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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**

May 13, 2019

Licensing Department  
New York State Liquor Authority  
Alfred E. Smith Building  
80 South Swan Street, 9th Floor  
Albany, NY 12210

**Resolution of No Objection for New Wine, Beer & Cider License for Cooper Café, LLC.  
at 5 Stuyvesant Oval**

At the May 8, 2019 Full Board meeting of Manhattan Community Board Six, the Board adopted the following resolution:

**WHEREAS**, Mr. Terry Flynn (Legal Representative) and Mr. Frank Trana (Principal) appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on April 25th, 2019, CB6 having jurisdiction of the premises in the license application process;

**WHEREAS**, the establishment is a café already located in Stuyvesant Town that will continue to operate from 7AM - 8PM, Monday - Friday, and 8AM - 8PM, Saturday and Sunday;

**WHEREAS**, several residents of Stuyvesant Town and Peter Cooper Village expressed concerns with providing any alcoholic beverages at the café and how it may add to noise pollution from the children in the playground;

**WHEREAS**, a resident of Stuyvesant Town supported the resolution, noting that the closing time and that the license was limited to beer, wine, and cider;

**WHEREAS**, Mr. Rick Hayduk (CEO and General Manager of Stuyvesant Town) supported the applicant, noting that several residents have approached management requesting that beer, wine, and cider be offered at the café;

**WHEREAS**, beer, wine, and cider will be available for purchase only to those residents and their guests dining at Five Stuy Café;

**WHEREAS**, in addition to proof of age being required at the time of purchase, per city regulations, proof of residency will be required at the time of purchase, and guests of the residents must have the resident present to purchase beer, wine, or cider;

**WHEREAS**, beer, wine, and cider will only be available from 11 AM to 30 minutes before closing;

**WHEREAS**, the applicant will be required to display signage within the café and on the patio informing patrons:

- to be respectful of neighbors living above the establishment

- that only one alcoholic beverage can be purchased at a time
- that a valid ID and proof of residency is required to purchase an alcoholic beverage
- that smoking is not allowed
- that alcohol is not to leave the café premises;

**WHEREAS**, purchase and consumption of beer, wine, or cider will be limited to the café and patio space only;

**WHEREAS**, café employees will be required to complete the New York State Alcohol Training Awareness Program, which certifies that employees are trained in serving alcohol safely and responsibly, including identifying and preventing sales to underage persons and identifying potentially intoxicated patrons;

**WHEREAS**, Stuyvesant Town Public Safety will support the applicant, and should a resident leave the Five Stuy Café premises with alcohol, a New York City summons can be issued, as a zero-tolerance policy will be enforced;

**WHEREAS**, full bottles of wine and pitchers of beer or cider will not be offered, and only individual servings will be offered;

**WHEREAS**, the applicant has agreed with management to operate under these provisions for a 90-day trial period to evaluate its potential disturbance to the community and residents;

**WHEREAS**, Stuyvesant Town and Peter Cooper Village management sent out a survey to residents, in which 75% of respondents supported the applicant;

**WHEREAS**, Councilmember Keith Powers sent a letter of support for the applicant, given that they agree to the stipulations above;

**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 **April 25<sup>th</sup>, 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 SLA 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 SLA to deny the application based on such misrepresentation to Manhattan Community Board Six.

**VOTE: 32 in Favor 1 Opposed 0 Abstention 0 Not Entitled**

Best regards,



Cody Osterman  
Assistant District Manager

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