



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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JOHN WEIS
Chair

ROBERT J. BENFATTO, JR., ESQ.
District Manager

July 22, 2010

Dennis Rosen
Chairman
New York State Liquor Authority
80 S. Swan Street, 9th Floor
Albany, New York 12210

Re: *Manhattan Music Group LLC*
610 West 56th Street (11th / 12th Avenues)

Dear Chairman Rosen:

Manhattan Community Board 4 (MCB4) recommends denial of an alteration to the full liquor license for Manhattan Music Group LLC dba Terminal 5, unless the following stipulations, agreed to by the applicant, are part of the method of operation for this establishment:

- 1) Installation of a decibel limiter on the rooftop with a setting of no higher than 90 decibels.
- 2) When amplified music is played on the rooftop, it will only be background music. No live amplified music will be allowed.
- 3) The applicant can serve alcohol on the rooftop until 2:00 AM twenty (20) days per year and until 4:00 AM ten (10) days per year. On all other days of the year, the applicant can serve alcohol until 12:30AM.
- 4) All amplified sound in the outdoor space must cease by 10:00 PM on Sunday through Thursday and 11:00 PM on Friday and Saturday.

A signed copy of the stipulations and community agreements is enclosed. This application is for an alteration to the full liquor license for Terminal 5. The applicant has requested the removal of the electronic traffic report, extending the hours of operation for select periods, and allowing low level music on the roof during limited hours. CB4 agrees to these requests.

If complaints are received from nearby residents, the applicant further agrees to reappear before CB4 to try to resolve any issues. If those issues are not resolved to the satisfaction of CB4, the applicant further agrees to reduce the outdoor space usage that goes to 4:00 AM from 10 nights per year to 5 nights per year.

Aside from the adjustments outlined above, the applicant further agrees to make no other changes to their method of operation.

Sincerely,



John Weis
Chair
Manhattan Community
Board 4



John Owens
Co-Chair
Business License & Permits
Committee - North



Chuck Spence
Co-Chair
Business License & Permits
Committee - North