

July 29, 2002

Beverly Gotay
Assistant Director of Licensing
Department of Consumer Affairs
42 Broadway, 8th floor
New York, NY 10004

Re: SIDEWALK CAFÉ APPLICATION

Applicant: Chez Josephine
Location: 414 West 42nd Street
DCA License No.: 977078
Type: New Application – Enclosed Sidewalk Café
Tables/Chairs: 3 tables / 7 chairs

At its July 24, 2002 Full Board meeting, Manhattan Community Board No. 4 voted not to approve the pending application for an enclosed sidewalk café by Chez Josephine, 414 West 42nd Street.

The Board has carefully considered the matter. Members of the Board's Transportation Planning Committee visited the site. We reiterate the position we took in our letter of February 24th 1998, when this matter first arose, that "the aesthetic integrity of the West 42nd Street "Theater Row" view corridor would be compromised by any permanent structure extending onto the sidewalk". As in 1998, we would support an unenclosed café at the site.

We recognize that the City Council in 1998 supported a compromise position in favor of a smaller enclosed café than originally applied for. However, our Board did not take part in the compromise discussions or agree to the end result. We firmly believe our 1998 position was sound.

Ms. Gotay
July 29, 2002
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Sincerely,



Simone Sindin

Chair

Manhattan Community Board No. 4

Joshua David

Co-Chair

Transportation Planning Committee

Walter Mankoff

Co-Chair

Transportation Planning Committee

This letter was drafted in response to the full Board's vote and was approved by the full Board at its meeting on July 24, 2002.

encl.

cc: Hon. Michael Bloomberg, Mayor
Hon. C. Virginia Fields, Manhattan Borough President
Jerrold Nadler, US Representative
Eric Schneiderman, State Senator
Richard Gottfried, State Assemblymember
Christine Quinn, City Councilmember
Emily Beecham, DOT
Jean Claude Baker