



THE CITY OF NEW YORK
MANHATTAN COMMUNITY BOARD 3

59 East 4th Street - New York, NY 10003
Phone (212) 533-5300
www.cb3manhattan.org - mn03@cb.nyc.gov

Tareake Dorill, Board Chair

Susan Stetzer, District Manager

Community Board 3 Liquor License Stipulations for Administrative Approval

I, Matt Murphy, as a qualified representative of Orpheum Live LLC
located at 126 2nd Avenue, New York, NY agree to the following stipulations:

- I will operate a full-service restaurant, specifically a (type of restaurant) _____
 Kitchen open and serving food every night during all hours of operation.
- My hours of operation will be:
Mon 7-10pm; Tue 7-10pm; Wed 1-4pm, 7-10pm;
Thu 7-10pm; Fri 7-10pm; Sat 1-4pm, 7-10pm; Sun 1-4pm, 7-10pm.

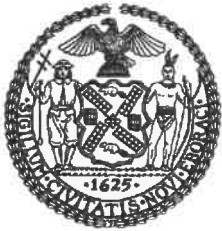
(I understand opening is no later than specified opening hour & all patrons are to be cleared from business at specified closing hour)

- I may apply for sidewalk and/or roadbed dining as allowed by the temporary Open Restaurants program but will close all outdoor dining by 10:00 p.m. all days and not have any music, speakers or tv monitors. I will not have commercial use of backyard, sideyard, or rooftop. Any approved outdoor space will close no later than 10:00 p.m.
- I will close any front or rear façade doors and windows at 10:00 p.m. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances. I will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 p.m. or when amplified sound is playing, 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 _____ private parties per _____.
- I will play ambient recorded background music only. _____ number of TVs.
- I will not apply for an alteration to the method of operation or for any physical alterations of any nature without first coming before CB 3.
- I will not seek a change in class to a full on-premises liquor license without first obtaining approval from CB 3.
- I will not apply for an upgrade to a full on-premises liquor license for at least one year after my operations begin.
- I will not participate in pub crawls or have party buses come to my establishment.
- I will not have unlimited drink specials, including boozy brunches, with food.
- I will not have a happy hour or drink specials with or without time limitations OR I will have happy hour and it will end by _____. - Please indicate one of the above -
- I will not have wait lines outside. I will have a staff person responsible for ensuring no loitering, noise or crowds outside.
- I will conspicuously post this stipulation form beside my liquor license inside of my business.
- Residents may contact the manager or the number below. All complaints will be addressed immediately. I will revisit the above-stated method of operation if necessary in order to minimize my establishment's impact on my neighbors.
Name: Matt Murphy Phone Number: 917-584-3186
Commission Number: NP0733205
- I will: _____



I hereby certify that the information provided above is truthful and accurate based upon my personal belief.

Signed Matt Murphy Dated 8/3/23
Sworn to this 3 day of August 2023 Notary Public



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Susan Stetzer, District Manager

Community Board 3 Liquor License Application Questionnaire for Administrative Approval

Today's Date: August 2, 2023

APPLICANT

1. Name of applicant and principle(s): Orpheum Live LLC and Margaret Cotter
2. Premise address: 126 2nd Avenue, New York, NY 10003
3. Cross streets: East 7th Street and St. Marks Place
4. Trade name (DBA): Orpheum Theatre
5. Check which you are applying to: New liquor license Alteration of an existing license Sale of assets
6. If alteration, describe nature of alteration: _____
7. Is location currently licensed? Yes No
8. Type of license: Tavern Wine
9. Previous or current use of the location: Legitimate Off-Broadway live theater performances
10. Corporation and trade name of current location: Orpheum Live LLC
11. Type of building and number of floors: 3
12. Does premise have a valid Certificate of Occupancy and all appropriate permits, including for any back or side yard use? Yes No 12a. What is the permitted occupancy indoors and outdoors? 347
13. Do you plan to apply for Public Assembly permit? Yes No
14. What is the zoning designation (check zoning using map: <http://gis.nyc.gov/doitt/nycitymap/> - please give specific zoning designation, such as R8 or C2): R7A R8B
15. How many licensed establishments are within 1 block? 6 - 8
16. How many On-Premise (OP) liquor licenses are within 500 feet? 25 - 30 or so
17. Is premise within 200 feet of any school or place of worship? Yes No

PROPOSED METHOD OF OPERATION

18. Describe your method of operation: Selling concessions, including beer and wine, to patrons in the theater lobby.
19. Will any other business besides food or alcohol service be conducted at premise? Yes No
20. If yes, please describe what type: Live Off-Broadway theater performances.
21. What are the proposed days / hours of operation (specify days / hours each day and hours of outdoor space if applicable: The theater concessions bar will be operating one hour before each scheduled performance and extending through the beginning of the performance, or through the intermission if there is one.) _____
22. Total number of table: 0 23. Total number of seats: 0
24. How many stand-up bars / bar seats are located on the premise? 1
 (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.)

25. Describe all bars (length, shape, and location): The sole concessions bar will be in the theater lobby and measure approximately 4'w x 2'd x 40"h.
26. Does premise have a full kitchen? Yes No
27. What are the hours kitchen will be open? Food prep area will be open during the same hours as in Question 21.
28. What type of food is available for sale? Prepackaged foods - Candy, cookies, chips, and nuts and cheese packs.
29. Will a manager or principal always be on site? Yes No If yes, which? Manager
30. How many employees will there be? 2 - 8
31. Do you have or plan to install? French doors accordion doors windows
32. Will there be TVs / monitors? Yes No If Yes, how many? _____
33. Will premise have music? Yes No 33a. If Yes, what type of music? Live Music Jukebox
 DJ Tapes / CDs / iPod
34. If other type, please describe: Live Off-Broadway theater performances.
35. What will be the music volume? Background (quiet) Entertainment level
36. Please describe your sound system: N/A, other than the standard speaker system used for live theater performances.
37. Will you host any promoted events, scheduled performances or any event at which a cover fee is charged?
 Yes No
38. If Yes, what type of events or performances are proposed and how often? Live Off-Broadway theater performances.
39. How do you plan to manage vehicular traffic and crowds on the sidewalk caused by your establishment? _____
Street parking or nearby parking garages and of course public transportation will be the only transit options for getting to the theater.
40. Will there be security personnel? Yes No 40a. If Yes, how many and when? 2 - 5 House Managers/Ushers whenever open.
41. How do you plan to manage noise inside and outside your business so neighbors will not be affected? _____
The theater is sound proofed to minimize any disturbance from noise created by its live theater performances.
42. Do you have sound proofing installed? Yes No
43. If not, do you plan to install sound-proofing? Yes No

APPLICANT HISTORY

44. Has this corporation or any principal been licensed previously? Yes No If yes, please indicate name of establishment(s): Not at the Orpheum Theatre but other locations see below.
45. Address: Minetta Lane Theatre 18- 22 Minetta Lane / Union Square Theatre 100 East Union Square. 45a. Community Board CB2 / CB5
46. Dates of operation: Currently operating at Minetta Lane Theatre. Union Square Theatre ceased operations in 2016 when theatre closed.
47. Has any principal had work experience similar to the proposed business? Yes No If yes, explanation of experience or resume.
48. Does any principal have other business in the area? Yes No If yes, give trade name and describe type of business: Minetta Lane Theatre.
49. 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.

COMMUNITY OUTREACH

Please see the Community Board website to find block associations or tenant associations in the immediate vicinity of your location(s) for community outreach. Applicants are encouraged to reach out to community groups.

ATTENTION RESIDENTS & NEIGHBORS

Company/DBA Name and Contact Number for Questions

plans to open a

(Please choose) Bar/Restaurant/Club and indicate if there will be a Sidewalk Café or Backyard Garden

at the following location

Building Number and Street Name (Address)

This establishment is seeking a license to serve

Beer & Wine or Beer

Applicant Contact Information

Contact the Applicant or COMMUNITY BOARD 3

With any questions or concerns.

mn03@cb.nyc.gov - www.cb3manhattan.org

ATTENTION RESIDENTS & NEIGHBORS

第 3 社區居民 請注意

公司名字(Company) and/和 聯繫人的資料 (Contact Info)

Plans to open a (以上的店主想要在第 3 社區申請生意相關牌照擴展生意)

(請選擇/please choose) 酒吧 (Bar)/餐館 (Restaurant)
戶外咖啡 (Sidewalk Café) or 或者
後院花園咖啡(Backyard Use)

Address/生意地址

seeking a license to serve(以上的店主想要請以下相關酒牌照)

(請選擇/please choose) 啤酒和酒牌照 (Beer & Wine) or/或者
啤酒牌照 (Beer) or/或者
酒和烈酒牌照 (Wine & Liquor)

如有任何疑問或關注，請聯繫申請者或第三社區委員會
mn03@cb.nyc.gov - www.cb3manhattan.org

NEIGHBORING RESIDENTS VECINOS DE LA COMUNIDAD

Company Name/ Contact Info

Nombre de la Compañía/el teléfono de contacto

Plans to open a:

Planifique abrir un/una:

(Please choose) Bar/Restaurant
sidewalk café/backyard use

(Favor de escoger) una Barra/un Restaurante
un café de acera o un patio de atrás

address

dirección

Seeking a license to serve

En búsqueda de una
licencia para servir:

Beer & Wine or Beer/Wine & Liquor

Cerveza y vino o cerveza/vino y bebidas alcohólicas

At COMMUNITY BOARD 3
SLA & DCA Licensing
Committee Meeting

En la JUNTA COMUNITARIA 3
La reunión del Comité
de Licencias del SLA y del DCA

Si hay preguntas o inquietudes, favor de comuníquese con el solicitante o
la Junta Comunitaria 3.

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