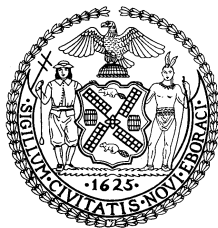


Nicholas Viest
Chair

Latha Thompson
District Manager



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**The City of New York
Manhattan Community Board 8
Public Hearing
Street Life Committee**

Tuesday, October 7, 2014, 7:00 p.m.
Marymount Manhattan College
221 East 71st Street, Regina Peruggi Room

Members Present: Matthew A. Bondy, James Clynes, Laurence Parnes, Cos Spagnoletti, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

Unanimous Cafes: 1a, 1b, 1c, 1d, 1f, 1g, 1h, 1i, 1j, 1k, 1l, 2a
Non Unanimous Cafes: 1e
Unanimous SLA: 4a, 4c, 4d, 4g, 4h, 4i, 4k, 4l, 4m, 4n.
Non Unanimous SLA: 4f

Agenda

PLEASE NOTE: The Street Life Committee recommends a Resolution to the full Community Board, which votes on a Resolution to be sent to the appropriate governing agency. These Resolutions are advisory; the decision of the governing agency is binding.

Applications will only be approved based upon the applicants' agreement to the following stipulations:

1. The applicant will abide by the bicycle guidelines.
2. The applicant will not use electric bikes.
3. The applicant will keep the front of the establishment clean.
4. The applicant will not place A-frames in front of the establishment.
5. The applicant will be denied if they participate in bar-crawls.

1. Renewal Applications to the Department of Consumer Affairs and/or Department of City Planning for a Sidewalk Cafe:

- a. **Baraonda Restaurant Inc., dba Baraonda Restaurant, 1439 Second Avenue (@ 75th Street)-**
Renewal application for an unenclosed sidewalk café with 20 tables and 40 chairs, DCA # 1215929-DCA. Due Date: November 3, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

5-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo

- b. **Haru Too, Inc., dba Haru Sake Bar, 1327 Third Avenue (@ 76th Street)** - Renewal application for an unenclosed sidewalk café with 19 tables and 38 chairs, DCA # 1106426-DCA. Due Date: November 8, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

5-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo

- c. **Tiramisu Restaurant, LLC., dba Tiramisu Restaurant, 1410 Third Avenue (@ 80th Street)** - Renewal application for an unenclosed sidewalk café with 13 tables and 26 chairs, DCA # 1282359-DCA. Due Date: November 1, 2014

WHEREAS when the applicant previously applied for an unenclosed sidewalk café, they agreed to remove an existing wooden sidewalk platform.

WHEREAS there is evidence that the wooden sidewalk platform still exists.

WHEREAS the applicant agreed to remove the wooden sidewalk platform and to show proof of its removal at the October 15th, 2014 full-board meeting.

WHEREAS there are no other changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

6-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Cory Evans

- d. **Thierry Inc., Le Charlot, dba 19 East 69 Street (@ Madison Avenue)** - Renewal application for a small unenclosed sidewalk café with 6 tables and 17 chairs, DCA # 1167909-DCA. Due Date: October 30, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- e. **Virgilia Café, Inc., Antonucci, dba 168 East 81 Street (Third/Lexington)** - Renewal application for an unenclosed sidewalk café with 4 tables and 16 chairs, DCA # 1225069-DCA. Due Date: October 19, 2014

WHEREAS there is an existing tree guard that may or may not have been constructed subsequent to the creation of the sidewalk cafe

WHEREAS the tree guard creates an issue with the clearance requirements of the café regulations.

WHEREAS the applicant will provide verification as to when the tree guard was installed at the October 8th land use meeting.

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved subject to the applicant providing verification as to when the tree guard was installed.

4-0-1. Yes Cos Spagnoletti, James Clynes, Matthew A. Bondy, Abraham Salcedo

Abstain: Laurence Parnes

- f. **1638 Third Ave Corp., dba Effy's Café, 1638 Third Avenue (91/92)** - Renewal application for an unenclosed sidewalk café with 10 tables and 20 chairs, DCA # 2003155-DCA. Due Date: October 26, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

5-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo

- g. **By The Glass Inc., dba Uva, 1486 Second Avenue (77/78)** - Renewal application for an unenclosed sidewalk café with 8 tables and 16 chairs, DCA # 1190933-DCA. Due Date: October 27, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

5-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo

- h. **JBB Bar and Grill Inc., dba Epazote, 1606 First Avenue (83/84)** - Renewal application for an unenclosed sidewalk café with 4 tables and 8 chairs, DCA # 1438163-DCA. Due Date: October 13, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

5-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo

- i. **CLGM Inc., dba Yefsi Estaiaitorio, 1481 York Ave (78/79)** - Renewal application for an unenclosed sidewalk café with 9 tables and 20 chairs, DCA # 1422663-DCA. Due Date: October 13, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

6-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Cory Evans (Public Member)

- j. **Alfie Company LLC., dba Cavatappo Grill, 1712 First Avenue (88/89) -** Renewal application for an unenclosed sidewalk café with 12 tables and 24 chairs, DCA # 1292343-DCA. Due Date: October 12, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

6-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Cory Evans (Public Member)

- k. **Starbucks Corporation, dba Starbucks Coffee Company, 1515 York Avenue (@ 80th Street) -** Renewal application for an unenclosed sidewalk café with 18 tables and 36 chairs, DCA # 1427775-DCA. Due Date: October 13, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

6-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Cory Evans (Public Member)

- l. **1483 First Avenue Restaurant Inc., dba Maruzzella, 1483 First Avenue (@ 77th Street) -** Renewal application for an unenclosed sidewalk café with 8 tables and 16 chairs, DCA # 1002419-DCA. Due Date: October 09, 2014

WHEREAS there are no changes to the café and no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

6-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Cory Evans (Public Member)

2. **New Applications to the Department of Consumer Affairs and/or Department of City Planning for a Sidewalk Café:**

- a. **Boqueria UES LLC., dba Boqueria, 1460 Second Avenue (76/77)**-New application for an unenclosed sidewalk café with 6 tables and 12 chairs.

WHEREAS, this is a new establishment.

WHEREAS, a member of the public sent an email to the Board office expressing concern regarding the possibility of noise in the future.

WHEREAS, the establishment has only been open for one week.

WHEREAS, the owner stated that the front windows do not open up to the sidewalk.

WHEREAS, no one else from the public objected,

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

3. **Transfer/Alteration/Upgrade Applications to the New York State Liquor Authority for Liquor Licenses:**

- a. **Uncle Abies Deli on First Inc., dba 2nd Avenue Deli, 1442 First Avenue (@ E. 75th Street)** - Alteration for a Liquor, Wine and Beer.

Laid Over for further documentation regarding the zoning issue.

4. **New Applications to the New York State Liquor Authority for Liquor Licenses:**

- a. **1724 Foods LLC., dba Baluchi's, 1724 Second Avenue (89th/90th)** – New application for Wine and Beer.

WHEREAS, no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- b. **Coliemoire Inc., dba TBD, 1640 Second Avenue (@ E. 85th Street)** - New application for Liquor, Wine and Beer.

No Action was taken because this application was previously approved.

- c. **The Vinegar Factory Inc., dba The Vinegar Factory, 429-433 East 91 Street (@ York Avenue)** – New application for Liquor, Wine and Beer.

WHEREAS, no one from the public objected,

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- d. **Haru Third Avenue Corp., dba Haru, 1329 Third Avenue (@ 76th Street)** - New application for Liquor, Wine and Beer.

WHEREAS, this application is solely to accommodate a change of corporate ownership.

WHEREAS, a new façade is being constructed on the premises.

WHEREAS, there are no other changes to the restaurant and no one from the public objected.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- e. **John-n-John LLC., dba TBD, 1152 First Avenue (@ 63rd Street)** - New application for Liquor, Wine and Beer.

No action was taken because the applicant did not appear.

A No-Show letter will be sent to the SLA.

- f. **1268 Second Ave LLC., dba TBD, 1268 Second Avenue (66/67)** - New application for Liquor, Wine and Beer.

WHEREAS, this application is solely to accommodate a change of corporate ownership.

WHEREAS, there are no other changes to the establishment and no one from the public objected.

BE IT RESOLVED THAT the application is Approved.

7-1-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

No: Matthew A. Bondy

- g. **CSLL Restaurant Corp., dba EJ's Luncheonette, 1271 Third Avenue A/K/A 201 East 73rd Street** - New application for Liquor, Wine and Beer.

WHEREAS, this application is solely to accommodate a change to include liquor.

WHEREAS, a member of the public objected, but only after the committee voted on the application..

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- h. **Hophapcity Inc., dba TBD, 1586 Second Avenue (@82nd Street)** - New application for Liquor, Wine and Beer.

WHEREAS, no one from the public objected.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- i. **New Ichiro Sushi Inc., dba TBD, 1694 Second Avenue (87/88)** - New application for Wine and Beer.

WHEREAS, a member of the public reported observing a bicycle delivery violation by an employee of this establishment.

WHEREAS, the applicant acknowledged that this delivery man may not have followed proper procedures recently, and

WHEREAS, the applicant agreed to reinforce and institute retraining for his employees regarding the rules and regulations for bicycle delivery

WHEREAS, the applicant agreed to terminate any employee who did not follow the rules.

WHEREAS, the applicant re-committed himself and the establishment to abiding by the bicycle delivery rules and regulations, as per his notarized affidavit to the community board, and

WHEREAS, the applicant acknowledges that a future violation could result in revocation of his SLA license.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- j. **215 East 64 Street, Co. Lessee, LLC., dba Affinia Gardens, 215 East 64 Street (Second/Third)** - New application for Liquor, Wine and Beer.

No Action was taken because this item was previously approved.

- k. **Pil Pil Spanish Tapas Inc., dba TBD, 265 East 78 St (@ Second Avenue)** - New application for Wine and Beer.

WHEREAS, a member of the public expressed concern about noise from this establishment in the past, yet did state that there has been no noise in the last six months.

WHEREAS, this application is solely to accommodate a change in corporate ownership.

WHEREAS, there are no changes to the establishment and no one else from the public objected.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- l. **Dundee LLC., dba Caledonia Scottish Pub, 1609 Second Avenue (83/84)** - New application for Liquor, Wine and Beer.

WHEREAS, this application is solely to accommodate a change of corporate ownership.

WHEREAS, there are no changes to the establishment and no one else from the public objected.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- m. **Lefkada LLC., dba Korali, 1662 Third Avenue (@ 93 Street)** - New application for Liquor, Wine and Beer.

WHEREAS, no one else from the public objected.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)

- n. **800 Ginza Sushi Inc., dba TBD, 800 Lexington Avenue (@ 62nd Street)** – New application for Wine and Beer.

WHEREAS, no one else from the public objected.

BE IT RESOLVED THAT the application is Approved.

8-0-0. Yes Cos Spagnoletti, Laurence Parnes, James Clynes, Matthew A. Bondy, Abraham Salcedo, Judith E. Schneider, M. Barry Schneider, Cory Evans (Public Member)