew the permit for an unenclosed sidewalk café submitted by the above applicant.

No one appeared in opposition to the renewal. There is no record of complaints regarding this applicant. One committee member indicated music had been audible from the street on several occasions, including emanating from the speaker on the outside of the restaurant. The owner has agreed to remove both speakers and maintain a low sounds level inside the restaurant.

The Committee voted to recommend approval of the renewal of the permit provided the owner honors this agreement.

On November 7, 2007, the Full Board approved the application.

Sincerely,

Jean-Daniel Noland  
Chair  
Manhattan Community  
Board No. 4  
C.c. Applicant

Jay Marcus  
Co-Chair  
Transportation Planning  
Committee

Christine Berthet  
Co-Chair  
Transportation Planning  
Committee