

Manhattan Community Board 4

(All Fields Must Be Completed)

Liquor License Stipulations Application

APPLICANT		DOING BUSINESS AS (DBA)		
ABA TURKISH RESTAURANT LLC		ABA TURKISH RESTAURANT		
STREET ADDRESS		CROSS STREETS		
325 West 57th st		8th & 9th Avenue		
OWNER	NAME:	ALI YALAZA	ATTORNEY	
	PHONE:	212 969 1782	PHONE:	
	FAX:	212 969 9881	FAX:	
MANAGER	NAME:		LANDLORD	
	PHONE:		PHONE:	
	FAX:		FAX:	
		LEYA LLC	212-840 1500	
DESCRIPTION OF BUSINESS				
Establishment Type:	<input type="radio"/> Bar/Tavern <input type="radio"/> Bed & Breakfast <input type="radio"/> Eating Place Beer <input type="radio"/> Cabaret <input type="radio"/> Night Club <input type="radio"/> Hotel <input checked="" type="radio"/> Restaurant <input type="radio"/> Catering Establishment <input type="radio"/> Club (Fraternal Organization – Members Only) <input type="radio"/> Other (Explain): _____			
Method of Operation:	<input checked="" type="radio"/> Restaurant <input type="radio"/> Dance Club <input type="radio"/> Sports Bar <input type="radio"/> Adult Entertainment <input type="radio"/> Wine Bar <input type="radio"/> Pizzeria <input type="radio"/> Cafe <input type="radio"/> Other (Explain): _____			
License Type:	<input type="radio"/> On-Premise <input type="radio"/> Wine <input type="radio"/> Beer <input checked="" type="radio"/> Wine & Beer			
APPLICATION TYPE (check one)	<input checked="" type="radio"/> New	Has applicant owned or managed a similar business?	YES	<input checked="" type="radio"/> NO
		What is/was the name of establishment?		
		What is/was the address of the establishment?		
		What were the dates the applicant was involved with this former premise?		
	<input type="radio"/> Transfer	What is the prior license #?		
		What is the expiration date on the prior license?		
		Are you making any alterations or operational changes?	YES	NO
		<i>If alterations or operational changes are being made, please attach the plans to this form.</i>		
	<input type="radio"/> Alteration	What is the current license #?		
		What is the expiration date on the current license?		
<i>Please describe the nature of the alterations and attach the plans</i>				

OPERATIONAL ISSUES										
HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY		
	Operation	10AM-11PM	10AM-11PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	
	Music	NONE	NONE	NONE	NONE	NONE	NONE	NONE	NONE	
	Kitchen	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	10-11 AM-PM	
OCCUPANCY	INDOOR				BAR			OUTSIDE		
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables	
	100	76	32	76	NONE	NONE	NONE	18	8	
How many floors are there? What is the capacity for each floor? (please respond in space provided)					1-2	3-4	5+	Main floor Restaurant Basement Prep Area.		
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)					YES	NO	N/A			
Will applicant have bottle service?					YES	NO	N/A			
Will you be hosting private parties and promotional events?					YES	NO	N/A			
Will outside promoters be used?					YES	NO	N/A			
Will the security plan submitted be implemented?					YES	NO	N/A			
Will State certified security personnel be used?					YES	NO	N/A			
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?					YES	NO	N/A			
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)					YES	NO	N/A			
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)					YES	NO	N/A			
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)					YES	NO	N/A			
Will applicant provide contact information to neighbors and respond to complaints that arise?					YES	NO	N/A			
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?					YES	NO	N/A			
If you plan to have music, what type(s)?			BACKGROUND	LIVE MUSIC	DJ					
BUILDING DESIGN										
Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.					YES	NO	N/A			
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?					YES	NO	N/A			
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)					YES	NO	N/A			

OUTDOOR ITEMS				
Will applicant use the rooftop, rear yard or any outdoor space?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	Side Walk
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	<input checked="" type="radio"/> NO	N/A	
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	N/A	

LOCATION & ZONING				
Primary Zoning District:		Overlay (If Applicable):		
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Is a Public Assembly permit required?	<input type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Are your plans filed with DOB?	<input type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A	
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____			
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____			
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1			
	# 2			
	# 3			

ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

ADDITIONAL STIPULATIONS: (Office Use Only)

Manhattan Community Board 4 (MCB4) recommends:	<input type="radio"/> Approval <input checked="" type="radio"/> Denial unless all agreed to by applicant is part of the method of operation <input type="radio"/> Denial
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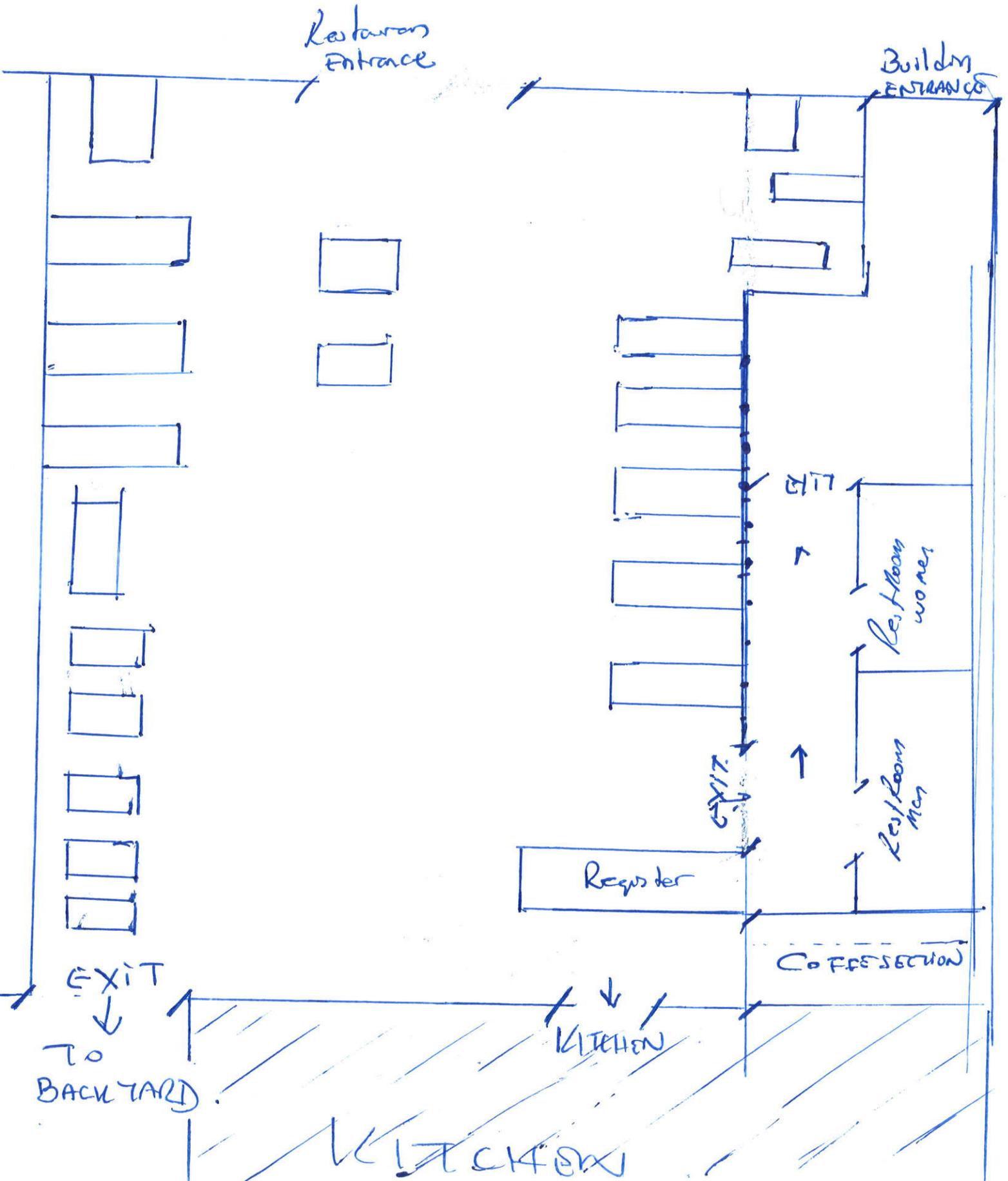
CB4 REPRESENTATIVES

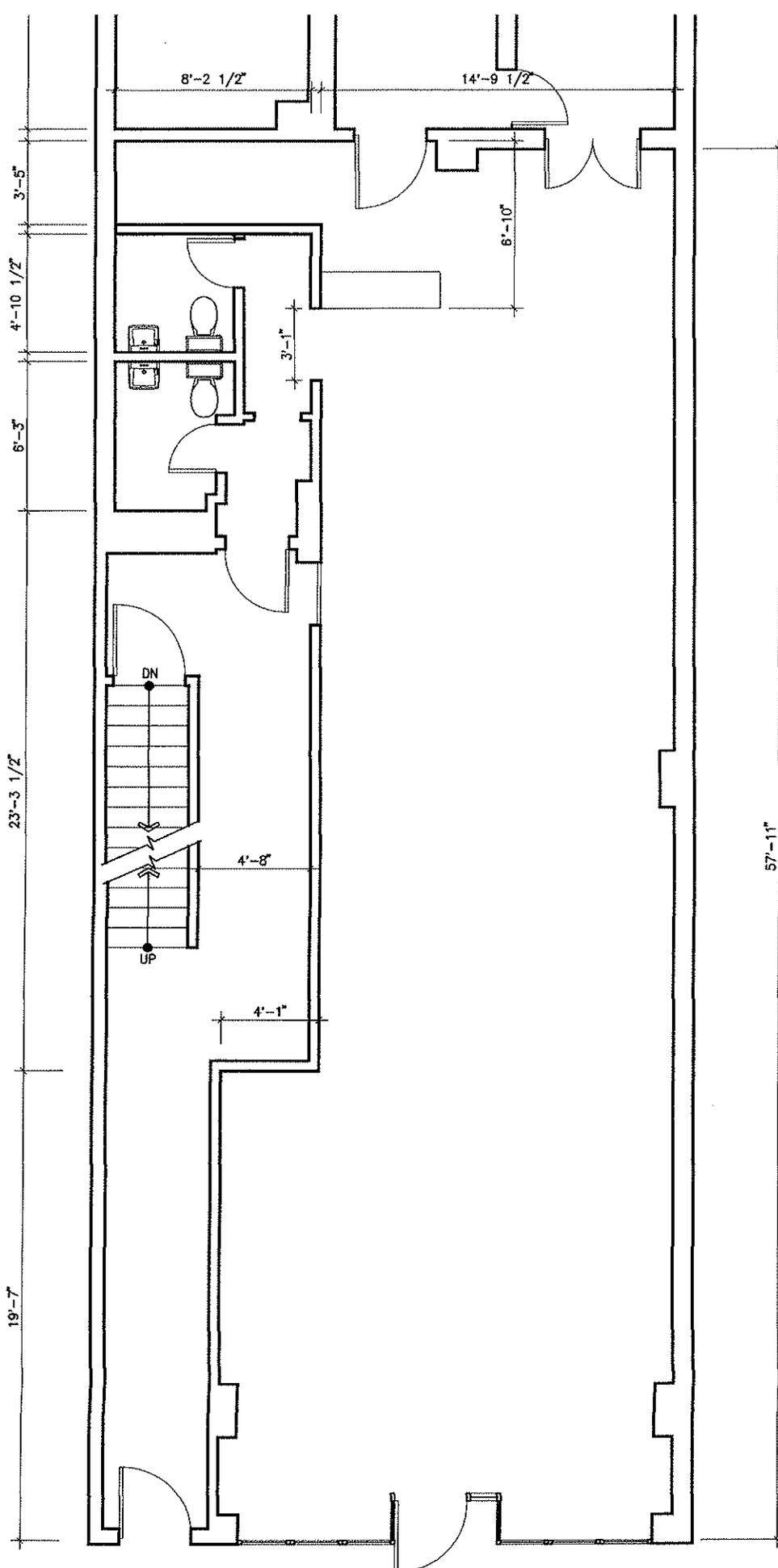
 Nelly Gonzalez <i>CB4 Community Associate</i>	Lisa Daglian <i>CB4 BLP Committee Co-Chair</i>	 Paul Seres <i>CB4 BLP Committee Co-Chair</i>
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APPLICANT AGREEMENT WITH THE COMMUNITY

Pursuant to these stipulations, this applicant agrees to have these provisions incorporated in the method of operation of their liquor license. Additionally, the applicant agrees to the community agreements as the basis for the community supporting this application.

SIGN HERE →	SIGNATURE OF APPLICANT 	DATE ^{4/9/13} 03/29/13
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57th St.

8th Avenue

301 central park cleaners
Pahael jewelry
209 scarlet Spa salon
PROVIDENCE NIGHT CLUB
313 Moonrock Diner & Cafe
315 new store coming up
new store coming up
CITY MD URGENT CARE
Nail Salon
325 ABA TURKISH RESTAURANT
327 KENNEDY's BAR & Restaurant
329 Flower Shop
331 UPS Store
Radio shack Retail Store
333 RECIDANCE
Chemile Cleaners Store
RECIDANCE
DJ REYNOLDS BAR & Restaurant
Walgreens retail store

57th Street

Retail Store
322
Sur la Table Retail Store
PARKING GARAGE
STARBUCKS CAFE
RICKY retail Store
Pet SPA PET MARKET
H & R BLOCK
West 57 Wine Sprint Liquor Store
Gotham Lasik Vision
Bike Rental
Store NYC Dramatic
350 Recidance

9th Avenue

Cold Appetizers

<i>Humus</i> Mashed chickpeas & tahini seasoned with garlic	5.95
<i>Lebni</i> Thick homemade yogurt with walnut, garlic & fresh dill & herbs	5.95
<i>Spicy Vegetables</i> (Acili Ezme) Chopped tomatoes, bell peppers, onion garlic, walnut mixed with red pepper paste	5.95
<i>Cacik</i> Finely chopped cucumbers blended with garlic yogurt, dill & mint	5.95
<i>Red Bean Salad</i> Red bean, potatoes, carrots, parsley with olive oil & lemon juice	5.95
<i>Eggplant Salad</i> Smoked eggplant mixed with mashed garlic and roasted red pepper	5.95
<i>Eggplant with Tomato Sauce</i> Pan fried cubes of eggplant in a fresh tomato sauce with garlic	5.95
<i>Stuffed Grape Leaves</i> Grape leaves stuffed with rice, currants, onions & pine nuts	7.50
<i>Red Lentil Balls</i> Red lentil, onion, parsley, pepper tossed with olive oil, black pepper lemon & cumin	5.95
<i>Cold Appetizer Platter</i>	Small: 13.95 Large: 18.95

Hot Appetizers

<i>Cheese Pastries</i> (Sigara Boregi) Pan fried cigar shaped pastries stuffed with feta cheese and parsley	5.95
<i>Falafel</i> Pan fried pureed chickpeas with garlic, parsley with tahini sauce	7.50
<i>Liver</i> (Arnavut Cigeri) Pan fried calf's liver served with sumac, parsley and onion	7.95
<i>Spinach Borek</i> Phyllo dough stuffed with spinach and feta cheese	6.50
<i>Su Borek</i> Phyllo dough stuffed with feta cheese and parsley	5.95
<i>Fried Calamari</i> Calamari served with Turkish tartar sauce	9.95

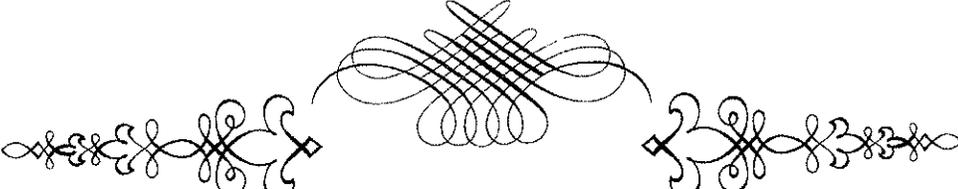
Vegetarian Dishes

<i>Okra "Bamya"</i> Baby okras with tomatoes and onions sauteed in tomato sauce & served with rice	13.95
<i>Vegetable Casserole</i> String beans, zucchinis, potatoes, onions, tomatoes, garlic and green peppers sauteed in tomato sauce & served with rice	13.95
<i>Add Lamb or Chicken</i>	3.95

Seafood Dishes

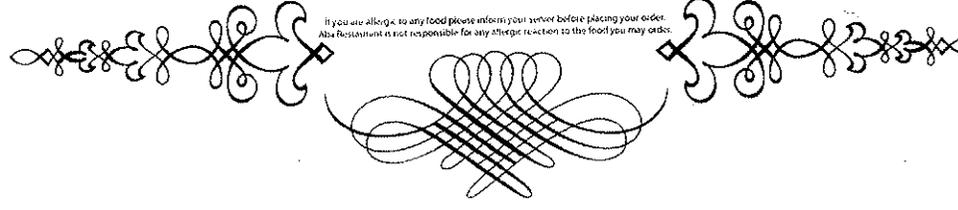
<i>Salmon</i> Grilled salmon served with green salad	18.95
<i>Branzini</i> Grilled whole branzini served with green salad	21.95
<i>Dorado</i> Grilled whole dorado served with green salad	21.95
<i>Trout</i> Grilled whole trout served with green salad	16.50

If you are allergic to any food please inform your server before placing your order. Also Restaurant is not responsible for any allergic reaction to the food you may order.



Main Cours

<i>Doner Kebab</i> "Turkish Gyro" Ground lamb and beef cooked on a rotating spit then thinly sliced, served with rice and vegetable	14.95
<i>Lamb Shish Kebab</i> Char-grilled cubers of lamb on a skewer, serve with rice, grill tomato and pepper	18.95
<i>Iskender Kebab</i> Doner kebab served over pan sauteed pita bread topped with fresh tomato sauce & served with yogurt	17.95
<i>Turkish Meatballs "Kofte"</i> Char-grilled ground lamb and beef, seasoned with Turkish spices and served with rice	14.95
<i>Lamb Adana Kebab</i> Hand chopped lamb and beef, seasoned with Turkish spices and served with rice	15.95
<i>Lamb Chops</i> Char-grilled baby lamb chops serve with rice, grilled tomato and peper	22.95
<i>"Ali Nazik"</i> Eggplant pure with yogurt served with seasoned (Choice) grilled lamb shish cubes, chicken or ground meat	19.95
<i>Sultan's Delight (Hunkar begendi)</i> Classic Ottoman dish made with chunks of lamb or chicken in tomato sauce over eggplant pure and kasar cheese	17.95
<i>Yogurt Kebab</i> Layers of pita breads and garlic yogurt topped with choice of chicken shish, meatball, doner or chicken adana	17.95
<i>Chicken Shish Kebab</i> Char-grilled cubes of chicken berast on a skewer served with rice	15.95
<i>Chef's Chicken Special</i> Chicken cubes with mushrooms, green pepper, red pepper, garlic and tomatoes sauteed in heavy cream and olive oil, served with rice	15.95
<i>Chicken Adana Kebab</i> Hand chopped chicken, seasoned with Turkish spices and served with rice	14.95
<i>Chicken Chops</i> Char-grilled chicken thigh serve with rice, grilled tomato and peper	14.95
<i>ABA Combo</i> Chicken shish, Lamb shish, Meatball, Gyro and lamb chop served with rice	24.95
<i>Manti</i> "Turish Homemade Ravioli" Poached beef dumplings served with garlic yogurt sauce	16.95
<i>Stuffed Cabbage Leaves</i> White cabbage leaves stuffed with rice, ground lamb, onion, tomato, dill. Served with warm garlic yogurt	14.95
<i>Kumpir</i> Baked jumbo size potato stuffed with below toppings: Butter, cheese, red cabbage, pickles, olive, corn mayonnaise, ketchup, Russian salad and beef sausage	10.95



If you are allergic to any food please inform your server before placing your order.
This Restaurant is not responsible for any allergic reaction to the food you may order.

THAT THE ZONING LOT ON WHICH THE PREMISES IS LOCATED IS BOUNDED AS FOLLOWS:

BEGINNING at a point of the distant 125' side of 125' feet from the corner formed by the intersection of 125' by: 125'
 running thence 125' feet thence 125'
 to the point or place of beginning.

LOCALTY No. 1155/84 DATE OF COMPLETION 11/24/80 CONSTRUCTION CLASSIFICATION 2 B2P
 BUILDING OCCUPANCY GROUP CLASSIFICATION Residential HEIGHT 2 STORIES, 63'10" FEET

THE FOLLOWING FIRE DETECTION AND EXTINGUISHING SYSTEMS ARE REQUIRED AND WERE INSTALLED IN COMPLIANCE WITH APPLICABLE LAWS.

	YES	NO		YES	NO
STANDPIPE SYSTEM			AUTOMATIC SPRINKLER SYSTEM		
YARD HYDRANT SYSTEM					
STANDPIPE FIRE TELEPHONE AND SIGNALLING SYSTEM					
SMOKE DETECTOR					
FIRE ALARM AND SIGNAL SYSTEM					

STORM DRAINAGE DISCHARGES INTO:

- A) STORM SEWER B) COMBINED SEWER C) PRIVATE SEWAGE DISPOSAL SYSTEM

SANITARY DRAINAGE DISCHARGES INTO:

- A) SANITARY SEWER B) COMBINED SEWER C) PRIVATE SEWAGE DISPOSAL SYSTEM

NOTATIONS OR RESTRICTIONS

BOARD OF STANDARDS AND APPEALS CAL. NO. _____

CITY PLANNING COMMISSION CAL. NO. _____

OTHERS: _____

**CITY of NEW YORK
DEPARTMENT OF CONSUMER AFFAIRS**

42 BROADWAY, NEW YORK, NY 10004

Document No.
670992

The issuance and retention of this license is contingent upon the licensee's compliance with the laws of the State of New York and the City of New York, the rules and regulations of the Department of Consumer Affairs, and the rules and regulations of all Federal, State and City agencies, now in effect or hereafter enacted.

License Type: SIDEWALK CAFE **CITY ID:** 132723473
License Number: 1423305 **Code:** 013 **Class:** U **Subclass:** U **Issued:** 12/18/2012 **Expires:** 04/15/2014
Camis-ID: 41653174 **Base License Number:** **Start-Date:** **End-Date:** 04/15/2014
Item-count: 9 **Number of Plates:** **Room Capacity:** **Square Footage:** 164
Entity Name: ABA TURKISH RESTAURANT LLC **CHAIRCOUNT:** 18

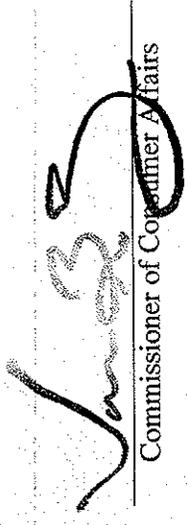
Trade-Name (D/B.A.):

Premises Address:

325 WEST 57 STREET
NEW YORK NY 10019

Mailing Address:

C/O:
325 WEST 57 STREET
NEW YORK NY 10019


Commissioner of Consumer Affairs

Not transferable without the approval of the Commissioner of Consumer Affairs

THIS LICENSE MUST BE CONSPICUOUSLY DISPLAYED

RECEIVED
OCT 15 2012
DEPT. OF CONSUMER AFFAIRS

RESTAURANT

PROPERTY
ADJACENT

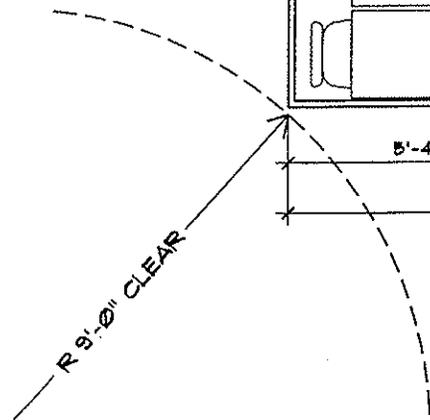
PROPERTY
ADJACENT

24" X 24" TABLES
8 PLACES



3'-0"

RESTAURANT LINE
9'-0"



R 9'-0" CLEAR

NEW RAILING
SEPERATOR
REMOVABLE AND
SELF-SUPPORTING
2'-6" HIGH

11'-0" CLEAR

5'-4"

4'-0"

9'-6"

19'-10"

20'-0"

SIDEWALK

LIGHT POLE
W / ATTACHED
MUNI-METER



(100' WIDE)

W 57 STREET

PROPOSED UNENCLOSED CAFE



ISTANBUL CAFE< istanbulcafenyc@gmail.com>

Business License & Permits Committee Meeting Tuesday April 9, 2013

Gonzalez, Nelly< negonzalez@cb.nyc.gov>
To: lmf@fogelmanlawfirm.com
Cc: istanbulcafenyc@gmail.com

Thu, Mar 21, 2013 at 11:47 AM

Attached please find information regarding your liquor license application. Please note that all requested information **MUST** be submitted by 11am Monday April 1st (**Absolutely No Exceptions**) by email/mail. **Failure to comply by April 1st will result in a request to postpone to the following month's meeting (May 14th) or a denial recommendation from the committee.** Applicants that have rooftop/rear yards/terrace/patio must call me by 11am Friday March 29th to make arrangements for committee members to see the location.

****Please be advised that the BLP Liquor License Stipulation Application MUST be signed by the Applicant at the time of the meeting****

Nelly Gonzalez

Community Associate
Manhattan Community Board 4
330 W. 42nd Street, 26th Floor
New York, NY 10036
Phone: 212-736-4536
Fax: 212-947-9512
negonzalez@cb.nyc.gov

4 attachments

-  **6 BLP EXEC MCB4 REAR YARD POLICY FOR LIQUOR LICENSES.pdf**
54K
-  **NEW - BLP Liquor License Stipulations Application.pdf**
89K
-  **Aba Turkish Restaurant - 325 W 57th St - Invite.pdf**
45K
-  **Aba Turkish Restaurant - 325 W 57th St - Notice.pdf**
25K



COREY JOHNSON
Chair

ROBERT J. BENFATTO
District Manager

CITY OF NEW YORK
MANHATTAN COMMUNITY BOARD No. 4

330 West 42nd Street, 26th floor New York, NY 10036
tel: 212-736-4536 fax: 212-947-9512
www.nyc.gov/mcb4

March 21, 2013

Leonard Fogelman
305 Madison Ave
New York, NY 10165

Re: ABA Restaurant LLC d/b/a Aba Turkish Restaurant – 325 W 57th Street

Mr. Fogelman,

Manhattan Community Board No. 4 invites you to present your application for a Restaurant Wine & Beer License at its next Business Licenses & Permits Committee meeting scheduled for:

Tuesday, April 9, 2013

6:30 pm

**Intercontinental New York Time Square,
300 W. 44th St., Ballroom Level**

Please post the enclosed public notice of this hearing in a highly visible window of your establishment. We ask that you complete and submit the enclosed questionnaire **no later than 11 am. Monday, April 1, 2013** Failure to comply by April 1st, will result in a request to postpone to the following month's meeting (May 14th) or a denial recommendation from the committee. In addition, please provide copies of the following by April 1st and bring 17 copies to the meeting (Tuesday, April 9th):

- Floorplans ✓
- Sidewalk Café plans ✓
- Diagram of Establishments that trigger either the 500 Foot Rule or 200 Foot Rule ✓
- Menu ✓
- Photos of Exterior
- 500 Foot Hearing Public Interest Statement, IF REQUIRED

If you wish to **POSTPONE** your application, please contact us. We will **REQUIRE** a letter stating that you will **NOT APPLY** to the **SLA UNTIL AFTER** appearing at our **NEXT MEETING**. If you do appear before the Committee with insufficient or questionable information, you may request a new hearing. In this case you must also submit a postponement letter.

Please contact the Board office if you have any questions. Thank you for your cooperation.

Sincerely,

Nelly Gonzalez
Community Associate



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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

JEAN-DANIEL NOLAND
Chair

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

MCB4 REAR YARD/ROOFTOP POLICY FOR LIQUOR LICENSES

Overview

Rear Yard/Rooftop use is an amenity to many restaurant owners and their patrons, but can be a nuisance to the quality of life of surrounding residents. Such outdoor use tends to be disruptive for residents with apartments within earshot because of the late hours of operation and the high noise levels that have the capacity to travel into the homes. This policy recognizes the need for a balance between these sometimes competing interests by laying ground rules for the consideration of these types of uses. It is important to note that while sidewalk cafes go through a separate approval process involving the Department of Consumer Affairs, there is no such similar oversight for other outdoor use.

Based on experience, where outdoor uses are allowed, the best mix of businesses with outdoor use and adjacent and nearby residents includes control of hours and operation; responsible business owners and managers are key to maintaining a beneficial and respectful environment.

However, the Board has found that rear yard use comprised of predominantly bar or club establishments is inevitably disruptive to the surrounding residents because of higher noise levels and ambient smoke. Therefore, the Board will rarely recommend approval of rear yard use by bars or clubs. Similarly, the Board will rarely recommend approval of rooftop uses in residential areas. Permitted roof tops must be a minimum of ten stories above abutting residences.

In considering an application, the Board will give the concerns of surrounding residents' strong consideration in its determination to recommend or not recommend such use, as well as the configuration of the outdoor space.

Site Review and Considerations

At the time of the application, the applicant/representative will have available a drawing (done to scale) showing the back yard – its size, neighboring buildings, and placement of tables and chairs. Applicants are urged to consult with professional advisors to confirm that their plans conform to all applicable laws and regulations including zoning, building, and fire codes. These drawings must also delineate the placement of all fire escapes, fire escape ladders, and doors to adjoining places of refuge (including the door's swing).

In addition, the applicant will be required to arrange for the Business Licenses and Permits Committee (BLP) members and/or Board members and/or staff members to observe the space

prior to the BLP Committee meeting. The applicant/representative should be present when the space is surveyed so that they can answer questions. The space will be assessed for consideration of community impact and the Committee will work with the applicant and/or their representative to determine maximum patronage and tables in the space. There will be report of any findings to the BLP Committee at the monthly meeting.

Any past community complaints involving either the applicant or the location will be noted by the committee, including but not limited to sidewalk café complaints. The applicant/representative is then expected to identify past or future corrective actions.

If upon reviewing the plans and the site, the committee and/or community members cannot be reasonably certain that nearby residents will not be unduly disturbed by rear yard/roof top use, the application for use of outdoor space will not be recommended for approval.

Posting Requirements

The BLP Committee posting requirements are of utmost importance and require clear mention of a rear yard/roof top use on the meeting postings, when applicable. The applicant will be required to post these notices in a prominent spot in front of the establishment or he/she will be postponed to the next meeting provided the Board Office receives a letter promising not to file an SLA application until the Board has issued a recommendation. Otherwise the Board will recommend denying the use. The applicant and the Board will do everything reasonably possible to reach out to any community or owner/tenant organizations before appearing before the BLP Committee meeting.

Criteria:

When making a determination to recommend new rear yard/roof top use, the Board will consider the following conditions and will require that they be incorporated in the method of operations of the liquor license, as appropriate:

- The service and consumption of alcohol in back yard outdoor space will be only via seated food service.
- The back yard outdoor space will not allow standing space for patrons to drink/smoke.
- The Board will determine a fixed maximum number of tables and chairs and a maximum total number of patrons in the outdoor space, based on local conditions.
- The back yard/roof top outdoor space will be closed and vacated by 10 pm on Sunday through Thursdays, and 11 pm on Friday and Saturday. Additional hours of operation may be negotiable depending on proximity to residences.
- The applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors.

Neily Gonzalez
 Manhattan Community Board 4

RECEIVED MAR 20 2013

Fogelman & Fogelman LLC
 305 Madison Avenue
 New York, New York 10165
 Office: 212.370.1530
 Fax: 212.370.2851
 info@fogelmanlawfirm.com

STATE OF NEW YORK
 EXECUTIVE DEPARTMENT
 DIVISION OF ALCOHOLIC BEVERAGE CONTROL
 STATE LIQUOR AUTHORITY

Standardized NOTICE FORM for Providing a 30-Day Advance Notice to a Local Municipality or Community Board in connection with the submission to the State Liquor Authority of a (check one)

New Application Renewal Application Alteration Application
 Corporate Change for an On-Premises Alcoholic Beverage License

1.	Date the original copy of this Notice was mailed to the Local Municipality or Community Board:		03		13		2		0		13	
THIS 30-DAY ADVANCE NOTICE IS BEING PROVIDED TO THE CLERK OF THE FOLLOWING LOCAL MUNICIPALITY OR COMMUNITY BOARD												
2.	Name of the Local Municipality or Community Board: <u>Board 4</u>											
ATTORNEY REPRESENTING THE APPLICANT IN CONNECTION WITH THE APPLICANT'S LICENSE APPLICATION NOTED AS ABOVE FOR THE ESTABLISHMENT IDENTIFIED IN THIS NOTICE												
3.	Attorney's Full Name is: <u>LEONARD M. FOGELMAN</u>											
4.	Attorney's Street Address: <u>305 MADISON AVENUE</u>											
5.	City, Town or Village: <u>NEW YORK, NY 10165</u>										State:	Zip Code:
6.	Business Telephone Number of Attorney: <u>212 3701530</u>											
FOR NEW APPLICANTS, PROVIDE DESCRIPTION BELOW USING ALL INFORMATION KNOWN TO DATE FOR ALTERATION APPLICANTS, ATTACH COMPLETE DESCRIPTION AND DIAGRAM OF PROPOSED ALTERATION(S) FOR CURRENT LICENSEES, SET FORTH APPROVED METHOD OF OPERATION ONLY DO NOT USE THIS FORM TO CHANGE YOUR METHOD OF OPERATION												
7.	Type(s) of alcohol sold or to be sold under the license: (*X One) <input type="checkbox"/> Beer Only <input checked="" type="checkbox"/> Wine and Beer Only <input type="checkbox"/> Liquor, Wine and Beer											
8.	Extent of Food Service: (*X One) <input checked="" type="checkbox"/> Restaurant (Sale of food primarily; Full food menu; Kitchen run by chef) <input type="checkbox"/> Tavern/Cocktail Lounge/Adult Venus/Bar (Alcohol sales primarily-meets legal minimum food availability requirements)											
9.	Type of establishment: (*X all that apply) <input type="checkbox"/> Hotel <input type="checkbox"/> Live Music <input type="checkbox"/> Disc Jockey <input type="checkbox"/> Juke Box <input type="checkbox"/> Patron Dancing (Small scale) <input type="checkbox"/> Karaoke Bar <input type="checkbox"/> Cabaret, Night Club, (Large Scale Dance Club) <input type="checkbox"/> Capacity for 600 or more patrons <input type="checkbox"/> Bed & Breakfast <input checked="" type="checkbox"/> Restaurant <input type="checkbox"/> Club (e.g. Golf/Fraternal Org.) <input type="checkbox"/> Catering Facility <input type="checkbox"/> Stage Shows <input type="checkbox"/> Topless Entertainment <input type="checkbox"/> Recreational Facility (Sports Facility/Vessel)											
10.	Licensed outdoor area: (*X all that apply) <input checked="" type="checkbox"/> None <input type="checkbox"/> Rooftop <input type="checkbox"/> Patio or Deck <input type="checkbox"/> Freestanding Covered Structure <input type="checkbox"/> Garden/Grounds <input checked="" type="checkbox"/> Sidewalk Cafe <input type="checkbox"/> Other (Specify): None											
11.	Will the license holder or a manager be physically present within the establishment during all hours of operation? (*X one) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No											
12.	License serial number:						Expiration Date:					
13.	The applicant's or license holder's full name, as it appears or will appear on the license: <u>ABA Restaurant LLC</u>											
14.	The Trade name, if any, under which the establishment conducts or will conduct business: <u>ABA Turkish Restaurant</u>											
15.	The establishment is located within the building which has the following street address: <u>305 W 57 ST</u>											
16.	City, Town, or Village: <u>NY</u>				NY				Zip Code: <u>10019</u>			
17.	The establishment is located on the following floor(s) of the building at the above address: <u>Main & Basement</u>											
18.	Within the building at the above address, the establishment is located within the room(s) numbered as follows:											
19.	Business telephone number of applicant/licensee: <u>212-9691782</u>						Business fax number of applicant/licensee: <u>212 9699881</u>					
20.	Business e-mail address of applicant/licensee: <u>istanbulcafe.nyc@gmail.com</u>											
21.	Does the applicant or license holder own the building in which the establishment is located? (*X one) <input type="checkbox"/> Yes (if "Yes", SKIP items 22-25) <input checked="" type="checkbox"/> No											
OWNER OF THE BUILDING IN WHICH THE LICENSED ESTABLISHMENT IS LOCATED												
22.	Building owner's full name is: <u>LEYA LLC</u>											
23.	Building owner's street address: <u>130 West 42nd Street suite #301</u>											
24.	City, Town, or Village: <u>New York</u>										State:	Zip Code: <u>10036</u>
25.	Business telephone number of building owner: <u>212-840-1500</u>											
26.	I am the applicant or hold the license or am a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license. By my signature, I affirm - under Penalty of Perjury - that the representations made in this form are true.											
	Printed Name: <u>Ali YA LAZA</u>				Title: <u>LLC Member</u>				Signature: <u>[Signature]</u>			

If you have a complaint
The NYC Department
42 Broadway New York, NY 10004
CALL 311 - www.nyc.gov

UNENCLOSED SIDEVIEW

Licensee : **ABA TURK**

License # : **1**

Max. # of
Tables : **9 (Nine)**

Max. # of
Chairs : **18 (Eighteen)**