

## SECTION 1: Site Plan

- This Site Plan form is required to be uploaded in the "Sidewalk Site Plan" field of your online application.
- Refer to the [How to Apply](#) page in the Dining Out NYC website for more information about the application process.

### Identify Clear Path Requirements:

Clear path requirement for your sidewalk cafe can be found by identifying your corridor type on the DOT's Pedestrian Mobility Plan [Pedestrian Demand Map](#).

- ☐ C1- Global Corridor (12 feet Clear Path)
- ☐ C2- Regional Corridor (10 feet Clear Path)
- ☒ C3- Neighborhood Corridor, Community Connector, or Baseline Street (8 feet Clear Path)

### Setup Area Identification :

- ☐ Please check this box if you plan to have outdoor dining located partially within private property. If you are uncertain, please request records from your property owner/manager.
- ☐ Please check this box if all or part of your sidewalk cafe is in a sidewalk widening area, developed pursuant to the NYC Zoning Resolution. If so, indicate the property line in the site plan drawing below.



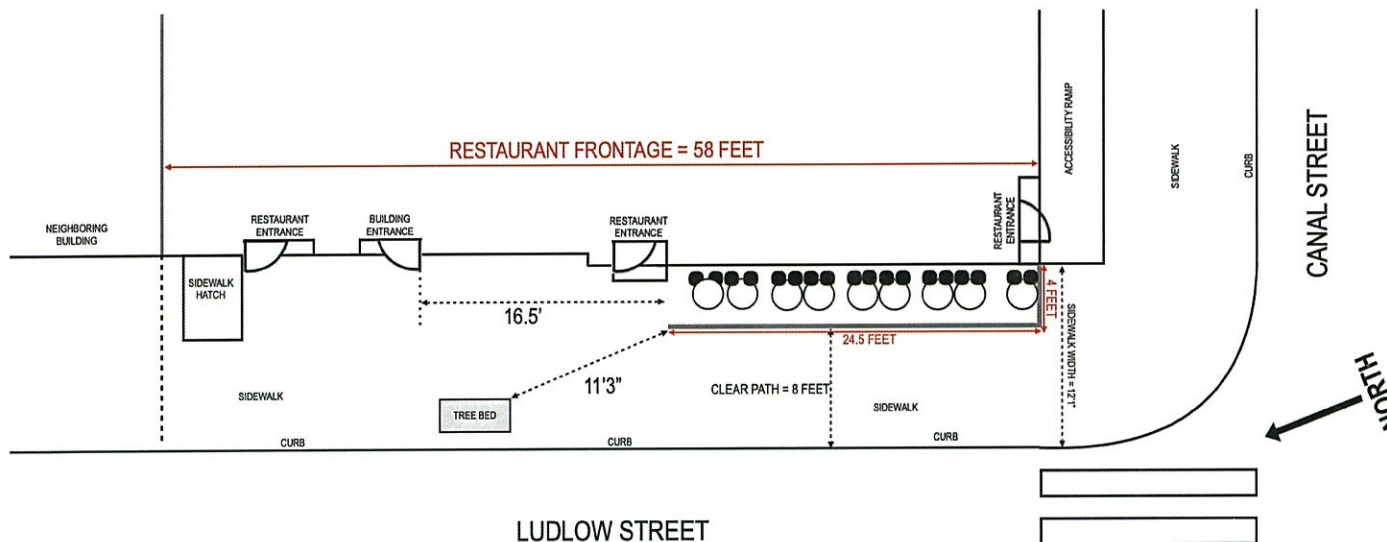
## Sidewalk Cafe Site Plan Form

Applicant Name: Jon Neidich

Restaurant Name: Le Dive

FSEP Number: 50119000

Use the space below to draw or upload your Site Plan representing your cafe perimeters, furniture, and clearances.



Length of sidewalk cafe: 24.5' feet

Width of sidewalk cafe: 4' feet

### Drawing Requirements

#### Food service establishment frontage shown by:

- Line representing the establishment's space facing the sidewalk
- Length
- Labels

#### Private Property shown as:

- Dashed line

#### Street names:

- Labels on each street

#### Sidewalk shown as:

- Line representing street curb
- Width measured from building line to curb line

#### Building entrances shown as:

- Label

#### Cafe perimeter shown as:

- Lines indicating perimeter
- Length and width

#### Set-up furniture (tables, chairs, etc.) shown as:

- Lines or symbols at approximate location within setup

#### Elements (in Section 2 of this form) within 15 feet of cafe perimeter, shown as:

- Lines or symbols
- Distance from cafe perimeter
- Labels

#### Utility coverings (water/gas valves, and pull boxes) shown as:

- Symbols representing the location within the setup

North arrow

# Golden Age Hospitality

LE DIVE - COMMUNITY INVOLVEMENT

2024



The image shows the interior of a bar named 'Le Dive'. The bar is long and features a well-stocked backshelf with numerous bottles of spirits. The walls are decorated with various framed pictures and posters. A chandelier hangs from the ceiling. In the foreground, there are three round tables, each with a small vase containing a single tulip. The overall atmosphere is warm and intimate.

# LEDIVE

A tabac-inspired bar serving natural wine, perfect martinis, & small bistro plates.

# HALLOWEEN

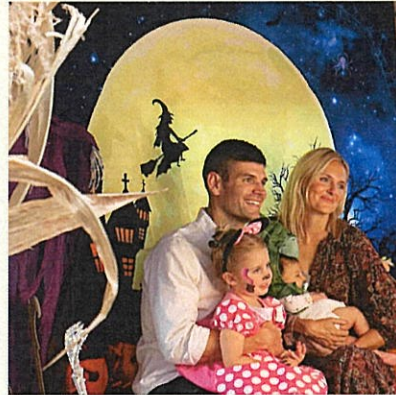
Le Dive's 2024 Halloween community event was a festive celebration that brought neighbors together for an afternoon of family-friendly fun, free of charge. We transformed the space with playful, spooky décor and served up seasonal drinks alongside candy and small bites. Partnering with our fellow Lower East Side neighbors, we provided candy and a sense of community connection, along with a colorful map to guide families on their trick-or-treating adventures through the neighborhood.

The afternoon was packed with activities, including a photo-op costume contest, a pumpkin carving showcase—where we supplied pumpkins for pickup the week prior and assisted with drop-offs at Seward Park Amphitheater for public display—and face painting for the kids while parents enjoyed refreshments. A magician entertained with card tricks and mind-bending illusions, and our staff fully embraced the Halloween spirit in costume. Even our Executive Chef and Head of Human Resources joined in the fun, handing out candy.

In the spirit of giving back, we coordinated a community raffle with our neighborhood restaurants and stores, with all proceeds benefiting the Seward Park Conservancy. We also took the opportunity to highlight the Conservancy's vital work, spreading their message and encouraging support from our community.

It was a day filled with community, creativity, and plenty of Halloween magic.

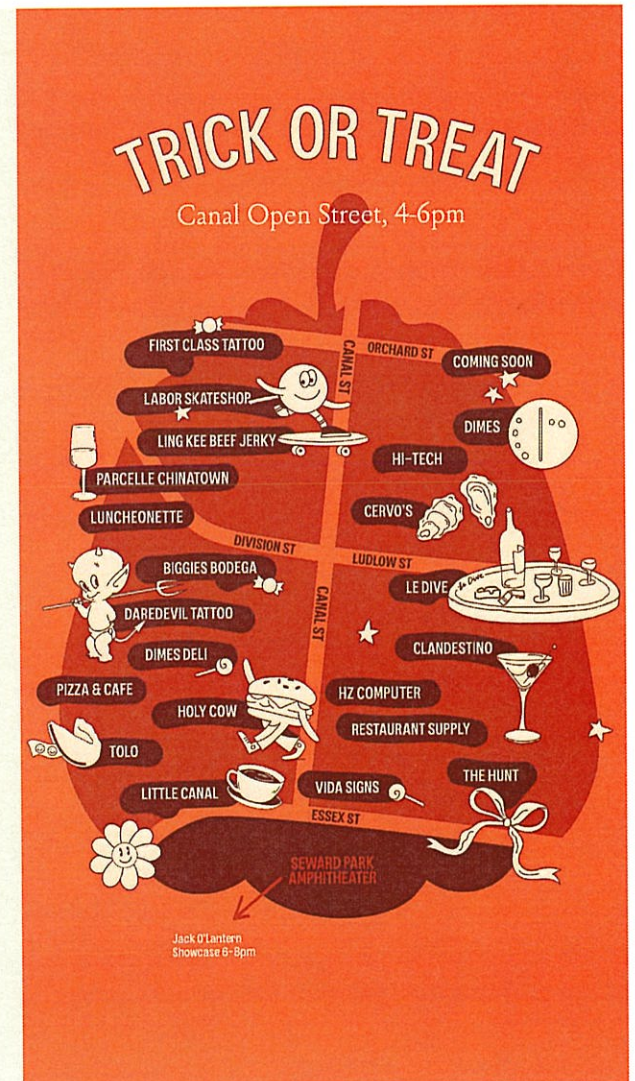
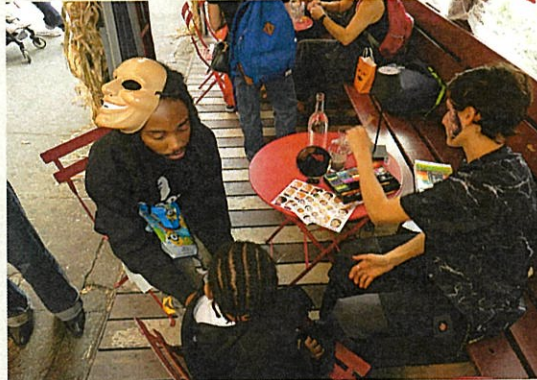














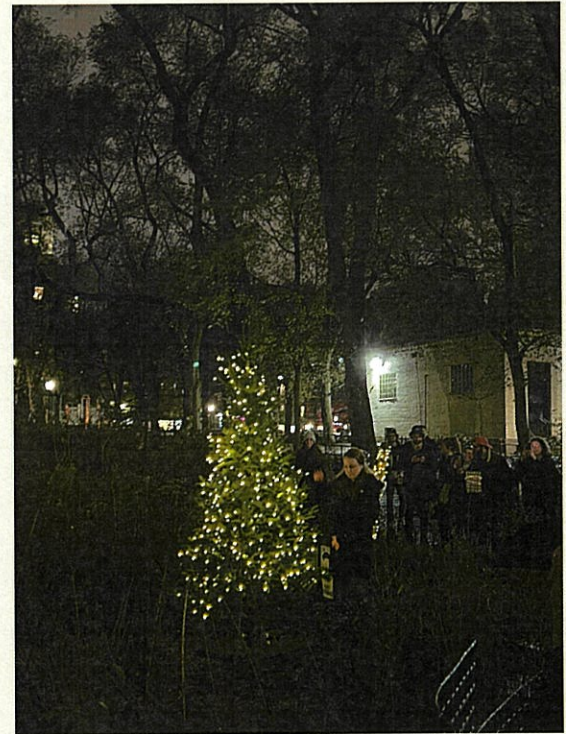
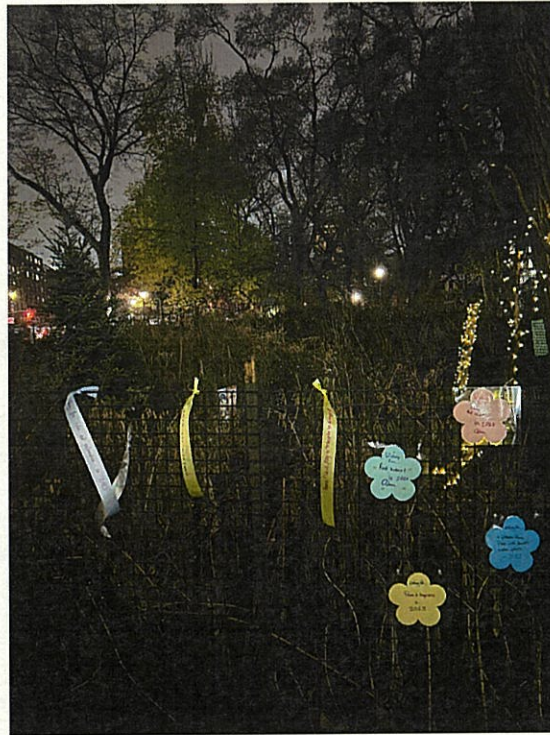
# TREE LIGHTING

This past holiday season, we were thrilled to kick off the festivities ahead of the Seward Park Conservancy's Tree Lighting Ceremony by welcoming neighbors to Le Dive for complimentary hot chocolate and seasonal beverages. Guests gathered in our cozy space to warm up, mingle, and soak in the holiday spirit before heading to the park for the main event.

As the evening continued, our team joined the community at Seward Park, where the Conservancy hosted a magical tree lighting, bringing together friends, families, and neighbors to celebrate the season. Seeing the park illuminated and filled with holiday cheer was a truly special moment, and we were honored to help set the tone for a night of warmth, joy, and community connection.

A huge thank you to the Seward Park Conservancy for hosting such a beautiful tradition—we loved being part of it and can't wait to do it again.

# TREE LIGHTING



# Golden Age Hospitality

THANK YOU



Michael Learmonth  
413 Grand Street, F1005  
New York, NY 10002

Jan. 24, 2025

New York City Council

Dear Council Members:

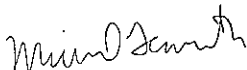
I am sending this letter to express my support for outdoor dining on Canal Street between Essex and Orchard. As a 25-year resident of the neighborhood, the Open Streets program has been transformative, supporting an ecosystem of businesses and promoting vibrant street life, enhancing the neighborhood.

The businesses along Canal have been incredibly good neighbors to us and we want to see them succeed. Over the past decade our neighborhood has become an entertainment destination, and we love to see it develop into a culinary destination as well. Outdoor dining on Canal has been a core part of this positive transformation.

When we moved to the neighborhood 25 years ago, there were maybe one or two bars and restaurants in the area. Years later we could not have imagined the kind of citywide destination it would become, capped with the saving and redevelopment of the Jarmulowsky Bank building as Nine Orchard.

The Open Streets program is an unmitigated success citywide, and a big contributor to our revitalized neighborhood on the Lower East Side. I urge the City Counsel and the Department of Transportation to approve the BID's Open Streets application. If you have any questions, please do not hesitate to contact me at [mlearmonth@gmail.com](mailto:mlearmonth@gmail.com) or 646-520-6746.

Sincerely,

A handwritten signature in cursive script, appearing to read "Michael Learmonth".

Michael Learmonth

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: save le dive outdoor dining  
**Date:** Monday, February 24, 2025 10:22:07 AM

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----- Forwarded message -----

From: **Alex Arthur** <[\[REDACTED\]](#)>  
Date: Sun, Feb 23, 2025 at 10:14 PM  
Subject: save le dive outdoor dining  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Le Dive is my favorite restaurant and truly brings so much life to Canal by way of their outdoor dining set up.

Sitting outside at Le Dive last summer truly saved my life and to think of a summer without it is to think of a summer of sadness.

Let us enjoy this beautiful city by way of iconic Le Dive and their outdoor dining heaven.

Restaurants like this bent over backwards to abide by Covid protocol and to take away their outdoor dining is to disregard their hard work and imaginative flexibility during one of the most harrowing times for restaurants and for humanity.

Alex Arthur

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Alex Arthur  


**From:** [Alex Heuer](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Expressing support for Le Dive outdoor dining application  
**Date:** Monday, February 24, 2025 1:10:44 PM

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Hi there,

I'm writing in to urge the Planning and Land Use Council to approve Le Dive's outdoor dining application. Outdoor dining setups like Le Dive's is what makes the Lower East Side a truly special neighborhood globally. It fosters an environment that enables New Yorkers to enjoy the streets in a unique way without cars.

Le Dive's outdoor dining also provides an uptick to the local economy. That stretch on Canal Street draws people to the area such that they patronize not only Le Dive but other businesses in the area. It's really important that we keep the outdoor dining on Canal Street in place.

Thanks for your review and consideration of my testimony!

Best,  
Alex



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Letter for council  
**Date:** Monday, February 24, 2025 10:42:16 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

**From:** Alexa Scully [REDACTED]  
**Date:** Sat, Feb 22, 2025 at 10:26 AM  
**Subject:** Letter for council  
**To:** [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To whom it concerns...

Le Dive is a gem of this community. This corner of canal and its culture has completely grown out of Le Dive and the atmosphere, family, and energy it has created. The sidewalk seating provides a place to meet with friends and get well-priced food and drink while feeling uniquely engaged with the Lower East Side community. This corner of the neighborhood would suffer a loss were it to go away. Please keep it!!

Sincerely,

Alexa Scully  
New York, NY  
[REDACTED]

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Sidewalk Seating  
**Date:** Tuesday, February 25, 2025 11:13:50 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

From: **Alexandra herrera** [REDACTED]  
Date: Tue, Feb 25, 2025 at 10:24 AM  
Subject: Sidewalk Seating  
To: [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To whom this may concern,

Im writing this letter from the truest bottom of my heart to express the importance of the Dimes Square outdoor seating. This place has been at the center of every spring, summer, and early fall memory for the last few years. Dimes square outdoor seating has been a place where my friends and I can gather, without time limit, and spend quality time together over conversation. The energy that this street forges is unmatched. Please, don't take this away!

Sincerely,

Alexandra

**From:** [Alice Z](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Wednesday, February 26, 2025 11:05:35 AM

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Dear Subcommittee on Zoning and Franchises,

My name is Alice Z and I live on Ludlow street.

Le Dive has impacted me by blocking the sidewalk making it inaccessible for my family with a baby/stroller. The sidewalks are always blocked with patrons, people sleeping, tables or waiters. There is no space and I always have to loop around although I live on the same block/side.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

Best Regards,  
Alice Z.



**From:** [Amanda Gruss Chambers](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Wednesday, February 26, 2025 8:47:05 AM

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Dear Subcommittee on Zoning and Franchises, My name is Amanda Gruss and I live at [REDACTED] Le Dive has impacted me by playing loud music past 10pm, keeping their windows open while playing loud music, attracting a young, rowdy, party crowd that often forms a line. Looks more like a night club then a neighborhood restaurant. I have three children and would like to get to sleep at a normal hour and keep a calm neighborhood vibe on my street. I don't want to wake up at 3 am to the sound of a 22 year old throwing up next to Le Dive. Please do not allow renewal of its sidewalk seating. I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Thank you,

Amanda Gruss

[casadelasestrellas.org](http://casadelasestrellas.org)  
[thewildproject.com](http://thewildproject.com)

**From:** [amy carlson](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] THE DIVE  
**Date:** Monday, February 24, 2025 11:23:20 PM

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As a owner in the are nearby to The Dive,  
I strongly disapprove of giving The Dive even more freedom to destroy the peace of the neighborhood.  
The section of the LES is at a tipping point.  
We DO NOT want to suffer the same fate of north of Delancy which was overrun by negligence by bars like The Dive.  
THERE ARE TOO MANY RESIDENTS to allow this bar these hours.  
PLEASE DO NOT ALLOW THIS!

sincerely,  
Amy Carlson  
owner at 7 [REDACTED]  
NY NY 10002

and YES we can hear it a block away!  
And smell it!

**From:** [amy@thinkchinatown.org](mailto:amy@thinkchinatown.org)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#); [Yin Kong](#); "Programs Think!Chinatown"  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Monday, February 24, 2025 1:21:00 AM  
**Attachments:** [image001.png](#)

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Dear Subcommittee on Zoning and Franchises,

My name is Amy Chin and I operate a non-profit community arts center at [REDACTED], NY, NY 10001.

Le Dive and the Open Streets program have brought a clientele and activities that have increased incidents of public drunkenness, excessive noise, open drug use, defacement of public property in the surrounding blocks. We have heard from our constituents that it has made them feel unsafe and unwelcome in this neighborhood and that the closure of the streets have hindered their access and mobility in the area.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Amy Chin  
President  
Think!Chinatown

P.S. Below is a photo taken opposite Le Dive during the months of Open Streets.





**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Community support for Le Dive  
**Date:** Monday, February 24, 2025 10:31:43 AM

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Le Dive Sidewalk Cafe—Letter of support

----- Forwarded message -----

From: **Anisia Tierney** [REDACTED]  
Date: Sun, Feb 23, 2025 at 3:19 PM  
Subject: Community support for Le Dive  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

I've been going to Le Dive since it opened and always take my out of town guests to Dimes Square in the summertime to show an organic pocket of NYC that runs so well.

Le Dive's outdoor dining is a huge contributor to the authenticity of Dimes Square and LES/Chinatown.

Never disruptive crowds, just cool humans who want to be around other cool humans at a great establishment indoor and outdoors.

Please consider keeping the sidewalk seating as it is always a highlight of my summers in NYC.

Thank you,  
Anisia

ANISIA TIERNEY

DIRECT [REDACTED]

| EMAIL [REDACTED]

**From:** [Anne Wenniger](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Neighbors OnCanal](#); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Sunday, February 23, 2025 9:57:39 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Anne Wenniger and Mina Ekstrom and we live at [REDACTED] next to and above Le Dive.

Le Dive has impacted us terribly since they opened. They have far too much seating outside on the sidewalk and in the street. It is impossible to walk through the throngs outside the cafe on any given night to do such simple neighborhood things like walk our dog or take out the trash. The noise in the good weather at night is unbearable. Often, during Open Streets we have upwards of over 100 people partying below our building, mainly due to Le Dive.

When we and our downstairs neighbors have asked them to reduce the music sound, they laugh in our faces and say no. They are also always the last place to close down every night during Open Streets. They have ruined the quiet neighborhood that we moved to so many years ago and only now we have been asked for our input by the DOT or any other group that has allowed them to operate in this way. Please please do not allow sidewalk seating. They are the worst operators in our neighborhood.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Save le dive!  
**Date:** Monday, February 24, 2025 10:26:03 AM

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----- Forwarded message -----

From: **Annie Manacher** <[REDACTED]>  
Date: Sun, Feb 23, 2025 at 6:37 PM  
Subject: Save le dive!  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Le Dive outdoor seating is one of the most joyful places in Manhattan. I can't think of a better place to be on a sunny afternoon. It brings so much energy and happiness to the neighborhood. Please please please don't take it away!!

Annie

Sent from my iPhone

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Support Le Dive's Sidewalk Café  
**Date:** Monday, February 24, 2025 10:45:34 AM

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Le Dive Sidewalk application — Letter of support

----- Forwarded message -----

From: **Arvin Nundloll** [REDACTED]  
Date: Fri, Feb 21, 2025 at 10:56 AM  
Subject: Re: Support Le Dive's Sidewalk Café  
To: Le Dive Friends <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Will do. Love the work done for Halloween as it really made an impact for the kids in the area.

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Support for Le Dive's Sidewalk Café Seating Application  
**Date:** Monday, February 24, 2025 10:41:17 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

From: **Bia Carminati** <[REDACTED]>  
Date: Sat, Feb 22, 2025 at 11:15 AM  
Subject: Support for Le Dive's Sidewalk Café Seating Application  
To: [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Dear City Council Members,

I am writing to express my strong support for Le Dive's sidewalk café seating application. As a valued part of our city, Le Dive contributes to the vibrancy, safety, and economic well-being of the community by providing an accessible and welcoming outdoor space where residents and visitors can gather.

**Outdoor dining is a critical component of New York City's hospitality industry, fostering a more dynamic streetscape and supporting small businesses that keep our city thriving.** The continuation of Le Dive's sidewalk café seating will not only benefit the establishment but also enhance the pedestrian experience and strengthen the local economy.

I urge the Council to approve Le Dive's application and to ensure that sidewalk seating **remains a viable option for all bars and restaurants across New York City.** Maintaining these spaces citywide is essential for keeping our hospitality sector competitive and preserving the character of our neighborhoods.

Thank you for your time and consideration.

Best regards,

Bia Carminati  
Brooklyn Heights, NYC -11201



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: City Counsel Letter  
**Date:** Monday, February 24, 2025 10:30:53 AM

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Le Dive Sidewalk Cafe — Letter of support

----- Forwarded message -----

From: **Brianna Laurent** <[REDACTED]>  
Date: Sun, Feb 23, 2025 at 4:33 PM  
Subject: City Counsel Letter  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hi - see below for my letter! Best of luck <3

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Dear City Counsel,

My name is Brianna Laurent, I have been a resident in Manhattan for over 8 years, and have lived on Madison Street for the past four.

I firmly believe that the use of city space as a means of gathering and expansion of small business, rather than parking or traffic, is crucial to the community. For the past few years the open streets policies on Canal Street and others in the Lower East Side have brought an invigorating energy to the neighborhood that will undoubtedly die if businesses are unable to utilize the sidewalks and streets moving forward.

It would be a devastating shame to see the neighborhood energy fizzle out in favor of convenience for a few vehicles. Please, allow Le Dive and other Lower East Side restaurants and businesses to continue use of the open streets/dining out policies from years past.

Sincerely and thank you,  
Brianna Laurent

**From:** [Bruce Torrey](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Sunday, February 23, 2025 7:30:40 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Bruce Torrey and I live at [REDACTED]

Le Dive has impacted me and my family by being a constant source of excessive outdoor noise and drinking. Its outdoors seating, as well as the Canal Street Open Streets Program have been a disaster for people who actually live in the neighborhood. The street closure and excessive outside seating have turned the street into a free for all seven days a week from April to November. The only people who have benefited from this are a very small handful of bar / restaurant owners. Actual residents have seen zero benefit. In fact, it has been a major net negative for residents. Constant noise, drinking, minor vandalism and excessive crowds are the hallmarks of the program and the excessive outdoor seating. A once multi-ethnic, multigenerational neighborhood has been turned into New York's version of Bourbon Street. Our safety and quality of life should not be the price paid to drive excessive profits into the pockets of a small group of bar / restaurant owners. It is time for the city to do right by the citizens of this neighborhood.

**Please do not allow renewal of the Le Dive sidewalk seating permit.**

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Good luck!  
**Date:** Monday, February 24, 2025 10:41:01 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

From: **Bryan Siegel** <[REDACTED]>  
Date: Sat, Feb 22, 2025 at 11:37 AM  
Subject: Good luck!  
To: [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

As a longtime guest of Le Dive, I've seen firsthand how much it contributes to the energy and vibrancy of Dimes Square. I wholeheartedly support Le Dive's sidewalk café application, as it plays a vital role in the unique character of the neighborhood. I've spent countless warm afternoons and evenings enjoying the outdoor seating, which creates an inviting space for friends to connect and for the community to come together. Le Dive's presence extends beyond just being a great place to dine—it actively contributes to the social fabric of the neighborhood, fostering a welcoming and dynamic atmosphere that makes Dimes Square so special. Preserving this outdoor space is essential to maintaining the vibrancy and accessibility that make this area a true destination for locals and visitors alike.

Best,

**BRYAN SIEGEL**  
DIRECTOR OF GUEST RELATIONS AND EXPERIENCE

[LDV HOSPITALITY](#)

[REDACTED] | NEW YORK | NY | 10003

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Sent from my iPhone



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Support for City Council Hearing  
**Date:** Monday, February 24, 2025 10:38:56 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

**From:** Callie Randall [REDACTED]  
**Date:** Sat, Feb 22, 2025 at 10:58 PM  
**Subject:** Support for City Council Hearing  
**To:** [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hi Le Dive Team,

Please find below my letter of support for your outdoor seating for Mondays city Council hearing!

To whom it may concert,

Le Dive is an iconic NYC restaurant whose outdoor seating has been a staple of Dime Square and Canal Street for years. The energy & community that it brings to the area is unparalleled. When I think of good weather in the city, I think of heading to Le Dive on a spring, summer, or fall night and specifically asking if they have any availability for me to sit outside. The red chairs and tables spread across the street are a symbol of better weather, great vibes, and an energetic community feeling like no other.

Taking away Le Dive's outdoor seating would be taking away part of its identity, part of the community's identity, and incredibly limit the amount of diners that have the opportunity to dine there.

Additionally, this would deepen the constant negative feedback that the NYC restaurant industry receives about diners not being able to get a reservation or dine at restaurants in the city. These outdoor seats allow for Le dive to seat more diners throughout the day and night which leads to more positive feedback on the NYC dining scene and less stress on restaurants, their staff, reservation platforms, diners, and more.

With all that said, please don't take away the iconic outdoor seating that brings energy, good food, good vibes, and great people together into one communal place - Le Dive.

Best,

-----

Callie Ireland Randall



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Letter for City Council  
**Date:** Monday, February 24, 2025 10:40:03 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

From: [REDACTED]  
Date: Sat, Feb 22, 2025 at 2:17 PM  
Subject: Letter for City Council  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To the New York City Council Members,

As a longtime resident of New York City, I urgently request your approval of Le Dive's sidewalk seating permit. This establishment isn't just a restaurant—it's a cultural anchor that embodies the spirited soul of Canal Street.

The sidewalk seating became our open-air living room and is a big part of what makes New York magical. To lose this space would amputate part of our neighborhood's identity.

Please preserve this vital piece of downtown's fabric.

Thanks  
Carl Kammerer

3 [REDACTED]



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Le Dive Sidewalk cafe  
**Date:** Monday, February 24, 2025 10:26:22 AM

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From: **cassandra davidson** [REDACTED]  
Date: Sun, Feb 23, 2025 at 6:25 PM  
Subject: Le Dive Sidewalk cafe  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Subject Line: Le Dive sidewalk cafe

Dear Council Members,

I am writing to express my strong support for Le Dive's sidewalk café application. As a fan since their opening in 2023, I have seen firsthand how their outdoor seating has transformed Canal Street into a more vibrant, welcoming, and connected community.

Le Dive's sidewalk café is more than a place to enjoy great food and drinks—it is a community hub that fosters social interaction, supports local businesses, and enhances our neighborhood's overall atmosphere. Its inviting ambiance has made it a favorite destination for both residents and visitors.

I urge the council to recognize the positive impact of Le Dive on our community and to approve their application. Allowing this space to thrive benefits not only the café but the entire Canal Street area.

Thank you for your consideration,  
Cassandra Davidson  
Sent from my iPhone

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Community Support  
**Date:** Monday, February 24, 2025 10:39:12 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

From: **Christian P.** <[c\[REDACTED\]](#)>  
Date: Sat, Feb 22, 2025 at 10:53 PM  
Subject: Community Support  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To whom it may concern,

I'm writing this message in support of Le Dive, as an establishment that is rich in community building that adds to an ever-changing neighborhood like LES.

As someone that loves a block away on Allen and Hester St. and a very frequent client for years, Le Dive during every season has been a great addition to bringing color to a neighborhood that's vibrant with culture, art and community that is also built by places that offer the opportunity to share time over food and drinks in a wonderful atmosphere during summer with enjoyment sitting outside and creating a further appreciation for the neighborhood that's pulsating with life. Removing this would be of detriment to the colorful future the Lower East Side holds.

Sincerely,

**Christian Paulin**

Dan Teran  
Managing Partner, Gutter Capital  
[REDACTED]  
NY NY 10013

2/24/2025

New York City Council

To Whom it May Concern -

I am writing in support of continuing outdoor seating at Le Dive on Canal Street.

I started my first business just around the corner on Canal and Eldridge in 2014 and have witnessed the neighborhood through tremendous change. Having witnessed the transformation going on for over a decade, I can confidently say that outdoor dining, and Le Dive's execution of the concept in particular, are wonderful additions to the neighborhood.

People on the streets bring our city to life. The cafe seating at Le Dive makes the neighborhood feel vibrant, safe, fun and connected. To see it go would be a tremendous loss for the neighborhood and for the city. Please accept my words of support as a resident and local business owner.

Best,

A handwritten signature in black ink, appearing to read 'Dan', with a stylized flourish extending from the end.

Dan Teran  
[REDACTED]

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Letter for Sidewalk Approval  
**Date:** Monday, February 24, 2025 10:22:45 AM

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----- Forwarded message -----

From: **Danielle Martinez** <[REDACTED]>  
Date: Sun, Feb 23, 2025 at 9:11 PM  
Subject: Letter for Sidewalk Approval  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hi, please see my letter below:

Le Dive was the first place I went after signing my lease on Broome Street. It has forever held a special place in my heart and keeps some of my favorite memories. The outdoor space is a pillar of the Dimes Square summer experience. Le Dive is a staple in the neighborhood and a true place of warmth in my community.

Best,

Danielle Martinez  
Senior Program Manager / [ProjectGlimmer.org](https://ProjectGlimmer.org)  
Pronouns: she/her





**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Support for sidewalk seating application  
**Date:** Monday, February 24, 2025 10:25:52 AM

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----- Forwarded message -----

From: **daniyel cohen** <[REDACTED]>  
Date: Sun, Feb 23, 2025 at 8:14 PM  
Subject: Support for sidewalk seating application  
To: [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

I am writing to voice my support for Le Dive's approval of their sidewalk seating permit. Le Dive's outdoor presence is a great addition to the community and I look forward to spending many summer evenings there.

Thank you

Daniyel Max Cohen  
[REDACTED]

February 24, 2025

To whom it may concern:

I am writing this letter as a homeowner in Seward Park Housing Coop and a long time Lower East Side resident. I am a working actor and a mother of one (almost 2!) small children. I would like to offer my support for Le Dive as a welcome member of our community and vouch for them as excellent neighbors. Since open streets closed off Dime's Square to traffic, we have thoroughly enjoyed the vibrancy and community feel of that block. Le Dive helped transform the culture and energy of our neighborhood in a post pandemic landscape. We regularly dine at Le Dive but even when we don't, we love taking an evening stroll past the establishment where we see so many people enjoying each other's company and breaking bread together. It feels cleaner and safer to walk there even with young kids than it did before Le Dive opened. They maintain a clean and tidy outdoor space and we love the summer grasses in their planters. In the last year, Le Dive has gone even further by offering family friendly neighborhood activities like pumpkin carving competitions at Halloween and free hot cocoa around the Holidays. When my husband and I want a nice drink or some time without our kids it's such a relief to know we can just walk to down the street to a bright welcoming establishment and enjoy an evening in community with our neighbors. I have never had an issue with unruly behavior or noise from this establishment and hope you will approve their sidewalk café application. We don't want to imagine a summer without Le Dive outside!

Sincerely,

*Elena Hurst*

NYC 10002

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Support for Outdoor Seating at Le Dive on Canal Street  
**Date:** Tuesday, February 25, 2025 11:19:37 AM

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----- Forwarded message -----

**From:** Elizabeth Lagno [REDACTED] >  
**Date:** Sat, Feb 22, 2025 at 6:17 PM  
**Subject:** Support for Outdoor Seating at Le Dive on Canal Street  
**To:** <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To Whom It May Concern,

I am writing to express my strong support for granting outdoor seating to Le Dive on Canal Street for the 2025 summer season. As a valued establishment in the neighborhood, Le Dive enhances the vibrancy of the area by providing a welcoming space for both locals and visitors. Outdoor seating would not only contribute to the lively and communal atmosphere of Canal Street but also support local businesses and pedestrian-friendly initiatives. With responsible management and adherence to city guidelines, Le Dive's outdoor seating would create an enjoyable and safe environment that enriches the neighborhood's cultural and economic vitality.

I urge you to approve their request and allow Le Dive to continue serving as a beloved gathering spot for the community.

Thank you for your time and consideration.

Sincerely,

Liz

---

**Elizabeth M. Lagno**

[REDACTED] [om](#)

**From:** [Elizabeth Zalman](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Neighbors OnCanal](#); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive - from an 18 Orchard Street resident  
**Date:** Saturday, February 22, 2025 4:32:44 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Elizabeth Zalman, and I live at [REDACTED], just north of Canal Street on Orchard. I moved into the neighborhood last summer and was immediately struck by the negative impact Open Streets had. It brought everyone BUT residents outside to get drunk, limiting even my ability to watch television in the evenings because the street noise travels so much.

Furthermore, Le Dive in particular has impacted me by creating a roadblock of seats and patrons on the corner of Ludlow and Canal, NE side. It renders me incapable of walking my dog on the sidewalk (the streets aren't much better), and it's worse now with the addition of a "velvet rope" where customers queue up. There is no sidewalk when they are open; it's a literal road block. Their clientele is young 20-somethings only out to get drunk. They don't move when asked, are discourteous, and freak the dog out (a sweet-as-can-be-rescue) with their debauchery. The addition of seating would increase these shenanigans.

PLEASE do not allow renewal of its sidewalk seating. The restaurant seating on Canal is a menace in myriad ways, and Le Dive is one of the most egregious of the bunch.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Thank you,  
Liz Zalman

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Outdoor Seating Supper  
**Date:** Monday, February 24, 2025 10:20:47 AM

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----- Forwarded message -----

**From:** **Emily Ludington** <[REDACTED]>  
**Date:** Mon, Feb 24, 2025 at 8:34 AM  
**Subject:** Outdoor Seating Supper  
**To:** [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hello!

I saw your Instagram post about your sidewalk seating application so I wanted to send over a quick couple sentences to help support. Good luck!!

The sidewalk seating at Le Dive is one of my favorite in all of NYC. It brings a lively and inclusive vibe to the neighborhood that frankly, everyone is going to need in the coming months when the weather warms up. I have created endless memories out there with my girlfriends, my husband and perfect strangers. It would be such a shame to see it go as we could all use some time outside after this long winter.



**From:** [SPaCE BA](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] OPPOSITION Testimony: Dine Out Applicant - Le Dive @ 37 Canal Street  
**Date:** Tuesday, February 25, 2025 7:51:40 AM

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To Whom It May Concern,

By way of introduction, my name is Emma Culbert and I am a 20+ year resident of the Lower East Side of Manhattan as well as the president of a long standing block association called, SPaCE (Seward Park around Canal East). I am raising my family which includes my 2 teenaged sons, husband, and me. My children have lived here their entire lives. Our home is kitty corner to Le Dive. I can see the establishment from my window.

Our block association met with Jon Neidich, the owner of Le Dive, in July 2021. We came to an agreement regarding hours and impressed upon him the vibe of the neighborhood. The fact that a big part of what made our neighborhood desirable and symbiotic between residents and food and beverage establishments was the reasonable hours to which almost all of the other hospitality establishments adhered.

Since Le Dive has opened its' door in late spring 2022, they have preyed on this community with zero concern for their neighbors. Le Dive regularly flouts stipulations dictated in their NY SLA On Premise Liquor License as well in the NYC Dine Out stipulations. Specifically, they regularly do not close their large windows and door by 10pm, they play amplified music outdoors and they do not shut down their seating allowed to them by way of their cafe license by 10pm. They also have been in gross violation of the American with Disabilities act by putting planters, bussing carts and umbrellas directly in the path of a curb cut / walkway and regularly not keeping a 36" clear path on the sidewalk. Finally, they constantly have patrons standing in and amongst their outdoor tables and smoking tobacco and cannabis/vaping at their tables.

Le Dive has created a huge quality of life issue for the residents who live in my community. During warmer months, we are now forced to endure a massive increase in the volume of noise, inhale copious amounts of tobacco, vape and marijuana smoke, circumvent throngs of people on the sidewalk and scurrying rats of epic proportions, avoid public intoxication and tolerate much higher levels of trash strewn about the streets. The increased foot traffic and activity on the street have led to loud

music, shouting, and other disruptive behavior that lasts well into the night.

Le Dive has a maximum capacity of 74 people indoors, yet are seating 90 chairs outdoors plus all the people who are standing amongst the tables. Due to Le Dive's corner location and being located on an "Open Street", they have been given an egregious amount of public space for private gains. They then further utilize space that has not been granted to them by violating Dine Out stipulations. As of this past 2024 Dine Out / Open Streets season, their outdoor seating breakdown was as follows:

- 12 seats in Canal Street shed
- 18 seats adjacent to the building
- 28 seats in the Ludlow Street shed
- 32 seats on Canal Open Streets

Our block association has worked diligently since 2006 to partner with incoming food and beverage establishments and come to agreeable terms that serves all parties involved. This symbiosis has been obliterated as a result of the Dine Out Program and further reduced to by bad actors like Jon Neidich.

While our neighborhood has gentrified on a business level, the gentrification of actual residents living in this community is much slower. Most buildings in this neighborhood are 5 stories or less. Many people in our neighborhood live at or below poverty level and require keeping their windows open for ventilation. As a result, these residents are forced to endure all the negative effects created by Le Dive. Further, these Chinese immigrant residents will not speak up on their behalf due to concern about their immigration status and bringing attention to themselves.

Considering the gross lack of enforcement of legally agreed upon stipulations, the Smoke Free Air Act and Open Container Law, we implore you to reign in the situation which the DOT has created and Le Dive has exploited. Further, the fact that the Dine Out license has a 4 year time span gives very little recourse to the people who actually live in and around 37 Canal Street. To that end, ***we strongly urge you to deny this application. Le Dive would retain 50 outdoor seats without the Dine Out permit. This would still give them a larger outdoor footprint than any other restaurant in the immediate area.*** Something has to give. They should either be granted seating via Open Streets or Dine Out. Granting them both is a gross

misjustice to this small neighborhood.

We did not choose to move into a public plaza. Our choice to live a healthy lifestyle with the ability to open our windows and go to sleep at a reasonable hour as well as easily navigate the streets that surround our home should not be ignored. The city has made permanent a massive program which greatly negatively affects the Quality of Life for many residents and non food and beverage businesses. The city has failed us. Make it right by reigning in the establishments which are abusing this massive privilege at public expense.

Sincerely,

SPaCE Block Association  
Emma Culbert, President

Photos of Le Dive's operations:



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Testimony!  
**Date:** Monday, February 24, 2025 10:39:46 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

**From:** Emma Irwin [REDACTED]  
**Date:** Sat, Feb 22, 2025 at 1:45 PM  
**Subject:** Testimony!  
**To:** <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Le Dive's sidewalk seating is an integral part of the vibrant Dimes Square community, offering both locals and visitors a welcoming space to connect in the warmer months. The outdoor seating fosters a sense of togetherness, encouraging casual conversations and spontaneous gatherings that enhance the neighborhood's charm and character. This al fresco experience not only adds to the social atmosphere but also supports local businesses and enriches the area's unique cultural fabric. As a cherished privilege, we hope it can continue to thrive, keeping the spirit of community alive and well.

Sent from my iPhone

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Support for Le Dive's Sidewalk Café Application  
**Date:** Monday, February 24, 2025 10:21:03 AM

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----- Forwarded message -----

**From:** Eva Rodriguez-Boyer [REDACTED]  
**Date:** Mon, Feb 24, 2025 at 8:24 AM  
**Subject:** Support for Le Dive's Sidewalk Café Application  
**To:** <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Dear Council Members,

I'm writing to show my support for Le Dive's sidewalk café application. Since they opened in 2023, I've seen how their outdoor seating has really enhanced Canal Street, making it a more inviting place for everyone.

Le Dive has turned into a key gathering spot. It's a favorite for both residents and visitors alike, fostering community engagement and supporting local businesses.

I trust the council will see the positive impact Le Dive brings to our community and approve their application.

Thank you for your consideration!

Sincerely,  
Eva Rodriguez



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Letter to city council  
**Date:** Monday, February 24, 2025 10:40:50 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

**From:** Frida Thomassen [REDACTED]  
**Date:** Sat, Feb 22, 2025 at 11:57 AM  
**Subject:** Letter to city council  
**To:** <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>  
**Cc:** Martin Clausen [REDACTED]

Dear Members of the City Council,

I am writing to express my strong support for Le Dive's sidewalk seating application, which is currently under review. As a resident living at the corner of Canal Street and Allen Street, I have witnessed firsthand the positive impact that Le Dive has had on our community.

Le Dive's outdoor seating contributes significantly to the vibrant energy of our neighborhood, fostering a welcoming atmosphere while also supporting local businesses.

The continuation of Le Dive's sidewalk seating would not only maintain this positive environment but also further strengthen the sense of community that so many of us value. I truly believe that this addition benefits both the local residents and the broader public by providing a space that is inclusive, accessible, and reflective of the unique charm of our neighborhood.

I sincerely hope that the City Council will approve Le Dive's application, allowing them to continue offering this valuable outdoor space. Thank you for your time and consideration.

Kind regards,  
Frida Thomassen

**From:** [HAIDEE FINDLAY-LEVIN](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Wednesday, February 26, 2025 12:41:13 AM

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Dear Subcommittee on Zoning and Franchises,

My name is HAIDEE FINDLAY-LEVIN] and I live at [REDACTED], NY NY 10002].

I have lived here 25 years and noise was never a problem until the arrival of Le Dive and the late night "diner" across the street that starts up music after midnight. Le Dive has impacted me by the constant noise late at night from their customers - who stagger drunkenly out of their restaurant and hang out right in front of my building screaming and shouting until all hours, with their cigarette smoke wafting up to my window. Following that there is the late night rummaging through excessive wine and beer bottles by the homeless. There is endless trash discarded at the end of each night as the party people leave and go home to their clean and quiet neighborhoods. The extensive crowds combined with closure of Canal Street means that I cannot access my office from Thursday to Sunday. I come back from a photo studio at the end of the day/ early eve and need to unload several rolling racks or duffle bags of clothes, but the taxi/car service has to park a few blocks away and so i need an extra person to help me ferry the items through the crowds outside Le Dive and Cervos to my door front which I can no longer access.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Don't take the outside seating away from us!!! A passionate plea from your neighbor  
**Date:** Monday, February 24, 2025 10:43:05 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

**From:** Hannah Wikforss-Green [REDACTED]  
**Date:** Fri, Feb 21, 2025 at 10:26 AM  
**Subject:** Don't take the outside seating away from us!!! A passionate plea from your neighbor  
**To:** <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hello,

My name is Hannah and I live on the corner of [REDACTED]. I am dead serious when I say that the reason I moved to my neighborhood was the vast amount of outdoor seating in the area. Le Dive is an essential part of what makes up the fabric of social and communal life around the LES/Chinatown boarder.

I have spent countless afternoons optimistically soaking up the rays of the (slightly too) early spring sun sitting on the red folding chairs outside of Le Dive. Hot summer nights at the restaurant have served as an essential part of my social life, especially when I had just moved to the City in August 2022. Early fall evenings have been spent snacking on the reasonably priced ricotta.

Outside of Le Dive is where I run into people I know and some that I don't really know all that well but the atmosphere which has been fostered by the restaurant is one which facilitates saying hi. I might be passing by, running errands, or I'm the one sitting sipping on a reasonably priced dirty martini (whoever I run into and I always have mismatched levels of inebriation).

The outdoor seating at Le Dive is part of what makes the neighborhood a warm and welcoming environment. With REASONABLY PRICED dishes and drinks it has become my go-to spot for "friend dates" (my latest one, which took place last Sunday at the bar inside, would've taken place outside if it wasn't a million degrees below zero). I have even become friendly with some of the staff (shoutout to Steven, my Swedish expat buddy).

When I write my memoir the Le Dive outdoor seating will be included as a place I have met and befriended various artists, writers, and locals who have been in the area for 40+ years. Please don't take this community-building facility away from us!!!

Xx,

Hannah

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Letter of support  
**Date:** Tuesday, February 25, 2025 11:10:13 AM

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**From:** H             [REDACTED]  
**Date:** Tue, Feb 25, 2025 at 7:58 AM  
**Subject:** Letter of support  
**To:** [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hi!

I hope this isn't too late!

To the NYC council,

I have been living in New York for 2.5 years and Le Dive terrace has been the stage of countless core memories.

Hours of hanging out with my big group of friends where people came, adding more and more chairs throughout the night, pushing tables together. When the sun sets and everyone is sitting in the golden light - always makes me happy.

The sidewalk seating is a core part of LES and New York's bar culture. It brings people together. It's everyone's default hangout spot. I can walk past on a Friday night and I know someone I know will be there that I can join. That's what makes New York feel like home.

Please preserve this space - it means so much to me and many others.

Thank you  
H            



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Outdoor seating support  
**Date:** Monday, February 24, 2025 10:41:53 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

From: **Isabela Carvajal** <[REDACTED]>  
Date: Sat, Feb 22, 2025 at 10:44 AM  
Subject: Outdoor seating support  
To: <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To whom this may concern,

I am writing to express my support of Le Dive maintaining its outdoor seating area since I am a resident of the area and live 2 blocks away on Rutgers street. I truly believe Le Dive's outside seating on Canal Street is a trademark of the Lower East Side culture. It is a place of serendipitous gatherings where you always run into a friend or person you know walking by, and it's easy to add a chair outside so many times you end up having a drink or dinner with them. It is a place where it becomes easy to exchange ideas with your neighbors at the next table and meet incredibly interesting people.

Le Dive without its outside area wouldn't be the same, it would be ripped of a part of its culture and identity. As a supportive neighbor I ask that you approve Le Dive's petition to keep its cafe seating this Spring.

Kind Regards,

Isabela Carvajal

**From:** [Jan Lee](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Neighbors OnCanal](#); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Saturday, February 22, 2025 4:05:35 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Jan Lee , and I live on Mott St.

Le Dive has impacted me by altering how I visit this part of Chinatown.

Please do not allow the renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing:

My name is Jan Lee, and I am a third-generation resident of Chinatown and the founder of The Chinatown Core Block Association. I am here today to speak on behalf of my neighbors—residents and small business owners—who have been directly impacted by the Open Streets program on Canal Street.

While we welcome efforts to improve public spaces, they must be guided by genuine community input and clear, demonstrated support. That has **not** happened here. Instead, this initiative has imposed an **unsafe, unregulated, and disruptive** environment on a residential and commercial corridor, negatively affecting the lives of working-class immigrant families and longtime residents while undermining local businesses.

## **The Reality on Canal Street**

For those of us who live and work in the area, Open Streets has not provided meaningful benefits. What it has done is create a **nightlife-driven, unregulated street party**—one that Chinatown never asked for and does not need.

We have seen a **complete breakdown of order** in the affected area. Every night, hundreds of people flood the street, creating dangerous conditions. Partner businesses, which are supposed to be responsible for maintaining order, **routinely fail to comply with even the most basic rules**. Instead of ensuring emergency access, they **leave barricades unmoved**, forcing ambulances and NYPD vehicles to weave through obstacles at **risk to public safety**.

There is no oversight, no enforcement, and no accountability. This has resulted in **rampant violations**, including public intoxication, open container drinking, illegally parked vehicles, and graffiti. There is no sanitation plan to match the increased foot traffic, leading to **overflowing trash, rat infestations, and widespread public urination**.

## Who Pays the Price?

The most vulnerable members of our community. The elderly who rely on emergency services but now face delayed response times. The families living in tenement housing who, in the summer, **have no choice but to keep their windows open, only to be forced to inhale secondhand cigarette and marijuana smoke** from crowds gathered outside. The small business owners—many of them longtime Chinatown merchants—who are now blocked off from foot traffic, while bars and nightlife venues are given priority in what was supposed to be a **public space for everyone**.

And it gets worse. Open Streets has led to **unpermitted block parties that spiral out of control**. On June 2nd, an unpermitted event brought together **hundreds of people for an illegal BBQ, amplified music, and free alcohol distribution**, without a single intervention from law enforcement. The result? A total collapse of public order.

## A Disregard for Our Community

What makes this all the more frustrating is the lack of community consultation. The city imposed this program **without asking Chinatown residents what we actually wanted**. DOT and city agencies failed to hold hearings that truly reflected local concerns. Instead, they pushed forward an agenda that prioritizes **outsiders, nightlife, and unchecked tourism over the people who actually live and work here**.

Perhaps the most egregious example of this comes from the **disrespect shown to our cultural institutions**. The presence of public intoxication, vomiting, and noise in front of **Chinese funeral homes and places of worship** is a level of disregard for Chinatown that would **never** be tolerated in more affluent neighborhoods.

## What Needs to Change

We are calling on the City Council, DOT, and other agencies to **immediately reassess Open Streets on Canal Street** and take the following actions:

1. **Shut it down.** This program has done more harm than good and should **not** be renewed.
2. **Enforce existing laws.** Smoking at outdoor tables is illegal under the Smoke-Free Air Act. So is public drinking. So are unpermitted events that block streets. Yet all of this is happening nightly, with no enforcement.
3. **Stop approving sidewalk seating for bars and nightlife establishments.** We successfully opposed the application for Le Dive at 37 Canal, but that is just the beginning. We cannot continue expanding an already out-of-control situation.
4. **Restore order and respect in Chinatown.** This is a community of families, seniors, and small businesses—not a playground for rowdy nightlife and unchecked tourism. The city needs to recognize and protect what makes this neighborhood unique.

This is our home, and we refuse to let it be turned into an unregulated party zone at our expense.

Thank you for your time.

**Jan Lee**

Founder, The Chinatown Core Block Association

**From:** [Jason Mellow](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Kelmar, Caitlin](#); [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Monday, February 24, 2025 9:40:43 AM

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Dear Subcommittee on Zoning and Franchises, My name is Jason and I live at [REDACTED] Le Dive's outdoor seating impacts not only my partner and myself, but the entire neighborhood. I understand the desire for restaurant owners to provide outdoor seating during the warmer months, but it must be done in a manner that is respectful to the community.

Last summer Le Dive's sprawling outdoor seating took over a tremendous amount of the street, leading to a noise level that was entirely too loud at night. I work during the evenings and as I would return home I was often surprised by how late diners were allowed to stay outside drinking. It was also clear from subway crowds and the amount of people ordering taxis at the end of the night that most of these patrons do not live in this neighborhood.

Our neighbors who live in the surrounding buildings and streets deserve to have peace and quiet at a reasonable time every day of the week. There are families and business owners who are often awake early in the day, and if I lived directly above Le Dive, it would be impossible to achieve a good night's sleep. As a lifelong New Yorker who has lived in many boroughs and apartments, it is hard to imagine Le Dive's previous outdoor seating set-up would be approved in any other neighborhood.

If Le Dive requires outdoor seating, it should be given a smaller footprint on the street and should be required to move patrons inside at a reasonable time every night.

Please do not allow renewal of its sidewalk seating in its current form. I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Warmly,  
Jason



**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: PLEASE DO NOT TAKE AWAY LE DIVES OUTDOOR SEATING!!  
**Date:** Thursday, February 27, 2025 3:10:14 AM  
**Attachments:** [horizon .png](#)  
[linkedin.png](#)  
[instagram.png](#)  
[icon.png](#)

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----- Forwarded message -----

**From:** Jayne Carver [REDACTED]  
**Date:** Wed, Feb 26, 2025 at 12:40 PM  
**Subject:** PLEASE DO NOT TAKE AWAY LE DIVES OUTDOOR SEATING!!  
**To:** [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To whom it may concern,

I believe that Le Dives outdoor space adds character and energy to the street. Going to dime square in the summer is one of my favorite activities, if you take away the outdoor seating it will greatly effect the atmosphere. The energy and foot traffic that happens is dime square is an amazing thing for this city and we should be adding more, not taking away. Please reconsider, thank you!

Sincerely,

Jayne Carver



   [Fortune's 50 Best Workplaces in Advertising and Marketing 2023 · We're Hiring →](#)

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**From:** [Jessica Bruce](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Saturday, February 22, 2025 11:50:36 PM

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Dear Subcommittee on Zoning and Franchises,

Le Dive, because of the closing down of our major avenue for a couple of bars, has been a huge issue for the neighborhood. They turned into a club, and they attract mostly tourists and transients. The noise and the party atmosphere they've brought to the neighborhood due to the "open street" that was allowed for years really affected things around here and anything to minimize or remove that extra public space they were gifted for years from their opening, would be the right thing to do.

Please do not allow renewal of its sidewalk seating, or more importantly do not allow the "open streets". There is no reason that should be allowed. It's done nothing for the community or any real New Yorker who cares about the LES.

Thank you

Jess Bruce

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Outdoor Seating  
**Date:** Monday, February 24, 2025 10:42:20 AM

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Le Dive Sidewalk Cafe—letter of support

----- Forwarded message -----

**From:** Jordan Smoczyk <[REDACTED]>  
**Date:** Sat, Feb 22, 2025 at 10:28 AM  
**Subject:** Outdoor Seating  
**To:** <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

To the City Council,

I am writing in support of Le Dive's outdoor seating. There are nowhere near enough outdoor dining options in New York anymore, limiting opportunities for New Yorkers to enjoy fresh air and restaurants to pay exorbitant rents.

Please expand and do not limit outdoor seating like that at Le Dive. If New York is to be competitive with other global and national cities, a vibrant outdoor scene is critical.

Thank you for considering this,  
Jordan Smoczyk  
Brooklyn Resident

Jordan Smoczyk  
she/her  
[REDACTED]  
[REDACTED]  
[REDACTED]

February 22<sup>nd</sup>, 2025

To Whom It May Concern,

My name is Juliana Marquez and I am a medical student living in New York City. As someone who visits Le Dive and its surrounding area frequently, I can say that the energy and life Le Dive adds to the neighborhood is undeniable. It is a place where I have made a lot of great memories, especially over the summer when you can sit outside and enjoy a nice conversation with friends. The best part of Le Dive is that it not only offers great food and well selected wines, but it also provides its guests with an unforgettable experience. Its kind servers and décor make it a place I truly enjoy going to. As I continue my medical school journey, I will continue to go to Le Dive. I am especially looking forward to enjoying the warmer months there and, hence, support Le Dive's Sidewalk Café application.

Warmly,

*Juliana Márquez*

Juliana Marquez

**From:** [Le Dive Friends](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Fwd: Bisou Wine Bar's support for Le Dive  
**Date:** Monday, February 24, 2025 10:21:56 AM

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From: **Kate Presbury** <[REDACTED]>  
Date: Mon, Feb 24, 2025 at 1:24 AM  
Subject: Bisou Wine Bar's support for Le Dive  
To: [friends@ledivenyc.com](mailto:friends@ledivenyc.com) <[friends@ledivenyc.com](mailto:friends@ledivenyc.com)>

Hi,

I hope I'm not too late in submitting this.

I am writing in strong support of Le Dive's outdoor seating application. As both a fellow bar owner and a frequent patron of Le Dive's terrace, I can vouch to the significance of this space. Their outdoor seating offers a rare experience in the city: an inviting, transportive atmosphere where patrons can truly relax without feeling rushed.

To remove any part of this would be a tremendous loss—not just for the east side, but for the city as a whole. Le Dive's terrace enhances the neighborhood's energy and provides an experience that is increasingly rare in NYC. I sincerely hope you will grant their application and allow this beloved space to continue serving the community.

Thank you,  
Laura "Kate" Presbury  
Co-Owner, Bisou Wine Bar

**From:** [Leland Yu](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Neighbors OnCanal](#); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Sunday, February 23, 2025 11:05:59 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Leland Yu and I live at [REDACTED]. My family has been part of the Chinatown community for four generations. Through my roots in the neighborhood, I have established valuable relationships with integral community members including other longtime residents, small business owners, and elected officials.

I am also the founder and president of a nonprofit organization called Run for Chinatown. Our mission is to inspire and strengthen the Chinatown community through running. For my efforts, I have been named a Community Champion by Nike, New Yorker of the Week by NY1, and received a Proclamation from Manhattan Borough President Mark Levine and a Citation State Assemblymember Grace Lee.

I have witnessed firsthand the transformation and quite frankly the absolute degradation of my neighborhood stemming from the utter disrespect of some small businesses and their patrons. Le Dive is one of those businesses. In my experience, their use of sidewalk seating shows zero consideration of the local residents who need to use the sidewalk as an actual walking path. When Le Dive is busy in the spring and summer, it is common to see a crowd of people blocking the sidewalk as they wait for a table. So you can imagine that the large crowd of people waiting, on top of the patrons already seated, on top of servers hustling back and forth with plates and glasses, basically creates a zoo-like atmosphere. I have never once seen any effort from the staff to mitigate the chaos.

I strongly urge the Subcommittee on Zoning and Franchises to not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Thank you,  
Leland



**From:** [M.L](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive - Neighborhood Quality of Life issues  
**Date:** Sunday, February 23, 2025 12:08:04 PM

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Dear Subcommittee on Zoning and Franchises,  
My name is Melissa Lin and I manage the property at [REDACTED]. Le Dive has impacted us mostly by the amount of trash and loitering around our property late into the night. Please do not allow renewal of its sidewalk seating.  
Sincerely,  
Melissa Lin

**From:** [Miranda Cassel](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Sunday, February 23, 2025 10:55:56 AM

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Dear Subcommittee on Zoning and Franchises,

My name is Miranda Cassel and I live in [REDACTED]. When they had sidewalk seating last year, Le Dive impacted me by taking up most of the space on the sidewalk and the street. Also, there is a lot of noise that is caused by many people carousing in the street outside the bar until the early hours of the morning, very disturbing to residents trying to sleep.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

Sent from my iPad

**From:** [Neighbors OnCanal](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Neighbors OnCanal](#); [Kelmar, Caitlin](#); [Marte, Christopher](#); [Stetzer, Susan \(CB\)](#); [Fannie Ip](#); [kavanagh@nysenate.gov](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Monday, February 24, 2025 9:08:11 AM  
**Attachments:** [Screenshot 2025-02-24 at 8.41.27 AM.png](#)

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Dear Subcommittee on Zoning and Franchises,

We are [Neighbors on Canal](#) and we ask you to please reject Le Dive's application for Sidewalk Seating.

Le Dive's Sidewalk Seating totals 18 seats - a mere drop in the bucket when you consider that their Roadshed and Open Streets seating totals **over 90+ seats**.

**If the council were to reject their sidewalk seating - Le Dive will still be able to operate over 70+ outdoor seats** - a massive outdoor dining footprint with an outsized impact on the neighborhood that is home to mostly low income, immigrant Chinese families and elders. Le Dive does not need the sidewalk seating. The Community does not need the sidewalk seating.

In Addition, Le Dive has proven to be a **problematic operator** with no regard for the neighborhood:

1. [DJs in basement](#) in violation of their CB3 Stipulations, as recent as Feb 14 2025 for an "ALL NIGHT" gig.
2. [Wait Lines](#), consistently recurring, complete with velvet rope - in violation of their CB3 Stipulations
3. [Playing amplified music with facades open](#) after 10pm in violation of their CB3 Stipulations
4. [Sidewalk tables consistently block ADA access](#) to sidewalk
5. [Allow guests to drink alcohol while standing](#) in sidewalk cafe area
6. [63x 311 Complaints](#) - plus DSNY Violations, DOT Non-compliance
7. [Consistently operating past designated hours in the 2024 Open Street](#) (Curfew is 10pm - Their security guard said they end outdoor service at 10:45pm)
8. [Consistently operating past designated hours their 2024 Sidewalk Cafe](#) (Curfew is 10pm - Their security guard said they end outdoor service at 10:45pm)
9. Encouraging smoking by placing ashtrays on outdoor tables.
10. [Blocking public space curb cut access](#) with their decorative planters
11. Blatant disregard for neighbors asking them to turn their music down, violation of [Stipulations signed with the SPaCE Block Association](#) in 2021.

**Rejecting their Le Dive's Sidewalk Seating will not harm their bottom line, but it will be a step in the right direction in restoring civility, livability, and order to residents and neighboring businesses on Canal Street.**

Since the implementation of Open Streets and the expansion of Le Dive's outdoor dining seating, residents have seen an explosion of quality of life issues as well as a **total privatization of what was supposed to be public space.**



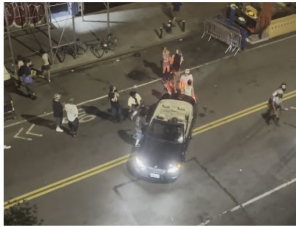
Open Streets invites public intoxication and disrespectful behavior - Vomit in front of a Chinese funeral home



Massive crowds of 500+ people on two blocks of residential Canal Street, every night, 7 days a week



DOT's Open Streets Programs disrupts local commerce and business - blocking storefronts on Canal St., and forcing already strained public safety and services to work around an unnecessary and unsafe street closure



Open Streets on Canal is well known for its lack of enforcement and oversight. This type of behavior (illegally parked car in the closed off street, open container drinking, blasting music) is typical and recurring.



DOT has turned low-income, immigrant Chinatown into a 'Bourbon Street' - creating an unregulated party atmosphere that attracts amplified sound performers, food trucks, and unpermitted block parties drawn to the massive crowds drinking and smoking in the streets



Open Streets Partner Businesses allow unchecked smoking at their outside tables in violation of the Smoke Free Air Act (SFAA). Residents who live on Canal street are subjected to clouds of cigarette and marijuana smoke outside their windows 7 days a week. Many who live in this low-income part of Chinatown keep their windows open for ventilation during the summer.

Please do the right thing and reject Le Dive's sidewalk seating.

Thank you!

[neighborsoncanal.com](http://neighborsoncanal.com)

Urge the DOT to adopt the [Canal Street Community Working Plan!](#)

**From:** [Nick Panama](#)  
**To:** [Land Use Testimony](#)  
**Subject:** [EXTERNAL] Opposition to Le Dive's Outdoor Dining Permit Renewal  
**Date:** Tuesday, February 25, 2025 1:36:22 PM

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Dear Community Board,

I am writing to express my strong opposition to Le Dive's application for a four-year outdoor dining permit. Despite being relatively new to our neighborhood, this establishment has demonstrated a complete disregard for local residents by seating 90 people outdoors, plus allowing additional patrons to stand around their tables during peak hours. This excessive outdoor presence has significantly disrupted our community's peace and quality of life, with noise and congestion extending well beyond reasonable hours.

Even if denied this permit, Le Dive will retain substantial outdoor seating through their café license and Canal Closed Street allowances. However, approving their current application would further reward their inconsiderate business practices and exacerbate existing problems. We do not want our neighborhood to deteriorate like the area north of Delancey, where public intoxication and disorderly conduct have become commonplace. I urge you to prioritize the wellbeing of long-term residents over the expansion of an establishment that has shown no interest in being a respectful community partner.

Thanks for your consideration,

Nick

Nick Panama

**From:** [n.a](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Saturday, February 22, 2025 1:40:37 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Nicole Noselli and I live at [REDACTED].

Le Dive has impacted me by making the neighborhood very crowded and loud in the evenings. It impacts the quality of life in our neighborhood and those of us who live on Canal.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

Sent from my iPhone



**From:** [Nicole Parcher](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Wednesday, February 26, 2025 8:26:16 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Nicole Parcher and I live at [REDACTED].

Le Dive has impacted me by contributing to the loud, obnoxious, drunken crowds that fill my neighborhood of 25 years every weekend and every night during the warm weather. The noise and crowds are very unpleasant and disruptive to the peace and wellbeing of local residents who need to have a good night's sleep so we can get up and function at our jobs in the morning.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Best,  
Nicole Parcher

[www.nicoleparcher.com](http://www.nicoleparcher.com)

**From:** [Ronald Ryer](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Sunday, February 23, 2025 4:14:56 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Ronald Ryer and I live at [REDACTED].

Le Dive has impacted me by reducing the quality of life in this street by increasing noise, congestion and crowding in public areas. This has upset the usual and no longer complimentary balance between the life of residents and the commercial interests of select businesses.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing

**From:** [SPaCE BA](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [Stetzer, Susan \(CB\)](#)  
**Subject:** [EXTERNAL] OPPOSITION Testimony: Dine Out Applicant - Le Dive @ 37 Canal Street  
**Date:** Sunday, February 23, 2025 8:52:10 PM

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To Whom It May Concern,

By way of introduction, my name is Emma Culbert and I am a 20+ year resident of the Lower East Side of Manhattan as well as the president of a long standing block association called, SPaCE (Seward Park around Canal East). I am raising my family which includes my 2 teenaged sons, husband, and me. My children have lived here their entire lives. Our home is kitty corner to Le Dive. I can see the establishment from my window.

Our block association met with Jon Neidich, the owner of Le Dive, in July 2021. We came to an agreement regarding hours and impressed upon him the vibe of the neighborhood. The fact that a big part of what made our neighborhood desirable and symbiotic between residents and food and beverage establishments was the reasonable hours to which almost all of the other hospitality establishments adhered.

Since Le Dive has opened its' door in late spring 2022, they have preyed on this community with zero concern for their neighbors. Le Dive regularly flouts stipulations dictated in their NY SLA On Premise Liquor License as well in the NYC Dine Out stipulations. Specifically, they regularly do not close their large windows and door by 10pm, they play amplified music outdoors and they do not shut down their seating allowed to them by way of their cafe license by 10pm. They also have been in gross violation of the American with Disabilities act by putting planters, bussing carts and umbrellas directly in the path of a curb cut / walkway and regularly not keeping a 36" clear path on the sidewalk. Finally, they constantly have patrons standing in and amongst their outdoor tables and smoking tobacco and cannabis/vaping at their tables.

Le Dive has created a huge quality of life issue for the residents who live in my community. During warmer months, we are now forced to endure a massive increase in the volume of noise, inhale copious amounts of tobacco, vape and marijuana smoke, circumvent throngs of people on the sidewalk and scurrying rats of epic proportions, avoid public intoxication and tolerate much higher levels of trash strewn about the streets. The increased foot traffic and activity on the street have led to loud

music, shouting, and other disruptive behavior that lasts well into the night.

Le Dive has a maximum capacity of 74 people indoors, yet are seating 90 chairs outdoors plus all the people who are standing amongst the tables. Due to Le Dive's corner location and being located on an "Open Street", they have been given an egregious amount of public space for private gains. They then further utilize space that has not been granted to them by violating Dine Out stipulations. As of this past 2024 Dine Out / Open Streets season, their outdoor seating breakdown was as follows:

- 12 seats in Canal Street shed
- 18 seats adjacent to the building
- 28 seats in the Ludlow Street shed
- 32 seats on Canal Open Streets

Our block association has worked diligently since 2006 to partner with incoming food and beverage establishments and come to agreeable terms that serves all parties involved. This symbiosis has been obliterated as a result of the Dine Out Program and further reduced to by bad actors like Jon Neidich.

While our neighborhood has gentrified on a business level, the gentrification of actual residents living in this community is much slower. Most buildings in this neighborhood are 5 stories or less. Many people in our neighborhood live at or below poverty level and require keeping their windows open for ventilation. As a result, these residents are forced to endure all the negative effects created by Le Dive. Further, these Chinese immigrant residents will not speak up on their behalf due to concern about their immigration status and bringing attention to themselves.

Considering the gross lack of enforcement of legally agreed upon stipulations, the Smoke Free Air Act and Open Container Law, we implore you to reign in the situation which the DOT has created and Le Dive has exploited. Further, the fact that the Dine Out license has a 4 year time span gives very little recourse to the people who actually live in and around 37 Canal Street. To that end, ***we strongly urge you to deny this application. Le Dive would retain 50 outdoor seats without the Dine Out permit. This would still give them a larger outdoor footprint than any other restaurant in the immediate area.*** Something has to give. They should either be granted seating via Open Streets or Dine Out. Granting them both is a gross

misjustice to this small neighborhood.

We did not choose to move into a public plaza. Our choice to live a healthy lifestyle with the ability to open our windows and go to sleep at a reasonable hour as well as easily navigate the streets that surround our home should not be ignored. The city has made permanent a massive program which greatly negatively affects the Quality of Life for many residents and non food and beverage businesses. The city has failed us. Make it right by reigning in the establishments which are abusing this massive privilege at public expense.

Sincerely,

SPaCE Block Association  
Emma Culbert, President

Photos of Le Dive's operations:



**From:** [Timothy Lee](#)  
**To:** [Land Use Testimony](#)  
**Cc:** [neighborsoncanal@gmail.com](mailto:neighborsoncanal@gmail.com); [Kelmar, Caitlin](#)  
**Subject:** [EXTERNAL] Written Testimony for Le Dive  
**Date:** Tuesday, February 25, 2025 8:08:09 PM

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Dear Subcommittee on Zoning and Franchises,

My name is Timothy Lee and I live at the corner of [REDACTED].

Le Dive has impacted me by creating dangerous and unpleasant conditions. Le Dive's active encouragement of public smoking creates health concerns: Le Dive also actively places ashtrays on sidewalk tables. I actively avoid the East Broadway subway station at night because of the unsafe environment nearby. It is unpleasant and dangerous to have to pass through secondhand smoke just to get home.

The business also consistently violates the SLA stipulations of leaving their facade open after 10 PM. When one establishment keeps its facade open late, it encourages others to do the same, gradually shifting the area's residential character toward a late-night entertainment district. This domino effect leads to increased noise, larger crowds, and a more disruptive environment, making it harder for residents to enjoy peace and quiet. It also weakens enforcement, as other businesses may argue for similar leniency, ultimately eroding the quality-of-life protections in place for the community.

I stand in solidarity with my neighbors who have consistently raised concerns about its negative impact on the community.

Please do not allow renewal of its sidewalk seating.

I authorize Neighbors On Canal to read this statement on my behalf at the public Hearing.

Sincerely,  
Timothy



Le Dive Sidewalk Cafe Seating  
Community Support Letters & Emails

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Mia Rothweiler

[REDACTED]

Hi all!

I'll keep this short and sweet. Le Dive has the most unique and aspirational outdoor dining/hanging set up in the city. Whenever you're looking for a place to meet friends when the weather gets nice it's something like this that no one else has been able to match what Le Dive provides. We can't lose it! It gives NYC a taste of Europe and add so much personality to Dime square.

Viva Le Dive sidewalk/street!

Best,

Mia Rothweiler

Studio Miles Greenberg  
[REDACTED]

Subcommittee on Zoning and Franchises  
New York City Council City Hall, New York, NY 10007

02/24/2025

Support for the Continued Allowance of Sidewalk Café Seating at Le Dive

Dear Members of the Subcommittee on Zoning and Franchises,

I am writing to express my strong support for the continued allowance of sidewalk café seating at Le Dive, a beloved establishment that has become a staple in our community. As a resident and frequent patron of this vibrant neighborhood, I have witnessed firsthand the positive impact that Le Dive's outdoor seating has had on both local businesses and the broader social fabric of our area.

Le Dive's outdoor seating has provided more than just a place to dine—it has created a welcoming space where neighbors gather, friendships are formed, and the street life of our section of Canal Street thrives.

Restricting or eliminating sidewalk seating at Le Dive would not only be a loss for the business but also for the residents and visitors who rely on it as a communal gathering space. I respectfully urge the Subcommittee to recognize the unique value that this establishment and others like it bring to our city and to allow its continued operation.

Thank you for your time and consideration. I appreciate your commitment to policies that support local businesses and foster strong, engaged communities.

Sincerely,

Miles Greenberg

[REDACTED] New York, NY, 10002

Ryan Goydos  
[REDACTED]

To Whom It May Concern,

I am writing to express my strong support for the continuation of sidewalk seating at Le Dive, a beloved wine bar in New York. As a member of the local community and a frequent patron of the establishment, I have seen firsthand how integral Le Dive's outdoor seating is to the neighborhood's vibrancy and sense of connection.

Le Dive is not just a wine bar; it is a space that fosters community. The sidewalk seating allows guests to enjoy the energy of the street while enjoying thoughtfully curated snacks, cocktails, and natural wine. The setting encourages conversation and brings together people from all walks of life, creating a warm, inclusive atmosphere. It also serves as a cultural gathering spot, where visitors can experience the dynamic intersection of food, wine, and community in a way that's uniquely New York.

Beyond the joy of a great glass of wine, the outdoor seating offers a chance for locals to slow down and enjoy each other's company, while also adding to the charm and liveliness of the neighborhood. It supports local culture by providing a space where people can share stories, meet new people, and discover something new – whether it's a new wine or a new friend. The sidewalk seating contributes to the organic, welcoming energy that makes Le Dive such an essential part of the community.

In a city that thrives on its diverse and ever-evolving culture, preserving Le Dive's sidewalk seating is a vital part of maintaining the neighborhood's sense of identity. I wholeheartedly support the continuation of this seating arrangement and encourage you to consider its positive impact on the community and the culture that Le Dive has helped nurture.

Thank you for your time and consideration.  
Sincerely,

Ryan Goydos  
[REDACTED]

Le Dive Sidewalk Cafe Seating  
Community Support Letters & Emails

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Ronnie Flynn

[ronnie@theflowershopnyc.com](mailto:ronnie@theflowershopnyc.com)

To Whom It May Concern,

I am writing to express my support for Le Dive's application for sidewalk café seating. Le Dive is a trusted neighborhood spot that offers reasonably priced food in a welcoming and relaxed atmosphere. It has become a cultural hub where locals and visitors alike can enjoy a friendly, comfortable setting.

Sidewalk seating would enhance the ambient charm of the area, providing a pleasant space for the community to gather and enjoy the neighborhood's unique character. Given Le Dive's reputation as a responsible and respectful establishment,

I am confident that the additional seating would be thoughtfully managed and a positive addition to the street.

Sincerely,

Ronnie Flynn Co-Founder

theflowershopnyc.com littlewaysnyc.com

Le Dive Sidewalk Cafe Seating  
Community Support Letters & Emails

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Leslie G. Lewis  
[REDACTED]

Hello,

Please put this note in with your letters of support to city council. As someone who lives in the neighborhood, at [REDACTED], I'm a big fan of the outdoor dining on Canal Street. Le Dive has only added to the evening dining and drinking scene, it never gets overly boisterous and is always quiet by 11pm.

I hope that you approve their application.

Best,

Leslie Lewis

-- Leslie G. Lewis

Le Dive Sidewalk Cafe Seating  
Community Support Letters & Emails

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Lauren Kachmarik  
[REDACTED]

Hi!!

My name is Lauren Kachmarik and I live with my boyfriend in the Lower East Side. Apologies in advance for the sappy letter, as Le Dive has come to mean a great deal to the both of us, sharing incredible monuments in our relationship. We want to ensure the atmosphere of the restaurant continues to energize the community, as it has done for so long with the sidewalk seating cafe.

We had our first date in July of 2023, enjoying the atmosphere of a quintessential New York summer evening. Months and many Le Dive martinis later, we shared our first "I love yous", sitting outside, admiring the energy of the crowd on the street. We bring family and friends alike to Le Dive, as it perfectly illustrates the energy that is so unique to New York City. I hope to share more moments with great company and great food, meeting friends and strangers alike on the sidewalks of Le Dive.

The outdoor seating at Le Dive is a staple of Dimes Square, and fosters a community to create relationships, and lasting memories. I would know, I have seen it first hand!

I hope this helps the cause,  
Lauren Kachmarik and Andrew Tublin (big Le Dive fans)



Natalia Ghorbani

[REDACTED]

Dear City Council Members,

I'm writing to express my support for Le Dive's sidewalk café seating. From the moment I first came to Le Dive, I felt at home—thanks in large part to the warmth and kindness of the incredible team, especially Sophia and Bianca. Their hospitality and friendship make every visit feel special, and it's a place where I always feel welcome.

Le Dive isn't just a bar; it's a gathering space that brings people together. Even my mom, who visits from California, loves spending time on the patio with me. There's something magical about enjoying a drink in the sunshine, surrounded by the energy of the neighborhood. It's a one-of-a-kind spot that makes New York feel even more like home.

I truly hope you'll approve their application so we can continue to enjoy this beloved space.

Best,  
Natalia Ghorbani

**Meena Mattamana**

[REDACTED]

Dear City Council Members,

I'm writing to express my support for Le Dive's sidewalk café seating. I live in South Williamsburg and take the M train to Le Dive most weekend afternoons from spring through fall—it's truly one of my favorite pastimes. Sitting on the patio with my dog, soaking in the sunshine, and enjoying gelato is something I look forward to every week.

Le Dive's outdoor space creates such a special and inviting atmosphere. It's not just a place to eat and drink; it's a spot where people gather, connect, and experience the best of the neighborhood. There's nothing else quite like it, and it adds so much life to the community.

I hope you'll approve their application so we can continue to enjoy this incredible space for seasons to come.

Best,

Meena Mattamana

Leanne Robinett



Dear City Council Members,

I'm writing to show my strong support for Le Dive's sidewalk café seating. I've lived in the Lower East Side for seven years, and there is truly nowhere else with outdoor seating like Le Dive. It's something I look forward to every single weekend—a place that feels like the heart of the neighborhood, where I can build friendships and community!

Le Dive's outdoor space adds so much to the energy of the street - it makes the area feel alive, welcoming, and connected. Whether it's friends catching up over a glass of wine, neighbors stopping by, or people simply enjoying the vibrant atmosphere, it's the kind of space that makes a city feel like home.

I hope you'll approve their application so we can continue to enjoy and benefit from this incredible place.

Cheers!

Leanne Robinett

Nicholas Rhodes



Dear Le Dive Team,

I have proudly called Grand Street home for over 20 years and have witnessed firsthand the vibrant energy that makes the Dimes Square area so special.

The outdoor dining and gathering spaces have become a vital part of our community's spirit—they foster connections, support local businesses, and add to the overall warmth of our neighborhood. I wholeheartedly support your sidewalk seating application.

Maintaining these outdoor accommodations not only preserves the unique character of our area but also ensures that future generations can continue to enjoy the same welcoming, dynamic environment we cherish today.

Thank you for your dedication to keeping our community lively and connected.

Sincerely,

- Nicholas & Team OutSnapped

Elizabeth M. Lagno  
[REDACTED]

To Whom It May Concern,

I am writing to express my strong support for granting outdoor seating to Le Dive on Canal Street for the 2025 summer season. As a valued establishment in the neighborhood, Le Dive enhances the vibrancy of the area by providing a welcoming space for both locals and visitors. Outdoor seating would not only contribute to the lively and communal atmosphere of Canal Street but also support local businesses and pedestrian-friendly initiatives. With responsible management and adherence to city guidelines, Le Dive's outdoor seating would create an enjoyable and safe environment that enriches the neighborhood's cultural and economic vitality.

I urge you to approve their request and allow Le Dive to continue serving as a beloved gathering spot for the community.

Thank you for your time and consideration.

Sincerely,  
Liz

—

Elizabeth M. Lagno  
[REDACTED]

Carl Kammerer



To the New York City Council Members,

As a longtime resident of New York City, I urgently request your approval of Le Dive's sidewalk seating permit. This establishment isn't just a restaurant—it's a cultural anchor that embodies the spirited soul of Canal Street.

The sidewalk seating became our open-air living room and is a big part of what makes New York magical. To lose this space would amputate part of our neighborhood's identity.

Please preserve this vital piece of downtown's fabric.

Thanks

Carl Kammerer





Le Dive Sidewalk Cafe Seating  
Community Support Letters & Emails

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Rachel Josar



To whom it may concern:

I would like to wholeheartedly support the sidewalk seating application of Le Dive on Canal St.

As spring approaches New York City, it is wonderful to see the opening of Le Dive's sidewalk dining as a space for New Yorkers to spread out, relax, enjoy, and gather. Even in times when I am not personally visiting the restaurant, I enjoy seeing the convivial atmosphere and joy it brings to Canal Street. I believe the outdoor space adds to the energy of the street, fosters a welcoming atmosphere, and nurtures a supportive local community.

If the application were denied, it would be such a loss for the downtown community that gathers in this area after months of being cooped up in tiny, cold apartments. I trust the community board will vote to continue Le Dive's sidewalk cafe status as a boon for all New Yorkers looking to enjoy the vibrancy of our city outdoors in the coming months.

Sincerely,

Rachel Josar

New York City resident

Board Member of Friends of Washington Market Park

Meera Patel

[REDACTED]

When I think of pouring through horrible winters in NYC, I think about spring/summer in Dimes Square. The outdoor space of Le Dive is a majority of that, you can literally feel the energy this space brings just thinking about it.

It's an energy in NYC (and frankly the US) like no other — it's the epitome of what this city represents, a diverse community with the highest of energies. It would be an absolute loss to the city to lose this special place.

We simply need it x

Meera Patel

Mary Rose Ramos

[REDACTED]

Hello friends at Le Dive!

Writing in about the sidewalk application hearing tomorrow with the City Council.

Nothing beats Le Dive in the spring and summer. After being cooped up all winter, New Yorkers are desperate for a welcoming place to defrost and Le Dive is everything that is good about living in this city. After months of a not-so-playful dance between solitude and overly packed bars with no seating, and just when you think you've given up for the last time and want to move, it is communal spaces and places like Le Dive that let those silly, delusional thoughts melt away. Please give us our neighborly warmth! Here's to sidewalk seating at Le Dive!

Good luck on Monday!

Mary

Mary Rose Ramos (she/her)  
New York | Los Angeles | México City  
[Linkedin](#)

Sam Horowitz  
[REDACTED]

Re: Letter in Support of Le Dive's Sidewalk Seating Application

February 22, 2025

To Whom It May Concern:

My name is Sam Horowitz, and I have lived in the Two Bridges neighborhood of New York City for the past three years. During that time, I've had the pleasure of experiencing Le Dive's outdoor seating across multiple seasons. In the fall, I've gathered with my roommates to soak in the last bit of warmth. In the spring, I've studied with my law school textbooks, accompanied by the sound of a nearby guitarist. And in the summer, I've wandered through the Canal Street community, filled with gratitude for being part of such a vibrant, diverse, and lively neighborhood.

Le Dive's outdoor seating fosters this strong sense of community. The space transforms this corner of the city into something reminiscent of a Parisian street. While I've been fortunate to enjoy it for several years, I hope the City will approve Le Dive's seating application so even more people can experience this little slice of heaven right here in New York.

Thank you for your consideration.

Respectfully submitted,

/s/ Sam Horowitz

[REDACTED] New York, NY 10002

Jordan Smoczyk  
[REDACTED]

To the City Council,

I am writing in support of Le Dive's outdoor seating. There are nowhere near enough outdoor dining options in New York anymore, limiting opportunities for New Yorkers to enjoy fresh air and restaurants to pay exorbitant rents.

Please expand and do not limit outdoor seating like that at Le Dive. If New York is to be competitive with other global and national cities, a vibrant outdoor scene is critical.

Thank you for considering this,

Jordan Smoczyk  
Brooklyn Resident

Jordan Smoczyk  
she/her  
[REDACTED]

<http://www.linkedin.com/in/jsmoczyk>

Alexa Scully

[REDACTED]

To whom it concerns...

Le Dive is a gem of this community. This corner of canal and its culture has completely grown out of Le Dive and the atmosphere, family, and energy it has created. The sidewalk seating provides a place to meet with friends and get well-priced food and drink while feeling uniquely engaged with the Lower East Side community. This corner of the neighborhood would suffer a loss were it to go away.

Please keep it!!

Sincerely,

Alexa Scully  
New York, NY

[REDACTED]

Trac Vu

Dear NYC Councilmembers.

I live down the street from Le Dive, on Division. Our daughter goes to school at [REDACTED], I work at [REDACTED], and my mother-in-law lives in Seward Park Coop, all also down the street, but on the other side of Le Dive, so my husband and I walk or bike by it at least twice a day. I think Le Dive has the cleanest, most orderly, and most aesthetically pleasing outdoor seating operation of all the restaurants on those few blocks.

Also, around Halloween, Le Dive sponsored a pumpkin carving event in Seward Park. I'd thought they'd give some money to the Seward Park Conservancy to put their name on the event, but they completely managed the sign up, distribution, and collection of pumpkins. On the day of they staged and staffed a whole photo set-up with bales of hay and pro lights for little kids to do Halloween photoshoots. The manager and workers went back and forth between the restaurant and the park to make sure everything was running smoothly. At both places we ran into so many people we hadn't seen in literal years - parents we met in the park during the shutdown, people we knew from living in the neighborhood fifteen, twenty years ago.... It was the kind of lowkey but lively events that you would want around to nurture a community.

I hope you will consider approving Le Dive's sidewalk seating application so they can be economically viable and be able to stay around.

Sincerely,  
Trac Vu

[REDACTED]  
New York, NY 10002  
[REDACTED]



**Nick Butterini**



Email in support of sidewalk seating:

I live in the Lower East Side along with my wife and three year old. The summer is our favorite time of year because that's when our vibrant community is on full display, and I believe street seating adds to the vibrancy.

My family loves it when streets become blocked off to cars giving priority to seating and pedestrians. Not only is it fun, but it makes our neighborhood safer. As a father of a young child this is an important issue to me. I only have had positive experiences with Le Dive's street seating, both as a customer or as a passerby.

Finally, Le Dive has also hosted and sponsored fun community events like the pumpkin carving competition and Christmas tree lighting at Seward Park, which my family enjoyed participating in.

I would ask that their permit is renewed.

Cheers,  
Nick

Lydia Masri



The outdoor seating at Le Dive and Clandestino is, by far, my favorite part of the neighborhood in the warmer months. It fosters a sense of community and joy that brings together people from all neighborhoods of New York.

Visiting friends rave about the energy of the neighborhood after walking by the outdoor seating and local friends, and I spend hours joyfully scouring for a spot. It's hard for me to fathom any upside in getting rid of what seems to be the cornerstone of our small neighborhood.

- Lydia

January 27, 2025

Commissioner Ydanis Rodriguez  
NYC Department of Transportation  
55 Water Street  
New York NY 10041

Dear Commissioner Rodriguez,

As a 20-year resident on the Lower East Side, I am writing to offer my full support of the Canal Open Street permit for the 2025 season.

The Lower East Side is a vibrant and active community, even more so for the Canal Open Street initiative. As many know, our neighborhood has experienced a significant uptick in car traffic in recent years. Closing Canal to traffic every year — and offering a space that's dedicated just for pedestrians — helps to strengthen our neighborhood, creating a small haven where locals and visitors can both connect, explore and, critically, relax outdoors.

I personally look forward to the Canal Open Street program resuming each summer. I love the influx of new visitors who arrive to spend time at one of the local restaurants on Canal Street or shop in one of the small stores (which we cherish) because they discover our park as well, learning a little bit more of what makes our area so truly unique and special.

I truly hope the Department of Transportation will again approve the Canal Open Street permit for 2025. (We honestly need more Open Street permits granted across neighborhood.) They help strengthen our local economy, bring new attention to the vibrancy of the Lower East Side and offer a respite to us all.

Please do not hesitate to contact me with any questions at [REDACTED] or [REDACTED]

Sincerely,



Lauren Barack

[REDACTED]  
New York NY 10002  
[REDACTED]

**THE COUNCIL  
THE CITY OF NEW YORK**

*Appearance Card*

I intend to appear and speak on Int. No. \_\_\_\_\_ Res. No. \_\_\_\_\_

☐ in favor ☐ in opposition

Date: \_\_\_\_\_

(PLEASE PRINT)

Name: CRWIS ATZAI

Address: [REDACTED] BROOKLYN NY 11249

I represent: LE DIVE

Address: 37 CANAL ST

**THE COUNCIL  
THE CITY OF NEW YORK**

*Appearance Card*

I intend to appear and speak on Int. No. \_\_\_\_\_ Res. No. \_\_\_\_\_

☐ in favor ☐ in opposition

Date: \_\_\_\_\_

(PLEASE PRINT)

Name: Jon Neidich

Address: [REDACTED]

I represent: Le Dive

Address: 37 Canal St

**THE COUNCIL  
THE CITY OF NEW YORK**

*Appearance Card*

I intend to appear and speak on Int. No. \_\_\_\_\_ Res. No. \_\_\_\_\_

☒ in favor ☐ in opposition

Date: \_\_\_\_\_

(PLEASE PRINT)

Name: MAX BROOKMAN

Address: [REDACTED]

I represent: Le Dive

Address: 37 Canal St

Please complete this card and return to the Sergeant-at-Arms