



CITY OF NEW YORK

**MANHATTAN COMMUNITY BOARD No. 4**

330 West 42<sup>nd</sup> Street, 26<sup>th</sup> floor New York, NY 10036  
tel: 212-736-4536 fax: 212-947-9512  
www.ManhattanCB4.org

**J. LEE COMPTON**  
Chair

**MICHELLE SOLOMON**  
Acting District Manager

April 6, 2006

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

**Re: Sidewalk Café Application**

**Applicant:** Meatpacking Rest. LLC d/b/a Diner  
**Location:** 44 Ninth Avenue  
**DCA License No.:** 1219795  
**Type:** New Application – Unenclosed Sidewalk Café  
**Tables/Seats:** 20 tables/40 seats

Dear Ms. Gotay:

At its March 15, 2006 meeting, Manhattan Community Board No. 4's Transportation Planning Committee heard from the above applicant and reviewed plans for an unenclosed sidewalk café. No one appeared in opposition to the application. The Committee voted to approve the application for a new sidewalk café with the following stipulation:

- The café's outer boundaries must be marked on the sidewalk, as required by DCA's sidewalk café regulations. If markings are not in place when the applicant returns to the Board for its next renewal, this committee will recommend denial of the renewal application.

On April 5, 2006 the Full Board reviewed this application. Several members raised issues with the level of pedestrian congestion at this corner, and there was considerable opposition to the café. Some members also pointed out that a bus stop exists directly in front of the café on West 14<sup>th</sup> Street, which is not indicated clearly on the current plans. Despite the opposition, the board voted to approve the café, with a recommendation that the DCA ensure that the plans accurately reflect the location of the bus stop.

Sincerely,

J. Lee Compton  
Chair  
Manhattan Community Board No. 4

Jay Marcus  
Chair  
Transportation Planning Committee

cc: Local Elected Officials  
Applicant