

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01532

REASON FOR REFERRAL
REQUEST FOR DIRECTION

ERIE L 3153370
WANAKAH WINES & LIQUOR LLC
4931 LAKE SHORE ROAD
HAMBURG, NY 14075

FILED: 03/27/2013

(NEW PACKAGE STORE)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 23, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: Erie L 3153370
Wanakah Wines & Liquor LLC
4931 Lake Shore Rd Ste 200
Hamburg NY 14075

Type of Application: New Package Store

Question(s) to be considered: Will issuance of this license meet public convenience and advantage?

Protests: Yes, Thomas Swarthout, owner of Brierwood Wine & Spirits Shoppe.

Description of Premises: The premises is located in a single-story multi-unit (small plaza) building; it consists of retail sales floor, storage room, office, and one bathroom. There will be one front door at street level for customers and one rear door for deliveries with an interior crash bar and no outside hardware. Premises is 2,835 sq. ft.

Method of Operation: Package store selling liquor and wine. Two employees. Manager, Joseph Vidal, the principal's husband, will work 40 hour per week Monday – Saturday, 10 am – 4 pm and Sunday Noon – 4 pm (the opposite schedule of his wife) overseeing all aspects of the business. Mr. Vidal states that he will continue his current employment as a Buffalo City Firefighter.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01533

REASON FOR REFERRAL
REQUEST FOR DIRECTION

ORANGE L 2189212
YONAS HAILE
DBA: HAILE WINE AND SPIRITS
40 LAKE STREET
MONROE, NY 10950

FILED: 01/14/2013

(NEW PACKAGE STORE)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority **Date:**
From: Kerri J. O'Brien, Deputy Commissioner
Subject: Orange L 2189212
Yonas Haile
DBA: Haile Wine and Spirits
40 Lake St
Monroe, NY 10950

Type of Application: New Package Store - Self-Certified

Question(s) to be considered: Will issuance of this license meet public convenience and advantage?

Protests: Orange L 2147230-Magic Circle Enterprises Inc

Description of Premises: The Premise is located in an attached strip mall. It measures 750 square feet and includes the display floor, a storage area, an office, and a bathroom. There is one patron entrance at the front of the store, and a rear exit with no public access. There is no interior access to unlicensed portions of the building.

Method of Operation: The premise will operate as a liquor store selling wine and liquor for off-premise consumption. Yonas Haile will have no employees; he will be solely responsible for all business activities and will be on premise during all hours of operation.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01534

REASON FOR REFERRAL
REQUEST FOR DIRECTION

WINDOWS WINE & SPIRITS, INC.
DBA: THE WINE ROOM

FROM:
ERIE L 3130016
5651 MAIN STREET
WILLIAMSVILLE, NY 14221

TO:
ERIE L 3153192
5272 MAIN STREET
WILLIAMSVILLE, NY 14221

FILED: 02/28/2013

(REMOVAL)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 23, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: From: Erie L 3130016
Windows Wines & Spirits Inc.
The Wine Room
5651 Main St
Williamsville, NY 14221

To: Erie L 3153192
Windows Wines & Spirits Inc.
The Wine Room
5272 Main St
Williamsville, NY 14221

Type of Application: Package Store Removal

Question(s) to be considered: Will issuance of this license meet public convenience and advantage?

Protests: None

Description of Premises: One story in strip plaza with retail, storage and two rest rooms; one public entrance at front of premises, one door at rear for deliveries. Premises is 2,950 sq ft.

Method of Operation: Liquor Store with 3 employees, Principal will manage.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01535

REASON FOR REFERRAL
REQUEST FOR DIRECTION

MONROE OP 3151187
ZEPPA BISTRO LLC
315 GREGORY STREET
ROCHESTER, NY 14620

FILED: 12/23/2011

500' HEARING: 7/17/2012

(NEW ON-PREMISES)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 23, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: Monroe OP 3151187
Zeppa Bistro LLC
315 Gregory St
Rochester NY 14620

Type of Application: On Premises Liquor

Question(s) to be considered: 200' Rule: Continuous Licensing of the Premises; Exclusive Use of Premises by Applicant, Misrepresentations in the Application, and Protest letters.

Protests: Yes. Sixteen (16) online anonymous complaints have been received and several letters of support from elected leaders, local residents, and business owners have also been submitted.

Support: Thomas S. Richards, Mayor, Robert J. Bergin, Esq., Corporation Counsel for the City of Rochester, Senator Joseph E. Robach, Assembly Member Harry B. Bronson, Councilmember Adam McFadden, Maggie Brooks, Monroe County Executive, Gerard Fisher, President of Up All Night Presents, Christina Jones, Co-Chair of Business Association of the South Wedge Area, South Wedge Planning Committee, Susan Cotroneo, Executive Director of Empire State Lyric Theatre, Pamela Cataldi, Event Coordinator for The Jazz Exchange, Pastor Jose Rodriguez of Bible Baptist Temple, Michael Barone, Pastor of Grace Road Church, Rev. Robert Kennedy, St. Boniface Church, Elder Martin Coker & Pastor Rosetta G. Coker of Emmanuel Church of Jesus, Petition with several names listed.

Description of Premises: Three story building with a basement. Premises will be located on the following floors: Sub-basement/Basement/Grade level/First Floor/Balcony. The sub-basement contains office/alcohol storage/building mechanical room. The basement contains the bar area/lounge/dining room/kitchen/café area/storage/3 bathrooms. The grade level contains the "47 room"/handicap accessible bathroom/storage. The "47 room" is used for private functions and has its own access to the rear parking lot; it also contains a locked door which is the access to the "landlord's hallway." The landlord's hallway is used by the other tenants who lease space on the grade level and third floor of the premises. The first floor contains the auditorium/add bar/3 bathrooms/stage/dishwashing room/catering storage/bride room/linin storage/a locked door which accesses the landlord hallway. The balcony contains seating. The Maximum occupancy is 450 patrons.

Method of Operation: Restaurant and Concert Hall serving liquor, wine and beer, 12 employees, 3 security personnel, live and recorded music, no dancing. 2 Managers, Mitchell McLaughlin-no license history (he has indicated on his Personal Questionnaire that he was a Manager at 2 different locations-this information is not found in SLA records) he will work Tuesday-Saturday 45-65 hour per week handling the overall management of the business. Patricia Holenbeck-mother of applicant-no license history and no criminal history. She will work 20-25 hours per week as the receptionist and bookkeeper.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01562

REASON FOR REFERRAL
REQUEST FOR DIRECTION

ULSTER CT 2189237
NOVELLA'S CATERING CORP.
2 TERWILLIGER LANE
NEW PALTZ, NY 12561

FILED: 1/17/2013

(NEW CATERING ESTABLISHMENT)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 28, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: Ulster CT 2189237
Novella's Catering Corp.
2 Terwilliger Lane
New Paltz, NY 12561

Type of Application: Catering Establishment

Question(s) to be considered: Prior license was cancelled—one of the charges was focal point for police attention; Craig Gioia, one of the applicant principals was the landlord of the building at the time of cancellation as well as a principal on a prior license at this location.

Protests: None

Description of Premises: The premise is comprised of a single unit, one story building with an exterior fenced in area for smokers to use. There are two bars, the first of which is at the front near the entrance of the building, this bar is 30 feet long and rectangular in shape. The second bar is located in the ballroom and is 40 feet long with a similar rectangular shape. The premise has a maximum occupancy of 480 people as it has a large ballroom which can seat many guests. There are 4 total bathrooms, two of which are located adjacent to the front entrance room and the other two are located just off the ballroom.

Method of Operation: The premise will operate as a Catering Establishment serving beer, wine and liquor. There will be live music at the premise with dancing permitted. Any managers to be hired are yet to be decided upon and there will be a fluctuating number of employees used depending upon the size of each event.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01563

REASON FOR REFERRAL
REQUEST FOR DIRECTION

NIAGARA OP 3153234
BARREL HOUSE 221, INC.
DBA: THE BARREL HOUSE
221 FERRY AVENUE
NIAGARA FALLS, NY 14301

FILED: 3/08/2013

500' HEARING: 4/05/2013

(NEW ON-PREMISES)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 28, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: Niagara OP 3153234
Barrel House 221 Inc
The Barrel House
221 Ferry Ave
Niagara Falls, NY 14301

Type of Application: On-Premises Liquor

Question(s) to be considered: This premises was previously licensed under Niagara OP 3011582. On 8/10/11 the license was cancelled by the Members effective 5/31/11 and a Stop placed on the premises. The applicant principal, Jack Hornung Jr., was listed as the Manager on the previously cancelled license from 3/2011-5/2011.

Protests: None

SUPPORT: Paul Dyster, Mayor of the City of Niagara Falls

Description of Premises: Premises is located in a 2 story building with a basement. The premises will utilize the 1st floor, patio and basement. There are 3 subtle levels to the 1st floor: the patio and men's room are at ground level; the main floor, bar and pool table area are 5 steps up from ground level (steps are located at the main entrance and in front of the men's room); and the women's room is then 5 steps up from the main floor. Premises consists of the main bar room, pool table room, restrooms and patio on the 1st floor and an office/storage in the basement. The patio is located along the side of the building and is delineated by an 8' high fence. Maximum occupancy is 70 patrons. There are 12 tables and a total of 70 seats. There is one stand-up bar which is L-shaped (24' main length and 8' small "L" side). The interior diagram also shows an outdoor patio bar but the applicant states he does not wish to license the patio bar at this time.

Method of Operation: Bar/Tavern serving beer, wine and liquor. There will be live and recorded music with dancing permitted. The premises does not have a kitchen or a food prep area located inside the premises. There is a food prep area on the patio. There will be 5 employees and 1 security personnel. Applicant principal to manage the premises.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01564

REASON FOR REFERRAL
REQUEST FOR DIRECTION

ULSTER L 2188671
SHAKTI PRIYA CORP.
350 LUCAS AVENUE
KINGSTON, NY 12401

FILED: 12/07/2012

(NEW PACKAGE STORE)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 28, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: Ulster L 2188671
Shakti-Priya Corp.
350 Lucas Ave
Kingston, NY 12401

Type of Application: New Package Store

Question(s) to be considered: Will issuance of this license meet public convenience and advantage?

Protests: None Ulster-L- 2144680 JK Corporate Ventures Inc.; Ulster-L- 2167451 Blue 57 Wines & Spirits Inc.

Description of Premises: Multi Unit. The Premise is located on ground floor and consists of sales floor, two bathrooms, office and storage space. The square footage of the premise is 2200 sq. ft.

Method of Operation: Liquor and Wine Store with one employee, principal Manjulaben Patel, and manager Omprakash Patel

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01565

REASON FOR REFERRAL
REQUEST FOR RECONSIDERATION

CLINTON BL 2189756
DL POLAND, INC.
DBA: CAFÉ MOONEY BAY
15 MOONEY BAY DRIVE
PLATTSBURGH, NY 12901

FILED: 02/22/2013

DISAPPROVED: 05/07/2013

(LICENSING BOARD DISAPPROVAL: SEASONAL ON-PREMISES

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01604

REASON FOR REFERRAL
REQUEST FOR DIRECTION

RED MULBERRY LTD.
DBA: SAMBUCA'S CAFÉ
105 MULBERRY STREET
NEW YORK, NY 10013

FROM:
NEW YORK RW 1144856

FILED: 03/05/2013

TO:
NEW YORK OP 1269306

500' HEARING: 03/26/2013

(CLASS CHANGE: FROM RESTAURANT WINE TO ON-PREMISES)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority

Date: May 29, 2013

From: Kerri J. O'Brien, Deputy Commissioner

Subject: **From:**
New York RW 1144856
Red Mulberry Ltd.
dba Sambuca's Café
105 Mulberry Street
New York NY 10013

To:
New OP 1269306
Red Mulberry Ltd.
dba Sambuca's Café
105 Mulberry Street
New York NY 10013

Type of Application: Change in Class

Question(s) to be considered: Community Board 2 opposes the issuance of the license. Applicant has also requested a waiver of the two restroom rule.

Protests: Manhattan Community Board # 2

Description of Premises: The premises is located on the ground floor and basement of a five story building with a side walk café. The unenclosed sidewalk café consists of 10 tables & 20 seats (seasonal) The ground floor consists of the kitchen and a dining room. The basement consists of the office, storage area and 1 restroom. There is interior access via stairs. There are 13 tables and 39 seats, no stand up or service bar. There is no interior access to the apartments from the premise.

Method of Operation: Restaurant serving liquor, wine and beer, 4 employees and no security guards, recorded music only and no dancing. Mr. Tramontana will manage fulltime.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: COUNSEL'S OFFICE

2013-01605

REASON FOR REFERRAL
REQUEST FOR RECONSIDERATION

SUFFOLK AX 1268390
MIDWOOD ENTERPRISES, INC.
DBA: SUNOCO
1888 JERICHO TURNPIKE
HUNTINGTON, NY 11743

FILED: 01/15/2013

DISAPPROVED: 04/25/2013

(LICENSING BOARD DISAPPROVAL: GROCERY STORE BEER/WINE PRODUCT)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: COUNSEL'S OFFICE

2013-01606

REASON FOR REFERRAL
REQUEST FOR RECONSIDERATION

QUEENS RW 1269946
TAQUERIA JUAREZ & DELI GROCERY, INC.
9109 43RD AVENUE
ELMHURST, NY 11373

FILED: 03/29/2013

DISAPPROVED: 04/16/2013

(LICENSING BOARD DISAPPROVAL: RESTAURANT WINE)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01619

REASON FOR REFERRAL
REQUEST FOR DIRECTION

NASSAU L 1268986
AASHKA, INC.
DBA: WINE & LIQUORS
196 ROCKAWAY AVENUE
VALLEY STREAM, NY 11580

FILED: 2/11/2013

(NEW PACKAGE STORE)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority **Date:** June 3, 2013
From: Kerri J. O'Brien, Deputy Commissioner
Subject: Nassau L 1268986
Aashka Inc
196 Rockaway Ave
Valley Stream, NY 11580

Type of Application: New Package Store

Question(s) to be considered: Will issuance of this license meet public convenience and advantage? Is the building used by Local Spiritual Assembly of the Baha'is of Hempstead used exclusively as a place of worship? Should the location be licensed after being closed by Department of Taxation & Finance for sale of alcoholic beverages without the appropriate license by the landlord.

Protests: Michael William, Valley Stream business owner. Nassau L 1267020-Mickey's Wine & Liquor Inc., Moulinas & Associates on behalf of Carlos M. De Cespedes

Description of Premises: Mixed use two story building. Licensed premises comprises the ground floor and basement. Ground floor consists of retail area, office and restroom. Basement to be used for storage. There is an interior stairway leading to the basement. Area is 2,270 sq ft. Photographic proof received showing that the Notice required by Section 100(7) of the ABC Law was posted..

Method of Operation: Liquor store, principal to manage with two employees.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: LICENSING BUREAU

2013-01620

REASON FOR REFERRAL
REQUEST FOR DIRECTION

JEFFERSON OP 2189472
HOFBAUER'S OF CARTHAGE LLC
DBA: BAUER'S BAR & GRILL
19 BRIDGE STREET
CARTHAGE, NY 13619

FILED: 2/04/2013

(NEW ON-PREMISES)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

MEMORANDUM
State Liquor Authority
License Bureau

To: Members of the Authority **Date:** June 3, 2013
From: Kerri J. O'Brien, Deputy Commissioner
Subject: Jefferson OP 2189472
Hofbauer's of Carthage LLC
Bauer's Bar & Grill
19 Bridge Street
Carthage, NY 13619

Type of Application: On Premises Liquor

Question(s) to be considered: Previous license Jefferson OP 2167272 Long Shots of Carthage LLC was Cancelled by the Members effective 12/31/12. Municipality objects to the approval of this license.

Protests: Mayor Scott Burto, Village of West Carthage

Description of Premises: The premise is a freestanding single unit with 2 floors (1500 sq. ft each). The first floor consists of the kitchen, storage and employee restroom. The second floor consists of the dining area, bar area, and restrooms. There is an outdoor patio that will not be a part of the licensed premises – no alcohol consumption will be allowed.

Method of Operation: Sports Bar/Restaurant serving beer, wine & liquor, 7 employees, 2 registered security personnel, live and recorded music, dancing. Hours of operation will be Monday thru Friday 11:00 am – 2:00 am and Sunday 12:00 pm – 2:00 am. Principal's husband, Rusty Hofbauer will manage Sunday – Saturday from 6:00 pm to 2:00 am. He has no experience in the industry.

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 19, 2013
REFERRED FROM: COUNSEL'S OFFICE

2013-01633

REASON FOR REFERRAL
REQUEST FOR DIRECTION

ONEIDA OP 2159014
3 3 0 MAINST LLC
DBA: PIERS & BLAKE
330 MAIN STREET
UTICA, NY 13501

EXPIRED: 02/28/2013

RENEWAL DISAPPROVED: 5/02/2013

(LICENSING BOARD: RENEWAL DISAPPROVAL)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF MAY 7, 2013
REFERRED FROM: LICENSING BUREAU

| | |
|-------------------|----------------------------|
| 2013-01265 (OVER) | <u>REASON FOR REFERRAL</u> |
| 2013-01349 (OVER) | REQUEST FOR DIRECTION |
| 2013-01517 (OVER) | |
| 2013-01635 | |

KINGS OP 1269595
161 GRAND ST REST, INC.
DBA: HAYMAKER
161 GRAND STREET
BROOKLYN, NY 11249

FILED: 3/15/2013

500' HEARING: 04/04/2013

(NEW ON-PREMISES)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on MAY 7, 2013 determined:

Charles Linn, Esq., Jesse Moore and Garo Yellin appeared

A short recess was called by Commissioner Greene to conference with Counsel. The Members thereafter returned.

Item carried over to 5/22/2013

The Members of the Authority at their regular meeting held at the Zone I New York City Office on MAY 22, 2013 determined:

Item carried over to 6/05/2013

The Members of the Authority at their regular meeting held at the Zone I New York City Office on June 5, 2013 determined:

Donald Bernstein, Esq., Gano Yellin, Jesse Moore and Richard Boccato appeared

Item carried over to 6/19/2013

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined:

NEW YORK STATE LIQUOR AUTHORITY
FULL BOARD AGENDA
MEETING OF JUNE 5, 2013
REFERRED FROM: LICENSING BUREAU

2013-01512 (OVER)
2013-01645

REASON FOR REFERRAL
REQUEST FOR DIRECTION

ORANGE L 2188643
GURU NANAK KIRPA CORP.
DBA: RITE DISCOUNT WINE AND LIQUOR
91 HOMESTEAD AVENUE
MAYBROOK, NY 12543

FILED: 12/07/2012

(NEW PACKAGE STORE)

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 5, 2013 determined:

Item carried over to 6/19/2013 for applicant and attorney and/or representative to appear

The Members of the Authority at their regular meeting held at the Zone I New York City Office on JUNE 19, 2013 determined: