JEAN-DANIEL NOLAND
Chair

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

December 8, 2008

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

Re: Times Square Bistro II Inc and Times Square Hospitality II LLC d/b/a Fairfield Inn by Marriott-330 West 40th Street (8/9)

Dear Commissioner:

Manhattan Community Board 4 voted to recommend denial of a new hotel liquor license (room service only, no mini bars) and a new full liquor license for a 'bistro' and restaurant inside Times Square Bistro II and Times Square Hospitality II, LLC d/b/a Four Points by Sheraton unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment:

- The applicant will not apply for a cabaret;
- No outdoor space (terrace) will be used;
- The applicant will work with Manhattan Community Board 4 to conduct a community job fair when seeking to staff the establishment;
- Hours of operation for the bistro space will be 5 a.m. to 2 a.m. daily but alcohol will only be served during legal hours established by the SLA;
- Hours of the restaurant and room service will be 7 a.m. to 2 a.m. daily but alcohol will only be served during the legal hours established by the SLA;
- Total capacity of the bistro space is 42 persons, the dining space is 58 persons;
- The applicant will work with neighboring tenants and community organizations to set schedule for garbage collection so as to minimize disruption to the neighboring residents;

Fairfield Inn by Marriott -330 West 40th Street is 35 story hotel with 244 rooms currently under construction.

Sincerely,

Jean-Daniel Noland
Chair
Manhattan Community
Board Four

Lisa Daglian
Co-Chair
Business License & Permits
Committee

Chuck Spence
Co-Chair
Business License & Permits
Committee

cc: Applicant
         Fred Gioffre
         Elected Officials