

June 6, 2003

Hon. Edward Kelly
New York State Liquor Authority
84 Holland Avenue, 2nd floor, A-Wing
Albany, NY 12208

Re: Application by Eagle Open Kitchen LLC d/b/a The Eagle for an Alteration to an On Premises Liquor License at 550 West 28th Street

Dear Commissioner Kelly.

At its May 13th meeting, the Business Licenses and Permits Committee of Manhattan Community Board No. 4 heard the application of Eagle Open Kitchen LLC for an alteration to its liquor license. This alteration involves the addition of a bar on the roof of the premises, along with construction of a roof garden. There will be no music on the roof.

The Committee recommended approval of this alteration contingent on the applicant's agreement to the following stipulation, which should accompany the altered license.

--Applicant agrees to enclose the roof space with a permanent, sound-proof structure if and when any space in surrounding and nearby buildings is or becomes residential.

On June 4, 2003, Manhattan Community Board No. 4 approved this application with these stipulations attached.

Thank you for your consideration.

Sincerely,



Simone Sindin
Chair
Manhattan Community Board No. 4

Kevin Kossi
Co-Chair
Business Licenses & Permits Committee



Cheryl Kupper
Co-Chair
Business Licenses & Permits Committee

cc: Elected Official
Applicant