

Office of Chicago City Clerk



O2011-4296

Office of the City Clerk Tracking Sheet

Meeting Date:

5/4/2011

Sponsor(s):

Clerk Del Valle

Type:

Ordinance

Title:

Zoning Reclassification of App No. 17094

Committee(s) Assignment:

Committee on Zoning

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 is hereby amended by changing all of the RS2 Residential Single-Unit
(Detached House) District symbols as shown on Map No. 16-D
in the area bounded by:

A line 162.50 feet North of and parallel to East Marquette Road; a public alley next East of and parallel to South Woodlawn Avenue; a line 137.50 feet North of and parallel to East Marquette Road; South Woodlawn Avenue.

To those of an RM5, Residential Multi-Unit District

SECTION 2. This Ordinance takes effect after its passage and approval.

Common address of property: 6543 South Woodlawn Avenue, Chicago IL.

CITY OF CHICAGO

17094 1N+104/ET, 6-30-10

APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

1. ADDRESS	of the property A	applicant is see	king to rezone:		
	6543	SOUTH WOOI	DLAWN AVENU	JE, CHICAGO	
2. Ward Numl	ber that property	is located in:	20 Ward		
3. APPLĮCAN	NT Terrapi	n Investment, L	LC		
ADDRESS	77 Wes	st Washington S	t. Ste 1115		
CITY	Chicago	STATE	Illinois	_ZIP CODE6060)2
PHONE _	312-346-1770	CONTA	ACT PERSON_	David M. Fleishr	nan
If the Appl	icant is not the ow	vner of the pro	perty, please pr	X NO	information
OWNER	as above				
ADDRESS					
CITY				CODE	
PHONE _	312-346-1770	CONTA	ACT PERSON	David M. Fleishr	nan
	icant/Owner of th g, please provide			yer as their represe	entative for
ATTORNEY	Law Office of	Mark J. Kupiec	& Assoc.		
ADDRESS	77 West Wash	ington St. Ste. 1	801		
CITY	_Chicago	STATEIII	inois ZIP CO	DE_60602	
DHONE	212 541 1079		T A	N 212 (41 1745	

David M. Fleishman - 25% Managing Membe	er; Robert E. Schuberth - 25% Member
Gerard J. Hall - 25% Managing Member;	Conrad E, Schuberth - 25% Member
On what date did the owner acquire legal ti	tle to the subject property? December 2002
Has the present owner previously rezoned to NO	this property? If yes, when?
Present Zoning DistrictRS2	Proposed Zoning District RM5
). Lot size in square feet (or dimensions)	25' x 1 64.7 3'
l. Current Use of the property <u>Vacant lot</u>	
2. Reason for rezoning the property To bu	uild a 3-unit residential building
3. Describe the proposed use of the property nits; number of parking spaces; approximate eight of the proposed building. (BE SPECIF. To build a 3-unit residential building, to be height and required parking;	e square footage of any commercial space; a
•	ncil passes the Affordable Requirements O

COUNTY OF COOK STATE OF ILLINOIS

David M. Fleishman, being first duly sworn on oath, states that all of the above statements and the statements contained in the documents submitted herewith are true and correct. Signature of Applicant
Subscribed and Sworn to before me this 2010 AGNIESZKA T PLECKA MY COMMISSION EXPIRES MARCH 11, 2012 Notary Public
For Office Use Only
Date of Introduction:
File Number:
Ward:

SUPPLEMENTAL SUBMISSION TYPE 1 REZONING FOR 6543 SOUTH WOODLAWN AVENUE CHICAGO, ILLINOIS

PROJECT DESCRIPTION:

Zoning Change from

RS2 to RM5

a. Proposed land use:

three-unit residential

building

b. Floor area ratio:

1.67

c. Density:

1,372 square feet per

dwelling unit

d. Off- Street parking:

required parking

e. Set Backs (front, side and rear)

as represented on the

attached Site Plan

f: Building height:

as represented on the

attached Site Plan

FORM OF AFFIDAVIT (Section 17-13-0107)

Date: <u>June 30, 2010</u>
Honorable Daniel S. Solis Chairman, Committee on Zoning 121 North LaSalle Street Room 304, City Hall Chicago, Illinois 60602
The undersigned, Danus Saurici, being first duly swom on oath, deposes and states the following:
The undersigned certifies that he has complied with the requirements of Section 17-13-0107 of the Chicago Zoning Ordinance, 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 to the owners of all property within 250 feet in each direction of the lot line of the subject property, exclusive of public roads, streets, alleys, and other public ways, or a total distance limited to 400 feet. Said written notice was sent by First Class U.S. Mail, no more than 30 days before filling the application
The undersigned certifies that the notice contained the address of the property sought to be rezoned; a statement of the intended use of the property; the name and address of the applicant; the name and address of the owner; and a statement that the applicant intends to file the application for a change in zoning on approximately <u>June 30, 2010</u>
The undersigned certifies that the applicant has made a bona fide effort to determine the addresses of the parities to be notified under Section 17-13-0107 of the Chicago Zoning Ordinance, and that the accompanying list of names and addresses of surrounding property owners within 250 feet of the subject site is a complete list containing the names and addresses of the people required to be served.
By: Donna M. Sanci, Agent
me thisAGMESTICE AGMESTICE A

LAW OFFICES MARK I. KUPIEC & ASSOCIATES

SUITE 1801 77 WEST WASHINGTON STREET CHICAGO, ILLINOIS 60602

> TELEPHONE (312) 541-1878 FACSIMILE (312) 641-1745

June 21, 2010

Re: 6543 South Woodlawn Avenue

Chicago, IL

Dear Property Owner or Resident:

In accordance with the requirements for an Amendment to the Chicago Zoning Ordinance, specifically Section 17-13-0107, please be informed that on or about June 30, 2010 the undersigned will file an Application for a change in zoning from RS2 Zoning District to RM5 Zoning District on behalf of Terrapin Investments, LLC for the property located at 6543 South Woodlawn Avenue, Chicago, Illinois.

The subject property is currently vacant. The Applicant intends to build a new three-unit residential building.

The Applicant is the owner of the subject property. I am the Attomey for the Applicant and the contact person for this Application. My address is 77 West Washington Street, Chicago, Illinois, and my telephone number is (312) 541-1878.

Please note that the Applicant is not seeking to rezone or purchase your property. The Applicant is required by law to send this notice because you own property within 250 feet of the property to be rezoned.

Sincerely,

Mark J. Kupiec

MJK/ap

CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of Disclosing Party submitting this EDS. Include d/b/a/ if applicable:
TERRAPIN INVESTMENTS, LLC
Check ONE of the following three boxes:
Indicate whether Disclosing Party submitting this EDS is: 1. Applicant OR
2. [] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which Disclosing Party holds an interest: OR
3. [] a specified legal entity with a right of control (see Section II.B.1.b.) State the legal name of the entity in which Disclosing Party holds a right of control:
B. Business address of Disclosing Party: 77 W. Washington #1115 Chicago, IL 60602
C. Telephone: (312) 346-1770 Fax: (312) 787-8717 Email: dfleis hman & Sbcglobal. ne
D. Name of contact person: DAVID M. FLEISHMAN
E. Federal Employer Identification No. (if you have one):
F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):
REQUEST FOR ZONING CHANGE: 6543 South Woodlawn
G. Which City agency or department is requesting this EDS? Zoning
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:
Specification # and Contract #

SECTION II -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF DISCLOSING PARTY

I. Indicate the nature of the Disclosin	- · /
[] Person	Limited liability company*
[] 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)
* Note B.1.b below.	
2. For legal entities, the state (or forei	ign country) of incorporation or organization, if applicable:
DELAWARE	
DILMWAKE	
3. For legal entities not organized in t business in the State of Illinois as a foreig	he State of Illinois: Has the organization registered to do n entity?
Yes [] No	[] N/A
B. IF THE DISCLOSING PARTY IS A I	LEGAL ENTITY:
For not-for-profit corporations, also list be	nd titles of all executive officers and all directors of the entity. elow all members, if any, which are legal entities. If there are for trusts, estates or other similar entities, list below the legal
Name DAVID M. FLEISHMAN	Title Manoger
GERARD J. HALL	Manager.
	·

1.b. If you checked "General partnership," "Limited partnership," "Limited liability company," "Limited liability partnership" or "Joint venture" in response to Item A.1. above (Nature of Disclosing Party), list below the name and title of each general partner, managing member, manager or

Name	N/A	Title
Indirect beneficial of such an interest interest of a member estate or other sim Municipal Code o	de the following information concerning each interest (including ownership) in excess of 7.3 include shares in a corporation, partnership interest or manager in a limited liability company, of ilar entity. If none, state "None." NOTE: Purs Chicago ("Municipal Code"), the City may retain the which is reasonably intended to achieve full	5% of the Disclosing Party. Examples atterest in a partnership or joint venture, or interest of a beneficiary of a tmst, suant to Section 2-154-030 of the equire any such additional information
Name	Business Address	Percentage Interest in the
		Disclosing Party
	an 77 W. Washington St. Ste 1115 Chicago	25% member
Gerard J. Hall 77	W. Washington St. Ste 1115 Chicago	25% member
Robert E. Schuber	th 2502 N. Clark St.	25% member
	rth 2502 N. Clark St.	25% member
Has the Disclo	BUSINESS RELATIONSHIPS WITH CITY sing Party had a "business relationship," as de ty elected official in the 12 months before the	fined in Chapter 2-156 of the Municipa
[] Y es	[X] No	
	ify below the name(s) of such City elected of	ficial(s) and describe 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 impaid 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 retained or anticipated to be retained)	Business Address	Relationship to Disc (subcontractor, attome lobbyist, etc.)		Fees (indicate whether paid or estimated)
Mark J. Kupiec 77 W	est Washington	St Ste 1801, Chicago	Attomey	\$5,000
(Add sheets if necessa	ry)			
[] Check here if the D entities.	isclosing party	has not retained, nor expo	ects to retain, any	such persons or
SECTION V – CERT	TIFICATIONS	}		
A. COURT-ORDERE	D CHILD SUP	PORT COMPLIANCE		•
		2-415, substantial owners with their child support ob		
Has any person who d arrearage on any child	irectly or indire support obligat	ctiy owns 10% or more o cions by any Illinois court	f the Disclosing of competent ju	Party been declared in risdiction?
[] Yes [7	Κ] No [] N	To person owns 10% or m	ore of the Disclo	sing Party.
If "Yes," has the person in comple	on entered into a	a court-approved agreeme	ent for payment o	f all support owed and
[] Yes] No			

B. FURTHER CERTIFICATIONS

- 1. 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 antitrnst 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 otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause B.1.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.
 - 2. The certifications in subparts 2, 3 and 4 concern:
 - the Disclosing Party;
 - any "Applicable Party" (meaning any party participating in the performance of the Matter, including but not limited to any 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 Applicable Parties, the term Affiliated Entity means a person or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another person or entity;

• any responsible official of the Disclosing Party, any Applicable Party or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Applicable Party or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Applicable Party, nor any Affiliated Entity of either the Disclosing Party or any Applicable Party nor any Agents have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party'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;
- b. 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).
- 3. Neither the Disclosing Party, Affiliated Entity or Applicable Party, 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.
- 4. 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.
- 5. The Disclosing Party understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

6. If the Disclosing Party is unable to certify to any of the above statements in this Part B (Fur Certifications), the Disclosing Party must explain below:			
usi explain below:			
- -	ıst explain below:	ıst explain below:	

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.

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

For purposes of this Part C, under Municipal Code Section 2-32-455(b), the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. (Additional definitions may be found in Municipal Code Section 2-32-455(b).)

CERTIFICATION

The Disclosing Party certifies that the Disclosing Party (check one)

a "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 lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If 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 Muni	cipal Code, explain here (attach add	itional pages if necessary):
	" the word "None," or no response a med that the Disclosing Party certi	appears on the lines above, it will be fied to the above statements.
D. CERTIFICAT	ION REGARDING INTEREST IN	CITY BUSINESS
Any words or term	-	of the Municipal Code have the same
	financial interest in his or her own	Aunicipal Code: Does any official or employee name or in the name of any other person or
NOTE: If you ch Item D.I., proceed		to Items D.2. and D.3. If you checked "No" to
elected official or any other person of for taxes or assess "City Property Sa	employee shall have a financial into or entity in the purchase of any prop sments, or (iii) is sold by virtue of le	ve bidding, or otherwise permitted, no City erest in his or her own name or in the name of erty that (i) belongs to the City, or (ii) is sold egal process at the suit of the City (collectively, seen pursuant to the City's eminent domain power ming of this Part D.
Does the Matter i	nvolve a City Property Sale?	
[]Yes	No	
-	cked "Yes" to Item D.1., provide the yees having such interest and identi	e names and business addresses of the City ify the nature of such interest:
Name	Business 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

The Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Disclosing Party must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.
Please check either I. or 2. below. If the Disclosing Party checks 2., the Disclosing Party must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph 2.
1. The Disclosing Party verifies that (a) the Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Disclosing Party has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.
2. The Disclosing Party verifies that, as a result of conducting the search in step 1(a) above, the Disclosing Party has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Disclosing Party verifies that the following constitutes full disclosure of all such records:
SECTION VI CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS
NOTE: If the Matter is federally funded, complete this Section VI. If the Matter is not federally funded, proceed to Section VII.
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: (Begin list here, add sheets as necessary):

(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)

- 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a 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, renew, 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.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any person or entity for influencing or attempting to influence an officer or employee of any agency (as defined by applicable federal law), a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the Matter, the Disclosing Party must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at http://www.whitehouse.gov/omb/grants/sflllin.pdf, linked on the page http://www.whitehouse.gov/omb/grants/grants_forms.html.

- 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	arty the Applicant?
[] Yes	[] No
If "Yes," answer to	ne three questions below:
•	eveloped and do you have on file affirmative action programs pursuant to regulations? (See 41 CFR Part 60-2.)
[]Yes	[] No
Contract Complian	led with the Joint Reporting Committee, the Director of the Office of Federal ace Programs, or the Equal Employment Opportunity Commission all reports due le filing requirements? [] No
3. Have you p equal opportunity	articipated in any previous contracts or subcontracts subject to the clause?
[] Yes	[] No
If you checked "N	o" to question 1. or 2. above, please provide an explanation:
	•

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

The Disclosing Party understands and agrees that:

- A. By completing and filing this EDS, the Disclosing Party acknowledges and agrees, on behalf of itself and the persons or entities named in this EDS, that the City may investigate the creditworthiness of some or all of the persons or entities named in this EDS.
- B. 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.
- C. 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.

- D. 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, void or voidable), 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.
- E. 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.
- F. 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.

The Disclosing Party represents and warrants that:

G. The Disclosing Party has not withheld or reserved any disclosures as to economic interests in the Disclosing Party, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.

For purposes of the certifications in H.1. and H.2. below, the term "affiliate" means any 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 the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

- H.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 affiliates 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.
- H.2 If the Disclosing Party is the Applicant, the Disclosing Party and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

H.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 H.1. and H.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 H.1., H.2. or H.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 on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

Topon and law and 110	1	01011	
TERRAPIN (NVESTMENTS, LL) (Print or type name of Disclosing Party)	Date:	6/21/10	
By: MM			
(sign here)			
DAVID M. FLEISHMAN			
(Print or type name of person signing)			
MANAGER	·		
(Print or type title of person signing)			
Signed and sworn to before me on (date) _6	121/10	, by David	m. Fleishman
at Cook County, W	(state).		
AGINESZKĄ T PLĘCKA OFFISIAC MY COMMISSION EXPIRES SEAL MARCH 11, 2012	Notary Public.		
Commission expres 3HH			

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 Disciosing Party or any "Applicable Party" or any Spouse or Domestic Partner thereof is related, by blood or adoption, to the mayor, any alderman, the city clerk, the city treasurer or any city department head as 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 corporate officers of the Disclosing Party, 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 ah elected city official or department head?

[] Yes

If yes, please identify below (1) the name and titie of such person, (2) the name of the legal entity to which such person is connected; (3) the name and titie of the elected city official or department head to whom such person has a familial relationship, and (4) the precise nature of

such familial relationship.	
CERTIFICATION	
Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS are tme, accurate and complete as of the date furnished to the City.	
DAVID FLEISHMAN Date: 6/22/10	
(Print or type name of Disclosing Party) By: (Sign here)	
Print or type name of person signing)	
Monoper of LLC Applicant (Print or type tiple of person signing)	
Signed and swom to before me on (date) 6 22 10 by David Fle's h man had before me on (date) (State). Notary Public. AGNIESZKA T PLECKA STATE SEAL OF) ·
Commission expires: 3/11/17.	

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CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

SECTION I -- GENERAL INFORMATION

A. Legal name of Disclosing Party submitting this EDS. Include d/b/a/ if applicable:
DAVID M. FLEISHMAN
Check ONE of the following three boxes:
Indicate whether Disclosing Party submitting this EDS is: 1. [] the Applicant OR
2. A legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which Disclosing Party holds an interest: EREAPIN INVESTMENTS; CC OR OR (Manager) 3. [] a specified legal entity with a right of control (see Section II.B.1.b.) State the legal name of
the entity in which Disclosing Party holds a right of control:
B. Business address of Disclosing Party: 77 W. WASHINGTON Si. 名色. 1115 CHICAGO ル 60602
C. Telephone: 312 346 1770 Fax: Email:
D. Name of contact person: DAVID M. FleiSHMAN
E. Federal Employer Identification No. (if you have one): NIA
F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):
ZONING CHANGE AT 6543 S NOODLANN
G. Which City agency or department is requesting this EDS? Dept. of 20ming
If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:
Specification # NIA and Contract # NIA

SEC TON H -- DISCLOSURE OF OWNERSHIP INTERESTS

A. NATURE OF DISCLOSING PARTY

1. Indicate the nature of the Disclosing Pa	arty:
X Person	[] Limited liability company*
[] Publicly registered business corporation	[] Limited liability partnership*
[] 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)
* Note B.1.b below.	
2. For legal entities, the state (or foreign	country) of incorporation or organization, if applicable:
NIA	
3. For legal entities not organized in the State of Iliinois as a foreign en	State of Illinois: Has the organization registered to do ntity?
[] Yes [] No	N/A
B. IF THE DISCLOSING PARTY IS A LEG	GAL ENTITY:
For not-for-profit corporations, also list below	itles of all executive officers and all directors of the entity. v all members, if any, which are legal entities. If there are rusts, estates or other similar entities, list below the legal
Name NA	Titie
· · · · · · · · · · · · · · · · · · ·	
•	•
	,
•	· ·

1.b. If you checked "General partnership," "Limited partnership," "Limited liability company," "Limited liability partnership" or "Joint venture" in response to Item A.1. above (Nature of Disclosing Party), list below the name and title of each general partner, managing member, manager or

Vame	·	Titie
	NA	·
	,	
ndirect beneficia of such an interes nterest of a mem estate or other sin Municipal Code of	l interest (including ownership) in t include shares in a corporation, p ber or manager in a limited liabili nilar entity. If none, state "None.'	ncerning each person or entity having a direct or a excess of 7.5% of the Disclosing Party. Examples partnership interest in a partnership or joint venture, ty company, or interest of a beneficiary of a trust, 'NOTE: Pursuant to Section 2-154-030 of the ne City may require any such additional information achieve full disclosure.
Name	Business Address	Percentage Interest in the Disclosing Party
	NIA	
		WITH CITY ELECTED OFFICIALS aship," as defined in Chapter 2-156 of the Municipa
		hs before the date this EDS is signed?
[] Y es	No	
f yes, please iden elationship(s):	tify below the name(s) of such Ci	ity elected official(s) and describe such

The Directories Device of the terror of the

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: (I) 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
Business Relationship to Disclosing Party
(indicate whether Address (subcontractor, attomey, cindicate whether retained or anticipated lobbyist, etc.)

MARK J. LUPIEC 77 W. WASHINGTON ST S 5000

Atty

816. 1801 CHICAGO

(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 term of the contract.

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?

[] Yes No [] No person owns 10% or more of the 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. 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 antitrnst 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 otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause B.1.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.
 - 2. The certifications in subparts 2, 3 and 4 concern:
 - the Disclosing Party;
 - any "Applicable Party" (meaning any party participating in the performance of the Matter, including but not limited to any 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 Applicable Parties, the term Affiliated Entity means a person or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another person or entity;

• any responsible official of the Disclosing Party, any Applicable Party or any Affiliated Entity or any other official, agent or employee of the Disclosing Party, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Disclosing Party, any Applicable Party or any Affiliated Entity (collectively "Agents").

Neither the Disclosing Party, nor any Applicable Party, nor any Affiliated Entity of either the Disclosing Party or any Applicable Party nor any Agents have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party'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;
- b. 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).
- 3. Neither the Disclosing Party, Affiliated Entity or Applicable Party, 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.
- 4. 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.
- 5. The Disclosing Party understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Titie 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

6. If the Disclosi	ng Party is unable to certif	y to any of the above	statements in the	is Part B (Further
Certifications), the D	isclosing Party must expla	in below:		
			· · · · · · · · · · · · · · · · · · ·	
	NIA	f		

			•	•

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.

C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

For purposes of this Part C, under Municipal Code Section 2-32-455(b), the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. (Additional definitions may be found in Municipal Code Section 2-32-455(b).)

1. CERTIFICATION

The Disclosing Party certifies that the Disclosing Party (check one)

[] is is not

a "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 lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If 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

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. D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part D. 1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employed of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter? [] Yes [] No NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E. 2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain pow does not constitute a financial interest within the meaning of this Part D. Does the Matter involve a City Property Sale? [] Yes No 3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest: Name Business Address Natire of Interest	•		NIA
D. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part D. 1. In accordance with Section 2-156-110 of the Municipal Code: Does any official or employed of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter? [] Yes [] No NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E. 2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain pow does not constitute a financial interest within the meaning of this Part D. Does the Matter involve a City Property Sale? [] Yes No 3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest: Name Business Address Nature of Interest			
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of the City have a financial interest in his or her own name or in the name of any other person or entity in the Matter? [] Yes	•		66 of the Municipal Code have the same
NOTE: If you checked "Yes" to Item D.1., proceed to Items D.2. and D.3. If you checked "No" to Item D.1., proceed to Part E. 2. Unless sold pursuant to a process of competitive bidding, or otherwise permitted, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person or entity in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain pow does not constitute a financial interest within the meaning of this Part D. Does the Matter involve a City Property Sale? [] Yes No 3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest: Name Business Address Nature of Interest	of the City have a fentity in the Matter	Financial interest in his or her owr?	-
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[] Yes 3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest: Name Business Address Nature of Interest	elected official or e any other person or for taxes or assess "City Property Sale	employee shall have a financial in r entity in the purchase of any pro ments, or (iii) is sold by virtue of l e"). Compensation for property to	nterest in his or her own name or in the name of operty that (i) belongs to the City, or (ii) is sold legal process at the suit of the City (collectively, aken pursuant to the City's eminent domain power.
3. If you checked "Yes" to Item D.1., provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest: Name Business Address Nature of Interest	Does the Matter in	volve a City Property Sale?	
officials or employees having such interest and identify the nature of such interest: Name Business Address Nature of Interest	[]Yes	No	
Traduction of interest	3. If you check officials or employ	xed "Yes" to Item D.1., provide the	ne names and business addresses of the City tify the nature of such interest:
	Name	Business Address	•
N/A		N (ıA

Page 8 of 13

be acquired by any City official or employee.

E. CERTIFICATION REGARDING SLAVERY ERA BUSINESS

The Disclosing Party has searched any and all records of the Disclosing Party and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Disclosing Party must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

	NIA
Disclosure Act of 1995	ames of all persons or entities registered under the federal Lobbying who have made lobbying contacts on behalf of the Disclosing Party with Begin list here, add sheets as necessary):
A. CERTIFICATION	REGARDING LOBBYING
NOTE: If the Matter is funded, proceed to Sec	federally funded, complete this Section VI. If the Matter is not federally tion VII.
SECTION VI CER	TIFICATIONS FOR FEDERALLY-FUNDED MATTERS
Disclosing Party has fo or slaveholder insurance	Party verifies that, as a result of conducting the search in step 1(a) above, the und records relating to investments or profits from slavery, the slave industry, the policies and/or the names of any slaves or slaveholders. The Disclosing collowing constitutes full disclosure of all such records:
the Disclosing Party an slavery, the slave indus no records of investmen	Party verifies that (a) the Disclosing Party has searched any and all records of dany and all predecessor entities for records of investments or profits from try, or slaveholder insurance policies, and (b) the Disclosing Party has found not or profits from slavery, the slave industry, or slaveholder insurance of names of any slaves or slaveholders.
disclose below or in an	or 2. below. If the Disclosing Party checks 2., the Disclosing Party must attachment to this EDS all requisite information as set forth in that paragraph
	ny and all slaves or slaveholders described in those records. Failure to losure requirements may make the Matter to which this EDS pertains voidable

(If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Disclosing Party means that NO persons or entities registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Disclosing Party with respect to the Matter.)

- 2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A.1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a 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, renew, 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.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any person or entity for influencing or attempting to influence an officer or employee of any agency (as defined by applicable federal law), a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the Matter, the Disclosing Party must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at http://www.whitehouse.gov/omb/grants/sflllin.pdf, linked on the page http://www.whitehouse.gov/omb/grants/grants_forms.html.

- 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.l. 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.

s the Disclosing Par	y the Applicant?
[]Yes	[] No
f "Yes," answer the	three questions below:
•	eloped and do you have on file affirmative action programs pursuant to gulations? (See 41 CFR Part 60-2.) [] No
	with the Joint Reporting Committee, the Director of the Office of Federal Programs, or the Equal Employment Opportunity Commission all reports due filing requirements? [] No
3. Have you par equal opportunity cla	icipated in any previous contracts or subcontracts subject to the use?
[] Yes If you checked "No"	[] No to question 1. or 2. above, please provide an explanation:
	CKNOWLEDGMENTS, CONTRACT INCORPORATION, ENALTIES, DISCLOSURE

The Disclosing Party understands and agrees that:

- A. By completing and filing this EDS, the Disclosing Party acknowledges and agrees, on behalf of itself and the persons or entities named in this EDS, that the City may investigate the creditworthiness of some or all of the persons or entities named in this EDS.
- B. 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.
- C. 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.

- D. 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, void or voidable), 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.
- E. 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.
- F. 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.

The Disclosing Party represents and warrants that:

G. The Disclosing Party has not withheld or reserved any disclosures as to economic interests in the Disclosing Party, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.

For purposes of the certifications in H.1. and H.2. below, the term "affiliate" means any 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 the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

- H.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 affiliates 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.
- H.2 If the Disclosing Party is the Applicant, the Disclosing Party and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

H.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 H.1. and H.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 trnthful certifications.

NOTE: If the Disclosing Party cannot certify as to any of the items in H.1., H.2. or H.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 on behalf of the Disclosing Party, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

12/22/10

DAVID M. FLEISHMAN	_ Date:	6/2	2/10	
(Print or type name of Disclosing Party)				,
ву:				
(sign here)	- .			
DAVID FLEISHMAN				
(Print or type name of person signing)			•	~
manager of LLC Applican	£			
(Print or type title of person signing)	_			
Signed and sworn to before me on (date)	6/22/10	, by	David Flet	shman
at County, County,	_ (state).			•
Alle	_ Notary Public.		*****	~~~ <u>`</u>
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GENERAL SEE PLANS FOR ADDITIONAL SYMBOLS

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SPECIAL SAFETY NOTE

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SITE PLAN

CHICAGO, ILLINOIS

--- 20FT, FUBLIC ALLET ---

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INDEX OF DRAWINGS

- A-1 FOUNDATION, BAST & 1ST FLR. PLAN 2ND, SRO & MEZZ FLOOR PLAN
- ELEVATIONS & BUODING SECTION
- WALL SECTION & DETAILS
- MECMANICAL PLANS PLUMBING PLANS **ELECTRICAL PLANS**

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CHARLES E SCHARTZ LL NOIS REGRISTRATION NUMBER: 001-013TB

DESIGN

BUILDING CHICAGO, ILLINOIS UNIT PROPOSED 3









