

# Sidewalk Café Recommendation Form

**TO:** NYC Department of Consumer Affairs

**FROM:** Jesus Perez

**Re:** License/Application #: 18526-2018-ASWC  
Business Name: INDEPENDENT OF 23RD STREET LLC  
Business Address: 158 E 23RD ST NEW YORK, NY 10010-4502

The CB#: 106 recommends the following:

We have "NO OBJECTION" to the stated use.

We have the following "OBJECTIONS" to the stated use.

*See attached*

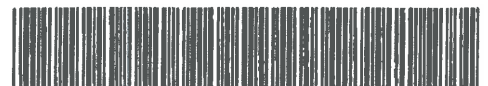
*Cody Osterman*  
\_\_\_\_\_  
Signature

*Cody Osterman*  
\_\_\_\_\_  
Print Name

*Assistant District  
Manager*  
\_\_\_\_\_  
Title

*02/14/19*  
\_\_\_\_\_  
Date

*Cody@CBSIX.ORG*  
\_\_\_\_\_  
Email



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THE CITY OF NEW YORK  
MANHATTAN COMMUNITY BOARD SIX  
211 EAST 43RD STREET, SUITE 1404  
NEW YORK, NY 10017

## **VIA E-MAIL**

February 14, 2019

New York City Department of Consumer Affairs  
Attn: Sidewalk Café Unit  
42 Broadway  
New York, NY 10004

### **Resolution of No Objection for New Sidewalk Cafe License for Independent of 23rd Street LLC at 158 E. 23rd Street - 3 Tables and 12 Chairs**

At the February 13, 2019 Full Board meeting of Manhattan Community Board Six, the Board adopted the following resolution:

**WHEREAS, Michael Kelly, Attorney** appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on **January 30, 2019**, CB6 having jurisdiction of the premises in the license application process;

**WHEREAS**, the hours of operation will be Monday through Sunday from 12 PM to 4 AM;

**WHEREAS**, the Committee stipulated that there should be no street signage or bicycles chained or docked in front of the establishment;

**WHEREAS**, no members of the community had any comments for or against;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the Representative at the meeting of the Business Affairs and Street Activities Committee held on **January 30, 2019**, and pursuant to all other considerations, CB6 has **no objection** to the application so long as the Applicant adheres to all the representations made by the Representative to the committee.

**BE IT FURTHER RESOLVED**, if the DCA application, **however**, contains a different method of operation than has been presented to CB6 as stated in this, **including** "Hours of Operation," that differ in **any way** from those described above, then CB6 **opposes** the application and **urges** the DCA to deny the application based on such misrepresentation to Manhattan Community Board Six.

**VOTE: 30 in Favor 2 Opposed 1 Abstention 0 Not Entitled**

Best regards,



Cody Osterman  
Assistant District Manager

Cc: Hon. Gale Brewer, Manhattan Borough President  
Hon. Carlina Rivera, Council Member  
Kyle Athayde, Chair, CB6 Business Affairs & Street Activities Committee  
Applicant