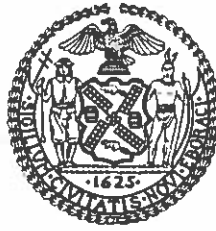


James G. Clynes  
Chairman

Latha Thompson  
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## The City of New York Manhattan Community Board 8

April 16, 2015

Heather L Bermingham, Deputy Director of Licensing  
Licensing Department  
Department of Consumer Affairs  
42 Broadway  
New York, New York 10004

**RE: Brasserie Cognac East Corp., 963 Lexington Avenue-Modification application for an unenclosed sidewalk café with 9 tables and 22 chairs. DCA #1469257-DCA. Due Date May 11, 2015.**

Dear Ms. Bermingham:

At the April 15, 2015 Full Board meeting of Manhattan Community Board 8, the following recommendation was adopted by a vote of 27 in favor, 0 opposed, and 5 abstentions.

**WHEREAS** there are no changes to the café, and

**WHEREAS** there were members of the public speaking both in support and opposition to the cafe, and

**WHEREAS** the concerns of the public involved sidewalk obstruction from café patrons and issues related to patrons and workers smoking in the establishment's general area, and

**WHEREAS** due to issues with clearance from existing tree guards, the Community Board had previously approved an increase from 5 tables/10 chairs to only 7 tables/14 chairs, and

**WHEREAS** the applicant has had the tree guards removed and now wishes to pursue their original modification to 9 tables/22 chairs, and

**WHEREAS** the applicant agreed to instruct their workers to better police the accumulation of cigarette butts on the sidewalks surrounding their establishment, and

**WHEREAS** the applicant agreed to include the following stipulations in their license:

- a) The sidewalk café will only be operated with the tables and chairs placed exactly as specified on the approved plans filed with DCA
- b) They will prevent patrons from placing strollers and other items outside the licensed café area and thus create an intrusion into the required clear sidewalk path

**BE IT RESOLVED THAT** the application is **approved**.

Please advise this office of any action taken regarding this matter.

Sincerely,

  
James G. Clynes

James G. Clynes  
Chairman

  
Jonathan Horn & Abraham Salcedo

Jonathan Horn & Abraham Salcedo  
Co-Chairs, Street Life Committee