

## City of Chicago

### 

O2013-6104

## Office of the City Clerk Document Tracking Sheet

Meeting Date:

Sponsor(s):

Type:

Title:

Committee(s) Assignment:

#### 9/11/2013

City Clerk (transmitted by) (Clerk)

Ordinance

Zoning Reclassification App No. 17832 at 6150-6160 S Halsted St, 6220-6258 S Halsted St, 800-932 W 63rd St, 801-931 W 63rd Parkway and 6247-6259 S Sangamon St Committee on Zoning, Landmarks and Building Standards

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#### **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 C1-2 Neighborhood Commercial District symbols and indications as shown on Map No. 14-G in the area bounded by

beginning along West 63<sup>rd</sup> Parkway; South Halsted Street; a line 641.8 feet north of and parallel to the existing West 63<sup>rd</sup> Street (right-of-way); a line 174 feet west of and parallel to South Halsted Street; a line 355.8 feet north of and parallel to the existing West 63<sup>rd</sup> Street (right-of-way); a line 113 feet west of and parallel to South Halsted Street; a line 365.8 feet north of and parallel to the existing West 63<sup>rd</sup> Street (right-of-way); South Halsted Street; West 63<sup>rd</sup> Street; and South Sangamon Street (ToB),

to those of a C1-3 Neighborhood Commercial District and a corresponding use district is hereby established in the area above described.

**SECTION 2.** That the Chicago Zoning Ordinance be amended by changing all the C1-3 Neighborhood Commercial District symbols and indications within the area hereinabove described to the designation of Residential, Business-Institutional Planned Development Number \_\_\_\_\_, which is hereby established in the area above described, subject to such use and bulk regulations as are set forth in the Plan of Development herewith attached and made a part thereof and to no others.

**SECTION 3.** This ordinance shall be in force and effect from and after its passage and due publication.

Applicant:	Chicago Neighborhood Initiatives, Inc. on behalf of the City of Chicago
Addresses:	6150-6160 and 6220-6258 South Halsted Street;
	800-932 West 63 <sup>rd</sup> Street; 6247-59 South Sangamon
	Street and 801-931 West 63 <sup>rd</sup> Parkway

Date: September 11, 2013

Revised:

#17832 INTRO DAte: SCPT. 11,2013

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#### CITY OF CHICAGO

#### APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

1.	ADDRESS of the property Applicant is seeking to rezone:			
	6150-6160 and 6220-6258 S. Halsted, 800-932 W. 63rd Street, 801-931 W. 63rd Parkway,			
	and 6247-6259 S. Sangamon			
2.	Ward Number that property is	located in: 16th Ward		
3.	APPLICANT_Chicago Neighbo		ehalf of the City of Chicago.	
	ADDRESS 1000 E. 111th Stree	et	CITY Chicago	
	STATE_IllinoisZIP CO	DE_60628	PHONE (773) 341-2063	
	EMAIL ddoig@cnigroup.org	CONTACT PER	SON_David Doig	
4.	Is the applicant the owner of the If the applicant is not the owner regarding the owner and attach proceed.	er of the property, please	NO X provide the following information om the owner allowing the application to	
	OWNER City of Chicago		<b>i</b>	
	ADDRESS 121 N. LaSalle Stre	et	CITY_Chicago	
	STATE Illinois ZIP COI	DE60602	(312) 744-9413 PHONE (312) 744-0538	
	mbonome@cityofchicag EMAIL hope@cityofchicago.org	10.0rg	Mary Bonome	
	EMAIL hope@cityofchicago.or	<u>CONTACT PERS</u>	SON Lisa Hope Washington	
5.	If the Applicant/Owner of the prezoning, please provide the fo		awyer as their representative for the	
	ATTORNEY Neal & Leroy, LL	C, Attn. Terry Diamond		
•	ADDRESS 203 N. LaSalle Stre	et, Suite 2300		
	CITY_Chicago	STATE Illinois	ZIP CODE <u>60601</u>	
	PHONE (312) 641-7144	FAX <u>(312) 641-5137</u>	EMAIL tdiamond@nealandleroy.com	

Has the present owner previously rezoned this property? If yes, when?         No.         C1-2 to C1-3 then         Present Zoning District C1-2         Proposed Zoning District Business Resident Institutional Plan Develor         Lot size in square feet (or dimensions) Approximately 13 net acres         Current Use of the property Vacant         Reason for rezoning the property To redevelop property for commercial, residential, educationa public and civic development and use.         Describe the proposed use of the property after the rezoning. Indicate the number of dwell units; number of parking spaces; approximate square footage of any commercial space; an height of the proposed building. (BE SPECIFIC)         Applicant proposes to redevelop the property and to prepare it for mixed-use development, includie retail and commercial uses, a neighborhood grocery store, an elderly or government subsidized re building and educational facilities. The first development will be an 18,000 square foot grocery stor fast food restaurant.         On May 14 <sup>th</sup> , 2007, the Chicago City Council passed the Affordable Requirements Ordina: (ARO) that requires on-site affordable housing units or a financial contribution if residenti housing projects receive a zoning change under certain circumstances. Based on the lot size foot grocery stores and the lot size of the lot size of the size of the size of the property and to present with the lot size of the size of the size of the property and the property of the pr	C1-2 to C1-3 then to a C1-2 to C1-3 then to a rict C1-2 Proposed Zoning District Business Residential Institutional Plan Developme et (or dimensions)_Approximately 13 net acres roperty_Vacant the property_To redevelop property for commercial, residential, educational, public and civic development and use. ed use of the property after the rezoning. Indicate the number of dwelling king spaces; approximate square footage of any commercial space; and ed building. (BE SPECIFIC) redevelop the property and to prepare it for mixed-use development, including uses, a neighborhood grocery store, an elderly or government subsidized resider hal facilities. The first development will be an 18,000 square foot grocery store an he Chicago City Council passed the Affordable Requirements Ordinance on-site affordable housing units or a financial contribution if residential	of all owners as disclosed on th	<ul> <li>(Corporation, LLC, Partnership, etc.) please provide the names the Economic Disclosure Statements.</li> <li>(C)(3) entity. See EDS attached.</li> </ul>
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	ients ordinance: (See Fact Sheet for more information)	(ARO) that requires on-site affe	ordable housing units or a financial contribution if residential

. . .

YES\_\_\_X NO\_\_\_\_ Project to include elderly or government subsidized residential building.

#### COUNTY OF COOK STATE OF ILLINOIS

David Doig \_\_\_\_\_, 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 David Doig, President Chicago Neighborhood Initiatives, Inc. on behalf of the City of Chicago. Owner

Subscribed and Sworn to before me this 20 day of August , 2013

mary Notary Public

OFFICIAL SEA(. MARIA G MEDUGA NOTARY PUBLIC, STATE OF TELINOIS My Consultation Explices (reference) 2, 2014

For Office Use Only

Date of Introduction:

File Number:\_\_\_\_\_

Ward:\_\_\_\_\_



#### DEPARTMENT OF HOUSING AND ECONOMIC DEVELOPMENT

#### CITY OF CHICAGO

July 30, 2013

Martin Cabrera, Jr., Chairman Chicago Planning Commission City Hall, Room 1000 121 N. LaSalle Street Chicago, IL 60602 Honorable Daniel S. Solis Chairman Zoning Committee City of Chicago, Rm. 203 Office 14 121 N. LaSalle St. Chicago, Illinois 60602

Re: Business-Residential-Institutional Planned Development Zoning Application Applicant - Chicago Neighborhood Initiatives, Inc. on behalf of City of Chicago City Property: 6150-6160 and 6220-6258 S. Halsted, 800-932 W. 63<sup>rd</sup> Street 6247-6259 S. Sangamon and 801-931 W. 63<sup>rd</sup> Parkway

Dear Chairmen Cabrera and Solis:

The City of Chicago is the title holder and owner of the properties commonly known as 6150-6160 and 6220-6258 S. Halsted and 800-932 W. 63<sup>rd</sup> Street, 6247-6259 S. Sangamon and 801-931 W. 63<sup>rd</sup> Parkway ("Property").

On behalf of the City, I hereby authorize Chicago Neighborhoods Initiative Inc. ("CNI") to file an application to rezone the Property from C1-2 to C1-3 and then to a Business Residential Institutional Plan Development. On behalf of the City, CNI is preparing the Property for a future mix-use development, including retail and commercial uses, a grocery store, restaurant, residential uses, senior housing, public and civic uses, educational and training facilities, parking and loading.

If there are any questions regarding the application, please contact either Mary Bonome or Lisa Hope Washington at:

Mary Bonome Deputy Commissioner Dept. of Housing & Economic Development City Hall-121 N. LaSalle Street, 1003 Chicago, Illinois 60602 (312) 744-9413 mbonome@cityofchicago.org Lisa Hope Washington Coordinator Planner I Dept. of Housing and Economic Development City Hall-121 N. LaSalle Street, 1006 Chicago, Illinois 60602 (312) 744-0538 Lisa Washington@cityofchicago.org

Sincerely

Andrew J. Mobney, Commissioner Department of Housing and Economic Development

> cc: Mary Bonome Lisa Hope Washington David Doig



#### COUNCIL CHAMBER

CITY HALL, ROOM 300 121 NORTH LASALLE STREET CHICAGO, ILLINOIS 60602 TELEPHONE: 312-744-3069

#### **JOANN THOMPSON**

#### CITY COUNCIL CITY OF CHICAGO

A.DEENAA 16-4 WARD 16-4 WARD SERIJE CENTER 5135 ELL-4 WESTERN BOULEVARD D-1435 ELL-6 \$ 60609 TEFFECKE T3-434-3899 EA T3-434-3889

#### **COMMITTEE MEMBERSHIPS**

BUDGET AND GOVERNMENT OPERATIONS

COMMITTEES, RULES & ETHICS

June 19, 2013

Commissioner Andrew J. Mooney The Department of Housing and Economic Development - City of Chicago 121 N. LaSalle Street, Room 1000 Chicago, Illinois 60602 Commissioner Gabe Klein City of Chicago Department of Transportation 30 North La Salle Street, Room 1100 Chicago, Illinois 60602

Re: 63<sup>rd</sup> & Halsted – Redevelopment Project

Dear Commissioners Mooney and Klein:

I am writing to convey my support for Chicago Neighborhood Initiatives, Inc. ("CNI") plans to redevelop the City owned vacant property at the northwest corner of 63<sup>rd</sup> Street and Halsted, (the Property). The Property has been vacant and unused for many years and as such is a blight on the community at-large.

To make the Property productive, stimulate investment and employment, CNI will consolidate the lots into one large parcel by vacating the streets and alleys, removing all of the old foundations, broken sidewalks, streets and alleys, relocating the utilities as needed, installing new utilities and infrastructure for a mixed use development, including retail and commercial uses; a grocery store, residential uses, including senior housing and educational/training facility.

To facilitate the completion of the Project, I request the following City approvals and assistance:

- 1. Tax Increment Financing in the amount of approximately \$12 Million Dollars
- 2. Vacation of the obsolete streets and alleys within the Project area inhibiting development
- 3. Dividing the lots and vacated streets into a more functional subdivision
- 4. Conveyance of the Property, including vacated streets and alleys for no consideration to CNI
- 5. Rezoning the site from a C1-2 Neighborhood Commercial District to a Business Residential Institutional Plan Development.

This is a very important project for the Englewood Community and will convert a vacant property into parcels of land that will attract investment, new businesses, services and employment for the Englewood Community and the City of Chicago.

Please contact Debbie Blair, Chief of Staff to Alderman JoAnn Thompson, at (773) 434-3399 if you wish to discuss the Project further. Thank you in advance for your assistance in this matter.

Sincerely,

alter Altinged in

JoAnn Thompson Alderman, 16ª Ward

Ce: Kath Terry Man David Doig Chris Hill David Reifman Leon Walker

#### BUSINESS-RESIDENTIAL-INSTITUTIONAL PLANNED DEVELOPMENT NO.

#### PLANNED DEVELOPMENT STATEMENTS

- The area delineated herein as a Business-Residential-Institutional Planned Development Number \_\_\_\_\_\_ the "Planned Development") consists of approximately 534,030 square feet of net site area (approximately 12.260 acres) of property (the "Property") including certain existing streets and alleys to be vacated within the Planned Development<sup>1</sup> as depicted on the attached Planned Development Boundary and Property Line Map. The Property is owned or controlled by the City of Chicago ("City"). The Applicant, Chicago Neighborhood Initiatives, Inc. (the "Applicant") has been authorized by the City to file the application on its behalf. The Planned Development is divided into subareas (each, a "Subarea", and collectively, the "Subareas") as indicated on the attached Subarea Map.
- 2. The requirements, obligations and conditions contained within this Planned Development shall be binding upon the Applicant, its successors and assigns. All rights granted hereunder to the Applicant shall inure to the benefit of the Applicant's successors and assigns (including any condominium or homeowner's association which may be formed). The requirements of Section 17-8-0400 of the Chicago Zoning Ordinance shall apply to the Property. The Subareas (and, if subsequently designated on any final subarea plan, any subparcels designated thereon) shall be deemed specifically delineated subareas and subparcels for purposes of Section 17-8-0400 of the Chicago Zoning Ordinance, provided, however, that for so long as the City or Applicant or any affiliate thereof owns or controls any part of the Property, any application to the City for any such changes or modifications (administrative, legislative or otherwise) must in all cases be authorized by the Applicant (or Applicant's successor, and assignee or grantee to such master developer ownership in trust) or such affiliate. Where portions of the improvements located on the Property have been submitted to the Illinois Condominium Property Act, the term "Owner" shall be deemed to be refer solely to the condominium association of the owners of such portions of the improvements and not to the individual owners therein. Nothing herein shall prohibit or in any way restrict the alienation, sale or any other transfer of all or any portion of the Property or any rights, interests or obligations therein. The developer making application shall have the burden of establishing to the reasonable satisfaction of the Department that the Applicant's consent has been obtained or irrevocably waived. Upon any alienation, sale or any other transfer of all or any portion of the Property or the rights therein (other than a mortgage lien or security interest) and solely with respect to the portion of the Property so transferred, the term Applicant shall be deemed amended to apply solely to the transferee thereof (and its beneficiaries if such transferee is a land trust) and the seller or transferor thereof; provided however that Chicago Neighborhood Initiatives, Inc.'s right to authorize changes or modifications to this planned development for as long as it owns or controls all or

<sup>&</sup>lt;sup>1</sup> Net site area includes 183,861 square feet of streets and alleys to be vacated within the Planned Development.

any portion of the Property shall not be deemed amended or transferred to apply to any transferee (or its beneficiaries as aforesaid) unless expressly assigned in a written instrument executed by the original Applicant hereunder. An agreement between among different owners of the Property or a covenant binding upon owners of the Property may designate the parties authorized to apply for future amendments, modifications or other changes to this Planned Development and irrevocably waive the Applicant's right of consent.

- 3. All applicable official reviews, approvals or permits are required to be obtained by the Applicant or its successors, assignees or grantees. Any dedication or vacation of streets or alleys or grants of easements or any adjustment of the right-of-way shall require a separate submittal to the Department of Transportation on behalf of the City, Applicant or its successors, assigns or grantees. Any requests for grants of privilege, or any items encroaching on the public way, shall be in compliance with the Plans. Ingress or egress shall be pursuant to the Plans and may be subject to the review and approval of the Departments of Housing and Economic Development and Transportation. Closure of all or any public street or alley during demolition or construction shall be subject to the review and approval of the Department of Transportation. All work proposed in the public way must be designed and constructed in accordance with the Department of Transportation Construction Standards for Work in the Public Way and in compliance with the Municipal Code of the City of Chicago. Prior to the issuance of any Part II approval, the submitted plans must be approved by the Department of Transportation.
- 4. This Plan of Development consists of 16 Statements: a Bulk Regulations Data Table, Existing Zoning Map, Existing Land-Use Map, Planned Development Boundary and Property Line Map, Right of Way Adjustment map, Site Plan and Sub Area Map prepared by Spaceco Inc.; Concept Elevations for the neighborhood grocer and retail building in Sub-Area A by Ethosworkshop; Bulk Elevations and Landscape Plans prepared by MetroGreen, Camiros and Infrastructure Engineering Inc. all dated September 11, 2013 and submitted herein. Full-sized copies of the Site Plan, Landscape Plan and Building Elevations are on file with the Department of Housing and Economic Development. In any instance where a provision of this Planned Development conflicts with the Chicago Building Code, the Building Code shall control. This Planned Development conforms to the intent and purpose of the Zoning Ordinance, and all requirements thereto, and satisfies the established criteria for approval as a Planned Development. In case of a conflict between the terms of this Planned Development Ordinance and the Zoning Ordinance, this Planned Development Ordinance shall control.
- 5. The following uses shall be allowed within the areas delineated herein as a Residential Business Institutional Planned Development:

Subarea A. The following C1-3 Neighborhood Commercial District uses shall be allowed: children's play center, day care, postal service, public safety services, utilities and services, minor; animal services, excluding stables; artist work or sales space; body art services; building maintenance services; business equipment sales and services. business support services excluding day labor employment agencies; employment agencies; communication service establishments; all construction sales and service; drive-through facilities including banks, pharmacies and restaurants; all eating and drinking establishments including outdoor patio located at grade and on a rooftop; all entertainment and spectator sports excluding inter-track wagering facilities; all financial services excluding payday loan stores and pawn shops; valuable objects dealer; all food and beverage retail sales; liquor stores; liquor sales; medical service; office; high technology office; electronic data storage center; parking, accessory, non-required accessory and non-accessory; personal service; hair salon, nail salon, massage establishment or barbershop, yoga and dance studios, driving schools, martial arts studios, educational and test preparation services and support; repair or laundry service. consumer; dry cleaning drop-off or pick up; coin-operated laundromat; residential storage warehouse; retail sales, general; all sports and recreation, participant; all vehicles sales and service excluding vehicle storage and towing with outdoor storage; wireless communication facilities excluding freestanding towers.

No adult uses, gas stations, car washes, payday loan stores, pawn shops and urban farms are allowed in Subarea A.

Subareas B1, B2 and B3: The following residential and public and civic use shall be allowed: Artist Live/Work space located above and on the ground floor; dwelling units above and on the ground floor; elderly housing, multi-unit (3+ units) residential; assisted living (elderly custodial care); community home, family and group; domestic violence residence and shelter; nursing home (skilled nursing care); temporary overnight shelter; transitional residence and shelters; colleges and universities; cultural exhibits and libraries; day care; lodge or private club, parks and recreation; community centers, recreation buildings and similar assembly uses; community garden; public safety services, religious assembly, schools, children's play center, martial arts studios, educational and test preparation services and support; utilities and services minor, accessory, non-required accessory and non-accessory parking and loading.

Subarea C. The following public and civic uses shall be allowed: Parks and recreation, passive open space, detention and retention areas, berms, community gardens.

Minor changes to subareas B1, B2, B3, and C may be permitted by the Zoning Administrator pursuant to Section 17-13-0611-A.

- 6. On-Premise signs and temporary signs, such as construction and marketing signs, shall be permitted within the Planned Development, subject to the review and approval of the Department of Housing and Economic Development. Off-Premise signs are prohibited within the boundary of the Planned Development.
- 7. For purposes of height measurement, the definitions in the Zoning Ordinance shall apply. The height of any building shall also be subject to height limitations, if any, established by the Federal Aviation Administration.
- 8. The maximum permitted Floor Area Ratio ("FAR") for the site shall be in accordance with the attached Bulk Regulations Data Table. For the purposes of FAR calculations and measurements, the definitions in the Zoning Ordinance shall apply. The permitted FAR identified in the Bulk Regulations Data Table has been determined using a Net Site Area of 534,030 square feet, including 183,861 square feet of public rights of way to be vacated.
- 9. Prior to the Part II Approval (per Section 17-13-0610 of the Zoning Ordinance) in Sub-Area(s) A, B1, B2, B3, and C, the Applicant shall submit a site plan, landscape plan and building elevations for the specific Sub-Area(s) for review and approval by the Department of Housing and Economic Development. Review and approval by the Department of Housing and Economic Development is intended to assure that specific development components substantially conform with the Planned Development and to assist the City in monitoring ongoing development. Sub-Area Site Plan Approval Submittals (per Section 17-13-0800) need only include that portion of the Property for which approval is being sought by the Applicant. If the Applicant is seeking approval for a portion of the Property that represents less than an entire Sub-Area, the Applicant shall also include a site plan for that area of the Property which is bounded on all sides by either public Rights-of-Way or the boundary of the nearest Sub-Area. The site plan provided shall include all dimensioned and planned street and alley Rights-of-Way.

No Part II Approval for any portion of the Property shall be granted until Site Plan approval has been granted. Following approval by the Department of Housing and Economic Development, the approved Sub-Area Site Plan Approval Submittals, supporting data and materials shall be made part of the main file and shall be deemed to be an integral part of the Planned Development.

After approval of the Sub-Area Site Plan, changes or modifications may be made pursuant to the provisions of Statement No. 13. In the event of any inconsistency between approved plans and the terms of the Planned Development, the terms of the Planned Development shall govern. Any Sub Area Site Plan Approval Submittals shall, at a minimum, provide the following information:

- fully-dimensioned site plan (including a footprint of the proposed improvements);
- fully-dimensioned building elevations;
- fully-dimensioned landscape plan(s); and,
- statistical information applicable to the subject Sub-Area, including floor area, the applicable FAR, uses to be established, building heights and setbacks.

Sub Area Site Plan Approval Submittals shall include all other information necessary to illustrate substantial conformance to the Planned Development.

- 10. Upon review and determination, "Part II Review", pursuant to Section 17-13-0610 of the Zoning Ordinance, a Part II Review Fee shall be assessed by the Department of Housing and Economic Development. The fee, as determined by staff at the time, is final and binding on the Applicant and must be paid to the Department of Revenue prior to the issuance of any Part II approval.
- 11. The Site and Landscape Plans shall be in substantial conformance with the Landscape Ordinance and any other corresponding regulations and guidelines. Final landscape plan review and approval will be by the Department of Housing and Economic Development. Any interim reviews associated with site plan review or Part II reviews, are conditional until final Part II approval.
- 12. The Applicant shall comply with Rules and Regulations for the Maintenance of Stockpiles promulgated by the Commissioners of the Departments of Streets and Sanitation, Fleet and Facility Management and Buildings, under Section 13-32-125 of the Municipal Code, or any other provision of that Code.
- 13. The terms and conditions of development under this Planned Development ordinance may be modified administratively, pursuant to section 17-13-0611-A of the Zoning Ordinance by the Zoning Administrator upon the application for such a modification by the Applicant, its successors and assigns and, if different than the Applicant, the legal title holders and any ground lessors in accordance with Paragraph 2 above.
- 14. The Applicant acknowledges that it is in the public interest to design, construct and maintain the project in a manner which promotes, enables and maximizes universal access throughout the Property. Plans for all buildings and improvements on the Property shall be reviewed and approved by the Mayor's Office for People with Disabilities to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility.

- 15. The Applicant acknowledges that it is in the public interest to design, construct, renovate and maintain all buildings in a manner that provides healthier indoor environments, reduces operating costs, conserves energy and maximizes the preservation of natural resources. All development in any Subareas shall conform to the "City of Chicago's Sustainable Development Policy Matrix" in effect on the submittal of the Site Plans pursuant to this Planned Development. The 18,000 square foot grocery store in Subarea A shall be exempt from the Green Roof requirement due to its location in a Food Desert. The remaining proposed retail buildings in Subarea A shall provide a vegetated ("green") roof covering 100% of the net roof area except, up to 10% of the green roof can be hardscape. Net area of the roof is defined as usable space on the roof including pathways. The retail buildings may reduce the green roof requirement to 50% of the net area of the roof if they obtain LEED Certification or 50% shading of the Vehicular Use Areas within 5 years.
- 16. Unless substantial construction of any new building, as proven by the issuance of building permits and the diligent completion of construction pursuant to such permits, has commenced within six (6) years of the effective date of this Planned Development as to Subarea A, and within nine (9) years of the effective of this Planned Development as to any other given Subarea, this Planned Development shall, as to such Subarea, expire upon such sixth (6<sup>th</sup>) or ninth (9<sup>th</sup>) anniversary date of the effective date hereof, as applicable. If this Planned Development expires pursuant to the foregoing provision, the zoning of the Property in said Subarea shall automatically revert to the C1-3 classification. Such reversion shall not render any building existing at the time to be nonconforming. The six (6) year and nine (9) year period described above may be extended for up to one (1) additional year if, before expiration, the Commissioner determines that good cause for an extension is shown.

#### Residential-Business Planned Development Number \_\_\_\_\_ Bulk Regulations and Data Table

Gross Site Area:

Public Right-of-Way Area to be opened:

Public Right-of-Way Area to be vacated:

Net Site Area for entire PD:

Net Site Area by Subareas: Subarea A: Subarea B1: Subarea B2: Subarea B3: Subarea C:

Maximum Floor Area Ratio for entire PD

Maximum Floor Area Ratio by Subareas:

Subarea A: Subarea B1: Subarea B2: Subarea B3: Subarea C:

Allowed Uses:

Maximum Number of Residential Units allowed in Subarea B3:

653,235 square feet (14.996 acres)
13,144 square feet (0.302 acres)
183,861 square feet (4.22 acres)
534,030 square feet (12.260 acres)
Includes 183,861 SF of PROW to be vacated

233,902 square feet (5.370 acres) 55,641 square feet (1.277 acres) 70,375 square feet (1.616 acres) 49,626 square feet (1.139 acres) 124,486 square feet (2.858 acres)

1.0

0.5 1.2 1.2 2.2

0.1

Business, residential, civic, public, and recreational and related uses (including non-accessory parking) as described in Statement No. 5

#### 100 Residential Units

Minimum parking spaces for Subareas		In accordance with Zoning Code Provisions listed below	
Subarea A:		17-10-0207-M (None first 4,000 SF, 2.5 spaces per 1000 SF thereafter)	
Subareas	s B1 & B2:	17-10-0207-E (1 per 3 employees + additional parking & drop off spaces as required by Dept of Zoning & Planning)	
Subarea	B3:	17-10-0207 C & D Multi-unit nongovernment subsidized: 1 space/unit Multi-unit government subsidized: based on unit size	
		Elderly Housing: 31 spaces	
Subarea	C:	Open space – 15 spaces	
Bicycle Park	ing	Shall be provided in accordance with the off street parking ratios of Section 17-10-0200	
Minimum N	umber Off-Street Loading Spaces:		
Subarea	+ •	In accordance with Zoning Code Provision 17-10-1101	
Subarea B:		1 @ 10'x25'	
Subarea B1:		1 @ 10'x25'	
Subarea B2:		1 @ 10'x25'	
Subarea C:		Open space - 0	
Maximum B	uilding Height:		
Subarea A		38 feet	
Subarea 1	B1:	50 feet	
Subarea 1		50 feet	
Subarea l		80 feet	
Subarea (	C:	N/A	
	te Coverage for the entire P.D.: te Coverage by subareas	50%	
Subarea A:		50%	
Subarea B1, B2 and B3:		50%	
Subarea (	C	5%	
Applicant:	Chicago Neighborhood Initiative	s, Inc.	
- <b>F F</b>	on behalf of the City of Chicago		
Address:	800 W. 63 <sup>rd</sup> Street		
Date	September 11, 2013		

Date:	September	11,	2013

Minimum Setbacks by Subarea

Subarea A:	
Front Setback (W. 63 <sup>rd</sup> Street):	7 feet
Side Setbacks:	0 feet @ Halsted St./30 Feet Interior Lot Line
Rear Setback:	5 feet
Subarea B1	· · · ·
Front Setback (W. 63 <sup>rd</sup> Parkway):	7 feet
Side Setbacks:	5 feet @ Halsted Street/50 Feet Interior Lot Line
Rear Setback:	40 feet
Subarea B2	· ·
Front Setback (W. 63 <sup>rd</sup> Street):	30 feet
Side Setbacks:	5 feet
Rear Setback:	5 feet
Subarea B3	
Front Setback (W. 63 <sup>rd</sup> Street):	10 feet
Side Setbacks:	20 feet
Rear Setback:	30 feet

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Subarea *C* in Substantial conformity with attached site plans.

## NEAL & LEROY, LLC

203 North LaSalle Street, Suite 2300 | Chicago, Illinois 60601-1243 | telephone 312.641.7144 | facsimile 312.641.5137 | www.nealandleroy.com

September 3, 2013

Re: Rezoning Application 800 W. 63<sup>rd</sup> Street (Northwest Corner 63<sup>rd</sup> Street & Halsted)

6150-6160 and 6220-6258 S. Halsted and 800-932 West 63<sup>rd</sup> Street, 6247-6259 S. Sangamon and 801-931 W. 63<sup>rd</sup> Parkway ("Property")

Dear Property Owner:

As required by Section 17-13-0107 of the Municipal Code of the City of Chicago, please be informed that on or about August 1, 2013, the undersigned, on behalf of the City of Chicago and Chicago Neighborhood Initiatives, Inc. ("CNI") will file an application to change the zoning for the property located at the northwest corner of 63<sup>rd</sup> Street and South Halsted commonly known as 6150-6160 and 6220-6258 S. Halsted, 800-932 West 63<sup>rd</sup> Street 6247-6259 S. Sangamon and 801-931 W. 63<sup>rd</sup> Parkway (collectively "800 W. 63<sup>rd</sup> Street or Property") from a C1-2 to a C1-3 Commercial Neighborhood District and then to a proposed Business-Residential-Institutional Planned Development. The undersigned's phone number is (312) 641-7144.

The City and CNI intend to prepare the Property for a future mix-use development, including retail and commercial uses, a grocery store, restaurant, residential uses, senior housing, public and civic uses including educational and training facilities, with parking and loading.

The owner of the Property is the City of Chicago located at 121 N. LaSalle Street, Chicago, Illinois 60602. For this project, the contact at the City is Lisa Hope Washington at (312) 744-0538.

The Applicant, CNI has been authorized by the City to file the rezoning application. CNI is located at 1000 East 111<sup>th</sup> Street, Chicago, Illinois 60628. The contact person for the Applicant is David Doig, phone (773) 341-2066.

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

Very truly yours,

Terry Diamond

TLD/em

Cc: David Doig, CNI, Lisa Hope Washington DHED Fred Deters DHED September 3, 2013

Martin Cabrera, Jr. Chairman Chicago Planning Commission City Hall, Room 1000 121 N. LaSalle Street Chicago, IL 60602 Honorable Daniel S. Solis Chairman Zoning Committee City of Chicago 121 N. LaSalle St., Rm. 203, Office 14 Chicago, Illinois 60602

Re: Rezoning Application for Northwest Corner of 63<sup>rd</sup> Street and Halsted Property: 6150-6160 and 6220-6258 S. Halsted and 800-932 West 63<sup>rd</sup> Street 6247-6259 S. Sangamon and 801-931 W. 63<sup>rd</sup> Parkway ("Property")

Dear Chairman Cabrera and Solis:

The undersigned, Terrance L. Diamond an attorney for Chicago Neighborhood Initiatives, Inc., certifies that she 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 filing 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 September 3, 2013.

The undersigned certifies she made a bona fide effort to determine the addresses of the parties to be notified under Section 17-13-0107 of the Chicago Zoning Ordinance and 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.

Térrance L/Diamond

Subscribed and Sworn to before me this

extember 2013 day of

OFFICIÁL SEAL BRADLEY & SMITH NOTAR PUBLIC STATE OF ILLINOIS MY COMMISSION EXPIRES 05/14/17

S:\Clients\63rd & Halsted (CNI)\Zoning\Zoning App. 9-3-2013\63rd & Halsted Notice Affidavit.doc

#### CITY OF CHICAGO ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

#### **SECTION I -- GENERAL INFORMATION**

A. Legal name of the Disclosing Party submitting this EDS. Include d/b/a/ if applicable:

Chicago Neighborhood Initiatives, Inc.

#### Check ONE of the following three boxes:

Indicate whether the Disclosing Party submitting this EDS is:

- 1. [X] the Applicant OR
- [] a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the Applicant in which the Disclosing Party holds an interest:
- 3. [] a legal entity with a right of control (see Section II.B.1.) State the legal name of the entity in which the Disclosing Party holds a right of control:

B. Business address of the Disclosing Party: <u>1000 E. 111th Street</u>

Chicago, IL 60628

C	Telephone: 773-341-2063	Fax: 773-341-2069	Email: ddoig@cnigroup.org
<b>U</b> .		Tax. 110-041-2003	Ellian, coold@ongloup.org

D. Name of contact person: David Doig

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):

Rezoning of property for the redevelopment of property at 63rd and Halsted as a mixed use development

G. Which City agency or department is requesting this EDS? Department of Housing and Economic Development

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 THE DISCLOSING PARTY

1. Indicate the nature of the Disclosing Pa	urty:
[] 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)

2. For legal entities, the state (or foreign country) of incorporation or organization, if applicable:

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

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,

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
<u>-</u>		
	······································	

#### **SECTION III -- BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

Has the Disclosing Party had a "business relationship," as defined in Chapter 2-156 of the Municipal Code, with any City elected official in the 12 months before the date this EDS is signed?

[]Yes []No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

#### 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.

2		Business Address	(sul	ationship to Disclosing Party bcontractor, attorney, byist, etc.)	Fees (indicate whether paid or estimated.) <b>NOTE:</b> "hourly rate" or "t.b.d." is not an acceptable response.
Neal & Leroy, LLC	203 North L	aSalle, Suite 2300		Attorney	\$50,000 (max.) EST MARGE
CR Daccord	309 West W	ashington, Suite 4	05	Development Consultant	

(Add sheets if necessary)

[X] 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?

[] Yes [] No [X] No person directly or indirectly 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. 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;
- 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).

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 Disclosing Party is unable to certify to any of the above statements in this Part B (Further Certifications), the Disclosing Party must 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.

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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 12-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 [] 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 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

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 employee 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 power 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
	· · · · · · · · · · · · · · · · · · ·	

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

comply with these disclosure requirements may make any contract entered into with the City in 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 profits 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.

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 federally funded, proceed to Section VII. For purposes of this Section VI, tax credits allocated by the City 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):

(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.

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 Party the Applicant?

[]Yes []No

If "Yes," answer the three questions below:

1. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)

[]Yes []No

2. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?

[]Yes []No

3. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?

[]Yes []No

If you checked "No" 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. 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 <u>www.cityofchicago.org/Ethics</u>, 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.

(Print or type name of Disclosing Party)	
A PR	
By: (Sign here)	
David Doig	
(Print or type name of person signing)	
President	
(Print or type title of person signing)	
Signed and sworn to before me on (date) $\frac{12}{12} \frac{71}{7} \frac{1}{5}$ at <u>COUK</u> County, <u>FUI 40/(state)</u> .	ly 2013
Notary Public	
Commission/expires: 8/16/2016.	OFFICIAL SEAL TERRANCE DIAMON NOTARY PUBLIC - STATE OF NY COMMISSION EXPIRES

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#### 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



If yes, please identify below (1) the name and title of such person, (2) the name of the legal entity to which such person is connected; (3) the name and title 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.













