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Community Board No. 2, Manhattan

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Greenwich Village ✦ Little Italy ✦ SoHo ✦ NoHo ✦ Hudson Square ✦ Chinatown ✦ Gansevoort Market

February 28, 2017

Director
Licensing Issuance Division
NY State Liquor Authority
317 Lenox Avenue
New York, New York 10027

Dear Sir/Madam:

At its Full Board meeting on February 16, 2017, Community Board #2, Manhattan (CB2, Man.) adopted the following resolution:

2. Sushi on Jones, LLC, d/b/a Sushi on Jones, 348 Bowery a/k/a 56 Great Jones Street 10012
(Restaurant Wine—previously unlicensed location)

A. Whereas, the applicant and a representative of the applicant's attorney appeared before Community Board 2, Manhattan's SLA Licensing committee to present an application to the Liquor Authority for a new Restaurant Wine license to operate out of a temporary food stand serving sushi and other foods outdoors on an open lot operated since 1954 as a motor vehicle repair shop (Use Group 16) and gasoline station located at the corner of the Bowery and Great Jones Street in the Historic District of NoHo; and

B. Whereas, the applicant failed to provide any permits or certificate of occupancy to occupy and use the temporary food stand for eating or drinking uses, the location having never previously been licensed for the sale of liquor, the food stand having 4 counter seats, offering sushi, there also being take-out service windows facing the public sidewalk on Great Jones operated by other vendors selling Italian sandwiches, juices, coffee and tacos, the food stand being only 60 sq. ft., the 4 counter seats being exterior and not within the food stand, the stand being open to the outside, there currently being no bathroom accessible to patrons and there being concerns regarding the service of alcohol to patrons in such an undefined space by multiple vendors operating thereat; and

C. Whereas, the applicant seeks to operate with hours of operation Sunday through Saturday from 12 PM to 10 PM every day, there are outdoor speakers installed in open market area playing music with street furniture, sandwich boards, planters and stools placed on the public sidewalk and the open lot areas; and,

D. Whereas, the applicant rents the space from the existing property owner by means of a one-year vendor licensing agreement, the exterior premises appearing to be seasonal for the warmer months but have more recently been covered with a temporary plastic enclosure over the winter months for which there appear to be no permits; and.

E. Whereas, the NoHo Bowery Stakeholders appeared in opposition to this application, concerned about the outdoor operations in a temporary food market with four different vendors operating thereat, there being furniture and stools being placed on the public sidewalk without permits in place to use the public sidewalk, the temporary facilities being put in place by the owner of the property who is currently seeking to develop the property by erecting a building and who has not sought nor obtained the proper permits for this use; the current certificate of Occupancy is for Use Group 16 type uses which have no provision for eating and drinking uses within that use group; and

THEREFORE BE IT RESOLVED that CB2, Man. recommends denial for **Sushi on Jones, LLC, d/b/a NA, 348 Bowery a/k/a 56 Great Jones Street 10012** on its application seeking a new restaurant wine license; and

THEREFORE BE IT FURTHER RESOLVED that should this application be considered by the SLA, CB2, Man. respectfully requests that this item be Calendared to appear before the Full Board of the SLA.

Vote: Unanimous, with 36 Board members in favor.