



Matthew S. Washington
Chairman

Angel D. Mescain
District Manager

COMMUNITY BOARD ELEVEN

BOROUGH OF MANHATTAN
1664 PARK AVENUE
NEW YORK, NEW YORK 10035
TEL: (212) 831-8929/30
FAX: (212) 369-3571
www.cb11m.org

Licenses & Permits Committee Wednesday, May 6, 2015, 6:00 p.m. Board Office

*** Minutes ***

Present: Holly Drakeford, Brodie Enoch, Judith Febbraro, James Garcia, Jose Garza, Joseph Goldbloom, Jewel Jones, Edwin Marcial, Debbie Quinones,

Excused: Celia Ramirez, Wendy Hewlett

Guests: J. Gumbo, Cajun NYC; Tatiana Jimenez, Lauren Lynch (entity to be formed), Michael Cesari, ABV; John Hayes, Harley's Smokehouse; William Guerrero, 1664 Food Fair, Inc; Lexington Pizza Parlour, Michael Kelly; Eileen Reyes Arias, El Museo; Rev. Obed Vasquez, Rehoboth Annual Street Fair; Andrew Ronan, Weekend Walks Community Street Fair, Patricia Andrews, 1775 Houses Family Day; Charles Cole, 130th Street Block Party; Colette Davenport, Harbor Party; Brenda Nelson, Community Health Fair; Jorge Ibanez, Music Festival; Patricia Herman, Lincoln Family Day; Jorge Ibanez, Music Festival Block Party; Chris Lawrence, De Colores Block Party; Regina Jones, Friendly Hands Back to School; Carmen Anaya, 19th Annual Gospel Concert; Wilfred Renta, 111th Street Old-Timers Day; Slyvia Velazquez, Dewitt Clinton Family Day; Rafael Benavidez Prime 116; Corine Dickens, Washington Houses Family Day

1. Call to Order

Committee chair James Garcia called the meeting to order at 6:00 p.m.

2. Liquor Licenses

a. Cajun NY, LLC d/b/a Sapito's

- Application for NEW full liquor license
- Restaurant located at 172 East 106th Street, New York, NY 10029

WHEREAS, Cajun NY d/b/a Sapito's is seeking a new liquor license for the premise located at 172 East 106th Street, New York, NY 10029; and

WHEREAS, the applicant does not plan to have outside seating at this time; and

WHEREAS, the applicant did appear before the Licenses & Permits Committee of Manhattan Community Board 11 on May 6, 2015; and

WHEREAS, the hours of operation for this premises will be from 12:00 p.m. to 2:00 a.m. on Sunday to Thursday and from 12:00 p.m. to 3:30 a.m. on Friday and Saturday; and

WHEREAS, the applicant was responsive to the committees questions; and

WHEREAS, the committee was informed that there were numerous documented 311 calls for noise on record for this premises; and

WHEREAS, the committee was informed that neighbors of the establishment are concerned that the expansion would further contribute to loud noise, public inebriation and smoking in the area and requested that the CB11 deny the requested expansion; and

WHEREAS, there was one member of the public residing above the proposed business present to speak against the applicant; and

WHEREAS, based on the facts presented, Community Board 11 believes this application is in the best interest of the community;

THEREFORE, be it

RESOLVED, that Community Board 11 has approved the application of Cajun NYC, LLC d/b/a Sapito's, for new full liquor license for a premise located at 172 East 106th Street, New York, NY 10029

Motion to approve by Judith Febrarro, seconded by Jewel Jones and passed unanimously.

b. (Entity To Be Determined) Lauren Lynch

- Application for NEW full liquor license for premise
- Restaurant located at 172 East 106th Street, New York, NY 10029

WHEREAS, the applicant provided 30-day advance notice to Community Board 11; and

WHEREAS, Lauren Lynch is seeking a new liquor license for the premise located at 172 East 106th Street, New York, NY 10029; and

WHEREAS, the applicant does not plan to have outside seating at this time as a result of this application; and

WHEREAS, the applicant did not appear before the Licenses & Permits Committee of Manhattan Community Board 11 on May 6, 2015; and

WHEREAS, the applicant did not provide all required documentation; and

WHEREAS, the applicant was not responsive to the committees questions; and

WHEREAS, there were no members of the public residing above the proposed business present to speak against the applicant; and

THEREFORE, be it

RESOLVED, that Community Board 11 has denied the application of Lauren Lynch (Entity To Be Determined), for new full liquor license (#1258248) for a premise located at 172 East 106th Street, New York, NY 10029

Motion to deny by Judith Febraro, seconded by Brodie Enoch and passed unanimously.

c. Spaha Pizza LLC d/b/a Lexington Pizza Parlour

- Alteration to current wine and beer license (#1283784)
- Restaurant located at 1590 Lexington Avenue, New York, NY 10029

WHEREAS, Spaha Pizza LLC dba Lexington Pizza Parlour, is seeking an alteration of its existing wine and beer license (#1283784) to include sidewalk café adjacent to restaurant located at 1590 Lexington Avenue, New York, NY 10029; and

WHEREAS, the applicant did appear before the Licenses & Permits Committee of Manhattan Community Board 11 on May 6, 2015; and

WHEREAS, the applicant was available to answer any pending questions from the committee; and

WHEREAS, the applicant did provide all required documentation; and

WHEREAS, the committee was informed that there were no documented 311 calls for noise on record for this premises; and

WHEREAS, there were no members of the public present to speak for the applicant;

WHEREAS, based on the facts presented, Community Board 11 believes this application is in the best interest of the community;

THEREFORE, be it

RESOLVED, that Community Board 11 approved the application of Spaha Pizza LLC d/b/a Lexington Pizza Parlour for the alteration of its existing wine and beer license (#1283784) to include sidewalk café adjacent to restaurant located at 1590 Lexington Avenue, New York, NY 10029

Motion to approve by Brodie Enoch, seconded by Ed Santos and passed unanimously.

d. 1664 Food Fair Inc.

- Application for renewal of existing wine and beer license (#1189112)
- Restaurant located at 1664 Park Avenue, New York, NY 10035

WHEREAS, 1664 Food Fair Inc. is seeking the renewal of its existing wine and beer license (#1189112) for a premise located at 1664 Park Avenue, New York, NY 10035

WHEREAS, the applicant did not need to appear before the Licenses & Permits Committee of Manhattan Community Board 11 on May 6, 2015; and

WHEREAS, the applicant provided all required documentation; and

WHEREAS, the applicant was responsive to the committees questions; and

WHEREAS, the committee was informed that there were no documented 311 calls for noise on record for this premises; and

WHEREAS, there were no members of the public residing above the proposed business present to speak against the applicant; and

WHEREAS, based on the facts presented, Community Board 11 believes this application is in the best interest of the community;

THEREFORE, be it

RESOLVED, that Community Board 11 approves the application of 1664 Park Avenue LLC for renewal of its existing wine and beer license (#1189112) for a premise located at 1664 Park Avenue, New York, NY 10035

Motion to approve by Ed Santos, seconded by Debbie Quinones and passed unanimously.

3. Sidewalk Café Licenses

a. East Harlem Smokehouse Inc dba Harley Smokeshack

- Application for renewal of license for an unenclosed sidewalk café with 2 tables, 8 chairs
- 355 East 116th Street, New York, NY 10035

East Harlem Smokehouse Inc is seeking the renewal of its existing license (#1455197) to operate an unenclosed sidewalk cafe for the premise located at 355 East 116th Street, New York, NY 10035.

The applicant submitted an application to the NYC Department of Consumer Affairs (DCA), the agency responsible for granting sidewalk café licenses. As part of its approval process, DCA allows the community board a 45 day review period to submit comments on the application. The deadline for CB11 to submit its comments is June 4, 2015.

There were not members of the public present to speak against this application.

Ed Santos made a motion to support the application of East Harlem Smokehouse Inc dba Harley Smokeshack for renewal of an existing license (#1455197) to operate an unenclosed sidewalk Café with 2 tables and 8 chairs at a premise located at 355 East 116th Street, New York, NY 10035. The motion was seconded by Judith Febraro and passed unanimously.

b. Overtime 1st Avenue Corp. dba Prime One 16 Inc

- Application for renewal of license (#1461135-DCA) for an unenclosed sidewalk café with 16 tables, 32 chairs
- 2257 First Avenue, New York, NY 10035

Overtime 1st Avenue Corp. is seeking the renewal of its license to operate an unenclosed sidewalk cafe with 16 table and 32 chairs at a premise located at 2257 1st Avenue, New York, NY 10035.

The applicant submitted an application to the NYC Department of Consumer Affairs (DCA), the agency responsible for granting sidewalk café licenses. As part of its approval process, DCA allows the community board a 45 day review period to submit comments on the application. The deadline for CB11 to submit its comments is June 6, 2015.

There were several members of the public present to speak against this application who expressed their concerns regarding the loud music coming from the establishment and fights in front of the establishment. Capt. Thomas Harnisch of the 25th Precinct also reported that they have documented 142 calls to 311 by 27 different callers, 81 of those calls were for noise complaints, 54 of these were received in 2015. Capt. Harnisch also reported that numerous summonses were issued to patrons of the establishment for public drinking, illegal parking and unreasonable noise.

Judith Febraro made a motion to deny the application of Overtime 1st Avenue Corp. dba Prime One 16 to renew its license (#1461135-DCA) to operate an unenclosed sidewalk café with 16 tables and 32 chairs for a premise located at 2257 1st Avenue, New York, NY 10035. The motion was seconded by Jewel Jones and passed unanimously.

c. ABV New York LLC d/b/a AVB Wine Bar

- Application for New license for an unenclosed sidewalk cafe
- Restaurant located at 1504 Lexington Avenue, New York, NY 10029

Applicant had not provided proof of conspicuous posting in advance of the committee meeting as required by the committees' review procedures and was advised that the application would be considered under new business at the May 19, 2015 full board meeting.

4. Street Activity Permits

a. Harbor Day Block Party

- Block Party / Sporting Event on East 104th Street between Madison and Fifth
- June 20th from 9 a.m. to 5 p.m.
- Colette Davenport (applicant); Boys and Girls Harbor Inc. (sponsor)

Motion to approve by Holley Drakeford was seconded by Judith Febraro and passed unanimously.

b. 130th Street Block Party

- Block Party East 130th street between Madison and Park Avenue
- August 22, 2015 from 9 a.m. to 9 p.m.
- Charles Cole (applicant); Residents of 130th Street (sponsor)

Motion to approve by Debbie Quinones was seconded by Holly Drakeford and passed unanimously.

c. Weekend Walks Community Street Fair

- Street fair on East 114th Street between First and Pleasant Avenues and Pleasant Avenue between East 114th and 117th Streets.
- June 27, 2015 from 10 a.m. to 6 p.m.
- Andrew Ronan (applicant); New Harlem East Merchants Association (sponsor)

Motion to approve by Brodie Enoch was seconded by Holly Drakeford and passed unanimously.

d. Weekend Walks Community Street Fair (NHEMA)

- Street Fair on Fifth Avenue between 124th and 126th Streets
- June 27, 2015 from 11:00 a.m. to 6:00 p.m.
- Andrew Ronan (applicant); Concrete Safaris-Mac Levine. (sponsor)

Motion to approve by Brodie Enoch was seconded by Holly Drakeford and passed unanimously.

e. 1775 Houses Family Day Block Party

- Block Party on East 126th Street between Lexington Avenue and Park Avenue
- August 8, 2015 from 11 a.m. to 7 p.m.
- Patricia Andrews (applicant) Residents of East 126th Street (sponsor)

Motion to approve by Debbie Quinones was seconded by Jewel Jones and passed unanimously.

f. Dewitt Clinton Family Day

- Block Party on East 109th Street between Lexington Avenue and Park Avenue
- July 11, 2015 from 11 a.m. to 7 p.m.
- Sylvia Velazquez (applicant); Dewitt Clinton Resident Association (sponsor)

Motion to deny by Judith Febraro because the applicant did not attend meeting, seconded by Jewel Jones and passed unanimously.

g. 111th Street Old Timer's Day

- Block Party on East 111th between Madison and 5th Avenue

- July 12, 2015 from 9 a.m. – 6 p.m.
- Wilfred Renta (applicant); 111th Street Boys Old-timers, Inc. (sponsor)

Motion to approve by Holly Drakeford was seconded by Brodie Enoch and passed unanimously.

h. Multicultural Block Party

- Block Party on East 120th between Pleasant Avenue and First Avenue
- June 20, 2015 from 1 p.m. to 6 p.m.
- Carmen Anaya (applicant); Gov Parent's Association and Metro NY Development

Motion to approve by Debbie Quinones was seconded by Brodie Enoch and passed unanimously.

i. 19th Annual Gospel Concert

- Religious Ceremony on East 119th Street between First Avenue and Pleasant
- September 19, 2015 from 12 p.m. to 6 p.m.
- Carmen Anaya (applicant); Gov Parent's Association and Metro NY Development

Motion to deny by Debbie Quinones was seconded by Jewel Jones, Present not voting (Brodie Enoch) and passed unanimously.

j. Community Health Fair

- Block Party on East 128th between Park Avenue and Madison Avenue
- June 20, 2015 from 11 a.m. to 6 p.m.
- Brenda Nelson (applicant); New Springfield MB Church (sponsor)

Motion to approve by Holly Drakeford was seconded by Jewel Jones and passed with one present/not voting (Enoch).

k. Friendly Hands Back to School

- Block Party on East 118th Street between 2nd and 3rd Avenues
- August 15th between 9 a.m. to 6 p.m.
- Regina Jones (applicant); Friendly Hands, Inc. (sponsor)

Motion to deny by Holley Drakeford because the applicant did not attend meeting, seconded by Jewel Jones and passed unanimously.

l. Washington Houses Family Day

- Block Party on East 99th Street between Third and Second Avenue
- August 15, 2015 from 9 a.m. to 6 p.m.
- Corine Dickens (applicant); Washington Houses Resident Association (sponsor)

Motion to approve by Holly Drakeford was seconded by Brodie Enoch and passed with one abstaining (Jones).

m. Music Festival Block Party

- Block Party on East 107th between Lexington Avenue and Third Avenue
- July 11, 2015 from 9 a.m. to 6 p.m.
- Jorge Ibanez (applicant); Iglesia Alianza Cristiana y Misionera (sponsor)

Motion to approve by Brodie Enoch was seconded by Debbie Quinones and passed unanimously.

n. De Colores Block Party

- Block Party on East 104th between Lexington Avenue and Third Avenue
- September 9, 2015 from 9 a.m. to 6 p.m..
- Chris Lawrence (applicant); Church of the Living Hope (sponsor)

Motion to approve by Debbie Quinones was seconded by Holly Drakeford and passed with three opposed (Garcia, Jones, Febbraro).

o. Uptown Bounce Block Party

- Block Party on East 104th between 5th and Madison Avenue
- July 22, 2015 from 2 p.m. to 10 p.m.
- Eileen Arias (applicant); El Museo del Barrio (sponsor)

Motion to approve by Holly Drakeford was seconded by Jewel Jones and passed unanimously.

p. Lincoln Family Day

- Block Party on East 132nd Street between Madison and Fifth Avenues
- August 1, 2015 from 11 a.m. to 8 p.m..
- Patricia Herman (applicant); Abraham Lincoln Neighborhood Assoc. (sponsor)

Motion to approve by Brodie Enoch was seconded by Debbie Quinones and passed unanimously.

q. La Marqueta Youth Market

- Weekend Farm Stand
- July 9 thru November 22, 2015 from 10 a.m. to 9 p.m..
- Cathy Chambers (applicant); GrownNYC (sponsor)

Motion to approve by Brodie Enoch was seconded by Judith Febbraro and passed unanimously.

r. Mt. Sinai Wednesday Greenmarket

- Farmer's Market on Madison and East 99th Street
- June 24th thru November 22, 2015 from 6 a.m. to 6 p.m..
- Cathy Chambers (applicant); GrowNYC (sponsor)

Motion to approve by Brodie Enoch was seconded by Judith Febraro and passed unanimously.

5. New Business

- a. Jules Fienman presented the Licensing and Permits Committee with his recommendations on what to consider when reviewing applications for backyard, rooftop and sidewalk bars.

6. Adjournment

Judith Febraro made a motion to adjourn the meeting which was seconded by Jewel Jones and passed unanimously. The meeting was adjourned at 7:45 p.m.

<u>Action/ License</u>	<u>License #</u>	<u>Applicant/ DBA</u>	<u>Address</u>	<u>License Specs/Changes</u>	<u>Committee Recommends</u>	<u>Motion</u>
New/ OP	N/A	Cajun NY, LLC d/b/a Sapito's	172 East 106 th Street, NY, NY 10029	New	Approved	Motion to approve by Judith Febbraro was seconded by Jewel Jones and passes unanimously.
New/ OP	N/A	Lauren Lynch, Applicant	172 East 106 th Street, NY, NY 10029	New	Denied, Applicant did not attend meeting.	Motion to deny by Judith Febbraro was seconded by Brodie Enoch
Alteration RW	#1283784	Spaha Pizza LLC dba Lexington Pizza Parlour	1590 Lexington Avenue	Alteration	Approved	Motion to approve by Brodie Enoch was seconded by Ed Santos and passed unanimously
Renewal RW	#1189112	1664 Food Fair Inc.	1664 Park Avenue	Renewal	Approved	Motion to approved by Ed Santos and seconded by Debbie Quinones and passed unanimously

SIDEWALK CAFÉ LICENSE

<u>Action/ License</u>	<u>License #</u>	<u>Applicant/ DBA</u>	<u>Address</u>	<u>License Specs/Changes</u>	<u>Committee Recommends</u>	<u>Motion</u>
Renewal	#1455197	East Harlem Smokehouse, Inc d/b/a Harley Smokeshack	335 East 116 th Street	Renewal	Approved	Motion to table by Ed Santos was seconded by Judith Febbraro and passed unanimously
Renewal	#1461135- DCA	Overtime 1st Avenue Corp. d/b/a Prime One 16	2257 First Avenue	Renewal	Denied – numerous 311 and summons	Motion to deny by Judith Febbraro was seconded by Jewel Jones and passed unanimously.
New	#4339- 2015- ASWC	ABV NY, LLC d/b/a ABV Wine Bar	1504 Lexington Avenue	New	This application will be considered under new business during the Full Board meeting on May 19, 2015	none

ACTION ITEMS FOR STREET ACTIVITY PERMITS

Event Name	Date(s)	Location	Recommendation/Motion
Harbor Day Block Party	June 20, 2015	East 104 th Street between Madison and 5 th Avenue	Motion to approve Holly Drakeford, seconded by Judith Febbraro and passed unanimously.
130 th Street Block Party	August 22, 2015	East 130 th Street between Madison and Park Avenue	Motion to approve by Debbie Quinones, seconded by Holly Drakeford and passed unanimously.
Weekend Walks Community Street Fair	June 27, 2015	East 114 th between First Avenue and Pleasant Avenue	Motion to approve by Brodie Enoch and second by Holly Drakeford and passed unanimously
Weekend Walks Community Street Fair	September 12 th and October 10, 2015	5 th Avenue between 124 th thru East 126 th Streets	Motion to approve by Brodie Enoch and second by Holly Drakeford and passed unanimously
1775 Houses Family Day Block Party	August 8, 2015	East 98 th Street between Lexington and Third Avenues	Motion to approve by Debbie Quinones, seconded by Jewel Jones and passed unanimously.
Dewitt Clinton Family Day	July 11, 2015	East 109 th between Lexington Avenue and Park Avenue	Motion to approve by Judith Febbraro, seconded by Jewel Jones and passed unanimously.
111 th Street Old Timers Day Block Party	July 12, 2015	East 111 th Street between Madison and Fifth Avenue	Motion to approve by Holly Drakeford and seconded by Brodie Enoch and passed unanimously.
Multicultural Block Party	June 20, 2015	East 120 th between Pleasant Avenue and First Avenue	Motion to approve by Debbie Quinones and seconded by Brodie Enoch and passed unanimously.
19 th Annual Gospal Concert	September 19, 2015	East 119 th between First and Pleasant Avenues	Motion to approve by Debbie Quinones and seconded by Jewel Jones and passed with one present/not voting (Enoch).
Community Health Fair	June 20, 2015	East 128 th between Park and Madison Avenues	Motion to approve by Holley Drakeford and seconded by Jewel Jones and passed with one present/not voting (Enoch).
Friendly Hands Back to School 2015	August 15, 2015	East 118 th between 2 nd and 3 rd Avenue	Motion to approve by Holley Drakeford and seconded by Jewel Jones and passed unanimously.
Washington Houses Family Day	August 15, 2015	East 99 th between Third and Second Avenues	Motion made by Holly Drakeford and seconded by Brodie Enoch and passed with one abstaining (Jones).
Music Festival Block Party	July 11, 2015	East 107 th between Lexington and Third Avenue	Motion made by Brodie Enoch and seconded by Debbie Quinones and passes unanimously.
De Colores Block Party	September 19, 2015	East 104 th between Lexington and Third Avenue	Motion made by Debbie Quinones and seconded by Holly Drakeford and passed with three opposed (Febbraro, Jones, Garcia).
Uptown Bounce Block Party	July 22 nd , 29 th and August 5, 2015	East 104 th between 5 th and Madison	Motion made by Holly Drakeford and seconded by Jewel Jones and passes

			unanimously.
Lincoln Family Day	August 1, 2015	East 132 nd Street between 5 th and Madison Avenues	Motion made by Brodie Enoch and seconded by Debbie Quinones and passed unanimously.
La Marqueta Youth market	July 9 th – November 22, 2015	La Marqueta	Motion made by Brodie Enoch and seconded by Judith Febbraro and passes unanimously.
Mt Sinai Wednesday Greenmarket	June 24 th – September 22, 2015	East 99 th Street and Madison	Motion made by Brodie Enoch and seconded by Judith Febbraro and passes unanimously.