

James G. Clynes
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The City of New York Manhattan Community Board 8

October 20, 2016

Kerri J. O'Brien
Deputy Commissioner
State Liquor Authority
80 South Swan Street, Suite 900
Albany, New York 12210-8002

**RE: Schaller Manufacturing Corp., dba Schaller & Weber, 1654 Second Avenue (85th/86th)-
Alteration and Corporation change for Wine, Beer and Cider**

Dear Ms. O'Brien:

At the October 20, 2016 Full Board of Manhattan Community Board 8, the following recommendation was adopted by the Community Board a vote of 38 in favor, 1 opposed, 1 abstentions and 0 not voting for cause:

WHEREAS this is an application to add additional seating in the lower level of the establishment and to add seats in a rear outdoor yard area; and

WHEREAS there was a question as to whether the use of the rear outdoor space was allowed under the Certificate of Occupancy ("CofO"); and

WHEREAS there was concern about any noise that might emanate from the use of the rear yard; and

WHEREAS the applicant agreed not to use the rear outdoor space until it has provided Community Board 8 and SLA with a CofO which clearly indicates that use of the rear outdoor space is legal or a letter of no objection from the Department of Buildings clearly stating they do not object to the use of the rear outdoor space by the establishment; and

WHEREAS the applicant agreed, subject to the condition above, to cease operation of the rear outdoor space by 10pm seven days a week; and

WHEREAS there are no other changes; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED** subject to the stipulation that the hours of operation for the SLA license for the rear outdoor space shall be until 10pm seven days a week and subject to the stipulation that the applicant shall not use the outdoor rear space until it has provided a valid C of O or Letter of No Object from the Department of Building which clearly indicate the legality of the use of the rear outdoor space.

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

Sincerely,

James G. Clynes

James G. Clynes
Chair

Abraham Salcedo

Abraham Salcedo
Chair, Street Life Committee

Cc: Honorable Bill de Blasio, Mayor of the City of New York
Honorable Gale Brewer, Manhattan Borough President
Honorable Liz Krueger, NYS Senator, 26th Senatorial District
Honorable Dan Quart, NYS Assembly Member, 73rd Assembly District
Honorable Rebecca Seawright, NYS Assembly Member, 76th Assembly District
Honorable Ben Kallos, NYC Council Member, 5th Council District
Honorable Daniel Garodnick, NYC Council Member, 4th Council District