



CITY OF NEW YORK

**MANHATTAN COMMUNITY BOARD FOUR**

330 West 42<sup>nd</sup> Street, 26<sup>th</sup> floor New York, NY 10036  
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**JEAN-DANIEL NOLAND**  
Chair

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

January 14, 2009

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

**Re: Manhattan Music Group LLC d/b/a Terminal 5- 610 West 56<sup>th</sup> Street/605 West 55<sup>th</sup> Street- Alteration to include lower roof and roof mezzanine and a service bar on the first floor**

Dear Commissioner Boyle:

Manhattan Community Board 4 recommends denial of an alteration of a full liquor license for Manhattan Music Group LLC d/b/a Terminal 5 unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment:

- There is no change to the method of operation in place for this establishment and all stipulations from Community Board 4 remain intact, save for this specific alteration. Previous stipulations will also apply to the outdoor rooftop space.
- Total capacity of the establishment will remain unchanged.
- Hours of operation will remain the same with closure at 12:30 am daily, to include the rooftop, with no increase in the number of events at this location.
- The applicant will not use any outside promoters for events or scheduling at this establishment.
- The applicant will not alter the Certificate of Occupancy for this establishment.
- There will be no amplified sound or music played on the rooftop.
- The applicant will install soundproofing materials on the rooftop to mitigate noise problems with neighbors. The soundproofing will be designed and installed by a professional, recognized, licensed acoustical engineer and completely installed before opening to the public.
- Licensed security guards will be posted on the rooftop during hours of operation and the security plan as presented will be implemented.
- The applicant will have managers/owners attend the local block, tenant and police precinct community council meetings regularly to resolve any problems or issues with the community. The applicant will also distribute 24 hour contact information of the key managers/owners to the community organizations.

- The applicant agreed to work with a neighboring resident present at the committee meeting to perform a sound level check for ambient noise only, prior to the January full board meeting of Manhattan Community Board 4. The results of this study was provided in time and deemed adequate by the full board.

This establishment is a concert venue that is looking to expand its space to include the rooftop so that it can provide a respite to patrons who would like to step outside for fresh air and have a drink. Several neighboring residents attended the committee meeting and attested that they have no complaints about Terminal 5 and find the operator to be a welcomed neighbor.

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