



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD No. 4

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J. LEE COMPTON
Chair

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

February 16, 2007

Chairman Daniel Boyle
New York State Liquor Authority
80 South Swan Street, Suite 900
Albany, NY 12210-8002

Re: EXP(5) LLC d/b/a Pluto, 559 West 22nd Street

Dear Chairman Boyle:

At its January 9, 2007 meeting, the Business Licenses and Permits Committee of Manhattan Community Board 4 voted to recommend denial of a new on premises liquor license for the owners of the restaurant Pluto unless the operators incorporate the following conditions into their application with the State Liquor Authority or the State Liquor Authority imposes the conditions on the applicant.

The conditions are:

- That the applicant never applies for a cabaret license;
- That the French doors are closed no later than 10PM Sunday thru Thursday and no later than 11PM on Friday and Saturday nights;
- That the applicant assigns designated staff to prevent patrons from leaving the restaurant with alcoholic beverages;
- That the restaurant's tables are not removed during the hours of operation.

At its full board meeting on February 7, 2007, Manhattan Community Board 4 voted to approve this recommendation

Sincerely yours,

J. Lee Compton
Chair
Manhattan Community Board No. 4

Lisa Daglian
Co-Chair
Business Licenses & Permits Committee

John Weis
Co-Chair
Business Licenses & Permits Committee

cc: Applicant
Fred Gioffre
Elected Officials