



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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J. LEE COMPTON
Chair

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

June 6, 2007

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

Re: Sidewalk Café [NEW]

Applicant: 772 Ninth Restaurant Corp. d/b/a Brasserie 52
Location: 772 9th Avenue
DCA License No.: 1253206
Type: New Application – Unenclosed Sidewalk Café
Tables/Seats: 7tables/14seats

Dear Ms. Gotay:

At its May 16, 2007 meeting, Manhattan Community Board No. 4's Transportation Committee reviewed plans submitted by the above applicant to open a new unenclosed sidewalk café. No one appeared in opposition to the new café. The Committee voted to recommend approval with the following stipulation:

- the applicant will ensure that the layout of the tables at the northern side of the café leaves a three foot clearance to the residential entrance next door.

The restaurant owner will mark the café's outer boundaries on the sidewalk, as required by DCA's sidewalk café regulations (attached). The restaurant owner understands that if markings are not in place when the applicant returns to the Board for renewal, this committee will recommend denial of the renewal application.

On June 6, 2007, the Full Board approved the application with the above stipulation.

Sincerely,

J. Lee Compton
Chair
Manhattan Community
Board No. 4

Jay Marcus
Co-Chair
Transportation Planning
Committee

Christine Berthet
Co-Chair
Transportation Planning Committee

cc: Elected Officials
Applicant

Markings guidelines:

The exterior corners of the border of the space authorized to be occupied by an unenclosed sidewalk cafe shall be marked on the sidewalk by a line painted with white latex traffic and zone marking paint.

The line at the outside corner shall be one (1) inch wide and either:

- (i) be three (3) inches long on each side of the cafe border from, the point where the borders intersect at an angled corner, or
- (ii) mark the entire arc of a curved corner from the point where the arc intersects with the straight portion of the sidewalk cafe border.

In addition., a line one (1) inch wide and three inches long identifying the furthest extension of the cafe border on the sidewalk shall, be marked on the sidewalk at intervals of no more than three feet, and no less than two feet apart, starting from the end point of the line marking the cafe corners.