



CITY OF NEW YORK

**MANHATTAN COMMUNITY BOARD FOUR**

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**JEAN-DANIEL NOLAND**  
Chair

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

February 11, 2008

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

**Re: Circus Bar, 615 Ninth Avenue (43/44 Streets)**

Dear Chairman Boyle:

In our last letter on subject establishment, Manhattan Community Board 4 continued to recommend denial of Circus Bar's liquor license renewal, which expired on December 31, 2007. We also promised an update of further developments.

At this time, the full board, at the recommendation of the Business License and Permits Committee (BLP), recommends denial of a renewal of the liquor license for Circus Bar unless the following stipulations are implemented into the method of operation:

- No outdoor/rear yard use, and method of operation be changed to disallow any such use completely;
- Licensed sound engineers are hired to address internal noise problems affecting the upstairs neighbors and recommendations are implemented;
- French doors/sliding windows will be closed when any amplified music is played, per law, and in the event of no amplified sound, will be closed by 10 p.m. Sunday through Thursday and 11 p.m. Friday and Saturday;
- State certified security personnel will be used;
- There are no plans to serve cooked foods that will require kitchen ventilation;
- The security plan presented to the committee (enclosed), which was strengthened to address the handling intoxicated patrons, is also filed with the SLA and adhered to;
- Security plan states owner, manager and/or security personnel will attend block association and community meetings regularly to be aware of and resolve problems.

At its January 8, 2008 meeting, the Business Licenses and Permits Committee of Manhattan Community Board 4 met with Mr. Thomas Tassiello, who stated he was the new manager for Circus Bar. Mr. Tassiello presented the committee with a power of attorney from the current owner of the establishment, Ms. Carol Brigham. Mr. Tassiello

stated that on behalf of the owner, he agreed to all of the stipulations from Community Board 4. Additionally Mr. Tassiello presented the committee with proof that:

- Building code violations for which applicant is responsible, have been corrected
- Assembly permit issue is resolved based on capacity and applicable laws;
- An alteration application has been filed with the SLA and DOB for French doors/sliding windows, which were installed quickly to address structural issues;

At the full board meeting on February 6, 2008, Manhattan Community Board 4 voted to approve this recommendation.

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  
Assemblymember Richard Gottfried  
Senator Thomas Duane  
Speaker Christine Quinn