

Manhattan Community Board 4

Unenclosed Sidewalk Café Stipulations Application

APPLICANT 200 NINTH REST LLC	ADDRESS 200 9TH AVE
DOING BUSINESS AS (DBA) The Meatball Shop	CROSS STREETS W22ND TO W23RD STREETS
DESCRIPTION OF APPLICATION Sidewalk cafe with 10 Tables + 20 SEATS	OWNER: Michael Chernow Daniel Holzman
	LAWYER: Michael Kelly
	DCA LICENSE NUMBER: 145 0652
	SLA LICENSE NUMBER: 1265101
ON SITE CONTACT: (Name, position & phone number):	

Side-walk café hours of Operation	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	11 ^{am} - 10 ^{pm}	11 ^{am} - 10 ^{pm}	11 ^{am} - 10 ^{pm}	11 ^{am} - 10 ^{pm}	11 ^{am} - 11 ^{pm}	11 ^{am} - 11 ^{pm}	12 ^{pm} - 10 ^{pm}
DCA Hours Allowed	8-12	8-12	8-12	8-12	8-1	8-1	12-12
SEATING & TABLES	DESCRIPTION		NOTES				
	SEATS 20	TABLES 10					

OPERATIONAL ISSUES

Will you follow the rule prohibiting speakers for music in the outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Will you close all French doors and sliding windows when any interior amplified music is played (per law)?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
The sidewalk café will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Will you be serving alcohol on the sidewalk? If so, will you have waiter service as required by DCA?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
The service and consumption of alcohol on the sidewalk café will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
The sidewalk café will not provide standing space for drinking or smoking.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Will the outdoor furniture be removed when not in use?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A
Will the applicant be using delivery bicycles? If so, explain where you will store them since you'll have a sidewalk café.	YES	<input checked="" type="radio"/> NO	N/A
Do you intend to use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	YES	<input checked="" type="radio"/> NO	N/A
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A

SOUND ISSUES

Will applicant do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).

YES

NO

N/A

Will applicant enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.

YES

NO

N/A

CAFÉ DESIGN

Is the sidewalk a minimum of 12 feet? Subtracting the width of the proposed sidewalk café from the width of the entire sidewalk, do you at least leave 8 feet of clearance?

YES

NO

N/A

Is there a minimum clearance of 8 feet between the sidewalk café and all sidewalk obstructions including parking meters, traffic signs and installed City-sanctioned street furniture (current DCA regs exempt those items)?

YES

NO

N/A

Is there a minimum clearance of 8 feet between the sidewalk café and the tree trunk of a tree with a flush grate (regs exempt trees with flush grates)?

YES

NO

N/A

No Tree's

Is there a minimum clearance of 4 feet between the sidewalk café and subway grating to be consistent with ADA standards (regs require 3 ft)

YES

NO

N/A

Is there a minimum clearance of 3 feet between a sidewalk café and a residential building entrance (regs do not apply to residences)?

YES

NO

N/A

Is there a minimum 3 feet wait service aisle to ensure no public space is used by the café to service its clientele?

YES

NO

N/A

Are the sidewalk-café outer boundaries marked on the sidewalk as requested by DCA regulations?

YES

NO

N/A

We will

If applicant decides to apply for alterations, as defined by SLA or DCA (as applicable), he/she will reappear before CB4 to describe these alterations.

YES

NO

N/A

ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

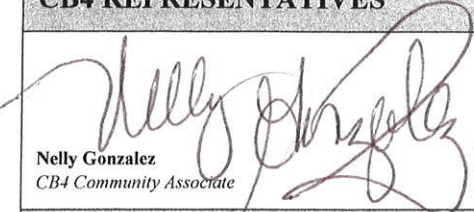
ADDITIONAL STIPULATIONS: (Office Use Only)

Level the sidewalk Cafe Hatch *JNE*
Remove the existing Tunnel *rd*
Any changes to the facade requires approval by
the Landmarks Preservation Commission.

Manhattan Community Board 4 (MCB4) recommends:

Approval Denial unless all agreed to by applicant is part of the method of operation Denial

CB4 REPRESENTATIVES


Nelly Gonzalez
CB4 Community Associate

Lisa Daglian
CB4 BLP Committee Co-Chair


Paul Seres
CB4 BLP Committee Co-Chair

APPLICANT AGREEMENT WITH THE COMMUNITY

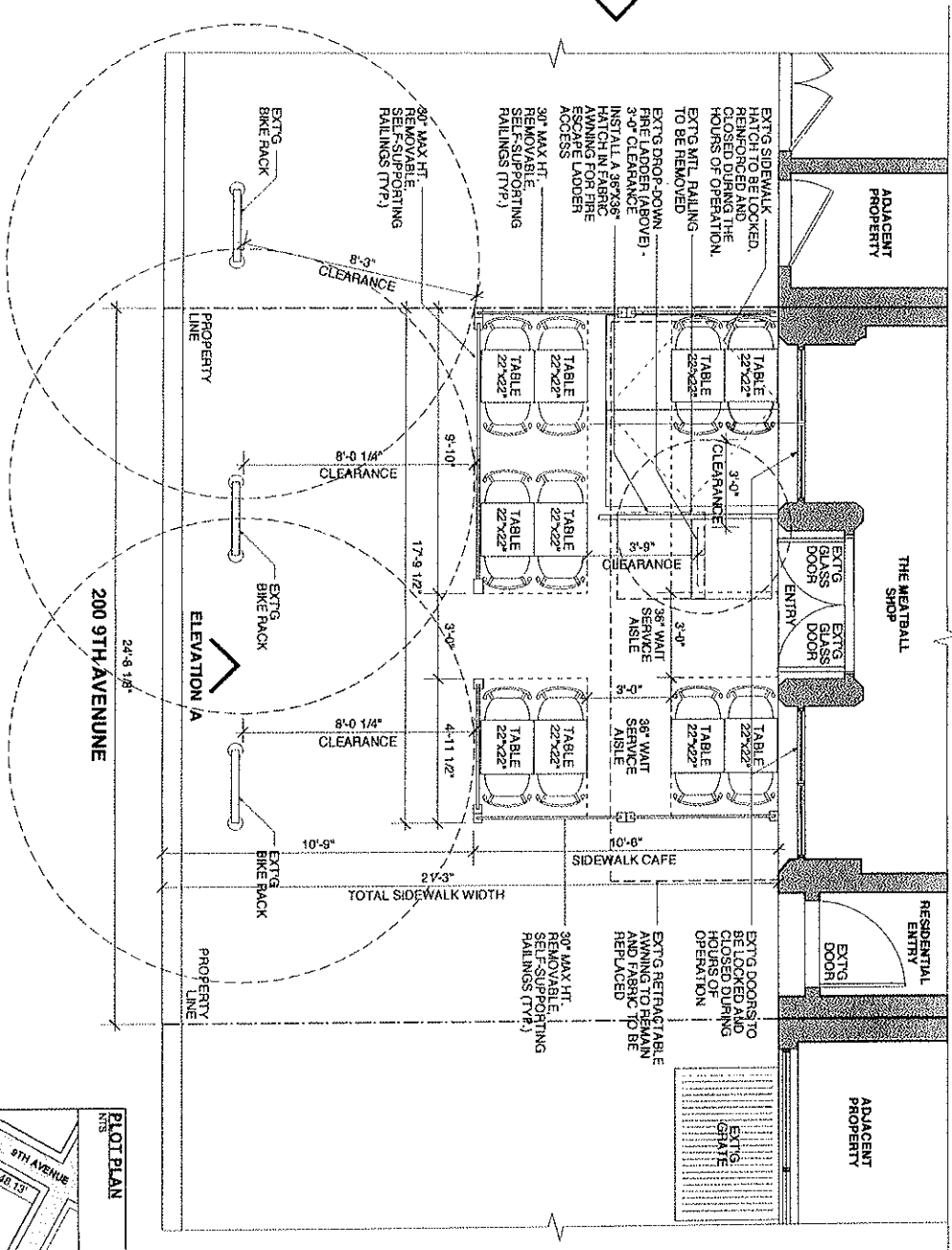
Pursuant to these stipulations, this applicant agrees to have these provisions incorporated in the method of operation of their liquor license. Additionally, the applicant agrees to the community agreements as the basis for the community supporting this application.

SIGN HERE

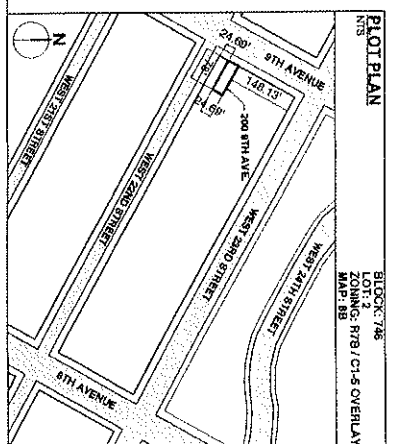



SIGNATURE OF APPLICANT

1/8/13
DATE



1 SIDEWALK CAFE PLAN
1/4" = 1'

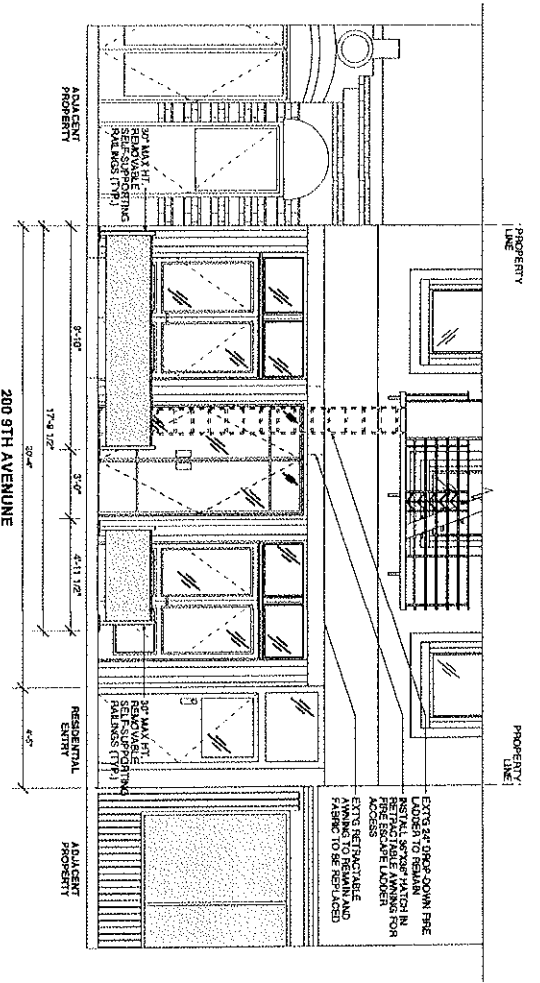


PLAT PLAN	
BLOCK: 748	LOT: 3
LIVING: R7B / C1-5 OVERLAY	
MAP: 99	
ARCHITECT: Richard H. Lewis Architect	
444 Central Park West New York NY 10025	
TEL: 212 685-5301 FAX: 212 685-5707	
PROJECT: 200 9TH AVENUE	
NEW YORK, NY	
DRAWING TITLE: UNENCLOSED SIDEWALK CAFE	
DATE: 10.15.2012	SCALE: AS NOTED
PROJECT NO.	SHEET: 1 OF 2
DRAWING BY: MLP	
CHECK BY: RL	
DWG. NO.	SWC-01

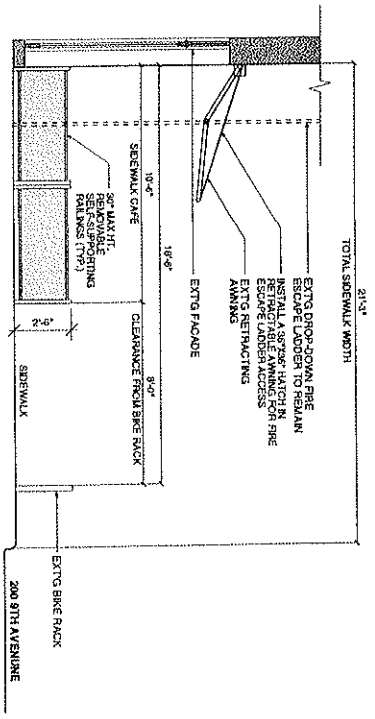
CORPORATE NAME:
200 NINTH restaurant LLC

UNENCLOSED SIDEWALK CAFE INFO:

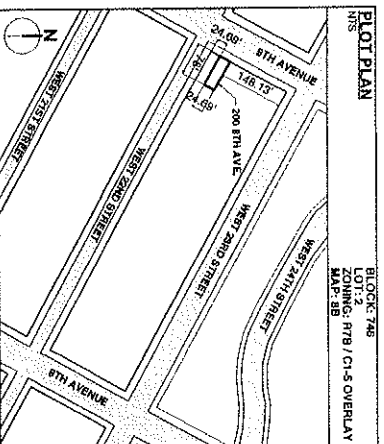
- TOTAL NUMBER OF TABLES : 10
- TOTAL NUMBER OF CHAIRS ≈ 20
- TOTAL AREA OF SIDEWALK CAFE ≈ 85 SQUARE FEET



1 SIDEWALK CAFE ELEVATION A
3/16 = 1"



2 SIDEWALK CAFE ELEVATION B
3/16 = 1"



CORPORATE NAME:
200 NINTH restaurant LLC

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- TOTAL AREA OF SIDEWALK CAFE = 85 SQUARE FEET

ARCHITECT
Richard H. Lewis Architect
444 Central Park West New York NY 10025
Tel: 212 865-5707 Fax: 212 865-5707

PROJECT
200 9TH AVENUE
NEW YORK, NY

DRAWING TITLE
UNENCLOSED SIDEWALK CAFE

DATE 10.15.2012

PROJECT NO. MP

DRAWING BY RL

CHECK BY RL

DWG. NO. SWC-02

SCALE AS NOTED

SHEET 2 OF 2

