

Manhattan Community Board 4

Liquor License Stipulations Application

(All Fields Must Be Completed)

APPLICANT		DOING BUSINESS AS (DBA)	
Wine Group Manhattan Inc.		Wine Escape	
STREET ADDRESS		CROSS STREETS	
405 W 44 th Street		9 th Avenue & 10 th Avenue	
OWNER	NAME:	Azman Dayakli/ Dilaver Kocak	Representative
	PHONE:	201-803-6099/201-873-0208	
	EMAIL:	Azmanny1@yahoo.com/dkocakle@aol.com	
MANAGER	NAME:	Humeyra Kocak	LANDLORD
	PHONE:	201-873-4545	
	FAX:	Hkocak1@aol.com	
	NAME:	Leonard Fogelman	
	PHONE:	212-370-1530	
	FAX:	212-370-2851	
	NAME:	Jonathan Cohen	
	PHONE:	212-267-2713	
	FAX:	646-349-2567	

DESCRIPTION OF BUSINESS

Establishment Type: Bar/Tavern Bed & Breakfast Eating Place Beer Cabaret Night Club Hotel Restaurant

Catering Establishment Club (Fraternal Organization – Members Only)

Other (Explain):

Method of Operation: Restaurant Dance Club Sports Bar Adult Entertainment Wine Bar Pizzeria Cafe

Other (Explain):

License Type: On-Premise Wine Beer Wine & Beer

APPLICATION TYPE (check one)	<input checked="" 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 of establishment?	AZ Holding Corp. d/b/a Drunken Horse	
		What is/was the address of the establishment?	225 10 th Avenue	
		What were the dates the applicant was involved with this former premise?	2009 - Present	
	<input type="radio"/> Transfer	What is the prior license #?		
		What is the expiration date on the prior license?		
		Are you making any alterations or operational changes?	<input type="radio"/> YES	<input type="radio"/> NO
		If alterations or operational changes are being made, please attach the plans to this form.		
	<input type="radio"/> Alteration	What is the current license #?		
		What is the expiration date on the current license?		
Please describe the nature of the alterations and attach the plans				

OPERATIONAL ISSUES										
HOURS <i>PK</i> <i>PK</i>		MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY		
	Operation	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	
	Music	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	
	Kitchen	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	12 p.m. – 12 a.m.	
OCCUPANCY	INDOOR				BAR			OUTSIDE		
	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 Bars	Number of Seats	Number of Tables	
	75	25	6	14	0	1	7	0	0	
How many floors are there? What is the capacity for each floor? (please respond in space provided)					L-2	3-4	5+	1 st Floor; Basement for storage		
Will you be applying or intending to apply for a cabaret license? If yes, will there be dancing? (please respond in space provided)					YES	NO	N/A			
Will you be hosting private parties and promotional events?					YES	NO	N/A			
Will outside promoters be used?					YES	NO	N/A			
Will the security plan submitted be implemented?					YES	NO	N/A			
Will State certified security personnel be used?					YES	NO	N/A			
Will New York Nightlife Association recommendations and NYPD Best Practices be followed?					YES	NO	N/A			
Will the applicant be using delivery bicycles? If yes, have you applied to DOT for bicycle rack? Delivery bicycles are to be clearly marked with the name of the restaurant and staff will wear attire clearly noting name. (please respond in space provided)					YES	NO	N/A			
Will the applicant be applying for a Sidewalk Café now or in the future? (please respond in space provided)					YES	NO	N/A			
If yes to the above, are plans attached and submitted to DCA? How many tables/seats? (please respond in space provided)					YES	NO	N/A			
Will applicant provide contact information to neighbors and respond to complaints that arise?					YES	NO	N/A			
If you plan to have music, what type(s)?			BACKGROUND	LIVE MUSIC	DJ					

BUILDING DESIGN				
Doors and windows will be closed when any amplified music is played and in the event of no amplified sound, will be closed by 11 PM Friday and Saturday and 10 PM on all other days.	YES	NO	N/A	
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	N/A	
Will applicant use a storm enclosure (freeze box)? If yes, you must follow DOB regulations; no more than 18 inches deep?	YES	NO	N/A	

OUTDOOR ITEMS				
Will applicant use the rooftop, rear yard or any outdoor space?	YES	NO	N/A	
If yes to the above, the rear yard, rooftop, and any outdoor space will be closed and vacated by 11 PM on Friday & Saturday and 10 PM on all other days.	YES	NO	N/A	
The service and consumption of alcohol in the rear yard, on the rooftop, or in any other outdoor space will be only via seated food service.	YES	NO	N/A	
The rear yard, rooftop, and any other outdoor space will not allow standing space for patrons to drink or smoke.	YES	NO	N/A	
Applicant will do everything in their power to provide an effective sound baffling or sound controlled environment through landscaping or some type of enclosure, where possible; provided they do not violate any fire or building code regulations? This includes possibly working with landlords for soundproofing tenants apartments (such as installing soundproofing windows, acoustical tiles, etc.).	YES	NO	N/A	Double soundproof ceiling
Applicant will enforce a quiet environment in the outdoor space, so as not to disturb nearby residents (e.g. there will be no amplified music, as per the law, and windows and doors to areas that play amplified music shall be closed). The applicant will make every effort possible to limit the noise emanating from diners by posting signs outside and also on menus asking for respect of the neighbor's privacy and peace. The staff will also encourage a peaceful environment amongst the outdoor diners.	YES	NO	N/A	
Applicant will have a lighting plan that will allow safe usage of the outdoor space without disrupting neighbors?	YES	NO	N/A	

LOCATION & ZONING				
Primary Zoning District:		Overlay (If Applicable):		
Is this a Special District? If yes, is it Clinton, West Chelsea or Hudson Yards?	<u>YES</u>	NO	N/A	
Does the building have a Certificate of Occupancy ("C of O") or a letter of no objection?	<u>YES</u>	NO	N/A	
Is the 500 Foot Rule or 200 Foot Rule Triggered? If yes, which? Please attach a diagram of the establishments that triggers the rule.	YES	NO	N/A	
Is a Public Assembly permit required?	YES	NO	N/A	
Are your plans filed with DOB?	<u>YES</u>	NO	N/A	
Building Type	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____			
Adjacent Buildings	<input type="radio"/> Residential <input type="radio"/> Commercial <input checked="" type="radio"/> Mixed Use <input type="radio"/> Other, describe: _____			
NOTIFICATION: What organizations / community groups have you notified regarding your application?	# 1			
	# 2			
	# 3			

ADDITIONAL INFORMATION: (Applicant Use)

ADDITIONAL NOTES: (Office Use Only)

- **Applicant will send construction material specs. to Board office prior to February 1st Full Board Meeting (Received January 25, 2012)**
- **Applicant will meet with Block Association prior to the February 1st Full Board meeting and any and all other interested parties or this application will be denied (Applicant meet with the Block Association on Tuesday January 24, 2012)**
- **They will have an electric kitchen**

ADDITIONAL STIPULATIONS: (Office Use Only)

- Applicant will maintain a closing time of midnight (where “closing times” is understood to mean the time when all patrons have left and doors are closed to new customers, but clean-up may continue as long as needed), and to petition for a later opening time only with the consent of the 44th Street Block Association
- Applicant will apply for permission for the outdoor seating only with the consent of the 44th Street Block Association
- Applicant will refrain from use of any illuminated signage
- Applicant will install a lock on the door leading to the residential hallway, to keep the door locked at all times, and to only permit key access to the owners and general manager (Humeyra Kocak)
- Applicant will monitor the residential hallway door at all times and will install a bell on the residential hallway door
- Applicant will refrain from storing anything in the residential building, including but not limited to the hallway or stairwell
- Applicant will get property-owner permission to install a security camera connected to a recording device in the residential hallway, to pay for such equipment and installation, to install such equipment prior to opening, and to ensure proper functioning and monitoring of such equipment for the duration of their tenancy
- Applicant will install a prominent and visible sign instructing patrons standing outside to keep noise down and to refrain from smoking in front of the location
- Applicant will train employees to inform customers to keep noise down outside the location
- Applicant will immediately remedy any noise complaints, and will be responsible for noise created from applicants customers, employees or equipment
- Applicant will not use amplified sound when any doors or windows are open to the street
- Applicant will maintain a maximum occupancy of 25 people, including but not limited to, all employees, vendors and customers
- Applicant will maintain an ongoing dialogue with the 44th Street Block Association, including regular attendance at the 44th Street Block Association Meetings

Manhattan Community Board 4 (MCB4) recommends:

Approval Denial unless all agreed to by applicant is part of the

method of operation Denial

CB4 REPRESENTATIVES



Nelly Gonzalez
CB4 Community Associate

Lisa Daglian
CB4 BLP Committee Co-Chair

Paul Seres
CB4 BLP Committee Co-Chair

APPLICANT AGREEMENT WITH THE COMMUNITY

Pursuant to these stipulations, this applicant agrees to have these provisions incorporated in the method of operation of their liquor license. Additionally, the applicant agrees to the community agreements as the basis for the community supporting this application.

SIGN HERE →



SIGNATURE OF APPLICANT OR ATTORNEY

1/10/12

DATE

APPLICATION RECEIPT

SERIAL NUMBER: 1259452
12/01/2011 05:48 PM

WINE GROUP MANHATTAN INC
405 W 44TH ST
NEW YORK, NY 10036

Thank you for submitting your application to the New York State Liquor Authority. We will be processing your application.

If you have any questions, please reference your application or any documents with the following seven digit serial number: 1259452

The following fees were received with your application:

Serial#	Description	Amount
1259452	RETAIL LICENSE	580.00
Total		580.00

Sincerely yours,

Kerri J. O'Brien, Deputy Commissioner
Licensing.Information@sla.ny.gov

RECEIPT NUMBER: 971158803
ORI #: NY922217Z

If fingerprints are required, please wait 48 hours after your application receipt date before contacting LI-Identity Solutions to schedule your appointment. After the 48 hours, appointments must be scheduled within 2 weeks by going online to www.LIenrollment.com or by calling (877) 472-6915.

Fingerprint Request Forms are available on our website at: <http://www.sla.ny.gov/forms-quick-find#retail>

If fingerprints are not taken within three (3) weeks from the date of this receipt, your application may be disapproved.

Fingerprints required for: KOCAK, DILAVER

NOTE: If you are applying for an On Premises Liquor License or a Liquor Store License, you must visibly post notice of your intent to file an application on the front of your establishment. This notice can be found on our website at www.sla.ny.gov/forms-quick-find#retail.

cc: LEONARD M FOGELMAN
305 MADISON AVE
NEW YORK NY 10165

KEVIN M. MORAND, R.A.

55c DELANCEY St. NYC, NY 10002 Tel. 212-966-7828 Fax 212-966-5611

January 19, 2012

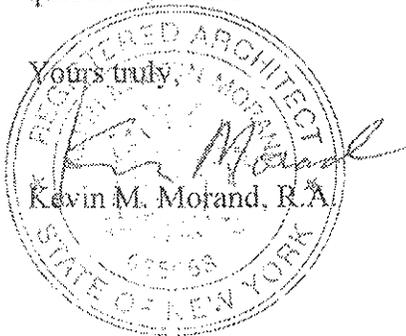
Manhattan Community Board 4
RECEIVED JAN 25 2012
Nelly Gonzalez

Re : 405 West 44th St.
New York, NY

To Whom It May Concern,

Please be advised that the Contractor for the project located at the above captioned premises has insulated the ceiling with ½" soundboard insulation. If there are any questions, comments or concerns please feel to contact our office.

Yours truly,



Kevin M. Morand, R.A.



#308

Robert D. LiMandri
Commissioner

December 8, 2011

Scott D. Pavan, RA
Deputy Borough
Commissioner
spavan@buildings.nyc.gov

New York State Liquor Authority
Division of Alcoholic Beverages Control
105 West 125th Street- 5th Floor
New York, New York 10027

280 Broadway, 3rd Fl.
New York, NY 10007

www.nyc.gov/buildings
212-566-0021
212-566-5575

Re: **405 WEST 44 STREET**
BLOCK: 1054; LOT: 28
ZONING DISTRICT: R8

To Whom It May Concern:

This is in response to your request dated November 28, 2011 for Letter of No Objection for **405 West 44 Street**. Certificate of Occupancy #19770, dated July 25, 1934 was issued for **stores on the First (1st) Floor**.

This Department has **No Objection** for an **Eating and Drinking Establishment**, Use Group 6, Non-Place of Assembly, for less than seventy-five (75) persons on the **First (1st) floor** at front building of the above referenced premises.

If this building is hereafter altered or its use changes an application for such alteration work or change of use must be filed and a certificate of occupancy shall be issued pursuant to Article 22, of Sub-Chapter 1 of the Administrative Code of the City of New York.

Please contact me if you have any additional questions or concerns regarding this matter. For more specific property information, please visit the "Building Information System" on our web site: www.nyc.gov/buildings.

Sincerely,

Scott D. Pavan, R.A.
Deputy Borough Commissioner
Manhattan

SP/rc

Cc: Derek Lee, P.E., Borough Commissioner
Ginio Topino, Plan Examiner
Premises File
LNO Files

Cold Appetizers

Humus		8
Chick peas and tahini paste, mixed with olive oil and garlic		
Eggplant with Sauce		8
Small cubes of eggplants, dipped in tomatoes and green pepper sauce		
Lebni		8
Thick cream of yogurt with walnuts and fresh dill		
Artichoke Dip		
Artichoke hearts pureed into perfection with tofu and olive oil		8
Mixed Appetizers	small/ large	16/20
Your selection of appetizers		
Mixed Olives		7

Hot Appetizers

Cheese Cigars		9
Phyllo rolls stuffed with feta cheese, lightly fried until golden brown		
Falafel		9
Fried chick peas and vegetable balls, served with tahini sauce		
Zucchini Pancakes		9
Flecks of zucchini with savory spices, moist and delicious, served with our organic yogurt		
Beef Croquettes		9
Whole wheat bulgur stuffed with sautéed beef, walnuts and spices		

Cheese

Istara (French) Sheep's milk cheese with a smooth texture and a wonderfully sweet flavor with hints of olive, hazelnut and fig

Roquefort Carles (French) Sheep's cheese moist with distinctive veins of blue globules, with a characteristically sharp flavor

Bayley Hazen Blue (American) Cow's cheese with uniquely balanced flavors from buttered toast to licorice, chocolate and hazelnuts

Piave Stravecchio (Italian) Cow's cheese with a unique nutty, fruity, grassy flavor, very rich and creamy in its texture

Fresh Pecorino (Italian) Sheep's cheese with smooth texture, clean tangy flavor

Goat Gouda (Dutch) Goat's cheese with harmonious combination of sweetness and saltiness, crunchy and creamy at the same time

La Marechal (Swiss) Hard cow's cheese with special rustic flavor, rich, complex and woody

Midnight Moon (American) Extraordinary combination of nuttiness with subtle goat's milk flavoring, a slightly salty creaminess melts on your tongue

Manchego (Spanish) Semi – firm sheep's milk cheese, very rich, fully flavored, fragrant with a subtle salty tang on the finish

Tetilla (Spanish) Cow's cheese soft to semi-soft in texture with fresh sweet caramel flavors and a hint of tartness

Goulds Cheddar (English) Cow's cheese golden in color with a warm, flaky texture and a penetrating, memorable flavor

Bulgarian Kashkaval (Bulgarian) Unique sheep's milk, creamy with mild sweet flavor

Combination of Three / Five

16 / 22

Charcuterie

Proscuttio di Parma

Hot Sopressata

Genoa Salami

German Speck Smoked Ham

Combination of small/large

16 / 22

Sandwiches

Grilled Cheese Sandwich / Mixed Greens / Tomatoes 9

Grilled Cheese with any charcuteries / Mixed Greens / Tomatoes 12

Roast Beef and Grilled Red Bell Peppers topped with Mozzarella Cheese / Mixed Greens / Tomatoes 13

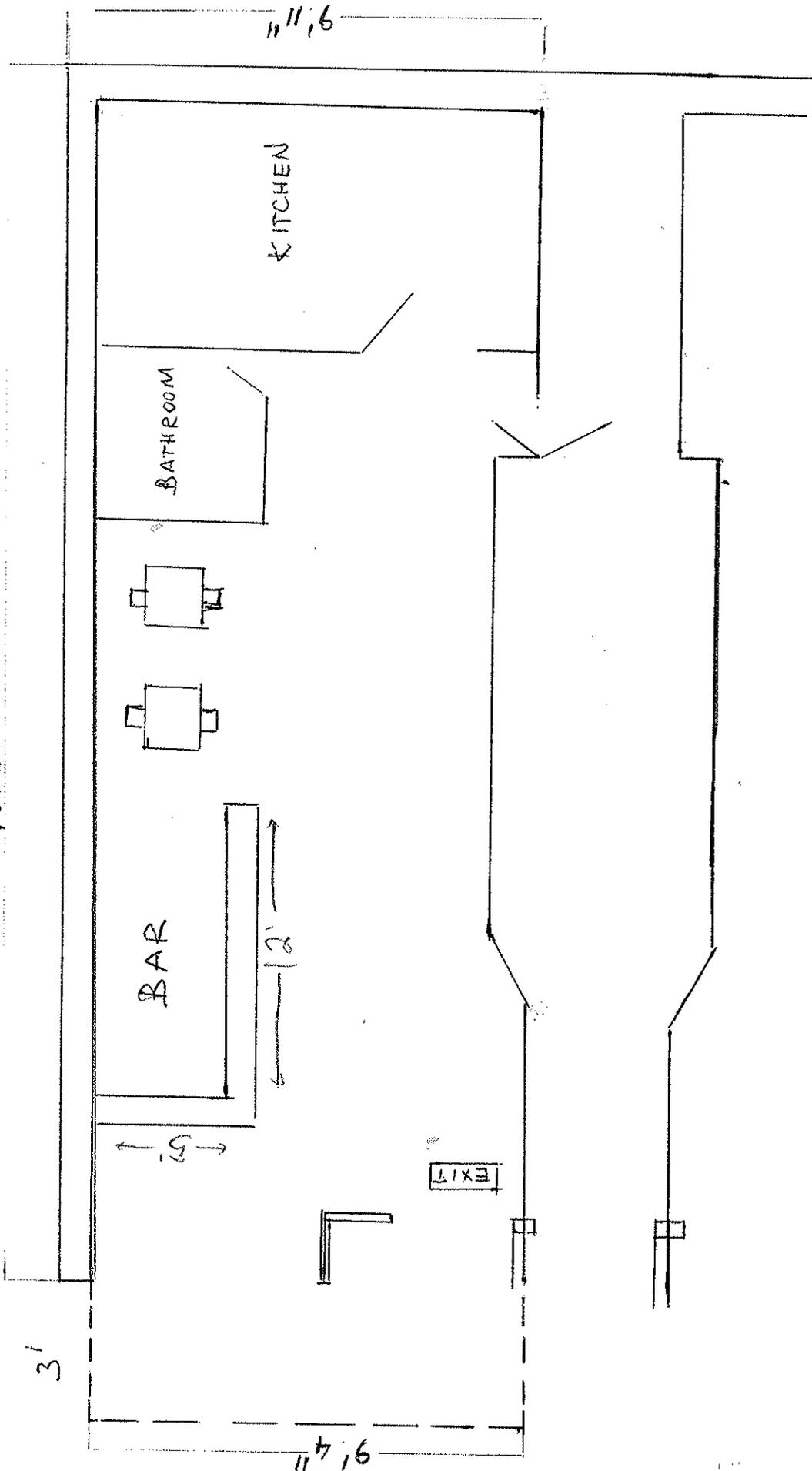
Wrap of Smoked Turkey with our delicious humus and greens 13

Fallafel Wrap with humus and greens 10

Desserts

Chocolate Meringue Cake 8

W. 44TH STREET



KITCHEN

BATHROOM

BAR

EXIT

48' 3"

11' 16"

9' 4"

3'

5'

2'