



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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JEAN-DANIEL NOLAND
Chair

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

January 14, 2009

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

Re: 862 Ninth Avenue (56th)

Dear Commissioner Boyle:

Manhattan Community Board 4 recommends denial of a new full liquor license (OP) 862 Ninth Avenue unless the following stipulations, agreed to by the applicant, are part of their method of operation:

- Hours of operation are 11:30 am to 1 am.
- Total capacity is 71.
- Kitchen/cooking exhaust will be compliant with NYC building codes and constructed in a manner so that the exhaust will not disturb neighbors, i.e. the exhaust will disburse above the highest floor of the neighboring buildings.
- No outside space will be utilized for service, such as patios, rooftops or sidewalk cafes.
- The applicant is not applying for a cabaret license.
- The applicant will not have French doors/windows. If this does change, they will comply with MCB4's policy regarding times that they may be open.
- The applicant will not install a 'storm vestibule' enclosure outside of its front main entrance.

This establishment is a new Italian Restaurant with a full kitchen and will play background music.

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
Elected Officials