



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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J. LEE COMPTON
Chair

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

May 3, 2007

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

Re: Sidewalk Café [RENEWAL]

Applicant: Nothing Heavy Inc. d/b/a Empire Diner
Location: 210 Tenth Avenue
DCA License No.: 0738345
Type: Renewal Application – Unenclosed Sidewalk Café
Tables/Seats: 23tables/65seats

Dear Ms. Gotay:

At its April 18, 2007 meeting, Manhattan Community Board No. 4's Transportation Committee heard from the above applicant and reviewed plans to renew an existing unenclosed sidewalk café. No one appeared in opposition to the renewal. The Committee voted to recommend approval.

We appreciate that the owner has agreed to install grade level grating around the tree near their café to enable 8' pedestrian and handicapped access between their café and the tree.

On May 2, 2007, the Full Board approved the application.

Sincerely,

J. Lee Compton
Chair
Manhattan Community Board No. 4

Jay Marcus
Chair
Transportation Planning Committee

Christine Berthet
Co-Chair
Transportation Planning Committee

cc: Elected Officials
Applicant