



Eric Adams
Mayor
Ydanis Rodriguez
Commissioner

COMMUNITY BOARD FEEDBACK PACKAGE

Please review this application and provide the required feedback.

DINING OUT NYC

COMMUNITY BOARD RECOMMENDATION FORM

This form is to be used by community boards during the cafe review process. Any comments from the community board should be recorded on this form and submitted to NYC DOT. For information pertaining to specific cafe design requirements, visit the Dining Out NYC website for program legislation, rules, and Setup Guides.

Business Name: ELI'S NIGHT SHIFT

Cafe Address: 1390 3 AVENUE, NEW YORK, NY, 10075

Application Number: 20240731010068

CB Review Deadline (on date or next business day): 7/19/2025

NYCDOT Internal Use Only

Sidewalk Cafe Setup Feedback:

☐ Community Board chooses to **WAIVE** review

Comments related to the cafe's **physical footprint and dimensions**:

Comments related to **pedestrian flow** (i.e., visibility, safety , potential crowding):

Comments related to potential conflicts with **existing curb use** (i.e., planters, bike racks, bus stops):

Please check one of the recommendations below, either **approval**, **denial**, or **approval with modifications** relating to the above application:

☐ Community Board recommends **approval**

☐ Community Board recommends **denial**

☐ Community Board recommends **approval w/ modifications**

Recommended modifications (**only if approved w/ modifications**):

☐ Applicant acknowledges and agrees to modifications relating to the above referenced application

☐ Applicant acknowledges **BUT** does **NOT** agree with modifications relating to the above referenced application. If this box is checked, please provide NYC DOT with documentation of such agreement for NYC DOT's consideration.

Community Board Authorizing Name

Community Board Authorizing Signature

Date

RESTAURANT DETAILS

Food Service Establishment Permit(FSEP)

FSEP#: 50017538

Expiration Date: 11/30/2025

DOHMH Status: CURRENT

Business Legal Name: EAT THIRD 79 LLC

Assumed Name: ELI'S NIGHT SHIFT

Business Address: 1390 3 AVENUE, NEW YORK, NY 10075

Venue Type: Restaurant (with bar)

Last updated from DOHMH: 03/20/2025

Restaurant Information

Entity Type: Limited Liability Corporation (LLC)

Phone: (914) 740-3580

Email Address: kellymlk136@GMAIL.COM

DOS Information

DOS ID#: 4601636

Process Name: THE LLC

DOS Address: 1064 MADISON AVE, NEW YORK, New York
10028

NYS Liquor Authority Information

NYSLA Serial No: 1282561

License Type: On-Premises

Name of License: ELI ZABAR

Title of Representative: LLC MEMBER

Name of Certificate Holder: EAT THIRD 79 LLC

User Information

Created By: Michael Kelly

Created On: 7/30/2024 10:15:32 PM

Modified By: Brandon Valente

Modified On: 3/20/2025 10:04:49 AM

Business hours

Sun:

2:00 PM- 10:00 PM

Mon:

4:00 PM- 10:00 PM

Tues:

4:00 PM- 10:00 PM

Wed:

4:00 PM- 10:00 PM

Thurs:

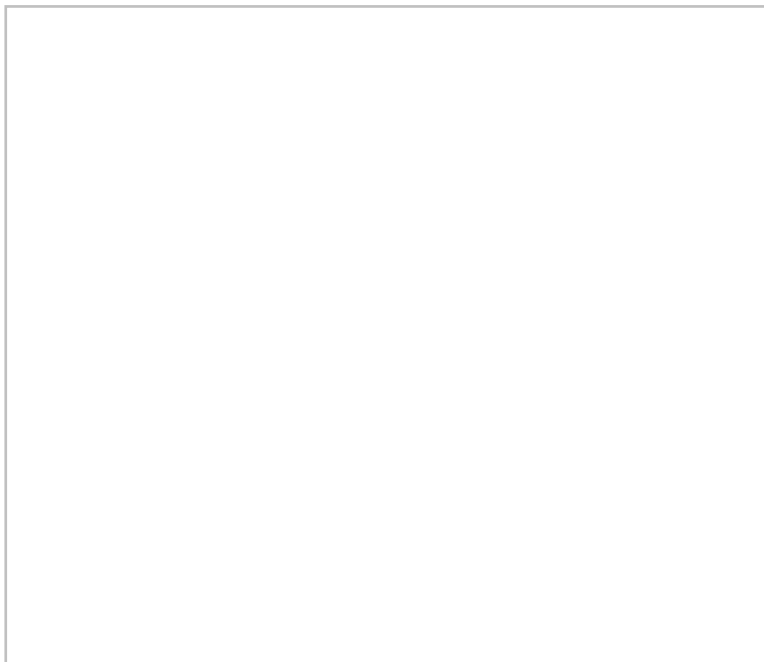
4:00 PM- 10:00 PM

Fri:

4:00 PM- 10:00 PM

Sat:

2:00 PM- 10:00 PM



SECTION 1: Site Plan

This Site Plan form is required to be uploaded in the "Sidewalk Site Plan" field of your online application. Refer to the [How to Submit](#) page in the Dining Out NYC website for more information about the application process.

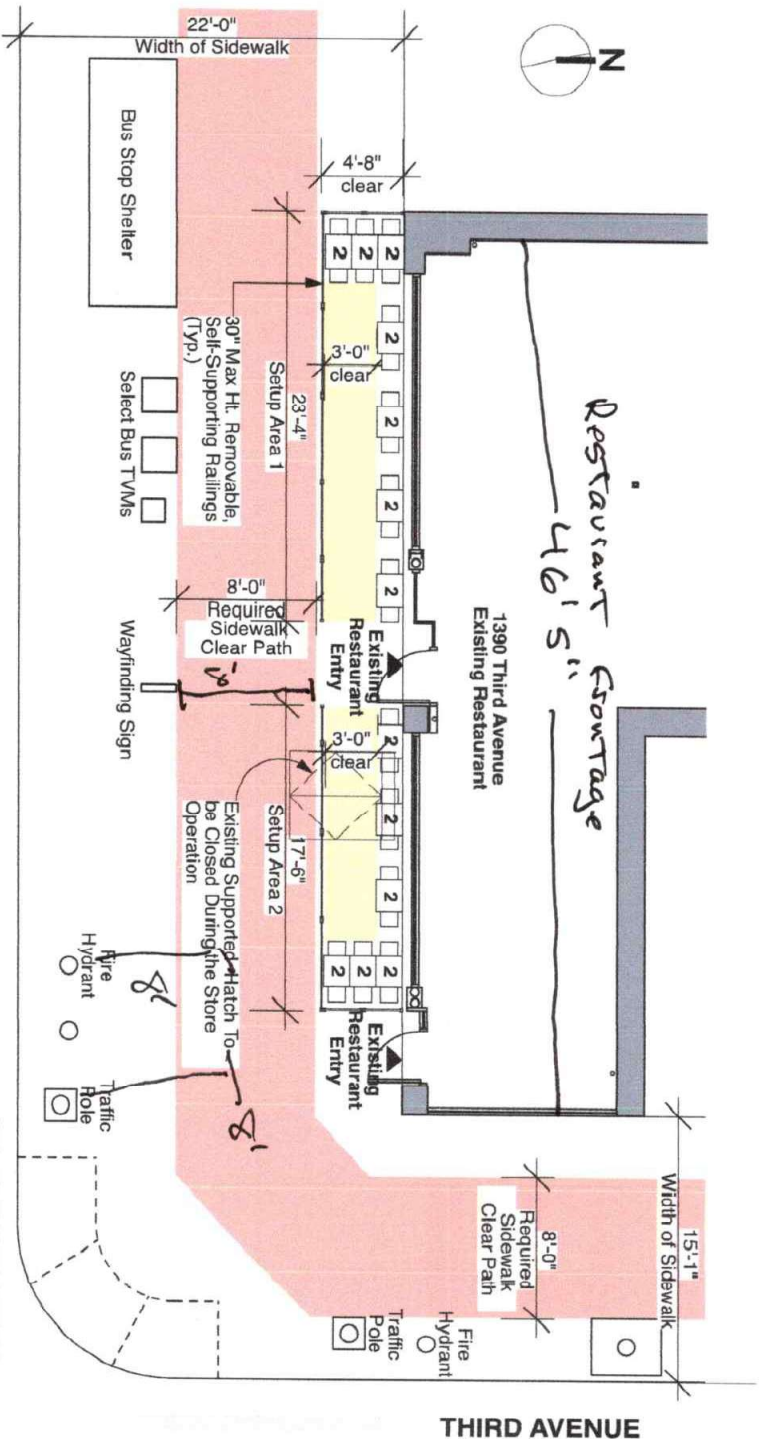
Identify Clear Path Requirements:

- Clear path requirement for your sidewalk cafe can be found by identifying your corridor type on the DOT's Pedestrian Mobility Plan [Pedestrian Mobility Plan](#) or Open [Data](#).
- ☐ C1 Global Corridor (12 feet Clear Path)
 - ☐ C2 Regional Corridor (10 feet Clear Path)
 - ☒ C3 Neighborhood Corridor (8 feet Clear Path)
 - ☐ C4 Community Connector (8 feet Clear Path)
 - ☐ C5 Baseline Street (8 feet Clear Path)

Setup Area Identification:

- Please check this box if you plan to have outdoor dining located within private property. If so, indicate the property line in the site plan drawing below.
- Please check this box if all or part of your sidewalk cafe is in a sidewalk widening area, developed pursuant to the NYC Zoning Resolution. If so, indicate the property line in the site plan drawing below.

Use the space below to draw or upload your Site Plan representing your cafe perimeter, furniture, and clearances.



EAST 79TH ST

Existing Crosswalk

$$23.33 + 17.50 = 40.83'$$

Length of sidewalk cafe = 40.83' feet

Width of sidewalk cafe 4.66' feet

DOT

Sidewalk Cafe

Site Plan Form

Applicant Name:

EAT Third Avenue

Restaurant Name:

NIGHT SHIFT

FSEP Number:

560 17538

Drawing Requirements

Food service establishment frontage shown by:

- Line representing space occupied by building
- Labels

Street names:

- Labels on each street

Sidewalk shown as:

- Line representing street curb
- Width measured from building line to curb line

Primary building entrance shown as:

- Label
- Distance from proposed setup

Cafe perimeter shown as:

- Line
- Length and width
- (Dashed line representing Private Property line)

Set-up furniture (tables, chairs, etc.) shown as:

- Lines or symbols at approximate location after setup

Sidewalk elements or objects shown as:

- Lines or symbols
- Labels
- Distance from cafe perimeter

Utility coverings shown as:

- Symbols representing the approximate shape of the covering within the setup
- MANHOLE COVER
- UTILITY COVERING

SECTION 2: Required Clearances

- Please provide distances from the following objects.
- Only provide a distance if the listed object is within 15 feet of your proposed setup.
- Leave box blank if not applicable.
- Refer to the [Setup Guides](#) in the Dining Out NYC website for more information regarding clearances.

Elements with minimum 15 feet clearance from sidewalk cafe:

☐ S01 - Subway Stair: Open End _____ feet

Elements with minimum 10 feet clearance from sidewalk cafe:

☐ S02 - Subway Elevator Entrance _____ feet ☐ S04 - MTA Curb Cut _____ feet

☐ S03 - Exhaust Duct _____ feet ☐ S05 - FDNY Curb Cut _____ feet

Elements with minimum 8 feet clearance from sidewalk cafe:

☐ S06 - Street Tree Bed _____ feet ☐ S13 - Newsstand _____ feet

☐ S07 - Mailbox _____ feet ☐ S14 - Streetlight _____ feet

☐ S08 - LinkNYC Kiosk _____ feet ☐ S15 - Bus Stop Pole _____ feet

☒ S09 - Wayfinding Kiosk _____ feet ☒ S16 - Fire Hydrant _____ feet

☐ S10 - E-charging Station _____ feet ☒ S17 - Bus Stop Shelter _____ feet

☐ S11 - Parking Meter _____ feet ☒ S18 - Traffic Signal _____ feet

☒ S12 - Select Bus Service Fare Machine _____ feet

Elements with minimum 5 feet clearance from sidewalk cafe:

☐ S19 - CitiBike/Bike Share Station _____ feet ☐ S24 - Emergency Exit Hatch _____ feet

☐ S20 - Bike Corral _____ feet ☐ S25 - Subway Stair: Closed End _____ feet

☐ S21 - Micromobility Station _____ feet ☐ S26 - Subway Elevator: Non-Entry _____ feet

☐ S22 - Primary Building Entrance _____ feet ☐ S27 - Siamese Connection _____ feet

☐ S23 - Curb Cut _____ feet

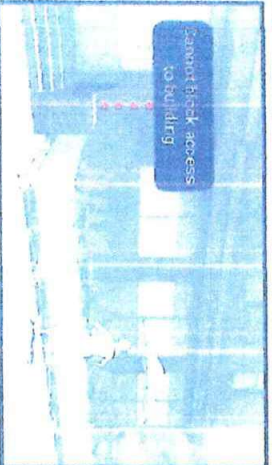
Elements with minimum 3 feet clearance from sidewalk cafe:

☐ S28 - Elevated Train Infrastructure _____ feet

☐ S29 - Transformer Vault _____ feet

Elements with minimum 1 foot 6 inches clearance from sidewalk cafe elements:

☐ S30 - Vent Infrastructure _____ inches



SECTION 3: Material Requirements

- Please indicate which of the following materials will be part of your sidewalk cafe by checking the box next to the category. If applicable, please confirm the materials comply with the Dining Out NYC requirements by checking the box next to the associated requirement.
- Refer to the [Setup Guides](#) in the Dining Out NYC website for more information regarding materials.

Materials Checklist:

Required*

☒ **Perimeter Demarcation**

☒ Perimeter demarcation must be clear and visible by using a lightweight and removable self-supporting base wall, railing, planter, fence, or stanchion and rope.

☒ Maximum height is 2 feet 6 inches (excluding planter(s)).

☒ Not affixed to the sidewalk.

Optional: Only check the material categories you intend to use in your sidewalk cafe.

☒ **Furnishings**

☒ Lightweight and easily movable.

☒ Not affixed to the sidewalk.

☒ **Awnings (Physically attached to the building)**

☒ Minimum 8 feet height from the ground and does not exceed 10 feet height.

☒ Easily removable, comprised of fire-grade and wind resistant materials.

☒ Does not extend beyond the perimeter of the sidewalk cafe.

☒ Complies with the New York City Building Code and the requirements of the Landmarks Preservation Commission, as applicable.

☐ **Overhead Coverings/ Umbrellas**

☐ Minimum 7 feet height from the ground and does not exceed 10 feet height.

☐ Easily removable, comprised of fire-grade and wind resistant materials.

☐ Does not extend beyond the perimeter of the sidewalk cafe.

☐ The umbrella/overhead covering has a weighted base and any supports are not affixed to the sidewalk.

☐ Any support structures are of sufficient size and strength, made of durable materials, and free of defects.

☒ **Lighting and Electrical Connections**

☒ Any lighting is outdoor rated, properly secured, and lightweight.

☒ Connection is directly connected to ground floor restaurant's power source and within the perimeter of the cafe.

☒ Does not extend beyond the perimeter of the sidewalk cafe.

☒ Does not exceed 10 feet in height.

☒ Not attached to any City property, including street trees.

☒ Electrical work complies with the applicable requirements set forth in the DOT's rules and the New York City Electrical Code.

☐ Please check this box if you are submitting additional documents for review. Documents may include technical drawings prepared by a licensed professional.