

Office of the Chicago City Clerk



Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date: 3/14/2012

Sponsor(s): Mendoza, Susana A. (Clerk)

Type: Ordinance

Title: Zoning Reclassification App No. 17448

Committee(s) Assignment: Committee on Zoning, Landmarks and Building Standards

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance be amended by changing all the RS-3 Residential Single-Unit (Detached House) District and B3-1 Neighborhood Shopping District symbols and indications as shown on Map No.7-J in the area bounded by

North Milwaukee Avenue; North Sawyer Avenue; a line 555.26 feet north of and parallel to West Wrightwood Avenue; the alley next east of and parallel to North Spaulding Avenue; the public alley next north of and parallel to the public alley next north of and parallel to West Wrightwood Avenue; North Spaulding Avenue; a line 697.39 feet north of and parallel to West Wrightwood Avenue; the public alley next southwest of and parallel North Milwaukee Avenue; and North Spaulding Avenue,

to those of a B1-3 Neighborhood Shopping District and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Common Address of Property:

2700-2734 N. Milwaukee Avenue, 2657-67 North Spaulding Avenue, and 2658-62 North Sawyer Avenue

CITY OF CHICAGO APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

#17448 INH. OATE: 3-14-12

2700-34 N. Milwaukee Ave. and 2657-67 N. Spaulding Ave. and 2658-62 N. Sawyer Ave., Chicago, IL 60647
Ward Number that property is located in: 35
APPLICANT: <u>VPRE Real Holdings LLC c/o Law Offices of Samuel VP Banks, 221 N. LaSalle, Suite 3800, Chicago, IL 60601</u>
ADDRESS: 300 Sterling Lane
CITY: Northfield STATE: IL ZIP CODE: 60093
PHONE: (312) 782-1983 CONTACT PERSON: Sara K. Barnes, Esq. Attorney for Applicant
Is the Applicant the owner of the property YES X NO NO if the Applicant is not the owner of the property, please provide the following information regarding the owner and attach written authorization from the owner allowing the application to proceed.
OWNER N/A
ADDRESSSTATEZIP CODE
PHONE CONTACT PERSON
If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:
ATTORNEY Law Offices of Samuel VP Banks
ADDRESS 221 N. LaSalle St., 38 th Floor
CITY Chicago STATE: IL ZIP CODE 60601
PHONE: (312) 782-1983 FAX: (312) 782-2433
If the applicant is a legal entity (Corporation, LLC, Partnership, etc.), please provide the names of all owners as disclosed on the Economic Disclosure Statements Victor Diaz and Barbara Diaz.
On what date did the owner acquire legal title to the subject property? 1988
Has the present owner previously rezoned this property? If Yes, when?

Present Zoning: <u>I</u> House) District	31-3 Neighborho	ood Shopping I	District and RS-	-3 Residential Sin	ngle Unit (Detached
Proposed Zoning:	B1-3 Neighbo	rhood Shoppin	g District		- .
Lot size in square	feet (or dimension	ons): <u>74,875 s</u>	<u>ą. ft. (approx.)</u>		
		mercial buildin	g; mixed-use/re	esidential building	g with 49 dwelling
The Applicant wo	uld like to amen	d the zoning at	the subject pro	perties in order to	o locate and establish
number of parking proposed building The existing 49-ur shall remain. The commercial building parking lot will be two-stories (28.16)	spaces; approxices; approxices	imate square for control inding and the control inding and the control inding control inding control indicated accommodated in the control indicated in the control indicated in the control in the control indicated in the	cotage of any control of the commercial buintains a total of the control of the c	Iding and the accessions area. The eccess. The Phase I	and height of the essory parking area is and the existing existing accessory commercial building is f the existing
Ordinance (ARO) of if residential housing on the lot size of the	that requires on- ng projects recei ne project in ques	site affordable ive a zoning cha stion and the pa	housing units o ange under cert roposed zoning	or a financial cont ain circumstance classification, is	s. Based this
YES	NO	<u>X</u>	•		
	Proposed Zoning: Lot size in square Current Use of the units; on-site parking Reason for rezoning The Applicant work an accessory parking property. Describe the proposed building The existing 49-units shall remain. The commercial building parking lot will be two-stories (28,16) commercial building on May 14, 2007, Ordinance (ARO) of fresidential housing on the lot size of the project subject to the commercial subject to the comme	Proposed Zoning: B1-3 Neighbor Lot size in square feet (or dimensi Current Use of the Property: Communits; on-site parking lot Reason for rezoning the property: The Applicant would like to amen an accessory parking lot to serve the property. Describe the proposed use of the property. The existing spaces; approximately proposed building. (BE SPECIFIC The existing 49-unit residential building contains approparking lot will be reconfigured to two-stories (28,166 sq. ft.). The or commercial building to improve the On May 14, 2007, the Chicago Cit Ordinance (ARO) that requires on-if residential housing projects received in the lot size of the project in que project subject to the Affordable R	Proposed Zoning: B1-3 Neighborhood Shoppin Lot size in square feet (or dimensions): 74,875 sc Current Use of the Property: Commercial building units; on-site parking lot Reason for rezoning the property: The subject property. The Applicant would like to amend the zoning at an accessory parking lot to serve the existing 49-uproperty. Describe the proposed use of the property after the number of parking spaces; approximate square for proposed building. (BE SPECIFIC) The existing 49-unit residential building and the existing 49-unit residential building and the existing lot will be reconfigured to accommodate two-stories (28,166 sq. ft.). The only proposed commercial building to improve the aesthetic and On May 14, 2007, the Chicago City Council passed Ordinance (ARO) that requires on-site affordable if residential housing projects receive a zoning choon the lot size of the project in question and the project subject to the Affordable Requirements Ordinance subject subject to the Affordable Requirements Ordinance subject	Proposed Zoning: B1-3 Neighborhood Shopping District Lot size in square feet (or dimensions): 74,875 sq. ft. (approx.) Current Use of the Property: Commercial building; mixed-use/reunits; on-site parking lot Reason for rezoning the property: The subject properties are cur. The Applicant would like to amend the zoning at the subject property an accessory parking lot to serve the existing 49-unit residential property. Describe the proposed use of the property after the rezoning. Incommercial building. (BE SPECIFIC) The existing 49-unit residential building and the commercial building contains a total of commercial building contains approximately 48,095 sq. ft. of but parking lot will be reconfigured to accommodate 90 parking spatwo-stories (28,166 sq. ft.). The only proposed construction invocommercial building to improve the aesthetic and structural appropriate (ARO) that requires on-site affordable housing units of fresidential housing projects receive a zoning change under cert on the lot size of the project in question and the proposed zoning project subject to the Affordable Requirements Ordinance? (See	Proposed Zoning: B1-3 Neighborhood Shopping District Lot size in square feet (or dimensions): 74,875 sq. ft. (approx.) Current Use of the Property: Commercial building; mixed-use/residential building units; on-site parking lot Reason for rezoning the property: The subject properties are currently located in The Applicant would like to amend the zoning at the subject properties in order to an accessory parking lot to serve the existing 49-unit residential property and the property. Describe the proposed use of the property after the rezoning. Indicate the number number of parking spaces; approximate square footage of any commercial space; proposed building. (BE SPECIFIC) The existing 49-unit residential building and the commercial building and the accessall remain. The existing residential building contains a total of 49 dwelling unit commercial building contains approximately 48,095 sq. ft. of business area. The parking lot will be reconfigured to accommodate 90 parking spaces. The Phase 1 two-stories (28,166 sq. ft.). The only proposed construction involves the façade of commercial building to improve the aesthetic and structural appeal of the property. On May 14, 2007, the Chicago City Council passed the Affordable Requirements Ordinance (ARO) that requires on-site affordable housing units or a financial contif residential housing projects receive a zoning change under certain circumstance on the lot size of the project in question and the proposed zoning classification, is project subject to the Affordable Requirements Ordinance? (See Fact Sheet for more)

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For Office Use Only

Date of Introduction:	
File Number:	
Ward:	

Written Notice, Form of Affidavit: Section 17-13-0107

March 7, 2012

Honorable Daniel Solis Chairman, Committee on Zoning 121 North LaSalle Street Room 304 - City Hall Chicago, Illinois 60602

To Whom It May Concern:

The undersigned, Sara K. Barnes, being first duly sworn on oath, deposes and says the following:

That the undersigned certifies that he has complied with the requirements of Section 17-13-0107 of the Zoning Code of the City of Chicago, by sending written notice to such property owners who appear to be the owners of the property within the subject area not solely owned by the applicant, and on the owners of all property within 250 feet in each direction of the lot line of the subject property, exclusive of the public roads, streets, alleys and other public ways, or a total distance limited to 400 feet. Said written notice was or will be sent by USPS First Class Mail no more than 30 days before filing the application.

The undersigned certifies that the notice contained the address of the property sought to be rezoned as 2700-34 N. Milwaukee Ave. and 2657-67 N. Spaulding Ave. and 2658-62 N. Sawyer Ave., Chicago, IL, a statement of intended use of said property; the name and address of the Applicant; the name and address of the owner; and a statement that the applicant intends to file an application for a change in zoning on approximately March 7, 2012.

The Applicant has made a bonafide effort to determine the addresses of the parties to be notified under Section 17-13-0107 of the Zoning Code of the City of Chicago; that the Applicant certifies that the accompanying list of names and addresses of surrounding property owners within 250 feet is a complete list containing the names and last known addresses of the owners of the property required to be served.

Law-Offices of Samuel V.P. Banks

Subscribed and Sworn to before me this 7th day of MARCH, 2012.

VINCENZO SERGIO Commission Expires January 03, 2016

PUBLIC NOTICE

Via USPS First Class Mail

March 7, 2012

Dear Sir or Madam:

In accordance with Amendment to the Zoning Code enacted by the City Council, Section 17-13-0107-A, please be informed that on or about March 7, 2012, I, the undersigned, filed an application for a change in zoning from a split district with a B1-3 Neighborhood Shopping District and a RS-3 Residential Single-Unit (Detached House) District to a single B1-3 Neighborhood Shopping District, on behalf of the Applicant/Owner, VPRE Real Holdings LLC, for the property located at 2700-34 N. Milwaukee Ave. and 2657-67 N. Spaulding Ave. and 2658-62 N. Sawyer Ave., Chicago, IL.

The Applicant would like to amend the zoning at the subject property in order to locate and establish an accessory parking lot to serve the existing 49-unit residential property and the existing commercial property. The existing 49-unit residential building and the commercial building and the accessory parking area shall remain. The existing residential building contains a total of 49 dwelling units and the commercial building contains approximately 48,095 sq. ft. of business area. The existing accessory parking lot will be reconfigured to accommodate 90 parking spaces. The Phase I commercial building is two-stories (28,166 sq. ft.). The only proposed construction involves the façade of the existing commercial building to improve the aesthetic and structural appeal of the property.

VPRE Real Holdings LLC, the Applicant/Owner is located at 300 Sterling Lane, Northfield, IL 60093.

The contact person for this application is Sara Barnes. My address is 221 N. LaSalle Street, Chicago, IL 60601. My telephone number is 312-782-1983.

Very truly yours,

LAW OFFICES OF SAMUEL V.P. BANKS

Sara K. Barnes

***Please note that the applicant is not seeking to purchase or rezone your property.

***The applicant is required by law to send this notice because you own property located within 250 feet of the proposed amendment.

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of the Disclosing Party submitting this EI	PS. Include d/b/a/ if applicable:
VPRE REAL HOLDINGS LLC	
Check ONE of the following three boxes:	
Indicate whether the Disclosing Party submitting this EDS 1. X the Applicant OR	S is:
 [] a legal entity holding a direct or indirect interest Applicant in which the Disclosing Party holds an in OR 	• • • • • • • • • • • • • • • • • • • •
3. [] a legal entity with a right of control (see Section which the Disclosing Party holds a right of control:	· · · · · · · · · · · · · · · · · · ·
	STERUNG LANE
NORTH	FIELD, IL 60093
C. Telephone: <u>773-419-0882</u> Fax: <u>N/A</u>	Email: N/A
D. Name of contact person: VICTOR DIAZ	
E. Federal Employer Identification No. (if you have one)	
F. Brief description of contract, transaction or other unde which this EDS pertains. (Include project number and low the applicant seeks to ameno the zoning at 2057-67 N. Spaulding; 2058-62 N. Sanger, 1977	cation of property, if applicable): THE PRODERTY WCATEO AT 2700-34 N. MILWAUKER
G. Which City agency or department is requesting onto El	DS? DEPT. HOUSING + ECON, CONSUDAMENT
If the Matter is a contract being handled by the City's leading to complete the following:	Department of Procurement Services, please
Specification #and C	ontract #

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

BARBARA DIAZ

A. NATURE OF THE DISCLOSING PARTY 1. Indicate the nature of the Disclosing Party: [] Person M Limited liability company [] Limited liability partnership [] Publicly registered business corporation [] Privately held business corporation [] Joint venture [] Sole proprietorship [] Not-for-profit corporation [] General partnership (Is the not-for-profit corporation also a 501(c)(3))? [] Limited partnership []Yes []No [] Trust [] Other (please specify) 2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable: ILLI NOIS 3. For legal entities not organized in the State of Illinois: Has the organization registered to do business in the State of Illinois as a foreign entity? [] Yes []No [] N/A B. IF THE DISCLOSING PARTY IS A LEGAL ENTITY: 1. List below the full names and titles of all executive officers and all directors of the entity. NOTE: For not-for-profit corporations, also list below all members, if any, which are legal entities. If there are no such members, write "no members." For trusts, estates or other similar entities, list below the legal titleholder(s). If the entity is a general partnership, limited partnership, limited liability company, limited liability partnership or joint venture, list below the name and title of each general partner, managing member, manager or any other person or entity that controls the day-to-day management of the Disclosing Party. NOTE: Each legal entity listed below must submit an EDS on its own behalf. Name Title VICTOR DIAZ MANAGING HEHBER

2. Please provide the following information concerning each person or entity having a direct or indirect beneficial interest (including ownership) in excess of 7.5% of the Disclosing Party. Examples of such an interest include shares in a corporation, partnership interest in a partnership or joint venture,

MANACING MEMBER

interest of a member or manager in a limited liability company, or interest of a beneficiary of a trust, estate or other similar entity. If none, state "None." NOTE: Pursuant to Section 2-154-030 of the Municipal Code of Chicago ("Municipal Code"), the City may require any such additional information from any applicant which is reasonably intended to achieve full disclosure.

Name	Business Address	Percentage Interest	in the
		Disclosing Party	~ ~ 6/
VICTOR DIAZ	300 STEPLING LN. MORTHFIELD, IL	60093	50 %
BARBARA DIAZ	SAME		50°/•
		•	
			· · · · · · · · · · · · · · · · · · ·
SECTION III B	USINESS RELATIONSHIPS WITH	CITY ELECTED OF	FICIALS
	ng Party had a "business relationship," a y elected official in the 12 months before	<u>-</u>	
[]Yes	⋈ №		
If yes, please identi relationship(s):	ify below the name(s) of such City electe	ed official(s) and descr	ibe such

SECTION IV -- DISCLOSURE OF SUBCONTRACTORS AND OTHER RETAINED PARTIES

The Disclosing Party must disclose the name and business address of each subcontractor, attorney, lobbyist, accountant, consultant and any other person or entity whom the Disclosing Party has retained or expects to retain in connection with the Matter, as well as the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Disclosing Party is not required to disclose employees who are paid solely through the Disclosing Party's regular payroll.

"Lobbyist" means any person or entity who undertakes to influence any legislative or administrative action on behalf of any person or entity other than: (1) a not-for-profit entity, on an unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

If the Disclosing Party is uncertain whether a disclosure is required under this Section, the Disclosing Party must either ask the City whether disclosure is required or make the disclosure.

Name (indicate whether Business Relationship to Disclosing Party Fees (indicate whether retained or anticipated Address (subcontractor, attorney, paid or estimated.) NOTE: to be retained) "hourly rate" or "t.b.d." is lobbyist, etc.) not an acceptable response. LAN OFFICE OF SAMUEL VP BANKS 301 N. LASAULE ST., 38TH FLOOR CHICAGO, IL L> ATTORNEYS FOR APPLICANT EST. \$3.500 (Add sheets if necessary) [] Check here if the Disclosing Party has not retained, nor expects to retain, any such persons or entities. SECTION V -- CERTIFICATIONS A. COURT-ORDERED CHILD SUPPORT COMPLIANCE Under Municipal Code Section 2-92-415, substantial owners of business entities that contract with the City must remain in compliance with their child support obligations throughout the contract's term. Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction? MNo [] No person directly or indirectly owns 10% or more of the []Yes Disclosing Party. If "Yes," has the person entered into a court-approved agreement for payment of all support owed and is the person in compliance with that agreement? []Yes [] No B. FURTHER CERTIFICATIONS

1. Pursuant to Municipal Code Chapter 1-23, Article I ("Article I") (which the Applicant should consult for defined terms (e.g., "doing business") and legal requirements), if the Disclosing Party submitting this EDS is the Applicant and is doing business with the City, then the Disclosing Party certifies as follows: (i) neither the Applicant nor any controlling person is currently indicted or charged with, or has admitted guilt of, or has ever been convicted of, or placed under supervision for, any criminal offense involving actual, attempted, or conspiracy to commit bribery, theft, fraud, forgery, perjury, dishonesty or deceit against an officer or employee of the City or any sister agency; and (ii) the Applicant understands and acknowledges that compliance with Article I is a continuing requirement for doing business with the City. NOTE: If Article I applies to the Applicant, the permanent compliance timeframe in Article I supersedes some five-year compliance timeframes in certifications 2 and 3 below.

- 2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.1. of this EDS:
 - a. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
 - b. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
 - c. are not presently indicted for, or criminally or civilly charged by, a governmental entity (federal, state or local) with committing any of the offenses set forth in clause B.2.b. of this Section V;
 - d. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
 - e. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, or in any criminal or civil action, including actions concerning environmental violations, instituted by the City or by the federal government, any state, or any other unit of local government.
 - 3. The certifications in subparts 3, 4 and 5 concern:
 - the Disclosing Party;
 - any "Contractor" (meaning any contractor or subcontractor used by the Disclosing Party in connection with the Matter, including but not limited to all persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
 - any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Contractors, the term Affiliated Entity means a person or entity that directly or indirectly controls the Contractor, is controlled by it, or, with the Contractor, is under common control of another person or entity;
 - any responsible official of the Disclosing Party, any Contractor or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Contractor or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Contractor or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Contractor, nor any Affiliated Entity of either the Disclosing Party or any Contractor nor any Agents have, during the five years before the date this EDS is signed, or, with respect to a Contractor, an Affiliated Entity, or an Affiliated Entity of a Contractor during the five years before the date of such Contractor's or Affiliated Entity's contract or engagement in connection with the Matter:

- a. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
- agreed or colluded with other bidders or prospective bidders, or been a party to any such
 agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or
 prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or
 otherwise; or
- c. made an admission of such conduct described in a. or b. above that is a matter of record, but have not been prosecuted for such conduct; or
- d. violated the provisions of Municipal Code Section 2-92-610 (Living Wage Ordinance).
- 4. Neither the Disclosing Party, Affiliated Entity or Contractor, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- 5. Neither the Disclosing Party nor any Affiliated Entity is listed on any of the following lists maintained by the Office of Foreign Assets Control of the U.S. Department of the Treasury or the Bureau of Industry and Security of the U.S. Department of Commerce or their successors: the Specially Designated Nationals List, the Denied Persons List, the Unverified List, the Entity List and the Debarred List.
- 6. The Disclosing Party understands and shall comply with the applicable requirements of Chapters 2-55 (Legislative Inspector General), 2-56 (Inspector General) and 2-156 (Governmental Ethics) of the Municipal Code.

7. If the Disclosin Certifications), the Di	-	 the above statemen	ts in this Part B (Further
		 		7
,		 ,		

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements.
8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").
9. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all gifts that the Disclosing Party has given or caused to be given, at any time during the 22-month period preceding the execution date of this EDS, to an employee, or elected or appointed official, of the City of Chicago. For purposes of this statement, a "gift" does not include: (i) anything made generally available to City employees or to the general public, or (ii) food or drink provided in the course of official City business and having a retail value of less than \$20 per recipient (if none, indicate with "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION
1. The Disclosing Party certifies that the Disclosing Party (check one)
[] is [M] is not .
"financial institution" as defined in Section 2-32-455(b) of the Municipal Code.
2. If the Disclosing Party IS a financial institution, then the Disclosing Party pledges:
We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory ender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory ender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing ousiness with the City."
f the Disclosing Party is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter

2-32 of the Municipal Code, explain here (attach additional pages if necessary):

		MMM (CALLED CONTROL CO
If the letters "NA," the word 'conclusively presumed that the		pears on the lines above, it will be ed to the above statements.
D. CERTIFICATION REGA	RDING INTEREST IN C	CITY BUSINESS
Any words or terms that are d meanings when used in this P	<u>-</u>	of the Municipal Code have the same
of the City have a financial in entity in the Matter?		unicipal Code: Does any official or employee ame or in the name of any other person or
NOTE: If you checked "Yes Item D.1., proceed to Part E.	" to Item D.1., proceed to	Items D.2. and D.3. If you checked "No" to
elected official or employees any other person or entity in t for taxes or assessments, or (i	hall have a financial inter he purchase of any prope ii) is sold by virtue of leg ensation for property take	e bidding, or otherwise permitted, no City rest in his or her own name or in the name of rty that (i) belongs to the City, or (ii) is sold al process at the suit of the City (collectively, n pursuant to the City's eminent domain powering of this Part D.
Does the Matter involve a Cit	y Property Sale?	
[] Yes X) No	•
3. If you checked "Yes" to officials or employees having	-	names and business addresses of the City y the nature of such interest:
Name B	usiness Address	Nature of Interest
	•	

4. The Disclosing Party further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

Please check either 1. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all information required by paragraph 2. Failure to

connection with the Matter voidable by the City.	
1. The Disclosing Party verifies that the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities regarding records of investments or professional from slavery or slaveholder insurance policies during the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves), and the Disclosing Party has found no such records.	fits :s
2. The Disclosing Party verifies that, as a result of conducting the search in step 1 above, the Disclosing Party has found records of investments or profits from slavery or slaveholder insurance policies. The Disclosing Party verifies that the following constitutes full disclosure of all such records, including the names of any and all slaves or slaveholders described in those records:	
^	
SECTION VI CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS	
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federal funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the Cit and proceeds of debt obligations of the City are not federal funding.	
A. CERTIFICATION REGARDING LOBBYING	
1. List below the names of all persons or entities registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter: (Add sheets if necessary):	ı
(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "No appear, it will be conclusively presumed that the Disclosing Party means that NO persons or ent registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf or Disclosing Party with respect to the Matter.)	ities
2. The Disclosing Party has not spent and will not expend any federally appropriated funds any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay an person or entity to influence or attempt to influence an officer or employee of any agency, as de applicable federal law, a member of Congress, an officer or employee of Congress, or an emplo member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue,	y fined by yee of a y

amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

- 3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A.1. and A.2. above.
- 4. The Disclosing Party certifies that either: (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".
- 5. If the Disclosing Party is the Applicant, the Disclosing Party must obtain certifications equal in form and substance to paragraphs A.1. through A.4. above from all subcontractors before it awards any subcontract and the Disclosing Party must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

B. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY

If the Matter is federally funded, federal regulations require the Applicant and all proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

Is the Disclosing I	Party the Applicant?	·
[]Yes	[] No	
If "Yes," answer t	he three questions below	:
	-	e on file affirmative action programs pursuant to applicable
federal regulation:	s? (See 41 CFR Part 60-2	2.)
[]Yes	[] No	
	-	ting Committee, the Director of the Office of Federal
	nce Programs, or the Equ ple filing requirements?	al Employment Opportunity Commission all reports due
[] Yes	[] No	
3. Have you p	participated in any previo	us, contracts or subcontracts subject to the
equal opportunity	clause?	
[]Yes	[] No	
If you checked "N	o" to question 1. or 2. ab	ove, please provide an explanation:
	,	

SECTION VII -- ACKNOWLEDGMENTS, CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Disclosing Party understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on persons or entities seeking City contracts, work, business, or transactions. The full text of these ordinances and a training program is available on line at www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The Disclosing Party must comply fully with the applicable ordinances.

- C. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded or void), at law, or in equity, including terminating the Disclosing Party's participation in the Matter and/or declining to allow the Disclosing Party to participate in other transactions with the City. Remedies at law for a false statement of material fact may include incarceration and an award to the City of treble damages.
- D. It is the City's policy to make this document available to the public on its Internet site and/or upon request. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Disclosing Party waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- E. The information provided in this EDS must be kept current. In the event of changes, the Disclosing Party must supplement this EDS up to the time the City takes action on the Matter. If the Matter is a contract being handled by the City's Department of Procurement Services, the Disclosing Party must update this EDS as the contract requires. NOTE: With respect to Matters subject to Article I of Chapter 1-23 of the Municipal Code (imposing PERMANENT INELIGIBILITY for certain specified offenses), the information provided herein regarding eligibility must be kept current for a longer period, as required by Chapter 1-23 and Section 2-154-020 of the Municipal Code.

The Disclosing Party represents and warrants that:

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

Victor E. DiAZ
(Print or type name of Disclosing Party)
By: Ciff 6. Cl (Sign here)
Victor E. Diaz
(Print or type name of person signing)
Member (Print or type title of person signing)
Signed and sworn to before me on (date) MARCM 7, 20/2, at <u>(ook</u> County, <u>±</u> (state).
Denn M bahn-Ruen Ste Notary Public.
Commission expires: 11/2/13
OFFICIAL SEAL DENA M ANTON-PUCCILLO Notary Public - State of Illinois My Commission Expires Nov 2, 2013

- F.1. The Disclosing Party is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Disclosing Party or its Affiliated Entities delinquent in paying any fine, fee, tax or other charge owed to the City. This includes, but is not limited to, all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes.
- F.2 If the Disclosing Party is the Applicant, the Disclosing Party and its Affiliated Entities will not use, nor permit their subcontractors to use, any facility listed by the U.S. E.P.A. on the federal Excluded Parties List System ("EPLS") maintained by the U.S. General Services Administration.
- F.3 If the Disclosing Party is the Applicant, the Disclosing Party will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in F.1. and F.2. above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Disclosing Party has reason to believe has not provided or cannot provide truthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in F.1., F.2. or F.3. above, an explanatory statement must be attached to this EDS.

CERTIFICATION

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS and Appendix A (if applicable) on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS and Appendix A (if applicable) are true, accurate and complete as of the date furnished to the City.

(Print or type name of Disclosing Party)
By: Barbary B. A.A
(Sign here)
Barbara R. Diaz
(Print or type name of person signing)
Member
(Print or type title of person signing)
Signed and sworn to before me on (date) MARCH 7, 20/2, at Cook County, IL. (state). Menum Gulen-Rucul Wotary Public.
Commission expires: $1/\sqrt{2}/\sqrt{3}$
OFFICIAL SEAL Page 12 of 13

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT APPENDIX A

FAMILIAL RELATIONSHIPS WITH ELECTED CITY OFFICIALS AND DEPARTMENT HEADS

This Appendix is to be completed only by (a) the Applicant, and (b) any legal entity which has a direct ownership interest in the Applicant exceeding 7.5 percent. It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

Under Municipal Code Section 2-154-015, the Disclosing Party must disclose whether such Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently has a "familial relationship" with any elected city official or department head. A "familial relationship" exists if, as of the date this EDS is signed, the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related to the mayor, any alderman, the city clerk, the city treasurer or any city department head as spouse or domestic partner or as any of the following, whether by blood or adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

"Applicable Party" means (1) all executive officers of the Disclosing Party listed in Section II.B.1.a., if the Disclosing Party is a corporation; all partners of the Disclosing Party, if the Disclosing Party is a general partnership; all general partners and limited partners of the Disclosing Party, if the Disclosing Party is a limited partnership; all managers, managing members and members of the Disclosing Party, if the Disclosing Party is a limited liability company; (2) all principal officers of the Disclosing Party; and (3) any person having more than a 7.5 percent ownership interest in the Disclosing Party. "Principal officers" means the president, chief operating officer, executive director, chief financial officer, treasurer or secretary of a legal entity or any person exercising similar authority.

Does the Disclosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof currently have a "familial relationship" with an elected city official or department head?

[] Yes	🕅 No	
such person is connec	ted; (3) the name and title of the	te of such person, (2) the name of the legal entity to which the elected city official or department head to whom such the nature of such familial relationship.
		•

To whom it may concern:

I, VICTOR DIAZ, a managing member of VPRE Real Holdings LLC, the Owner of the property located at 2734 N. Milwaukee Ave., Chicago, IL, authorize the Law Office of Samuel V.P. Banks, to file a zoning amendment application before the City of Chicago for that property.

Victor Diaz

-FORM OF AFFIDAVIT

Chairman, Committee on Zoning Room 304 - City Hall Chicago, IL 60602

To Whom It May Concern:

I, VICTOR DIAZ, on behalf of VPRE Real Holdings LLC, understand that the Law Offices of Samuel V.P. Banks has filed a sworn affidavit identifying VPRE Real Holdings LLC, as Owner holding interest in land subject to the proposed zoning amendment for the property identified as 2734 N. Milwaukee Ave., Chicago, IL.

I, VICTOR DIAZ, being first duly sworn under oath, depose and say that VPRE Real Holdings LLC, holds that interest for itself and no other person, association, or shareholder.

Victor Diaz

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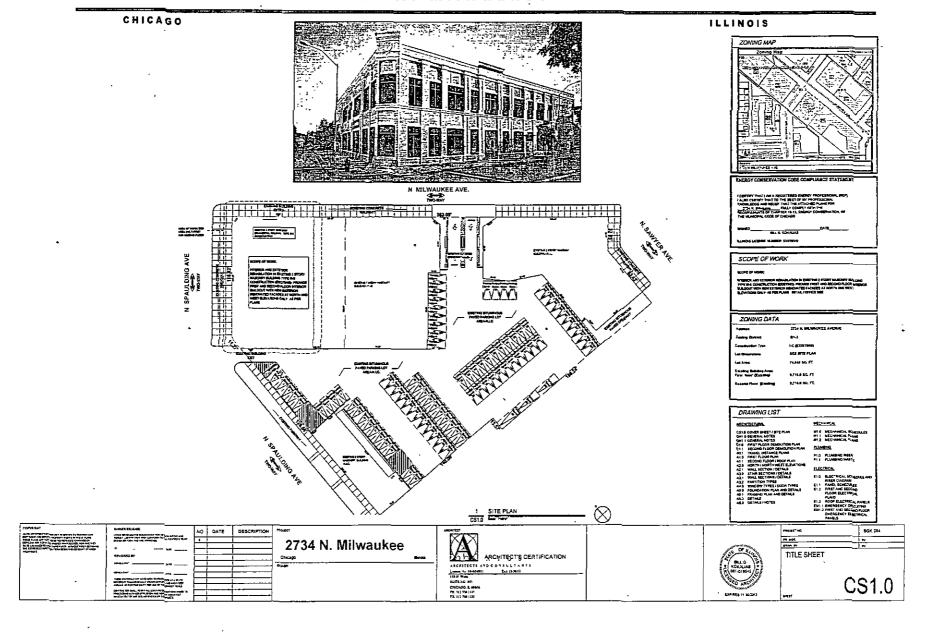
Subscribed and Sworn to before me

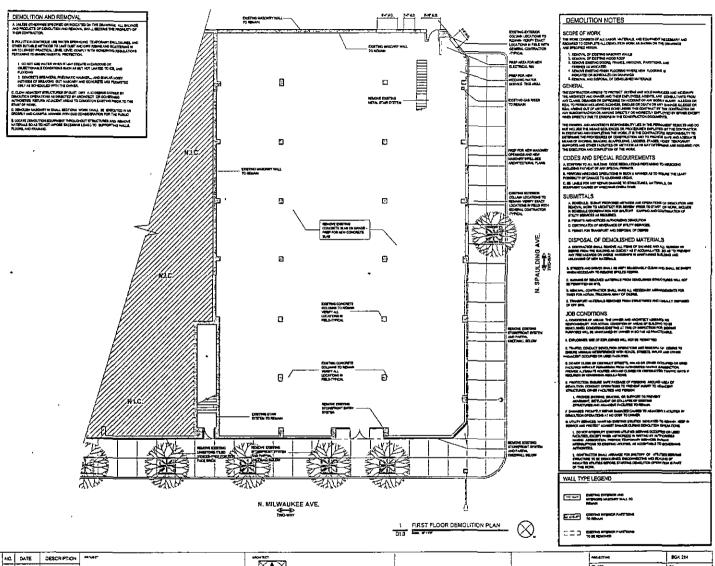
this 7 day of MARCA, 2012

Notary Public

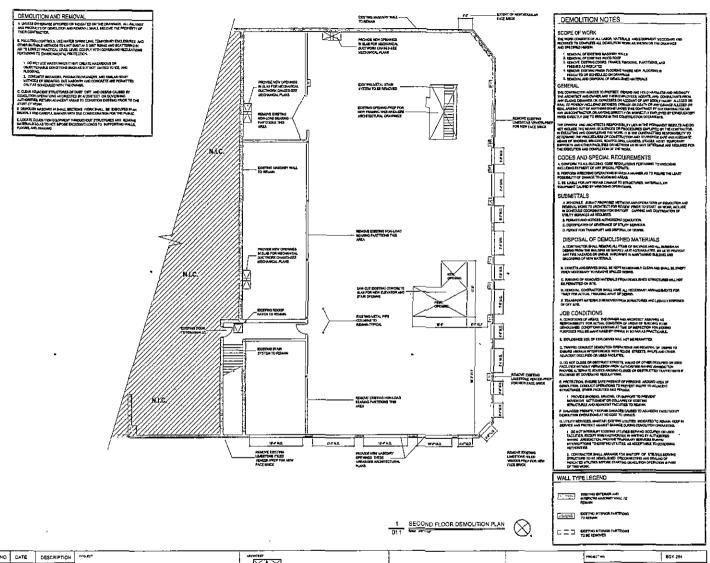
OFFICIAL SEAL
DENA M ANTON-PUCCILLO
Notary Public - State of Illinois
My Commission Expires Nov 2, 2013

2734 N. Milwaukee





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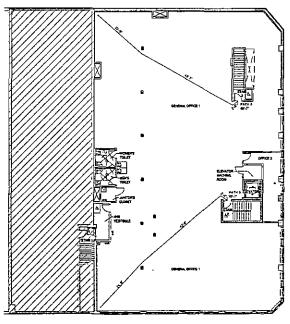


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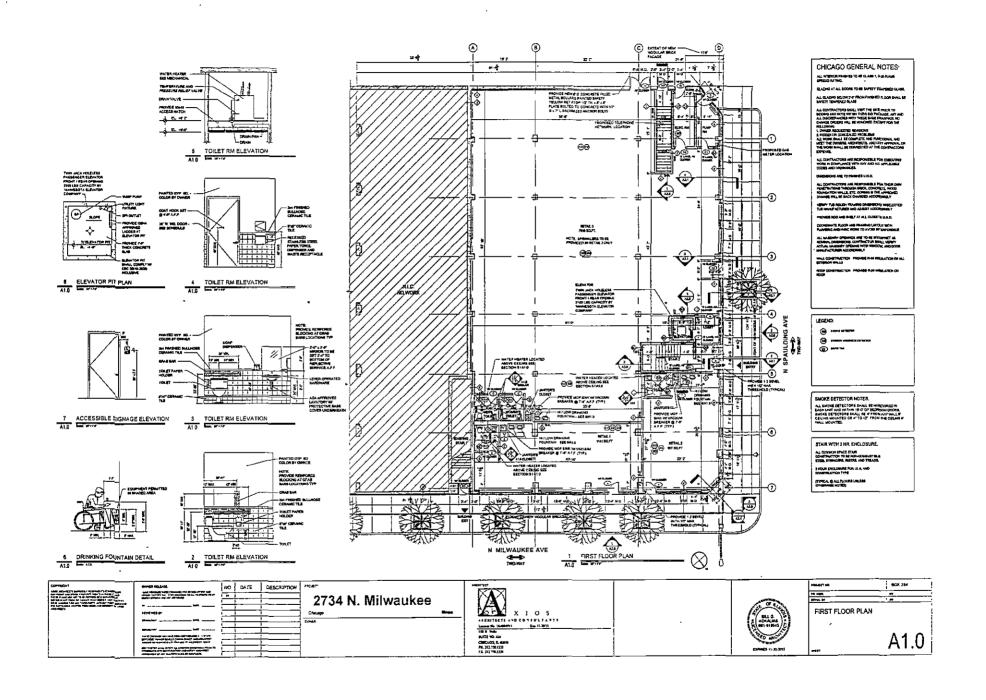
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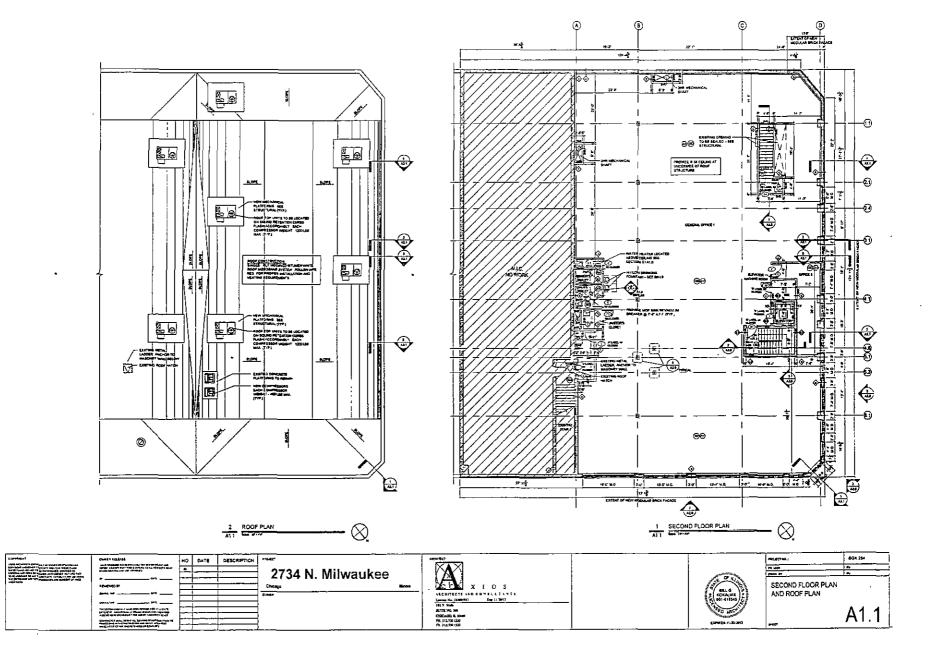
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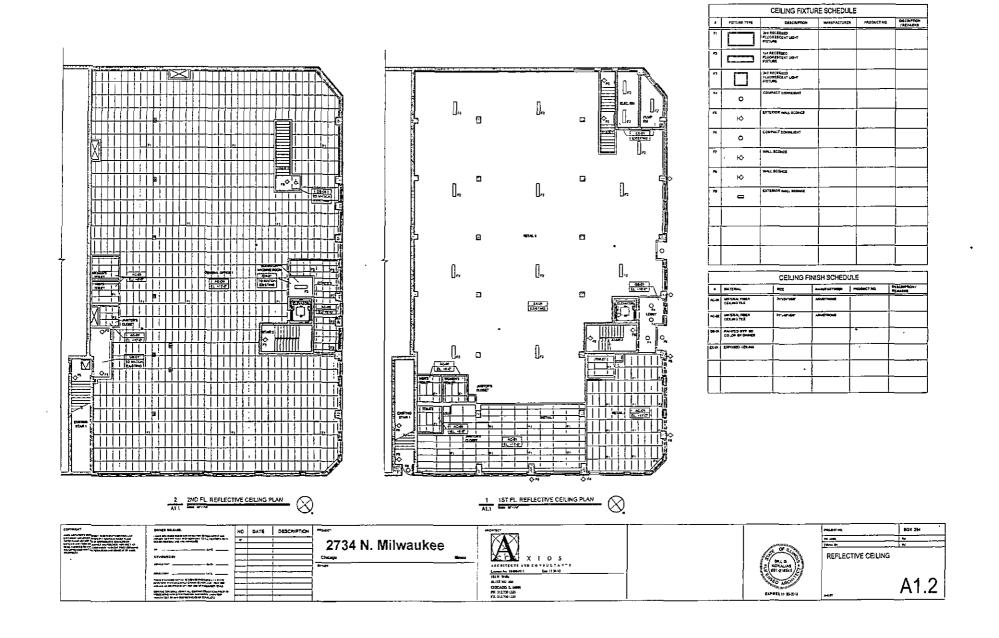


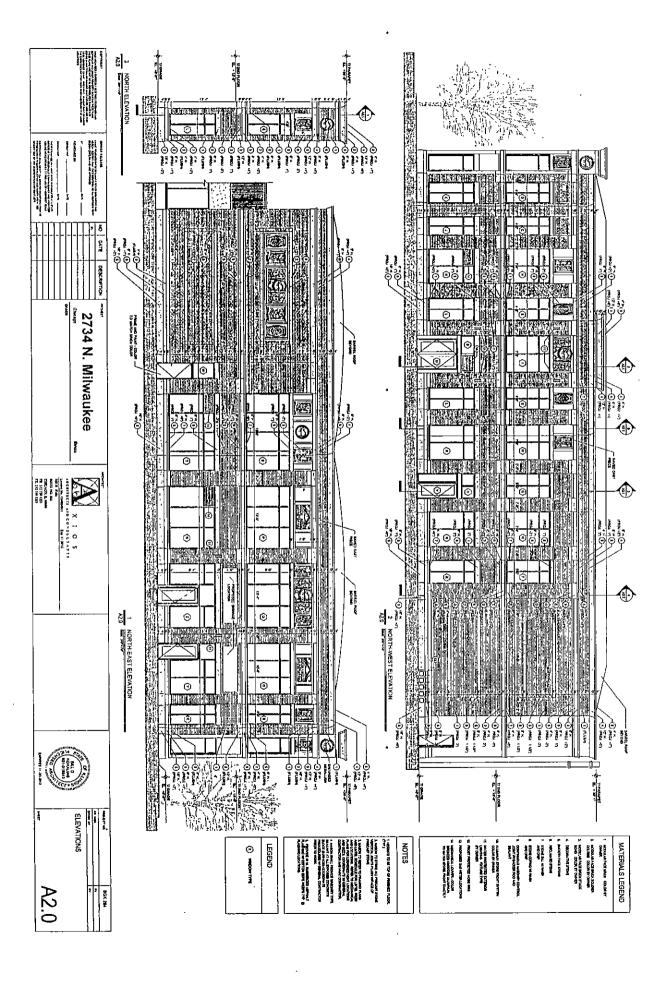
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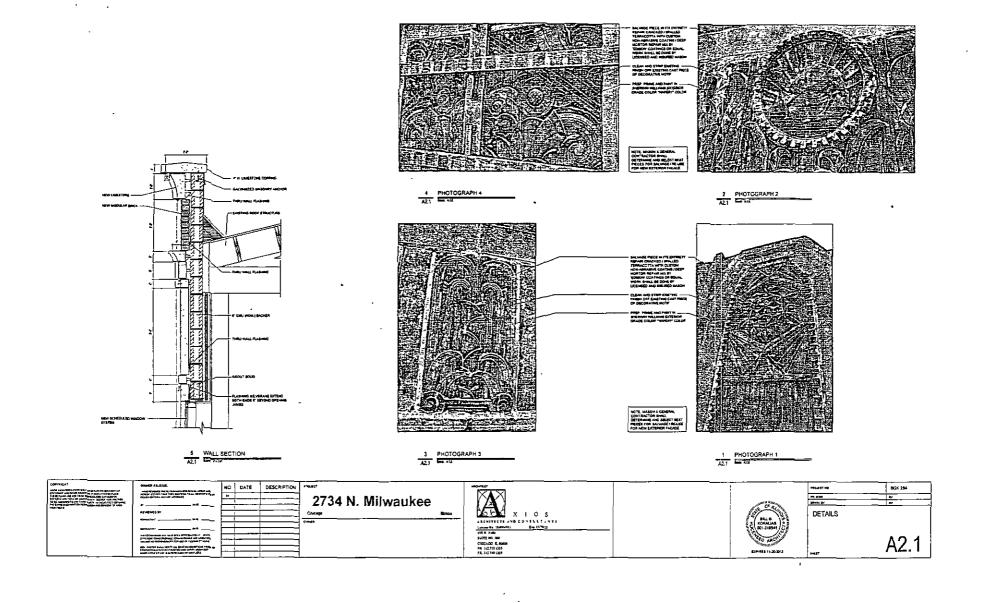
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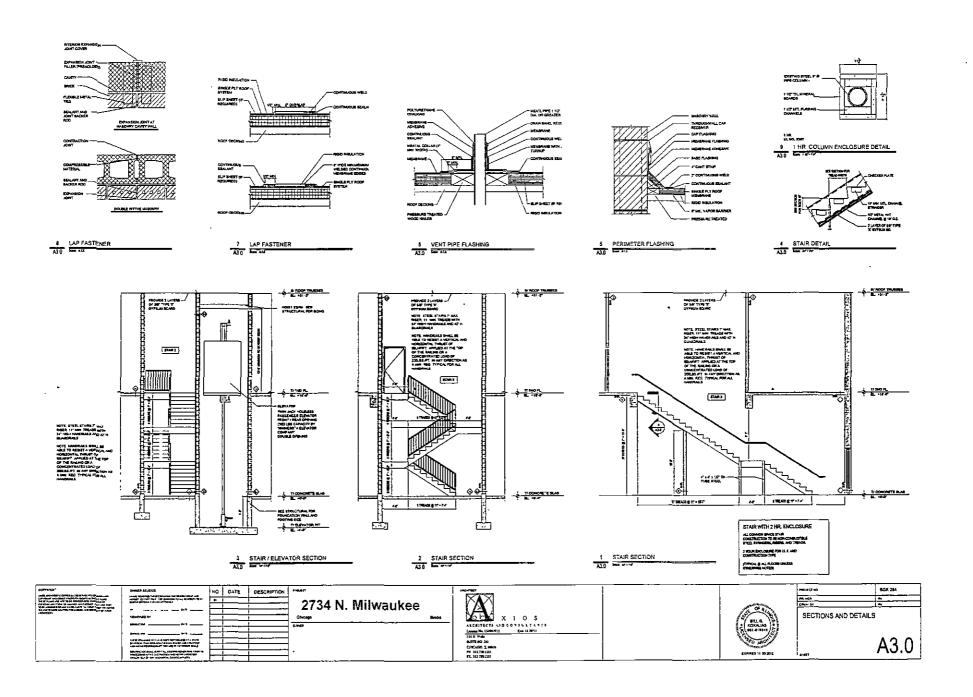


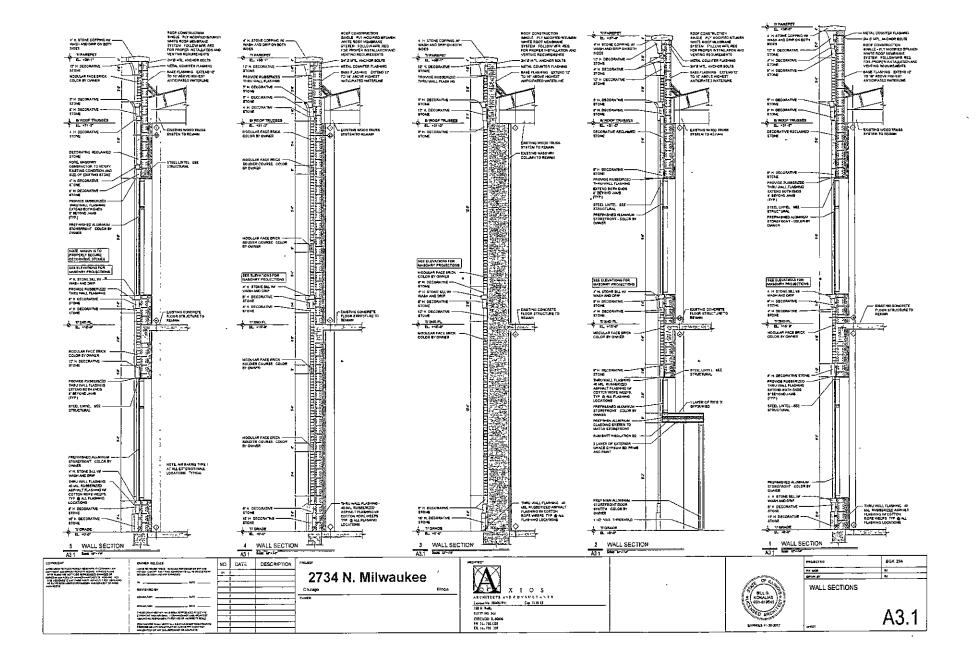


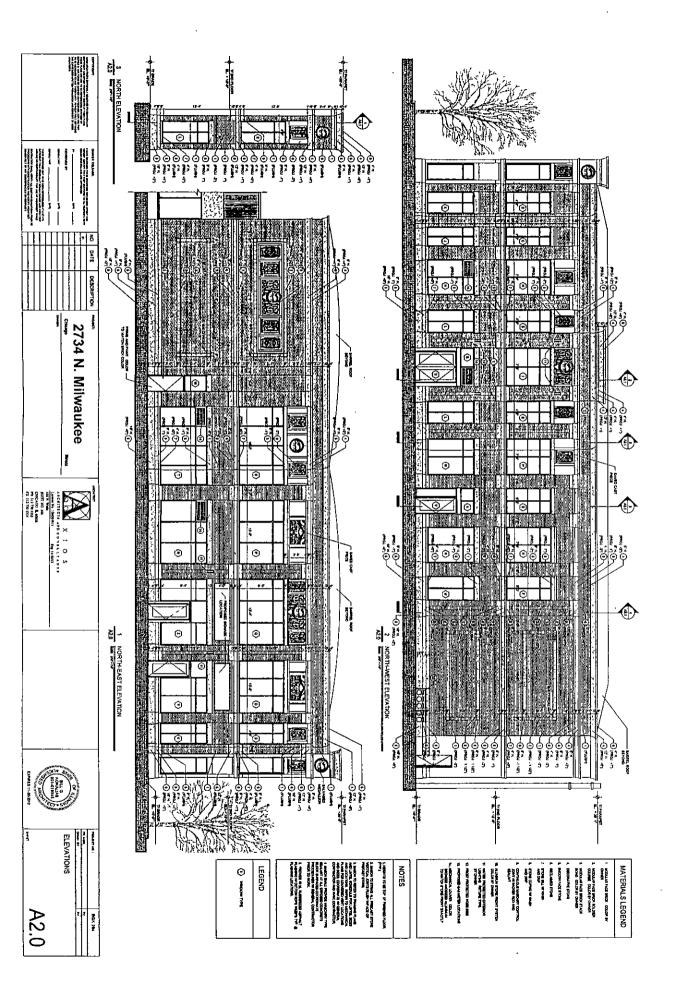


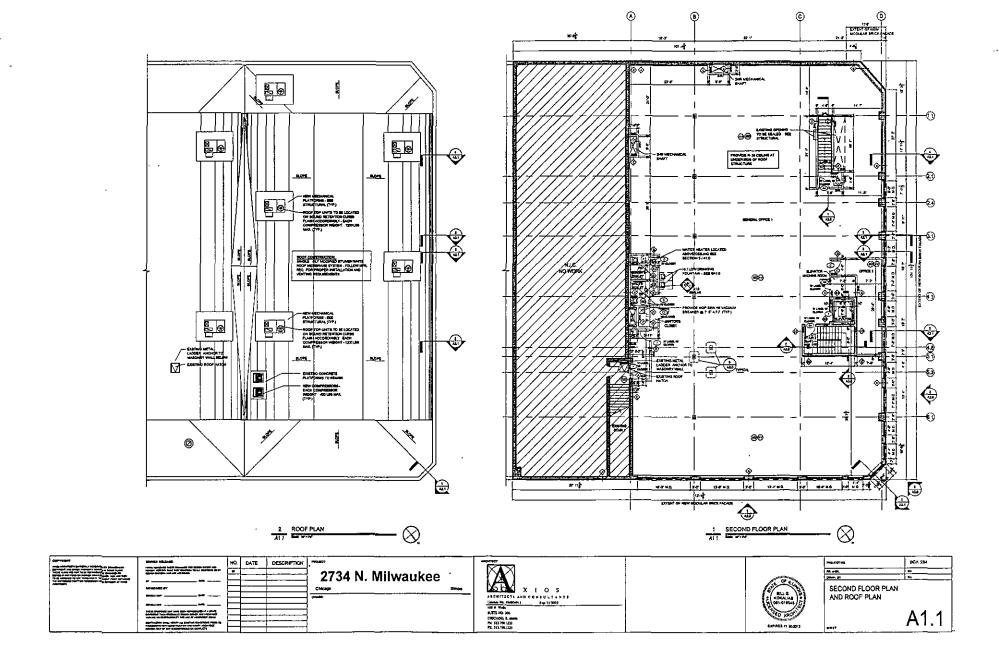


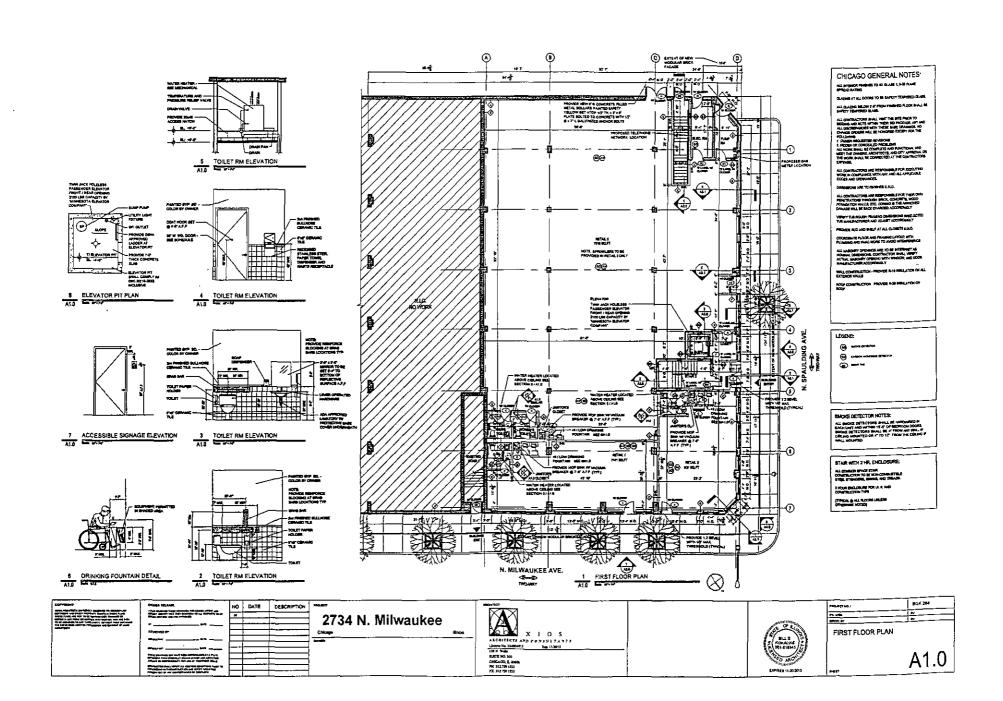


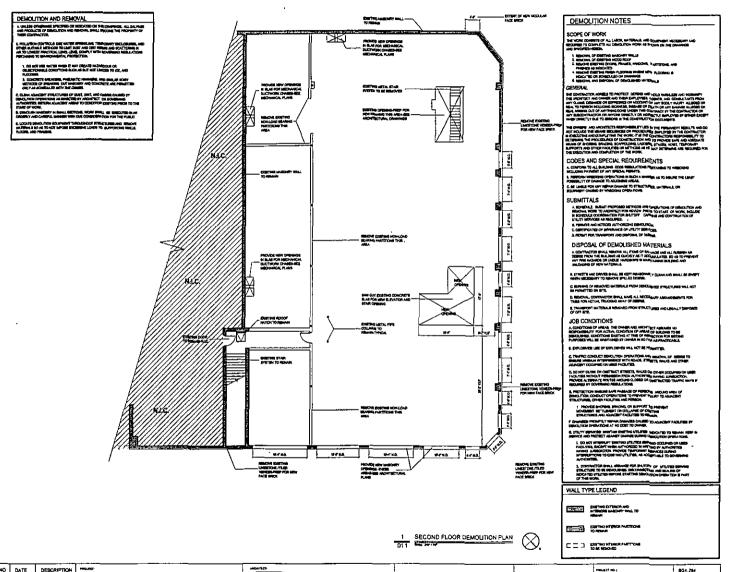












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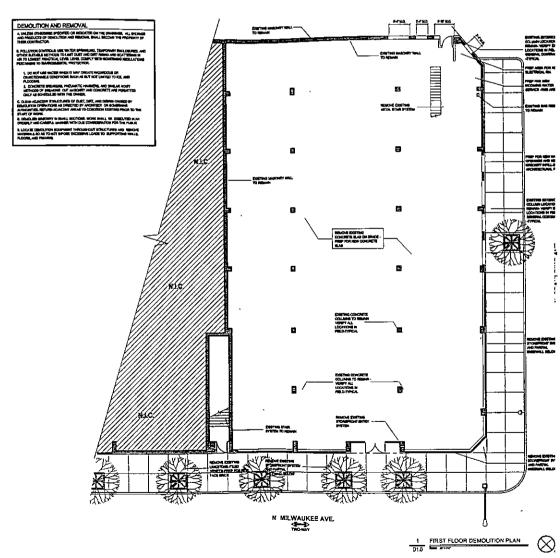
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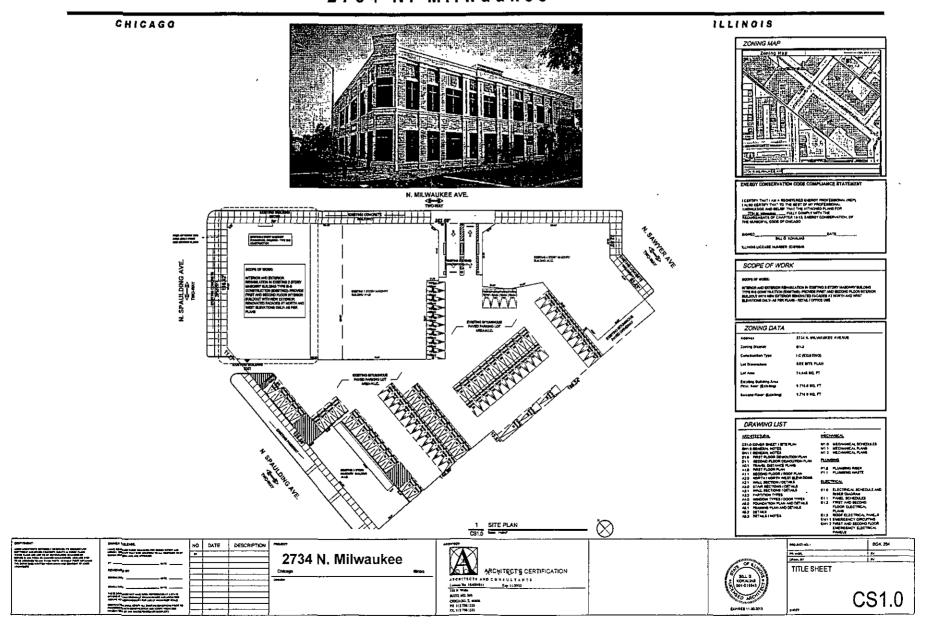


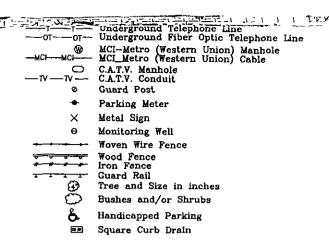
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2734 N. Milwaukee





State of Illinois) County of Cook)ss

We, CHICAGO GUARANTEE SURVEY COMPANY, hereby certify that we have surveyed the above described property and that the plat hereon drawn is a correct representation of said survey corrected to a temperature of 62° Fahrenheit

NO. 3584 PROFESSIONAL LAND_

SURVEYOR STATE OF

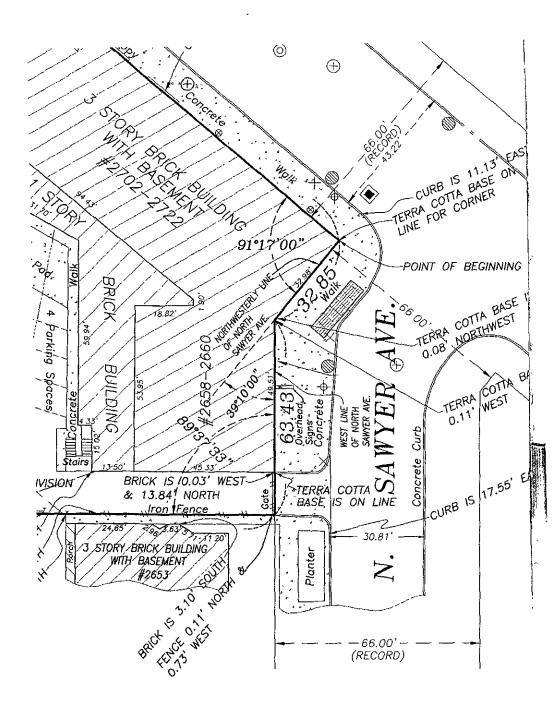
Field measurements completed on MARCH 2, 2012

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A N.

Professional Illinois Land Surveyor No. 3584

My license expires November 30, 2012



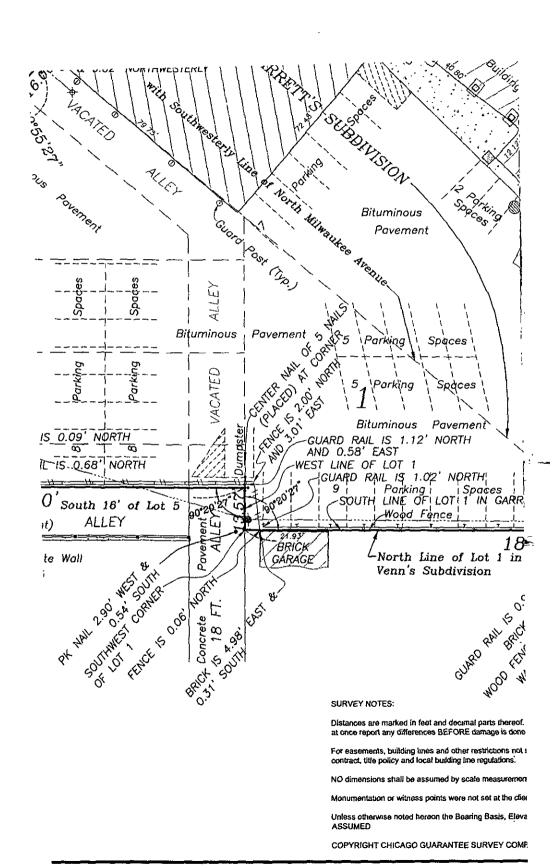
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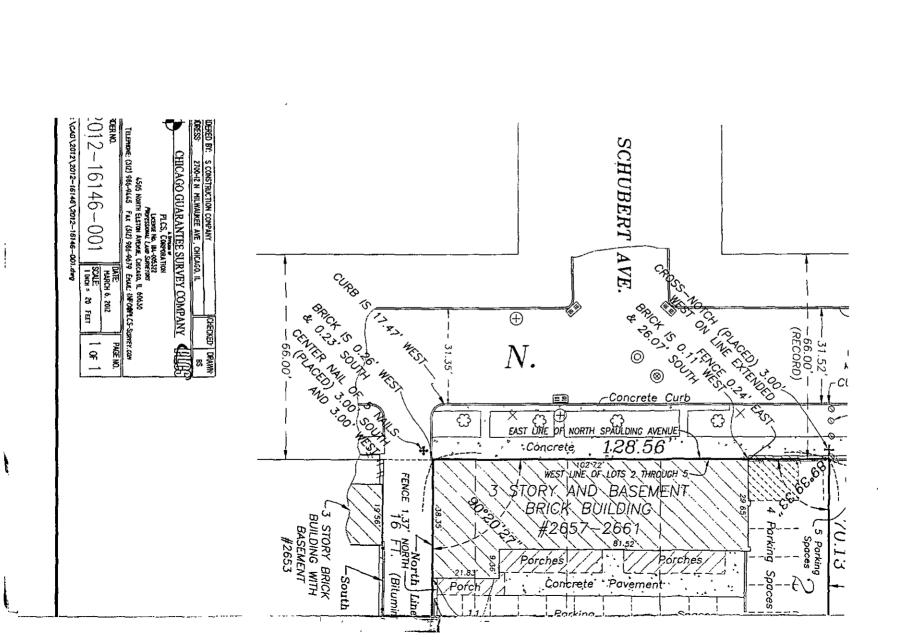
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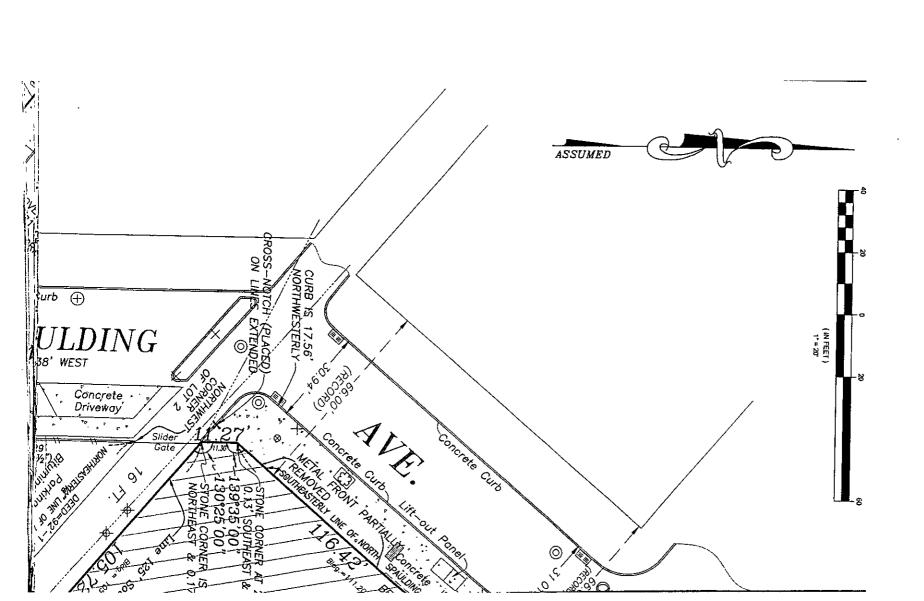
DECLARATION OF EASEMENT DATED JULY 5, 1963 AND RECORD SEPTEMBER 12, 1963 AS DOCUMENT 18911031 TO CERTAIN RIGHTS OF US INGRESS AND EGRESS AND FOR ROADWAY, ENTRANCE AND EXIT WAY SIDEWALK AND PARKING USE IN AND OVER CERTAIN PORTIONS OF LAND AS RELATIVE TO MAINTENANCE, REPAIR, AND REPLACEMENT OF ALL POUTILITY LINE, WIRES, PIPES, CONDUITS, SEWER AND DRAINAGE LINES AS MEXIST ON LAND AND THE COST THEREOF AND THE PROVISIONS OF SADECLARATION (NOT SHOWN HEREON).

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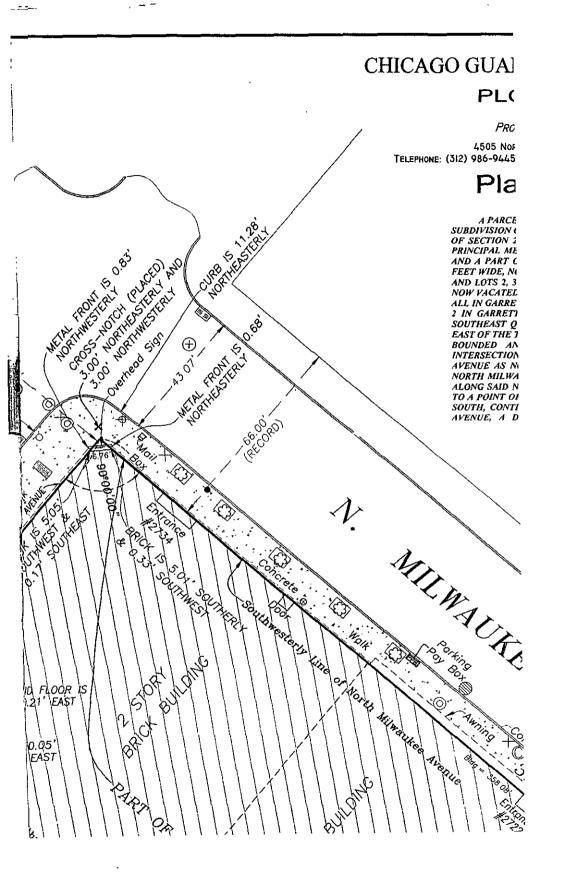
SOUTH FROM THE NORTHWEST CORNER OF SAID LOT 2; THENCE EAST ALONG A STRAIGHT LINE A DISTANCE OF 70.13 FEET TO A POINT ON THE NORTHEASTERLY LINE OF SAID LOT 2 WHICH IS 92 FEET 1 1/8 INCHES SOUTHEASTERLY FROM THE NORTHWEST CORNER OF SAID LOT 2; THENCE NORTHEASTWARDLY ALONG A LINE AT RIGHT ANGLES WITH SAID NORTHEASTERLY LINE OF LOT 2 A DISTANCE OF 16.00 FEET TO ITS INTERSECTION WITH A LINE WHICH IS 125.00 FEET SOUTHWESTERLY FROM AND PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID NORTH MILWAUKEE AVENUE; THENCE NORTHWESTWARDLY ALONG SAID PARALLEL LINE A DISTANCE OF 105.72 FEET TO ITS INTERSECTION WITH THE EAST LINE OF SAID NORTH SPAULDING AVENUE; THENCE NORTH ALONG SAID EAST LINE OF NORTH SPAULDING AVENUE A DISTANCE OF 11.27 FEET TO A DEFLECTION POINT IN SAID EAST LINE OF NORTH SPAULDING AVENUE; THENCE NORTHEASTWARDLY CONTINUING ALONG THE SOUTHEASTERLY LINE OF SAID NORTH SPAULDING AVENUE A DISTANCE OF 116.42 FEET TO ITS INTERSECTION WITH THE SOUTHWESTERLY LINE OF SAID NORTH MILWAUKEE AVENUE, AND THENCE SOUTHEASTWARDLY ALONG SAID SOUTHWESTERLY STREET LINE A DISTANCE OF 363.09 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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