

THE CITY OF NEW YORK
 MANHATTAN COMMUNITY BOARD NO. 3
 59 East 4th Street - New York, NY 10003
 Phone: (212) 533-5300 - Fax: (212) 533-3659
 www.cb3manhattan.org - info@cb3manhattan.org

Dominic Pisciotta, Board Chair

Susan Stetzer, District Manager

Community Board 3 Liquor License Application Questionnaire

Please complete and return (with requested diagram) to the Community Board office by fax or email. In addition, bring **6 copies (double sided) plus supporting material requested to the meeting**. Failure to complete and return this form on time will result in your item being placed at the end of the agenda. **Application must be complete to be heard, including petitions and all items on check list below. Use N/A for answer if appropriate.**

Conspicuously display the enclosed posters on the outside of your establishment for **7 days** prior to the meeting. Bring a photo with a newspaper showing date as proof of the posting.

Check which you are applying for: new liquor license upgrade of an existing liquor license
 alteration of an existing liquor license transfer of an existing liquor license

If applying for transfer, you must bring letter from current owner confirming that you are buying business.

Type of license: On Premises Liquor License Is location currently licensed? Yes No

If alteration, describe nature of alteration: license existing bar in basement; additional seating; relocate bathroom

Previous or current use of the location: restaurant

Corporation and trade name of current/previous license: East Village Cafe Restaurant d/b/a Diablo Royale

Please bring the following items to the meeting:

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

- Photographs of the inside and outside of your establishment;
- Schematics/floor plans of the inside of your establishment;
- If a restaurant, please include a proposed menu (including drink menu);
- Petition in support of proposed business or change in business with signatures from residential tenants at location and in surrounding buildings and also letter from block association if one exists. E-mail the CB office at info@cb3manhattan.org for help to find block associations. Petition must give proposed hours and method of operations. For example: restaurant, sports bar, combination restaurant/bar. **Petitions are required and application will not be heard without petitions.**
- Photographs of proof of conspicuous posting with newspaper showing date.

APPLICANT:

Name of applicant and all principals: East Village Cafe Restaurant
Jason Hennings

Trade name (DBA): Diablo Royale

Premises address: 167 Avenue A NYC

Between what streets: B/n E 10th St & E 11th Sts

PREMISES:

Type of building and number of floors: 5 story brick

Prior use of premises: restaurant

Any outside area or sidewalk cafe used for the sale or consumption of alcoholic beverages? (includes roof & yard) Yes No If Yes, describe and show on diagram: Backyard 20 seats

Does premises have a valid Certificate of Occupancy and all appropriate permits? Yes No

Do you plan to apply for Public Assembly permit? exists Yes No

Zoning designation: Mixed Use Maximum number of persons that can legally occupy the premises? 150 Number of tables? 23 Number of seats at tables? 121

BARS:

How many *stand-up bars/ bar seats are located on the premises (and how many seats)? two - 12

How many service bars? none

Describe all bars (length, shape and location): GF-rectangle 19' Barnt-Rectangle 7'

Any food counters? Yes No If Yes, describe: At open kitchen

* A **stand up bar** is any bar or counter (whether seating or not) over which a member of the public can order, pay for and receive an alcoholic beverage.

KITCHEN:

Does premises have a full kitchen or food preparation area? (If any, show on diagram)

Is food available for sale? Yes No If yes, describe type of food and submit a menu Euro-Mexican

PROPOSED METHOD OF OPERATION:

What type of establishment will this be? (i.e.: restaurant, tavern, sports bar, etc.) restaurant

Will any other business besides food or alcohol service be conducted at said premises? Yes No

If yes, details: _____

What are the proposed days/hours of operation? (Specify days and hours each day) Fri/Sat 11:30AM-2:30AM; SUN 11:30AM-12:00AM; Mon-Wed 5:30-2:00am

Will the business employ a manager? Yes No

How many employees? 30

Will there be security personnel? Yes No (If Yes, how many?) Fri/Sat 2 security guards

Do you have or plan to install French doors, accordion doors, or windows? none of these

Will there be TV's? Yes No (If Yes, how many?) 1

Will premises have music? Yes No

If Yes, what type of music? Explain in detail: Ambient Background Music

Type of music/entertainment: Live musician Live DJ Juke box IPod
Volume level: Background (quiet) Entertainment level

Do you have or plan to install sound-proofing? Please describe your sound system:
currently exists small mid speakers IPod general

Will you host promoted events, scheduled performances or any event at which a cover fee is charged? No

Do you have plans to manage or address vehicular traffic and crowd control on the sidewalk caused by your establishment? Yes No If "Yes" please attach plans.
security outside the premises will insure sidewalk is clear of patrons

Is this establishment wheel chair accessible? Yes No

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

If yes, please indicate name of establishment: EU Restaurant; Block Iron Burger; Devil's Food

Address: 235 E. 4th St; 540 E. 5th St; 189 W 10th St Community Board # 3 : 2

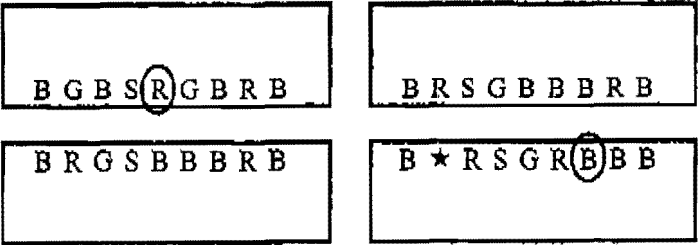
Dates: 2006 - Present

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

Using the diagram below as an example, attach a separate similar 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-Premises (OP) licenses by circling the letter on diagram. Please label streets and avenues and identify your location near the middle of the diagram and indicate it with a [*]. Use the letters to indicate Bar, Restaurant, etc. The diagram must be submitted with the questionnaire to the Community Board before the meeting.

Bar (B) Hotel Restaurant (R) Sidewalk Café (S)
OP ___ B/W ___ HL ___ OP ___ B/W ___ OP ___ B/W ___

Example:



How many licensed establishments are within 1 block? _____
How many licensed establishments are within 500 feet? _____
How many within 500 feet are On-Premises (OP) liquor licenses? _____

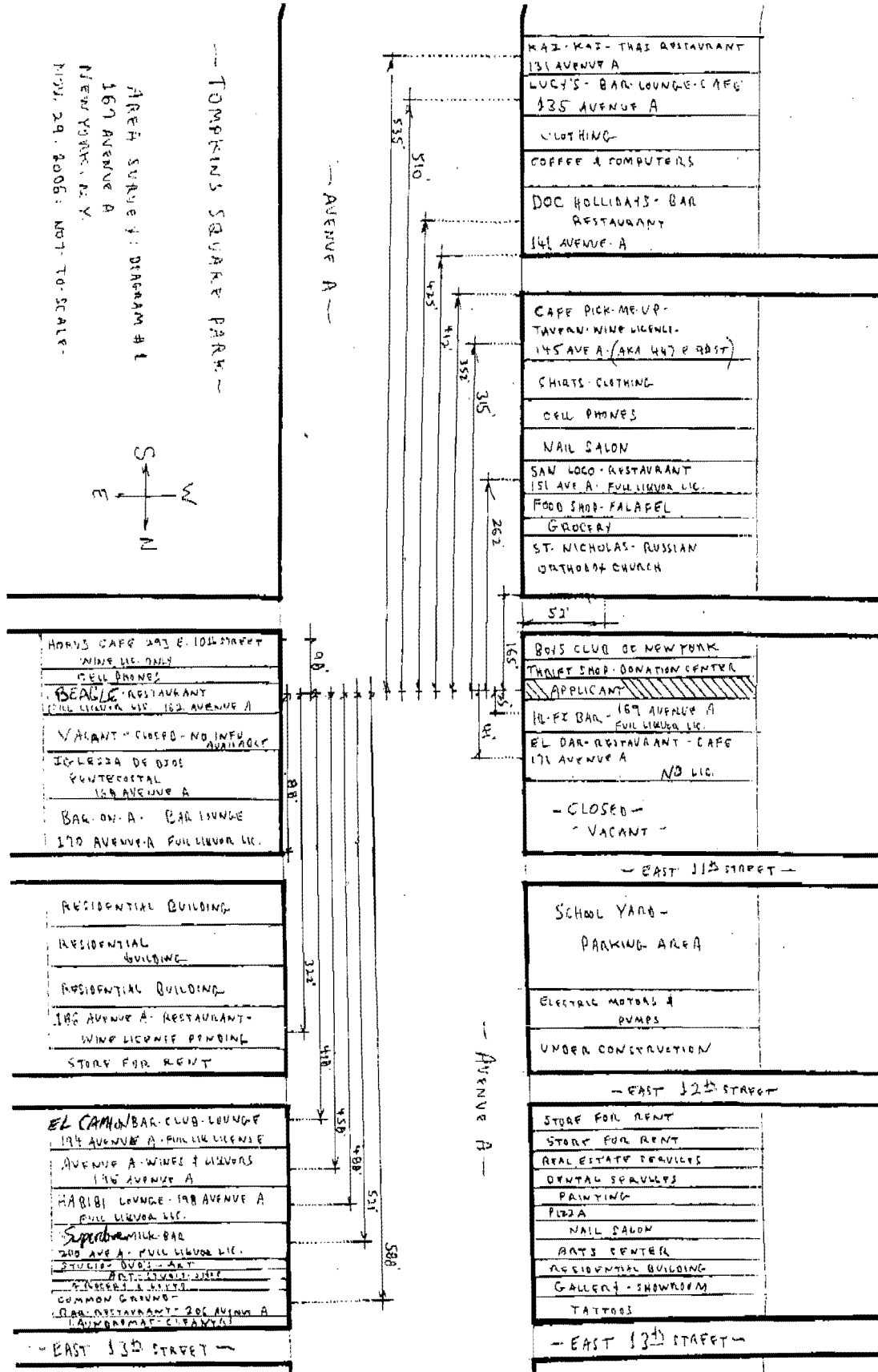
If there are block associations or tenant associations in the immediate vicinity of your location, you must contact them. **Please attach proof (copies of letters and poster) that you have advised these groups of your application. Petitions should clearly state the name, address, license for which you 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). You may contact the Community Board at info@cb1manhattan.org for any contact information that is on file.

INFORMATION REGARDING NEARBY LOCATIONS:

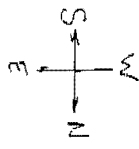
Premises is within a 500 foot radius of three or more establishments with OP license. Yes No

Premises is within 200 feet of any school or place of worship? Yes No

If there is a school place of worship within 200 feet of your premises on the same block, submit a block plot diagram or area map showing its location in proximity to your applicant premises (8 1/2" x 11") and indicate the distance and name and address.



TOMPKINS SQUARE PARK
 AREA SURVEY: DIAGRAM #1
 167 AVENUE A
 NEW YORK, N.Y.
 NOV. 29, 2006: NOT TO SCALE



HORNS CAFE 293 E. 104 STREET
 WINE LIC. ONLY
 CELL PHONES
 BEAGLE RESTAURANT
 FULL LICENSE 415 162 AVENUE A
 VALANT - CLOSD - NO INFO AVAILABLE
 IGLESIA DE OROS
 PUNTERIA
 169 AVENUE A
 BAR ON A - BAR LOUNGE
 170 AVENUE A FULL LIQUOR LIC.

RESIDENTIAL BUILDING
 RESIDENTIAL BUILDING
 RESIDENTIAL BUILDING
 186 AVENUE A RESTAURANT -
 WINE LICENSE PENDING
 STORE FOR RENT

EL CAMINO BAR CLUB LOUNGE
 194 AVENUE A - FULL LIQ LICENSE
 AVENUE A - WINE & LIQUORS
 196 AVENUE A
 HABI BI LOUNGE - 198 AVENUE A
 FULL LIQUOR LIC.
 SUPERMILK BAR
 200 AVE A - FULL LIQUOR LIC.
 STUDIO D'ART - ART
 ART GALLERY - 202
 ARTISTS & PHOTO
 COMMON GROUND
 BAR RESTAURANT - 206 AVENUE A
 LAUNDRY MAT CLEANING

- EAST 135 STREET -

AVENUE A

KAZ-KAZ-THAI RESTAURANT
 131 AVENUE A
 LUCY'S - BAR LOUNGE - CAFE
 135 AVENUE A
 CLOTHING
 COFFEE & COMPUTERS
 DOC HOLLIBATS - BAR
 RESTAURANT
 141 AVENUE A

CAPE PICK-ME-UP -
 TAMPON WINE LICENSE
 145 AVE A (AKA 447 E 98 ST)
 SHIRTS - CLOTHING
 CELL PHONES
 NAIL SALON
 SAN LOCO RESTAURANT
 151 AVE A - FULL LIQUOR LIC.
 FOOD SHOP - FALAFEL
 GROCERY
 ST. NICHOLAS - RUSSIAN
 ORTHODOX CHURCH

51'
 BOYS CLUB OF NEW YORK
 THINNY SHOP - DONATION CENTER
 APPLICANT
 10-PE BAR - 167 AVENUE A
 FULL LIQUOR LIC.
 EL DAR RESTAURANT - CAFE
 171 AVENUE A
 NO LIC.
 - CLOSED -
 - VACANT -

- EAST 115 STREET -

SCHOOL YARD -
 PARKING AREA
 ELECTRIC MOTORS &
 PUMPS
 UNDER CONSTRUCTION

- EAST 125 STREET -

STORE FOR RENT
 STORE FOR RENT
 REAL ESTATE SERVICES
 DENTAL SERVICES
 PAINTING
 PIZZA
 NAIL SALON
 ARTS CENTER
 RESIDENTIAL BUILDING
 GALLERY - SHOWROOM
 TATTOOS

- EAST 135 STREET -

AVENUE A

(6) SAN LOCO RESTAURANT
151 AVENUE A
262 FEET FROM APPLICANT

(7) DOC HOLLIDAYS - BAR RESTAURANT
141 AVENUE A
425 FEET FROM APPLICANT

(8) Angels & Kings : BAR
500 EAST 11th STREET
161 FEET FROM APPLICANT

(9) 11th STREET BAR
EAST 11th STREET
258 FEET FROM APPLICANT

(10) COPPI - RESTAURANT
432 E. 9th STREET
451 FEET FROM APPLICANT