



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

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:** 44<sup>th</sup> & 9<sup>th</sup> Restaurant Inc. d/b/a L'Allegria  
**Location:** 623 Ninth Avenue  
**DCA License No.:** 1139326  
**Type:** Renewal Application – Unenclosed Sidewalk Café  
**Tables/Seats:** Tables: 6 Seats: 15

Dear Ms. Gotay:

Manhattan Community Board 4 recommends denial of the application to renew the permit for an unenclosed sidewalk café submitted by the above applicant unless the following stipulation is agreed to:

- The two tables on the street side of the sidewalk café be for the seating of two only and not four.

This would mean that there would be 6 tables and 11 seats. This decision was subsequent to a review of the site by the Executive Committee and an appearance before the Committee by the applicant or a spokesperson for the applicant.

No one appeared in opposition to the renewal and CB4 has no complaints on file regarding the above applicant.

We continue to request that the outer boundaries of cafes be marked on the sidewalk, as required by Department of Consumer Affairs' sidewalk café regulations.

Sincerely,

Jean-Daniel Noland  
Chair  
Manhattan Community  
Board 4

Millie Glaberman  
Co-Chair  
Quality of Life Committee

Howard Smith  
Co-Chair  
Quality of Life Committee