HELBRAUN || LEVEY

Grand Delancey LLC

115 Delancey Street New York, NY 10002

Manhattan Community Board 3

helbraunlevey.com 110 William Street, Suite 1410 New York, NY 10038 212-219-1193



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3 59 East 4th Street - New York, NY 10003 Phone: (212) 533-5300 - Fax: (212) 533-3659 www.cb3manhattan.org - info@cb3manhattan.org

Gigi Li, Board Chair

Susan Stetzer, District Manager

<u>Community Board 3 Liquor License Application Questionnaire</u></u>

Please bring the following items to the meeting:

NOTE: ALL ITEMS MUST BE SUBMITTED FOR APPLICATION TO BE CONSIDERED.

- **D** Photographs of the inside and outside of the premise.
- **D** Schematics, floor plans or architectural drawings of the inside of the premise.
- **D** A proposed food and or drink menu.

Petition in support of proposed business or change in business with signatures from residential tenants at location and in buildings adjacent to, across the street from and behind proposed location. Petition must give proposed hours and method of operation. For example: restaurant, sports bar, combination restaurant/bar. (petition provided)

Notice of proposed business to block or tenant association if one exists. You can find community groups and contact information on the CB 3 website:

http://www.nyc.gov/html/mancb3/html/communitygroups/community_group_listings.shtml

- **D** Photographs of proof of conspicuous posting of meeting with newspaper showing date.
- □ If applicant has been or is licensed anywhere in City, letter from applicable community board indicating history of complaints and other comments.

Check which you are applying for:

🛛 new liquor license	alteration of an existing liquor license	corporate change

Check if either of these apply:

□ sale of assets □ upgrade (change of class) of an existing liquor license

Today's Date: September 28, 2018

If applying for sale of assets, you must bring letter from current owner confirming that you are buying business or have the seller come with you to the meeting.

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Is location currently licensed? 🗖 Yes 🖾 No 🛛 Type of license: ______

If alteration, describe nature of alteration:

Previous or current use of the location:

Corporation and trade name of current license: ______

APPLICANT:

Premise address: 115 Delancey Street New York, NY 10002

Cross streets: Between Essex and Norfolk Street

Name of applicant and all principals: <u>DSA Phase 1 Beer Hall LLC</u>.

Trade name (DBA): Grand Delancey

PREMISE:

Type of building and number of floors: <u>Mixed, residential</u> and commercial, 26 floors

Will any outside area or sidewalk cafe be used for the sale or consumption of alcoholic beverages? *(includes roof & yard)* □ Yes ⊠ No If Yes, describe and show on diagram: ______

Does premise have a valid Certificate of Occupancy and all appropriate permits, including for any back or side yard use? □ Yes No What is maximum NUMBER of people permitted?_____

Do you plan to apply for Public Assembly permit? ☑ Yes □ No What is the zoning designation (check zoning using map: <u>http://gis.nyc.gov/doitt/nycitymap/</u> please give specific zoning designation, such as R8 or C2): C6-1

PROPOSED METHOD OF OPERATION:

Will any other business besides food or alcohol service be conducted at premise?
Yes No If yes, please describe what type: ______

What are the proposed days/hours of operation? (Specify days and hours each day and hours of outdoor space) Sunday-Saturday 11AM-2AM.

Number of tables? <u>30</u> Total number of seats? ¹⁴⁰

How many stand-up bars/ bar seats are located on the premise? 18

(A **stand up bar** is any bar or counter (whether with seating or not) over which a patron can order, pay for and receive an alcoholic beverage)

Describe all bars (length, shape and location): 140' long and 4" wide linear bar under mezzanine.

Does premise have a full kitchen 🗖 Yes 🖾 No?

Does it have a food preparation area? **I** Yes **N** No (If any, show on diagram)

Is food available for sale? 🖾 Yes 🗔 No If yes, describe type of food and submit a menu Food will be available at all times from other vendors and concessionaires within the market.

What are the hours kitchen will be open? Please see above.

Will a manager or principal always be on site? 🛛 Yes 🗖 No If yes, which?______

How many employees will there be? 5-10

Do you have or plan to install \square French doors \square accordion doors or \square windows?

Will there be TVs/monitors? \square Yes \square No (If Yes, how many?) $\frac{2-4}{2}$

Will premise have music? 🛛 Yes 🗖 No

Revised: March 2015

If Yes, what type of music? ☐ Live musician ☐ DJ ☐ Juke box ☐ Tapes/CDs/iPod If other type, please describe Live music on occasion.

What will be the music volume?
Background (quiet)
Entertainment level
Please describe your sound system:
4-8 recessed Sonos style speakers

Will you host any promoted events, scheduled performances or any event at which a cover fee is charged? If Yes, what type of events or performances are proposed and how often?

We have no intention to at this time.

How do you plan to manage vehicular traffic and crowds on the sidewalk caused by your establishment? Please attach plans. (Please do not answer "we do not anticipate congestion.")

Will there be security personnel? 🗖 Yes 🛛 No (If Yes, how many and when) _____

How do you plan to manage noise inside and outside your business so neighbors will not be affected? Please attach plans.

Do you have sound proofing installed? ☑ Yes □ No If not, do you plan to install sound-proofing? ☑ Yes □ No

APPLICANT HISTORY:

Has this corporation or any principal been licensed previously? 🛛 Yes 🗖 No

If yes, please indicate name of establishment: Please see attached documents.

Address: Please see attached documents.

_____ Community Board #<u>Attached</u>

Dates of operation: Please see attached documents.

If you answered "Yes" to the above question, please provide a letter from the community board indicating history of complaints or other comments.

Has any principal had work experience similar to the proposed business? 🛛 Yes 🗖 No If Yes, please attach explanation of experience or resume.

Does any principal have other businesses in this area? □ Yes ⊠ No If Yes, please give trade name and describe type of business _____

Has any principal had SLA reports or action within the past 3 years? □ Yes ⊠ No If Yes, attach list of violations and dates of violations and outcomes, if any.

Attach a separate diagram that indicates the location **(name and address)** and total number of establishments selling/serving beer, wine (B/W) or liquor (OP) for 2 blocks in each direction. Please indicate whether establishments have On-Premise (OP) licenses. Please label streets and avenues and identify your location. Use letters to indicate **B**ar, **R**estaurant, etc. The diagram must be submitted with the questionnaire to the Community Board before the meeting.



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Community Board 3 Liquor License Application Questionnaire

COMMUNITY OUTREACH:

Please see the Community Board website to find block associations or tenant associations in the immediate vicinity of your location for community outreach. Applicants are encouraged to reach out to community groups. Also use provided petitions, which clearly state the name, address, license for which you are applying, and the hours and method of operation of your establishment at the top of each page. (Attach additional sheets of paper as necessary).

We are including the following questions to be able to prepare stipulations and have the meeting be faster and more efficient. Please answer per your business plan; do not plan to negotiate at the meeting.

- 1. I will close any front or rear facade doors and windows at 10:00 P.M. every night or during any amplified performances, including but not limited to DJs, live music and live nonmusical performances.
- I will not have □ DJs, □ live music, □ promoted events, □ any event at which a cover fee is charged, □ scheduled performances, □ more than 6 DJs/ promoted events per Year when 12 private parties per Year.
- 3. **I** will play ambient recorded background music only.
- 4. I will not apply for an alteration to the method of operation agreed to by this stipulation without first coming before CB 3.
- 5. I will not seek a change in class to a full on-premise liquor license without first obtaining approval from CB 3.
- 6. **I** Will not participate in pub crawls or have party buses come to my establishment.
- 7. □ I will not have a happy hour. □ I will have happy hour and it will end by <u>9:00</u>
- 8. I will not have wait lines outside. There will be a staff person outside to monitor sidewalk crowds and ensure no loitering.
- 9. 🛛 Residents may contact the manager/owner at the following phone number. Any complaints will be addressed immediately and I will revisit the above-stated method of operation if necessary in order to minimize my establishment's impact on my neighbors.

NRG Restaurants Entity Info

Qu	<u>en</u>	Entity Type	Location	License Number
Majestic Grill- t/a Evening Star Café & Planet Wine	Aug-97 ESC Aug-98 Planet	S Corp	Alexandria, VA Del Ray	076888 - ESC
SCC ID# : 0485595-3 FEIN: 54-1859258				076888 - PW
NRG II t/a Vermilion	Jul-03	S Corp	Alexandria, VA	026633
SCC ID# : S095444-8 FEIN: 33-1060109				
NRG IV, LLC & Pershing & Washington, LLC t/a Tallula (no longer open)	Oct-04	1065	Arlington, VA Outside of Clarendon	
NRG III t/a Rustico (Alexandria)	Mar-06	1065	Alexandria, VA North Old Town	041834
SCC ID# : S136039-7 FEIN: 20-4005161				
NRG V	Nov-06	1065	Alexandria, VA	045620
t/a Buzz (Alexandria) SCC ID# : S162938-7			North Old Town	
FEIN: 20-3980096 NRG VI	Nov-08	1065		
t/a Star Catering, defunct.				
109 South St. Asaph, LLC Passthru for 109 South St. Asaph, LLC, aka Colu SCC ID# : S261177-2 FEIN: 33-1144162	Jun-09 mbia Firehouse	Sch C	Alexandria, VA Old Town	049137
NRG VII t/a Birch & Barley & Churchkey SCC ID# : S250854-9 FEIN: 26-2313005	Nov-09	1065	Washington, DC Logan Circle	080839
NRG IX	Jan-10 IP forme	d Sch C	Originally out of Tallu	la's garage.
Bread & Chocolate Commissary Facility (Holds Red Apron IP) SCC ID#:S274075-3 FEIN: 26-3710080	Sep-16 Moved fi	rom K550 to this facility	i Alexandria, VA	
NRG X t/a Rustico Ballston SCC ID# : S285238-4 FEIN: 27-0861625 Sweat Shop II- FEIN: 45-1536495	Nov-10	1065	Arlington, VA Ballston	062518
NRG XI t/a Buzz Bakery Ballston SCC ID# : S295338-0 FEIN: 27-1334253	Nov-10	1065	Arlington, VA Ballston	067471
NRG XII t/a The Commissary DC ID#: 302307 FEIN: 45-3830084	Dec-12	Sch C	Washington, DC Union Market	095166
NRG XVIII t/a Red Apron (Union Market) DC ID #: L00004615696 FEIN: 46-0934451	Feb-13	Sch C	Washington, DC Union Market	091030
NRG XVI t/a Red Apron at Mosaic SCC ID# : \$4024438 FEIN: 45-5062697	Mar-13 Butcher Sep-14 B-Side	& Sch C	Merrifield, VA Mosaic District	081884
NRG XVII t/a GBD then Red Apron Burger Bar CD ID #: \$413775-0 FEIN: 46-0553082	Apr-13	1065	Washington, DC Dupont Circle	090634
NRG XIV t/a Iron Gate	Oct-13	1065	Washington, DC Downtown near Dupo	090284 ont Circle

DC ID# : L0000057037

NRG XIII	Nov-13	1065	Washington, DC	090281
t/a Bluejacket			Navy Yards and Nat's	Stadium
DC ID# : L52359				
FEIN: 27-3635554				
NRG XV	Mar-14	Sch C	Washington, DC	090742
t/a Red Apron (D St., Partisan)			Penn Quarter	
DC ID #: L0000057035				
FEIN: 45-4519488				
NRG XIX	Feb-16	1065	Washington, DC	095913
t/a The Sovereign			Georgetown	
DC ID #:				
FEIN: 47-1776525				
NRG XXI is the ownership holding company for XIX's NRG	Mgmt's 74%			
NRG XXII n	ı/a	Sch C	Hyattsville, MD	
t/a Hyattsville location we backed out on.		(another entity exists	that holds owenership in the bui	lding. They are trying to sell it. Michael inv
MD ID #:				
FEIN: 47-2883858				
NRG XXIII	Mar-16	Sch C	Washington, DC	099210
t/a EatBar			Barrack's Row	
DC ID #:			(Near Eastern Market)	
FEIN: 47-3530164				
NRG XXIV	Jul-16	Sch C	Washington, DC	099839
t/a Hazel			Shaw	
DC ID #:				
FEIN: 47-3543187				
NRG XX	Oct-16	Sch C	North Bethesda, MD	
t/a Owen's Ordinary			Pike & Rose Develop	ment
MD ID #:				
FEIN: 47-1302856	1 00			
NRG Management, LLC (NRG not spelled out in legal nar	Jan-06	Sch C	Alexandria, VA	
SCC ID# :			HQ!	
FEIN: 27-4773472		1005		
	Aug-11	1065	Alexandria, VA	
2000 Mt. Vernon				
SCC ID# :			Del Ray	
			Del Ray	

FEIN: 45-5062654

RE: MANAGEMENT OF NOISE INSIDE AND OUTSIDE:

The applicant will control noise inside and remind customers to be respectful of neighbors, with a fulltime manager and staff that will be managing the premises at all times.

Music will be limited to low level, ambient background music. Low level speakers will be installed where noise will not be leaving the premise.

RE: MANAGEMENT OF VEHICULAR TRAFFIC/CROWDING:

The applicant does not expect that this will be an issue given the character of their proposed establishment and the small size of it. To ensure that this does not become an issue, all staff will be instructed to monitor the sidewalk and curb area to dispel groupings of people and keep the sidewalk clear. These applicants have an existing restaurant in New York City that is similarly situated. They have proven effective at maintaining order outside the establishment their and would employ the same techniques here.

Proximity Report for Location:

115 Delancey St, New York, NY, 10002

* This report is for informational purposes only in aid of identifying establishments potentially subject to 500 and 200 foot rules. Distances are approximated using industry standard GIS techniques and do not reflect actual distances between points of entry. The NYS Liquor Authority makes no representation as to the accuracy of the information and disclaims any liability for errors.

Closest Liquor Stores

Name	Address	Approx. Distance
EAST VILLAGE WINE & LIQUORS INC	80-82 CLINTON ST	810 ft
SALGIRAH CORP	141 ESSEX ST	815 ft
E L PARTNERS LLC	101 ALLEN ST	840 ft
SEWARD PARK LIQUORS INC	53 LUDLOW ST	870 ft
DELANCEY WINE INC	35 ESSEX ST	920 ft
FLYNN MCCLURE INC	100 STANTON ST	1150 ft
TURTLE DOVE LLC	28 30 CLINTON ST	1270 ft

Churches within 500 Feet

Name	Approx. Distance
Congregation Beth Hamedrash Hagadol Synagogue	485 ft
Norfolk Street Baptist Church	485 ft

Schools within 500 Feet

Name Address Approx. Dista

On-Premise Licenses within 750 Feet

Name	Address	Approx. Distance
PROLETARIAT V, INC	98 102 NORFOLK	155 ft
106 NORFOLK RESTAURANT, INC.	106 NORFOLK ST - SOUTH STORE	260 ft
106 NORFOLK STREET LLC	106 NORFOLK ST - NORTH STORE	260 ft
AMBER AVALON CORP, THE	92 LUDLOW STREET	340 ft
120 ESSEX MARKET LLC	120 ESSEX STREET	365 ft
93 LUDLOW ST INC	95 DELANCEY ST	425 ft
L E S RESTAURANT CORP	81 LUDLOW ST AKA 246 BROOME ST	455 ft
HI DELANCEY RESTAURANT LLC	148-150 DELANCEY ST	460 ft
SC DELANCEY LLC	148 DELANCEY ST	470 ft
MPDRAW LLC	109 LUDLOW STREET	495 ft

<u>500 Feet</u>











































