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THE CITY OF NEW YORK  
MANHATTAN COMMUNITY BOARD SIX  
P.O. BOX 1672  
NEW YORK, NY 10159-1672

**CB6 Business Affairs and Street Activities Committee  
Thursday, February 22, 2018 7 P.M.  
NYU School of Dentistry, Room 220**

**Meeting Minutes**

Present: Kyle Athayde (Chair), Susan Steinberg (Vice Chair), Paige Judge, John Keller, David Colby Reed, Frank Scala, Carol Schachter

Absent: Daniel Devine

Guests: Jim Goldman (Brother Jimmy's), Sam Park (Poke Cup Inc. and Core Organic Inc.), Michael Kelly (E&E and LPB2), Liz Wittels (Turtle Bay), Matt Piantentini (360 3rd Ave), Ben Jacobs (CM Powers), Logan Chen (Hane Sushi), Cody Osterman (CB6)

**Call to Order and Adoption of the Agenda/Previous Meeting's Minutes**

Chair Kyle Athayde called the meeting to order at 7:05 P.M.

Carol Schachter made a motion to adopt the agenda. The motion was seconded by Susan Steinberg and passed.

Carol Schachter made a motion to adopt the minutes from the January 25th, 2018 meeting. The motion was seconded by Vice Chair Susan Steinberg and passed

**Committee Business**

**Item 1 Modification DCA application for unenclosed sidewalk cafe, 9 tables and 30 chairs, for Hane Sushi Inc. dba Hane Sushi, 346 First Avenue at E. 20 Street.** Represented by Logan Chen, Manager. They will close the cafe at 10 p.m. seven days a week. They are also closing the First Avenue side and will use the side street only which will alleviate traffic. They are a fine restaurant with a high reputation. **Motion of No Objection 6-0-0.**

**Item 2 Renewal OP License for Turtle Bay Tavern Corp. dba Turtle Bay, 987 Second Avenue bet. E. 52/53 Sts.** Represented by principals Liz Wittels and Joe Emponte. They have been in business since 1996 and claim to work with the community regarding complaints. Kyle wished the owner had appeared before us and asked about the local Tenants Association. Their answer was "tenants come and go." Paige said we would want a telephone contact number posted in the window of the establishment which could immediately address concerns. This was processed via stipulation. **Motion of No Objection with the stipulation change: 6-0-0.**

**Item 3 Corporate Change OP License for E & E Restaurant 2 LLC dba Hall & Bay, 581 Second Avenue bet. E. 31/32 Sts.** Represented by consultant Mike Kelly who advised that Edward Bergman is buying out Eric Perlmutter. They close at 2 a.m. seven days a week and there have been no community complaints. **Motion of No Objection 6-0-0.**

**Item 4 Corporate Change OP License for E & E Restaurant 3 LLC dba Tali, 77 Lexington Avenue bet. E. 25/26 Sts.** Represented by consultant Mike Kelly. These are the same principals as in Item 3 with a different restaurant. Tali also closes at 2 a.m. seven days a week with no community complaints on record. **Motion of No Objection 6-0-0.**

**Item 5 New DCA Application for unenclosed sidewalk cafe, 9 tables and 18 chairs, for LPB2 LLC, 950 Second Avenue bet. E. 50/51 Sts.** Represented by consultant Mike Kelly and owner Mark Barak. We were provided with blueprints but not the application. The plans were gone over extensively; the name of the establishment is La Pecora Blanca. There will be more than ten feet clearance and barriers will effectively enclose the cafe. A letter from the board of 301 E. 50 Street by David Rappaport was entered into the record, and Ryan Roney of this building spoke to us about his support as well. He asked about trash disposal and was answered. Hours of operation will be 8 a.m. to 11 p.m. Sunday through Wednesday and midnight for the other days of the week. **Motion of No Objection: 6-0-0.**

**Item 6 New OP License for Entity to be Formed by Matthew Piacentini, 360 Third Avenue bet. E. 26/27 Sts.** Represented by owner Matthew Piacentini and attorney Dana Lapan. This is Mad Hatter and the application shows a dba Stay Gold. Our policy of 2 a.m. was given. There will be no nightly DJ and the back yard will not have music. Mr. Piacentini has a lovely restaurant on MacDougal Street and he wishes to have an antique appearance at this place to appeal to a fine clientele. The bathrooms are not ADA compliant. He wishes to have a doorman to set the tone of the restaurant. We expressed our need for a contact number in the window. We established a compromise: from June (when they open) through August, they will close at 3 a.m. In September, they can come back to us with a 4 a.m. request. They processed a stipulation. **Motion of No Objection subject to the stipulation: 6-0-0.**

**Item 7 New OP License for 181 Lexington Ave. BBQ LLC dba Brother Jimmy's BBQ, 181 Lexington Avenue bet. E. 31/32 Sts.** Represented by owner James Goldman (Jimmy). This establishment has been there for 8 years; Mr. Goldman is buying out partners and replacing them. Hours are the same: 11 a.m. to 3:00 a.m. seven days a week. There is live music on Tuesday nights with no community complaints. The music ends at midnight. **Motion of No Objection: 6-0-0.**

**Item 8 New OP License for Poke Cup Inc., 516A Third Avenue bet. E. 34/35 Sts.** Represented by consultant Sam Park. Because this is a sensitive block, we saw that this new establishment was currently an small empty storefront on the west side of the street. Hours will be 11:30 a.m. to 1:00 a.m. seven days a week, with an April opening. It will have 34-35 seats. **Motion of No Objection: 6-0-0.**

**Item 9 New WBC License for Core Organic Inc. dba Pieroma, 220 E. 42 St. bet. 2/3 Avenues.** Represented by consultant Sam Park. Despite the address, this place was formerly Cibo. Hours will be 7 a.m. to midnight seven days a week. The establishment will be upscale with multiple service areas within the place. The President and Owner Young Im Kim is carefully preparing the establishment and will monitor it carefully. **Motion of No Objection: 6-0-0.**

**Old/New Business**

Kyle wanted to talk in committee about our 2 a.m. policy for new applicants. We had extensive discussions pro and con. There is a need to put this policy on our website so that applicants aren't "sucker punched" when they come before us. Cody said there are only corporate changes and new applications, and not transfers. Also he reminded us that some applications never reach the SLA after we see them for many reasons. Carol reminded us that we are only advisory, but that our stipulations become part of the applicant's documentation which is vital. Also, we can always "haul them in" if there are community complaints at any point in time.

Kyle is to draft the sum of our thinking, and we will vote as a committee. Once this is done, we shall report the policy to the full board.

Cody brought up this year's street fair schedule and per Jesus' advice, we will approve this schedule since we have a moratorium and these events are capped. We can look at next year's list in advance and perhaps see specific groups. We had an extensive discussion on how groups contribute to the community with their street fair revenues.

Cody also reminded us of the new template form to use.

### **Chair's Report**

There was no official chair's report as we discussed our policies at length per above.

### **Adjournment**

The chair made a motion to adjourn, and this was seconded by Carol Schachter. We adjourned at 8:35 p.m.

Minutes submitted by: Carol Schachter and submitted to the chair on Sunday, February 25, 2018.