

Manhattan Community Board 4

(All Fields Must Be Completed)

Liquor License Stipulations Application

APPLICANT		DOING BUSINESS AS (DBA)		
701 Restaurant, LLC		The Jolly Monk		
STREET ADDRESS		CROSS STREETS		
701 9th Avenue, New York, New York 10019		Between 48 & 49 Streets		
OWNER	NAME:	Brian Connell, Tony Doyle, Patrick Schmidt	ATTORNEY	
	PHONE:	(917) 653-7390		
	FAX:			
MANAGER	NAME:	Patrick Schmidt	LANDLORD	
	PHONE:	(551) 655-2953		
	FAX:			
		NAME:	Michael J. Paleudis	
		PHONE:	(914) 220-8270	
		FAX:	(914) 220-8271	
		NAME:	Woodland Realty Associates, LLC Attn.: Neil Polon	
		PHONE:	(212) 686-4144	
		FAX:		
DESCRIPTION OF BUSINESS				
Establishment Type:		<input checked="" type="checkbox"/> Bar/Tavern <input type="checkbox"/> Bed & Breakfast <input type="checkbox"/> Eating Place Beer <input type="checkbox"/> Cabaret <input type="checkbox"/> Night Club <input type="checkbox"/> Hotel <input type="checkbox"/> Restaurant <input type="checkbox"/> Catering Establishment <input type="checkbox"/> Club (Fraternal Organization – Members Only) <input type="checkbox"/> Other (Explain): Bar/Arcade		
Method of Operation:		<input type="checkbox"/> Restaurant <input type="checkbox"/> Dance Club <input type="checkbox"/> Sports Bar <input type="checkbox"/> Adult Entertainment <input type="checkbox"/> Wine Bar <input type="checkbox"/> Pizzeria <input type="checkbox"/> Cafe <input checked="" type="checkbox"/> Other (Explain): Bar/Arcade Authentic Belgian Beer Bar & Restaurant		
License Type:		<input checked="" type="checkbox"/> On-Premise <input type="checkbox"/> Wine <input type="checkbox"/> Beer <input type="checkbox"/> Wine & Beer <input checked="" type="checkbox"/> Liquor, Wine & Beer		
APPLICATION TYPE <i>(check one)</i>		Has applicant owned or managed a similar business?	YES	NO
		What is/was the name of establishment?		
		What is/was the address of the establishment?		
		What were the dates the applicant was involved with this former premise?		
	<input type="radio"/> Transfer	What is the prior license #?		
		What is the expiration date on the prior license?		
		Are you making any alterations or operational changes?	YES	NO
		<i>If alterations or operational changes are being made, please attach</i>		
		What is the current license #?	1278118	
		What is the expiration date on the current license?	06/30/2016	
* The licensee will be applying to the SLA to change its method of operation. Per the stipulation dated April 8, 2014, the licensee will seek to extend its hours of operation as listed below.				
<i>Please describe the nature of the alterations and attach the plans</i> *				

Business Licenses & Permits Committee

OPERATIONAL ISSUES

HOURS		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
	Operation	11:00 am to 4:00 am	11:00 am to 4:00 am	11:00 am to 4:00 am	11:00 am to 4:00 am	11:00 am to 4:00 am	11:00 am to 4:00 am	12:00 am to 4:00 am
	Music	*****RECORDED BACKGROUND MUSIC ONLY*****						
	Kitchen	11:00 am to 1:00 am	11:00 am to 1:00 am	11:00 am to 1:00 am	11:00 am to 1:00 am	11:00 am to 2:00 am	11:00 am to 2:00 am	11:00 am to 1:00 am

OCCUPANCY	INDOOR				BAR			OUTSIDE	
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Bars	Number of Seats	Number of Tables
	74	74	15	40	0	1	17	N/A	N/A

How many floors are there? What is the capacity for each floor? (please respond in space provided)	<input checked="" type="radio"/> 1-2	<input type="radio"/> 3-4	<input type="radio"/> 5+	The NYC DOB has indicated that it has no objection to the two floors being occupied by seventy four people.
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)	YES	<input checked="" type="radio"/> NO	N/A	
Will applicant have bottle service?	YES	<input checked="" type="radio"/> NO	N/A	
Will you be hosting private parties and promotional events?	YES	<input checked="" type="radio"/> NO	N/A	
Will outside promoters be used?	YES	<input checked="" type="radio"/> NO	N/A	
Will the security plan submitted be implemented?	YES	NO	<input checked="" type="radio"/> N/A	
Will State certified security personnel be used?	YES	NO	<input checked="" type="radio"/> N/A	
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?	<input checked="" type="radio"/> YES	NO	N/A	
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)	YES	<input checked="" type="radio"/> NO	N/A	
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)	YES	NO	<input checked="" type="radio"/> N/A	Applicant is unsure whether a sidewalk cafe is permitted at this location
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)	YES	NO	<input checked="" type="radio"/> N/A	
Will applicant provide contact information to neighbors and respond to complaints that arise?	<input checked="" type="radio"/> YES	NO	N/A	
Will you inform the Community Board office of your job openings and/or provide a hyperlink to your jobs webpage?	<input checked="" type="radio"/> YES	NO	N/A	
If you plan to have music, what type(s)?	<input checked="" type="radio"/> BACKGROUND	<input type="radio"/> LIVE MUSIC	<input type="radio"/> DJ	

BUILDING DESIGN

Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.	<input checked="" type="radio"/> YES	NO	N/A	
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?	YES	NO	<input checked="" type="radio"/> N/A	
Do you agree to comply with DOB rules concerning a storm enclosure? Storm enclosures can be used between November 15 and April 15, but they may NOT project more than 18 inches from the store front.)	YES	NO	<input checked="" type="radio"/> N/A	

OUTDOOR ITEMS

Will applicant use the rooftop, rear yard or any outdoor space?	YES	NO	<input checked="" type="radio"/> N/A
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	NO	<input checked="" type="radio"/> N/A
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	YES	NO	<input checked="" type="radio"/> N/A
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	NO	<input checked="" type="radio"/> N/A
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, accoustical tiles, etc.).	YES	NO	<input checked="" type="radio"/> N/A
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	YES	NO	<input checked="" type="radio"/> N/A
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	NO	<input checked="" type="radio"/> N/A

LOCATION & ZONING

Primary Zoning District:	R8	Overlay (If Applicable):	C1-5
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input type="radio"/> N/A
Is a Public Assembly permit required?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<input type="radio"/> N/A
Are your plans filed with DOB?	<input type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> N/A

Building Type Residential Commercial Mixed Use Other, describe: _____

Adjacent Buildings Residential Commercial Mixed Use Other, describe: _____

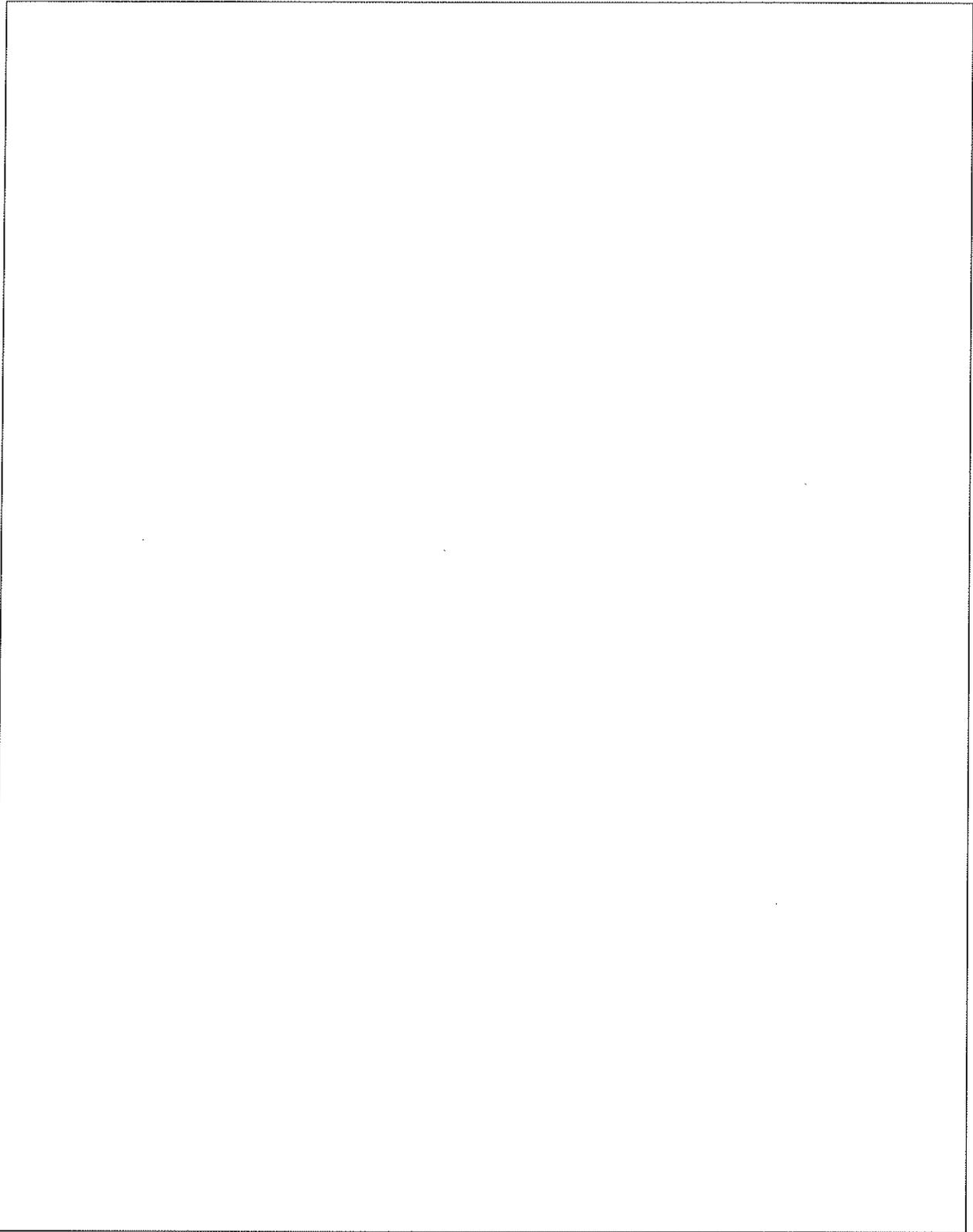
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1	West 47th/48th Street Block Association
	# 2	
	# 3	

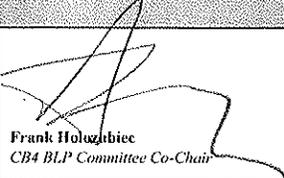
ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

ADDITIONAL STIPULATIONS: (Office Use Only)

- Applicant agrees to the hours of operation as follows: 11am - 4am Monday to Saturday & 12pm – 4am Sunday
- Applicant agrees to no doors on 48th Street (other than one emergency exit for emergency use only)
- Applicant agrees to no garage door
- Applicant agrees to not opening windows on 48th Street side
- Applicant agrees to cellar doors will open only to allow deliveries
- Applicant will provide multiple contact numbers to neighbors to address any concerns that may arise
- All items in (Items & Changes” list (attached) will be implemented
- Applicant agrees to have establishment personnel to assist with crowd & noise control during busy or late hours



Manhattan Community Board 4 (MCB4) recommends:	<input checked="" type="radio"/> Denial unless all agreed to by applicant is part of the method of operation <input type="radio"/> Denial <input type="radio"/> Approval	
CB4 REPRESENTATIVES		
 Nelly Gonzalez <i>CB4 Assistant District Manager</i>	 Frank Holuzbiec <i>CB4 BLP Committee Co-Chair</i>	 Paul Seres <i>CB4 BLP Committee Co-Chair</i>
APPLICANT AGREEMENT WITH THE COMMUNITY		
Pursuant to these stipulations, this applicant agrees to have these provisions incorporated in the method of operation of their liquor license. Additionally, the applicant agrees to the community agreements as the basis for the community supporting this application.		
SIGN HERE →	 SIGNATURE OF APPLICANT	10/15/14 DATE

ITEM 4 / 5

GENERAL NOTES:

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CONSTRUCTION CODE (UCC) AND THE LATEST EDITIONS OF THE INTERNATIONAL RESIDENTIAL CODE (IRC).
2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR MECHANICAL AND PLUMBING (UPMCP) AND THE LATEST EDITIONS OF THE INTERNATIONAL MECHANICAL AND PLUMBING CODE (IMPC).
3. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR ELECTRICAL (UPSEC) AND THE LATEST EDITIONS OF THE INTERNATIONAL ELECTRICAL CODE (IEC).
4. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR FIRE AND ALARM (UPFAC) AND THE LATEST EDITIONS OF THE INTERNATIONAL FIRE AND ALARM CODE (IFAC).
5. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR SAFETY (UPSAF) AND THE LATEST EDITIONS OF THE INTERNATIONAL SAFETY CODE (ISAF).
6. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR ENERGY EFFICIENCY (UPEE) AND THE LATEST EDITIONS OF THE INTERNATIONAL ENERGY EFFICIENCY CODE (IEEC).
7. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR ENVIRONMENTAL QUALITY (UPEQ) AND THE LATEST EDITIONS OF THE INTERNATIONAL ENVIRONMENTAL QUALITY CODE (IEEQ).
8. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR ACCESSIBILITY (UPA) AND THE LATEST EDITIONS OF THE INTERNATIONAL ACCESSIBILITY CODE (IPA).
9. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR HISTORIC PRESERVATION (UPHP) AND THE LATEST EDITIONS OF THE INTERNATIONAL HISTORIC PRESERVATION CODE (IHP).
10. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE UNIFORM CODES AND STANDARDS FOR SUSTAINABLE DESIGN (UPS) AND THE LATEST EDITIONS OF THE INTERNATIONAL SUSTAINABLE DESIGN CODE (ISD).

PERMIT PROJECT PLAN AN 50-26-10-1.2-A

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SPECIAL NOTATIONS:

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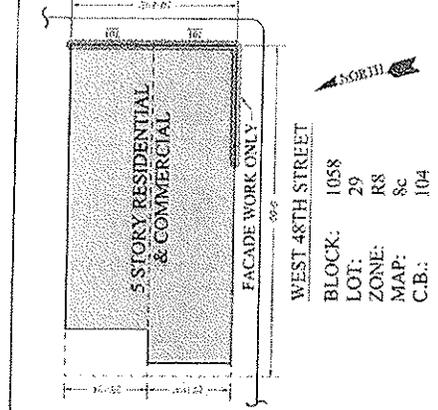
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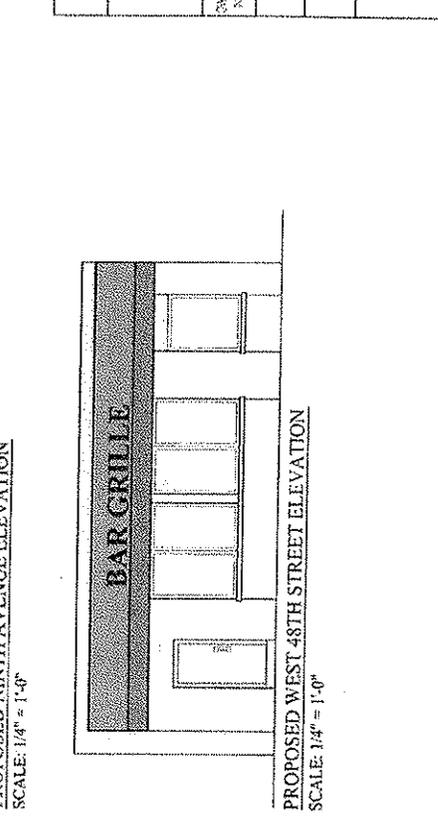
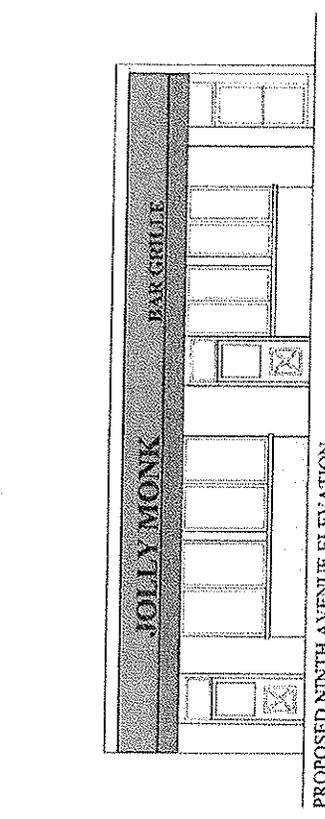
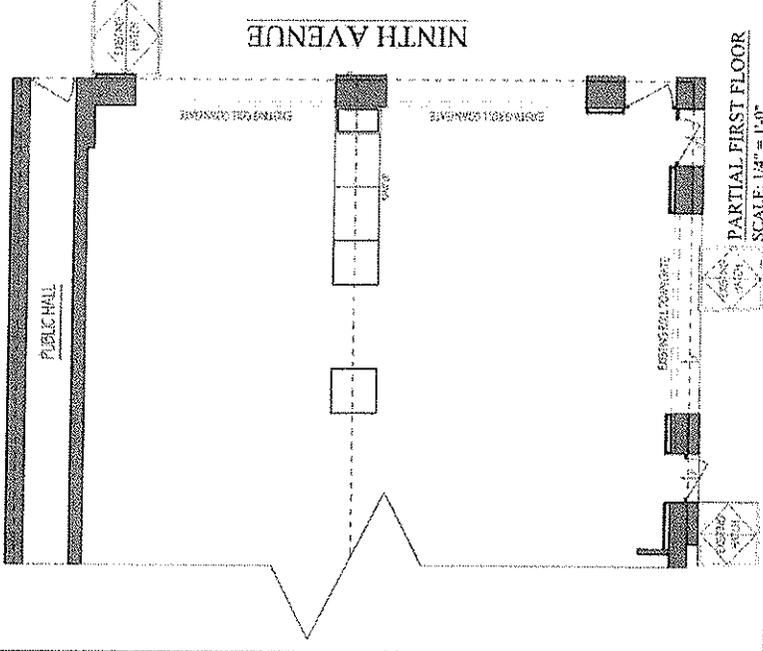
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NO.	DATE	DESCRIPTION
0	1/15/2014	ISSUED FOR PERMIT
1	01-21-2014	REVISED PER COMMENTS



WEST 48TH STREET

BLOCK: 1058
 LOT: 29
 ZONE: RS
 MAP: 8c
 C.B.: 104



NO. AN 'X' FOR APPROVAL	DATE	DESCRIPTION
1	01/21/14	ISSUED FOR PERMIT
2	01/21/14	REVISED PER COMMENTS

70 NINTH AVENUE
 NEW YORK, NY 10019

ARCHITECTURAL PLAN

A-00100

NO CHANGE IN USE, OCCUPANCY, OR EGRESS

REVISIONS:

DATE: 01/21/14

BY: [Signature]

701 Restaurant, LLC d.b.a The Jolly Monk.

701 Ninth Avenue.

Items and changes to be made to existing Bar/Restaurant

1. Removal of concrete and steel bar structure to be replaced with a more traditional style wooden bar face and counter.
2. Removal of tiled floor to be replaced with a wooden floor throughout.
3. Removal of garage style doors as part of store front renovation.
4. Installation of store front and façade with wood and red brick to replace the stainless steel front. This will bring the look of the building back to what it was in the past. The store front will be brick with double glazed windows that will contribute to noise mitigation.
5. Construct a vestibule inside the store , remove the 48th Street side door. This will negate the need for any temporary winter installation and contribute greatly to noise mitigation.
6. Add sound attenuating material to the ceiling above the sheet rock and below the sub-floors of the apartments above. Install two layers of "QUIET ROCK" sound proof sheets, lighting fixtures, ductwork etc. will then be added below the sound proof layers.
7. Re-working of audio and video systems to suit size and style of The Jolly Monk.