

# Manhattan Community Board 4

## Liquor License Stipulations Application

(All Fields Must Be Completed)

CORPORATION NAME <b>GURU DE OAT INC</b>		DOING BUSINESS AS (DBA) <b>Food Fair Deli &amp; Pizza</b>	
STREET ADDRESS <b>433 West 34th Street</b>		CROSS STREETS <b>9th &amp; 10th Avenues</b>	ZIP CODE <b>10008</b>
OWNER <i>(Attach a list of all the people that will be associated/listed with the license)</i>	NAME: <b>Sukhwinder Singh</b>	ATTORNEY/ REPRESENTATIVE	NAME: <b>Lynn Killian</b>
	PHONE: <b>908-242-0787</b>		PHONE: <b>845-798-5857</b>
	EMAIL: <b>raritansingh@yahoo.com</b>		EMAIL: <b>lynnkillian@msn.com</b>
MANAGER	NAME: -----	LANDLORD	NAME: <b>433-34th Street Associates</b>
	PHONE: -----		PHONE: <b>212-868-8320</b>
	EMAIL: -----		EMAIL: -----
<b>APPLICATION TYPE (Check One)</b>			
<input type="radio"/> New	Has applicant owned or managed a similar business?	<input checked="" type="radio"/> YES	<input type="radio"/> NO
	What is/was the name and address of establishment?	<b>GURU DE OAT INC dba Country Convenience</b>	
	What were the dates applicant was involved with this former premise?	<b>10/2013- Present</b>	
<input type="radio"/> Transfer	What is the prior license # and expiration date?	-----	
	Is applicant making any alterations or operational changes?	<input type="radio"/> YES	<input type="radio"/> NO
	If alterations or operational changes are being made, please describe/list all changes.		
<input type="radio"/> Alteration	What is the current license # and expiration date?	-----	
	Please list/describe the nature of all the changes and attach the plans:		
<b>METHOD OF OPERATION</b>			
TYPE OF ALCOHOL	<input type="radio"/> Liquor/Wine/Beer	<input checked="" type="radio"/> Beer	<input type="radio"/> Wine & Beer
ESTABLISHMENT TYPE	<input checked="" type="radio"/> Restaurant	<input type="radio"/> Cabaret	<input type="radio"/> Night Club
	<input type="radio"/> Bar/Tavern	<input type="radio"/> Catering Establishment	<input type="radio"/> Adult Entertainment
	<input type="radio"/> Dance Club	<input type="radio"/> Sports Bar	<input type="radio"/> Club (Fraternal Organization - Members Only)
Is the 500 Foot Rule applicable? If yes, please attach a diagram of the establishments within 500 ft. of your primary entrance and the Public Interest Statement.	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<b>See attached.</b>
Is the 200 Foot Rule applicable? If yes, please attach a diagram of the schools and houses of worship that trigger the rule.	<input type="radio"/> YES	<input checked="" type="radio"/> NO	<b>This is a beer-only license. No liquor is being served.</b>
Has applicant/owner(s) read MCB4 Policy Regarding Concentration and Location of Alcoholic-Serving Establishments?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	

OPERATIONAL DETAILS (*Closing time will be when establishment is vacated of all patrons)									
HOURS* <i>(Indoor Only)</i>		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY	
	Operation	24 hours	24 hours	24 hours	24 hours	24 hours	24 hours	24 hours	
	Kitchen								
	Music	na	na	na	na	na	na	na	
If you plan to have music, what type(s)? (Check all that apply)			BACKGROUND	LIVE MUSIC	DJ	JUKE BOX	KARAOKE		
OCCUPANCY									
	Capacity (Certificate of Occupancy)	Maximum # of Persons You Anticipate Occupying Premises (Including Employees)	Number of Tables	Number of Seats	Number of Service Only Bars	Number of Stand-Up Bars	Number of Seats at Stand-Up Bar		
INSIDE	forthcoming	12	4	12	0	0	0		
OUTSIDE <i>(Other than sidewalk café)</i>	na	na	na	na	na	na	na		
SIDEWALK CAFÉ	na	na	na	na					
How many floors are there? What is the capacity for each floor?					ground floor & basement				
How frequently will the owner(s) be at the establishment?					Approximately 5 days/week				
Will you be applying or intending to apply for a cabaret license with DCA? If yes, will there be dancing?					YES	<input type="radio"/>	-----		
Will applicant have bottle or table service for beverage alcohol?					YES	<input type="radio"/>	-----		
Will you be hosting private, promotional or corporate events?					YES	<input type="radio"/>	-----		
Will outside promoters be used on a regular basis? If yes please describe.					YES	<input type="radio"/>	-----		
Will you have a security plan? If, yes please attach.					YES	<input type="radio"/>	-----		
Will security plan be implemented?					YES	<input type="radio"/>	-----		
Will State certified security personnel be used?					YES	<input type="radio"/>	-----		
Will New York Nightlife Association and NYPD Best Practices be followed?					YES	<input type="radio"/>	-----		
Will applicant be using delivery bicycles? If yes, how many?					YES	<input type="radio"/>	-----		
Will delivery bicycles be clearly marked with the name of the restaurant and will staff wear attire clearly noting name as described by NYC Law?					YES	NO	na		
Where will delivery bicycles be stored during the day when not in use?					na				

LOCATION & ZONING			
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	YES	<input checked="" type="radio"/> NO	
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	YES	NO	forthcoming
Is a Public Assembly permit required?	YES	<input checked="" type="radio"/> NO	NA
Are your plans filed with DOB?	YES	<input checked="" type="radio"/> NO	NA

Community Notification/Relations			
<b>NOTIFICATION:</b> List all block associations; tenant associations, co-op boards or condo boards of residential buildings; and community groups that applicant has notified regarding its application.	# 1		
	# 2		
	# 3		
	# 4		
	# 5		
Please provide dates when applicant met with the groups listed above.			
When did applicant post the notice that was provided?		09/22/2015	
Where did applicant post the notice that was provided?		In store window for high visibility	
Will applicant provide owner cell phone number to neighbors and respond to complaints that arise? Please provide number in space provided.		<input checked="" type="radio"/> YES	NO If required
Will applicant inform the Community Board office of its job openings and/or provide a hyperlink to applicant's job openings webpage?		<input checked="" type="radio"/> YES	NO If preferred

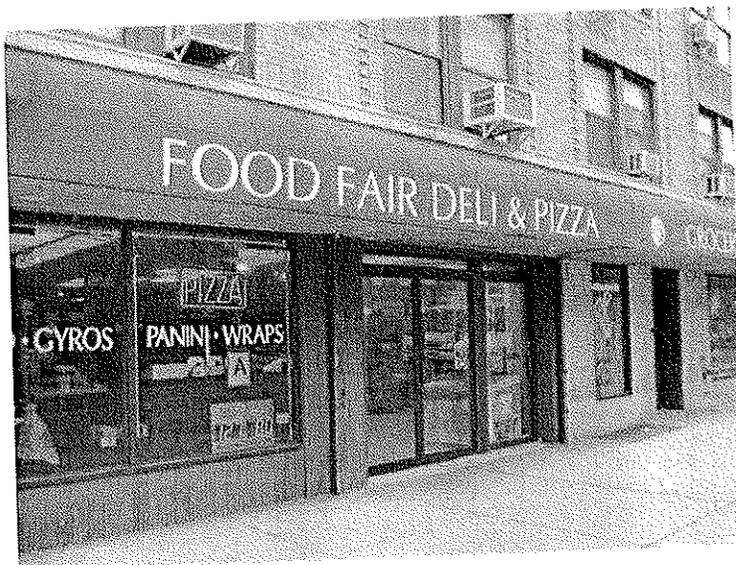
<b>BUILDING DESIGN</b>			
Will applicant have a vestibule within the establishment?			NO
Will applicant use a storm enclosure?	YES	<input checked="" type="radio"/>	
Will applicant not place any items or obstructions on the sidewalk, for example, sandwich boards, sidewalk signs, freestanding menus and plants?	YES	<input checked="" type="radio"/>	
Will applicant comply with the NYC noise code?	<input checked="" type="radio"/>	NO	
Will the establishment have any of the following: (check all that apply)	FRENCH DOORS		GARAGE DOORS
	WINDOWS THAT CAN BE OPENED		
Will applicant close all windows, French doors, and garage doors when any music or amplified sound (including televisions) is played?	YES	NO	NA
Will applicant close all windows, French doors, garage doors by 11 PM Friday and Saturday and 10 PM on all other days, even if no music or amplified sound is played?	YES	NO	NA
Has applicant obtained an acoustical report from a certified sound engineer to assess potential noise disturbance to the neighboring residents and buildings?	YES	NO	NA
Will applicant follow the recommendations of a certified sound engineer to mitigate potential noise disturbance to the neighboring residents and buildings, including placing speakers on the floor of the establishment?	YES	NO	NA
Will the kitchen exhaust system extend to the roof?	YES	<input checked="" type="radio"/>	System already exists w/o complaint
Will the establishment have an illuminated sign?	YES	<input checked="" type="radio"/>	
Will the establishment have a canopy extending over the sidewalk?	YES	<input checked="" type="radio"/>	
Where will the air conditioner be located? What type is it?	There is central air conditioning.		
When was the air conditioner installed?	Three years ago.		

**OUTDOOR SPACE- OTHER THAN SIDEWALK CAFE**

Has the applicant/owner(s) read MCB 4 Rear Yard Rooftop Policy?	<input checked="" type="radio"/>	NO	
Will applicant use any outdoor spaces: rooftop, rear yard, patio, porch, balcony, pavilion, tents, deck or gazebo? If yes, which one(s)?	YES	<input checked="" type="radio"/>	
Are the floorplans for the outdoor space(s) included?	YES	NO	NA
Will applicant close and vacate the outdoor space(s) by 11PM on Friday & Saturday and 10 PM on all other days?	YES	NO	NA
Will the service and consumption of alcohol in any outdoor space only be via seated food service?	YES	NO	NA
Will applicant not allow standing space for patrons to drink or smoke in any outdoor space(s)?	YES	NO	NA
Will there be no amplified music, as per the law?	YES	NO	NA
If amplified sound is played inside the establishment, will windows and doors be closed?	YES	NO	NA
Will applicant agree to post signs outside asking customers to respect the neighbors'?	YES	NO	NA
Will applicant agree to train staff to encourage a peaceful environment?	YES	NO	NA
Will applicant provide effective sound control (landscaping enclosure, soundproofing tenants apartments)	YES	NO	NA
Will there be a lighting plan that allows safe usage of the outdoor space without disrupting neighbors?	YES	NO	NA

<b>OUTDOOR SPACE – SIDEWALK CAFÉ</b>			
Has the applicant/owner(s) read MCB4 Sidewalk Café Policy?	<input checked="" type="radio"/> YES	<input type="radio"/> NO	
Will applicant be applying for a sidewalk café now or in the future?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
Is applicant in this application seeking to include a sidewalk café in its liquor license?	<input type="radio"/> YES	<input checked="" type="radio"/> NO	
If yes, has applicant submitted an application and plans to NYC Dept. of Consumer Affairs? Please attach application and plans.	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will applicant close and vacate the sidewalk café by 11 PM on Friday & Saturday and 10 PM on all other days?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will applicant be serving alcohol in the sidewalk café? If so, will you have waiter service?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will the café have a 3 ft. wide serving aisle running the entire length of the sidewalk café?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will applicant mark the perimeter of the café on the sidewalk?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will the service and consumption of alcohol in the sidewalk café only be via seated food service?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will the sidewalk café not provide standing space for drinking or smoking?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will applicant use any portable natural gas heaters? If so, do you have the requisite approvals from DOB & the Fire Department?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will applicant have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will all furniture, plants and barricades be stored inside between the evening closing hours and the morning opening hours?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will all furniture be stored inside between December 21 <sup>st</sup> and March 21 <sup>st</sup> , and any other day when it rains or snows?	<input type="radio"/> YES	<input type="radio"/> NO	NA
Will applicant not use umbrellas?	<input type="radio"/> YES	<input type="radio"/> NO	NA
If construction or construction protection has reduced the sidewalk width, will applicant always maintain an 8-foot clear path of sidewalk between the perimeter of the café and the closes obstruction including construction barricades?	<input type="radio"/> YES	<input type="radio"/> NO	NA

PICTURE OF the CURRENT LOCATION (façade including businesses on each side and two floors above)



**FLOOR PLAN – FIRST FLOOR**

Sending in a separate email as an attachment to the application

**FLOOR PLAN – OTHER FLOOR (if applicable)**

Sending in a separate email as an attachment to the application

**FLOOR PLAN – OTHER OUTDOOR SPACE (if applicable)**

NA

**FLOOR PLAN – SIDEWALK CAFE (if applicable)**

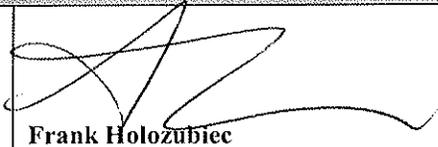
NA

OTHER COMMENTS - STIPULATIONS - (office use only)

ALL ON-PREMISE ALCOHOL  
CONSUMPTION WILL CEASE  
NO LATER THAN  
MIDNIGHT -

<b>Manhattan Community Board 4 (MCB4) recommends:</b>	<input checked="" type="radio"/> Denial unless all stipulations above are agreed to by applicant and is part of the method of operation  <input type="radio"/> Denial <input type="radio"/> Approval
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**CB4 REPRESENTATIVES**

<b>Nelly Gonzalez</b> <i>CB4 Assistant District Manager</i>	 <b>Frank Holozubiec</b> <i>CB4 BLP Committee Co-Chair</i>	<b>Burt Lazarin</b> <i>CB4 BLP Committee Co-Chair</i>
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**APPLICANT AGREEMENT WITH THE COMMUNITY**

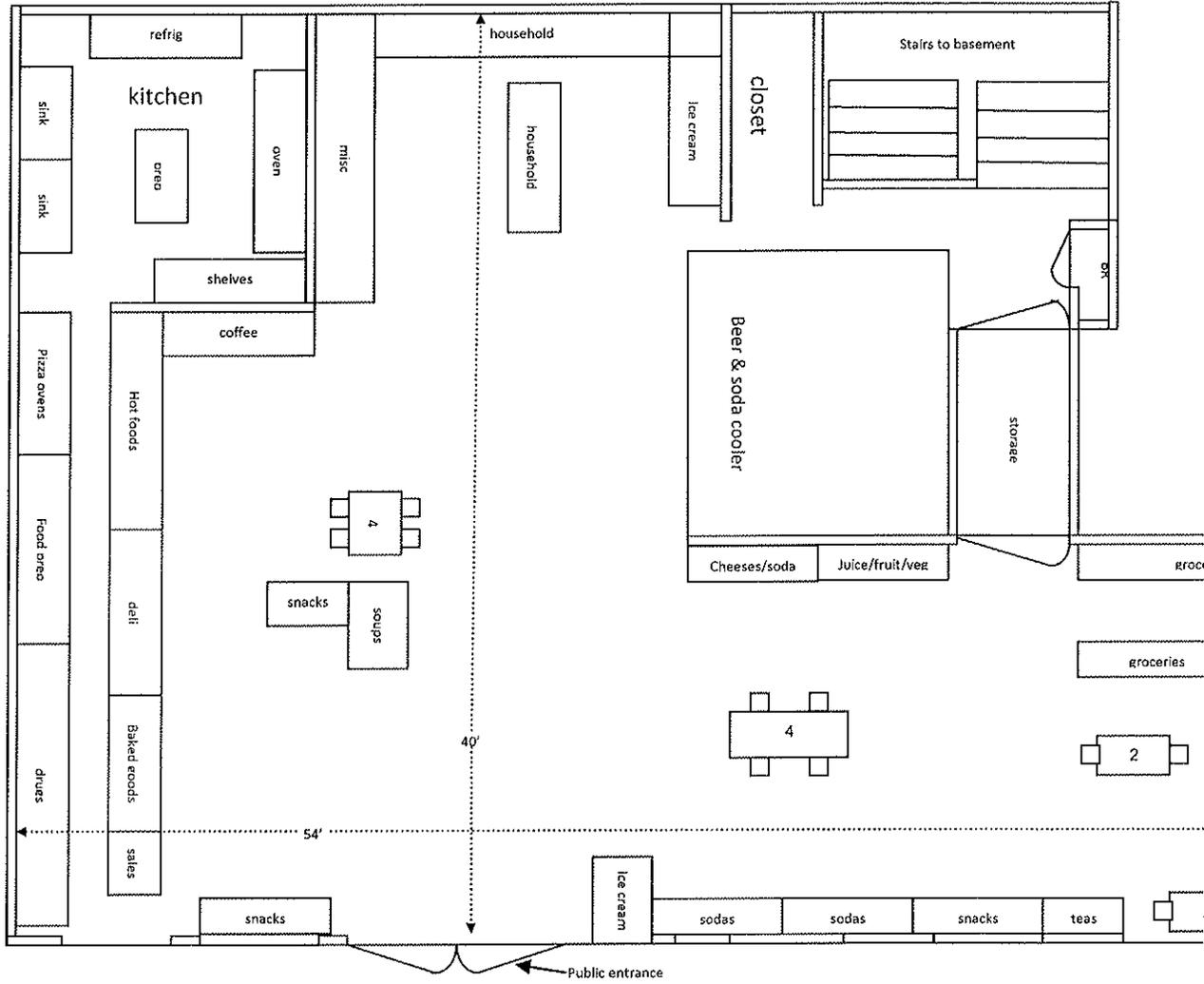
Applicant agrees to these stipulations as the basis for the community support of this application and acknowledges that all of these stipulations are essential prerequisites to the MCB4 recommendation regarding this application. Applicant agrees to have these stipulations incorporated in the method of operation of its liquor license. The written stipulations above constitute the entire agreement between MCB4 and applicant and may only be altered in writing signed by MCB4 and applicant. These written stipulations supersede any oral statements or representations in connection with this application.

<b>SIGN HERE</b> →	 SIGNATURE OF APPLICANT	DATE <i>10/13/15</i>
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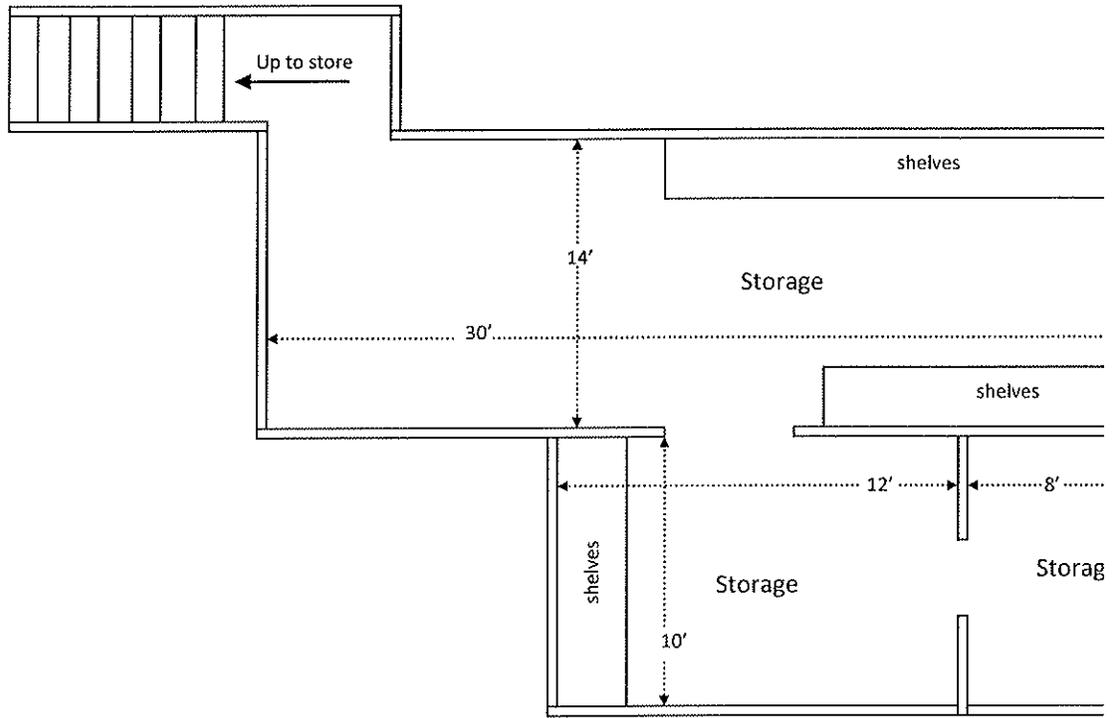
*SUKH WINDERJIT SINGH*

GROUND FLOOR

GURU DE OAT INC  
dba Food Fair Deli & Pizza  
433 W 34<sup>th</sup> Street  
New York, NY 10001



BASEMENT DIAGRAM



GURU DE OAT INC  
dba Food Fair Deli & Pizza  
433 W 34<sup>th</sup> Street  
New York, NY 10001

10<sup>th</sup> Avenue

Phillips 35  
Inc  
450 10<sup>th</sup> Ave  
390'

Applicant  
433 W 34<sup>th</sup>

34<sup>th</sup> Street

Rocky's Bar  
&  
Restaurant  
460 W 34<sup>th</sup>  
155'

33<sup>th</sup> Street

Sweet &  
Savory LLC  
404 10<sup>th</sup> Ave  
465'

GURU DE OAT  
433 West 34<sup>th</sup>  
New York NY :

PROXIMITY DI

IN THE MATTER OF: GURU DE OAT INC

PUBLIC INTEREST STATEMENT

GURU DE OAT INC dba Food Fair Deli & Pizza has been open and operating with a Grocery Beer license since October 2015. It was previously operated under the same type of license as DAVIDS TENTH INC prior to this time.

The establishment operates as a delicatessen and small grocery store, serving residents and workers of the neighborhood. Many patrons pick up food to-go; however there are four tables with 12 seats for those who choose to eat at the store.

This operation differs from the other on-premises licenses in the area, as it is small in comparison. Other on-premises establishments are full service restaurants. The applicant premise does not provide entertainment. Patrons come to eat and/or purchase grocery items and leave essentially. The provision of a beer license will allow them to consume a beer with their meal.