

Jacqueline Ludorf
Chair

Latha Thompson
District Manager



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The City of New York
Manhattan Community Board 8

April 29, 2010

Mr. Michael Ben-Asher
Legal Department
Department of Consumer Affairs
42 Broadway
New York, New York 10004
VIA FACSIMILE: 212-487-4385

RE: **1460 Second Avenue Restaurant Group, LLC d/b/a Southern Hospitality, 1460 Second Avenue (76th/77th Streets)** – Re-apply application for an unenclosed sidewalk café for 12 tables and 26 seats, DCA #1249978. Hours: 12p – 4a, Food/drink: 65/35.

Dear Mr. Ben-Asher:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 30 in favor, 5 opposed, and 4 abstentions.

WHEREAS the committee has received noise complaints in the past on this establishment,
WHEREAS several residents attended the meeting to complain about excess noise the night of the NCAA Finals,
WHEREAS the residents have concerns about the establishment controlling the noise for similar events,
WHEREAS the residents did state that the noise problems have improved in since the fall,
WHEREAS the establishment eliminated live music except in rare instances where a charity or organization rents out the space,
WHEREAS frequency of live music will be 2 or 3 times in a year and the band will be in the back of the restaurant,
WHEREAS the applicant agreed to close the front doors/windows at 10p,
WHEREAS a sign has been posted requesting that patrons be considerate of the neighbors,
WHEREAS speakers have been relocated to face the rear of the restaurant,
WHEREAS the establishment has purchased a decibel meter to keep external sound no more than 7 decibels above ambient street noise,
WHEREAS management has instructed security to actively clear the sidewalk of lingering guests,
BE IT RESOLVED THAT the application is **Approved**.

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

Sincerely,

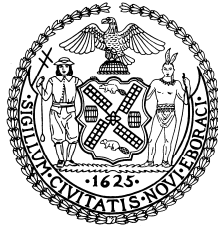
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RE: **Amber Asian One, Inc. d/b/a Amber, 1406 Third Avenue (@ 80th Street)** – New application for an unenclosed sidewalk café with 20 tables and 43 seats, DCA #1346272. Hours: 11a – 12a Food/Drink: 95/5

Dear Mr. Ben-Asher:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 30 in favor, 0 opposed, and 4 abstentions.

WHEREAS the application results from a change of ownership,

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

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

Sincerely,

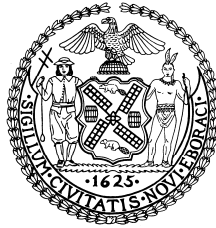
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Mr. Thomas O'Conner
Deputy Commissioner
New York State Liquor Authority
Alfred E. Smith Building
80 South Swan Street, Suite 900
Albany, New York 12210-8002
Via Facsimile: 518-402-4015

RE: **Oui Cater Inc., d/b/a Heavenly Rest Stop, 2 East 90th Street (@ Fifth Avenue)** – New application for a beer and wine license. Hours: 10a – dusk. Food/Drink: 75/25.

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 37 in favor, 1 opposed, and 2 abstentions.

WHEREAS the beer and wine license is for the small café within the property of the Heavenly Rest Church,

WHEREAS the café may be used for private church events but not for non church use,

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

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

Sincerely,

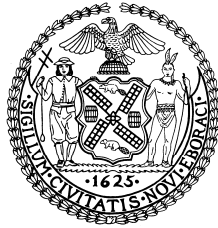
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RE: **Imperial Feast III Corp d/b/a Fuji Asian Restaurant, 1367 First Avenue (73rd/74th Streets)** – New application for a beer and wine license. Hours: 11a – 11p. Food/Drink: 85/15.

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 39 in favor, 0 opposed, and 1 abstentions.

WHEREAS this the applicant has managed other restaurants in Manhattan,
BE IT RESOLVED THAT the application is **Approved**.

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

Sincerely,

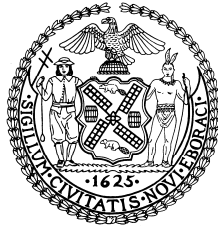
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RE: **PQ Carnegie Hill Inc. d/b/a Le Pain Quotidien, 1309 Lexington Avenue (87/88th Streets)** – New application for a beer and wine license Hours: 7:30a – 8:30p Food/Drink: 85/15

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 39 in favor, 0 opposed, and 1 abstentions.

WHEREAS the establishment is requesting beer and wine licenses at their other locations,
BE IT RESOLVED THAT the application is **Approved**.

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

Sincerely,

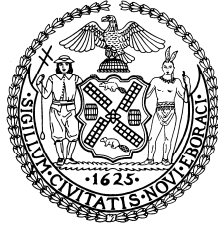
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RE: **Jasmine on 2nd Ave., Ltd. d/b/a Jasmine Restaurant, 1619 Second Avenue(@ 84th Street)** – Upgrade application from a beer and wine license to an on-premises liquor license. Hours: 12p – 1a weekdays, 12p – 2a weekends Food/Drink: 70/30.

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 39 in favor, 0 opposed, and 1 abstentions.

WHEREAS the applicant is impacted negatively by Second Ave subway construction,

WHEREAS the applicant has patrons who request mixed drinks,

WHEREAS the applicant hopes to generate additional revenue,

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

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

Sincerely,

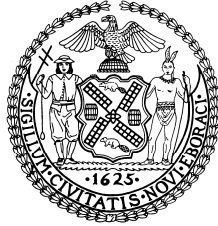
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RE: Mike Burns or Corp to be formed, DBA Tin Lizzy 1647 Second Avenue (85th/86th Streets) – New application for a transfer of an on-premises liquor license Hours: 2p – 4a weekdays and 12p – 45a weekends. Food/Drink: 10/90

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 35 in favor, 3 opposed, and 2 abstentions.

WHEREAS the application is from new owners of Tin Lizzy,
WHEREAS the applicants will only make cosmetic changes to the inside of the bar,
BE IT RESOLVED THAT the application is **Approved**.

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

Sincerely,

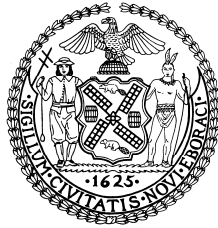
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RE: **Polo Restaurant Inc. d/b/a Polo Restaurant, 1593 Second Avenue (82nd/83rd Streets)** – New application for an on-premises liquor license Hours: 12p – 12a weekdays and 12p – 2a weekends. Food/Drink: 80/20

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 39 in favor, 0 opposed, and 1 abstentions.

WHEREAS this is an application from a new owner with 10 years experience in the restaurant business,

WHEREAS the establishment will have 18 tables and 36 seats,

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

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

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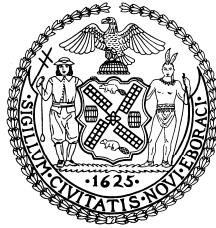
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RE: **Provo Services, LLC d/b/a Danny & Eddie's, 1643 First Avenue (85th/86th Streets)** - Renewal application for an on-premises liquor license; discussion of noise complaints and other quality of life issues

Dear Mr. O'Connor:

At the April 21, 2010 Land Use/Full Board meeting of Manhattan Community Board 8, the following resolution was adopted by a vote of 36 in favor, 1 opposed, and 3 abstentions.

WHEREAS the Board Office received complaints from a resident about late night noise in the rear yard,
WHEREAS there was a representative from the board of the building across the street who cited complaints of noise and fighting from several residents in the building,
WHEREAS the owner's liquor license allows rear yard use,
WHEREAS the owner agreed to close his front doors/windows at 10p,
WHEREAS the owner agreed to close the rear yard at midnight,
WHEREAS the owner agreed to lower the volume on his music and monitor the sound regularly,
BE IT RESOLVED THAT the application is **Approved**.

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

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