

# City of Chicago



O2017-152

# Office of the City Clerk

### **Document Tracking Sheet**

**Meeting Date:** 1/25/2017

Sponsor(s): Misc. Transmittal

Type: Ordinance

Title: Zoning Reclassification Map No. 13-M at 5351-5391 N

Milwaukee Ave - App No. 19102

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

# 19102 INTRO DATE: 9AN. 25,2017

#### **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 B3-1 Community Shopping District and C2-1 Motor Vehicle-Related Commercial District symbols and indications as shown on Map No. 13-M in the area bounded by

A line 125 feet northwest of and parallel to North Parkside Avenue; the public alley next northeast of and parallel to North Milwaukee Avenue; a line 375 feet southeast of and parallel to North Parkside Avenue; North Milwaukee Avenue,

to those of a C2-1 Motor Vehicle-Related Commercial District.

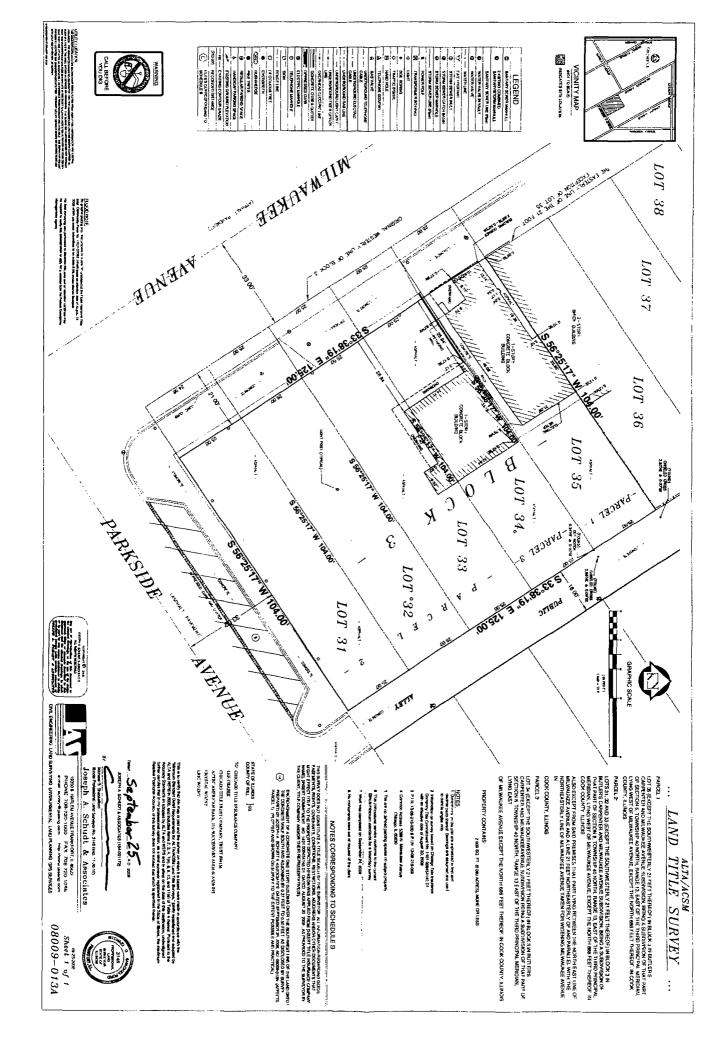
SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

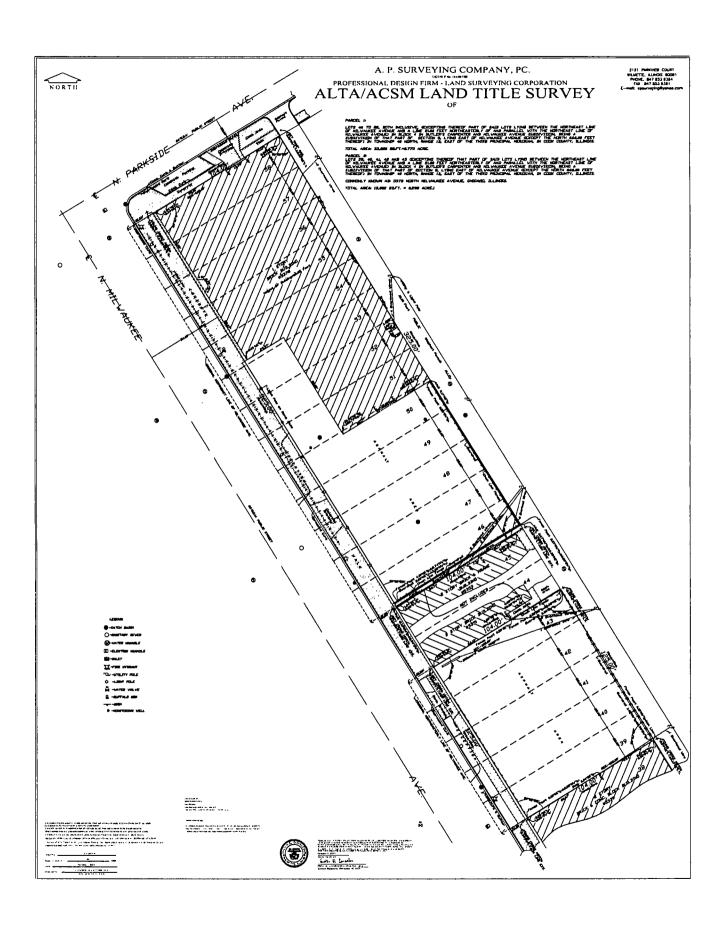
Common Address of Property: 5351-91 North Milwaukee Avenue

#### Exhibit "A"

The properties were acquired by Owner on the following dates:

- 1. 5351 N. Milwaukee = February 27, 2014;
- 2. 5353 N. Milwaukee = May 28, 2015;
- 3. 5355 N. Milwaukee = November 25, 2013;
- 4. 5357 N. Milwaukee = November 25, 2013;
- 5. 5359 N. Milwaukee = November 25, 2013;
- 6. 5361 N. Milwaukee = November 25, 2013;
- 7. 5371 N. Milwaukee = November 25, 2013;
- 8. 5381 N. Milwaukee = November 25, 2013;
- 9. 5389 N. Milwaukee = November 18, 2013; and
- 10. 5391 N. Milwaukee = September 8, 2015.







#### A. P. SURVEYING COMPANY, PC.

2121 PARKV.EW COURT WILMETTE, ILL NOIS 60091 FEL (847) 853-9384 FAX (847) 853-9391 E-WAIL APSURVEYINGOYAHOO COM

# PROFESSIONAL DESIGN FIRM - LAND SURVEYING CORPORATION

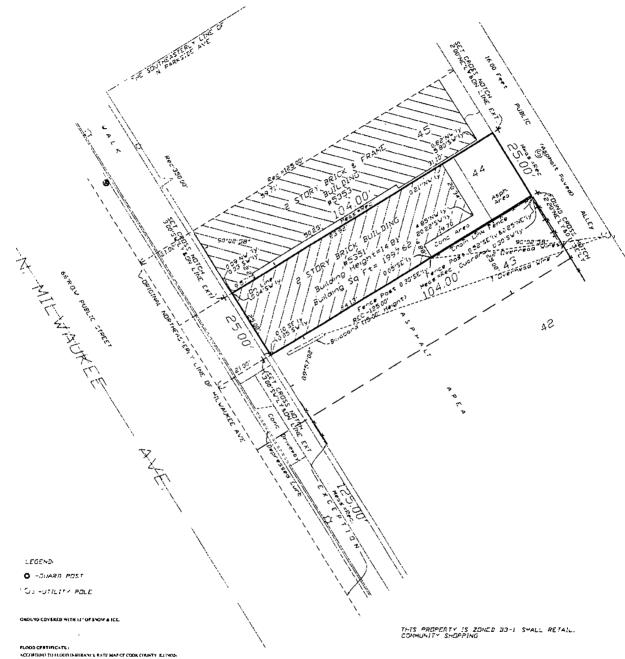
ALTA/ACSM LAND TITLE SURVEY

OF

LOT 44 IN BLOCK 4 IN BUTLER'S CARPENTER AND MILWAUKEE AVENUE SUBDIVISION OF THAT PART OF
SECTION 8, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING EAST OF
MILWAUKEE AVENUE EXCEPT THE NORTH 666 FEET THEREOF AND EXCEPT THAT PART THEREOF LYING
BETWEEN THE NORTHEAST LINE OF MILWAUKEE AVENUE AND A LINE 21 FEET NORTHEASTERLY OF AND
PARALLEL WITH THE NORTHEASTERLY LINE OF MILWAUKEE AVENUE, IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN AS 5351 NORTH MILWAUKEE AVENUE, CHICAGO, ILLINOIS.

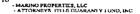
TOTAL AREA 2600 00 SQ. PT = 0 06 AC



PAYCH CHARGE (POLICORY) DATED AUGUST 19 2001 THIS PROPERTY IS ON A ZUNE "X: AREA WHICH IS DISTERSUINED TO BE CUTSIDE THE 62% ANNUAL CHARGE TI (EXPIRAIN)

UNLESS OTHERWISE NOTED HEREON THE BEARING BASIS, ELEVATION DATUM AND COORDINATE DATIM IF USED IS ASSUMED. HAVE MADE NO INDEPENDENT SEARCH OF THE RECORDS FOR EASEMENTS, ENCL MBRANCES, OWNERSHIP OR ANY OTHER FACTS WHICH AN ACCURATE AND CURRENT THE SEARCH MAY DISCLOSE AS PART OF THIS SURVEY, BUT HAVE RELIED UPON THE INFORMATION SUPPLIED TO ME BY THE OWNERS REPRESENTATIVE IALSO STATE THAT A TITLE COMMITMENT WAS NOT FURNISHED FOR THIS SURVEY DIMENSIONS ARE NOT TO BE ASSUMED FROM SCALING.

Order No	14-4978-ALTA	
Scale 1 toch =	20	feet.
Dote	Fcbruay 15, 2014	
Ordered by	JOHN T CLERY	
	ATTORNEY AT LAW	



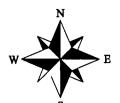
THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS AASED WERE MADE IN ACCORDANCE WITH THE 2CH MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, IOINTY ESTABLISHED AND ADOPTED BY ALTA AND NSPS AND INCLLIDES ITEMS 1, 2, 1, 4, 6, 74,0 (10), 4, 5, 10 (AN) THIS OF TABLE A THEREOP THE FIELDWORK WAS COMPLETED ON PEBRUARY 15, 2014

Petruary 26, 2014 DATE OF PLAT

Lutter E. Donachon PROF IL LAND SURVEYOR No License Expiration, November 30, 2014.

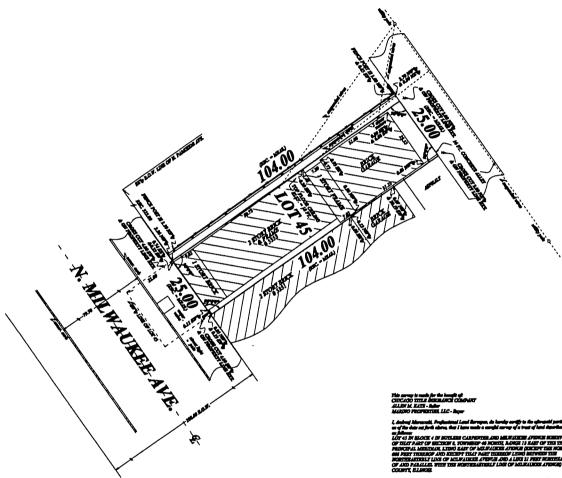


# ALTA / ACSM LAND TITLE SURVEY



COMMITMENT NO.: 15NW7116522FK

COMMODILY ENOWN AS: 5353 N. MILWAUERS AVE. CHICAGO, IL 60630 P.I.N. NUMBER: 13-08-225-014-0000



- - RARRAGENT LINE - - BLDG, BETBACK LINE -- - CENTER LINE

GRAPHIC SCALE

(IN FREET)			
1 inch = 16 .ft.		ACHEAGE SUMMARY	
		GEORGE LAND AREA	340 Mg PT.
77.000 ZONG		POSTAGE OF ESTIMATE POSTAGE AS GROUPD LEVEL	277.9 EQ. FT.
THE PROPERTY INSCREEN ABOVE IS NOT LOCATED BY	PROTAL PLOOD BAZARD ARRA.	ECRUNG	
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ANORIAL CHANCE PLOCE PLANT		TOTAL	MM

Augment Land Review No. 15-1519

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AN MALUER	1,98390
PRESENTED COMPLETED FRANCES	MAT 27, 2015
MINOCIPALITY	CRUCAGO

DEPONICE DATE WAY 20, 2013	ADMINI MORNING LAW SUPERIOR SIC. PROFESSIOL DESIGN FROM NO. 184-80-40
	M COURT LINE QLEWIT I, GOS
OKOU MURLOWI PU MOMBAROW NO. ; N-119	PROPER \$17-46-5751 \$120 \$17-46-5752 \$200-566-560
PCMB 11/50/2016	

## BURKE, WARREN, MACKAY & SERRITELLA, P.C.

330 NORTH WABASH AVENUE SUITE 2100 CHICAGO, ILLINOIS 60611 TELEPHONE (312) 840-7000 FACSIMILE (312) 840-7900 www.burkelaw.com

STEPHEN R. SCHUSTER DIRECT DIAL NUMBER (312) 840-7113 sschuster@burkelaw.com

January 18, 2017

RE: Application for Rezoning for 5351-5391 N. Milwaukee Ave., Chicago, Illinois

Dear Property Owner:

This law firm represents Marino Properties, LLC (the "Applicant"). The Applicant is the owner of 5351-5391 N. Milwaukee Ave. (the "Property").

In accordance with the requirements for an Amendment to the Chicago Zoning Ordinance, specifically §17-13-0107, please be informed that on or about January 18, 2017, the undersigned will file an application for a change in zoning of a portion of the Property from B3-1 Community Shopping District and C2-1 Motor Vehicle Related Commercial District to C2-1 Motor Vehicle Related Commercial District on behalf of the Applicant. Please note that the majority of the Property is already zoned for C2-1 Motor Vehicle Related Commercial District.

The current zoning classification does not permit construction of a motor vehicle sales and service facility on a small portion of the Property. The Applicant intends to develop a new automobile sales and service facility along with outdoor on-site parking and inventory space for new and pre-owned motor vehicles on the Property.

The Applicant is located at 5133 W. Irving Park Road Chicago, Illinois 60641. The contact person for this application is the attorney for the Applicant, Stephen R. Schuster of Burke, Warren, MacKay & Serritella, P.C., located at the address 330 N. Wabash Avenue, 21<sup>st</sup> Floor, Chicago, Illinois 60611, and can be reached by telephone at 312-840-7113.

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.

Very truly yours,

Stephen R. Schuster

### BURKE, WARREN, MACKAY & SERRITELLA, P.C.

STEPHEN R. SCHUSTER DIRECT DIAL NUMBER (312) 840-7113 SSCHUSTER@BURKELAW COM 330 NORTH WABASH AVENUE SUITE 2100 CHICAGO, ILLINOIS 60611-3607 TELEPHONE (312) 840-7000 FACSIMILE (312) 840-7900 www.burkelaw.com

January 18, 2017

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

Re: 5351-5391 North Milwaukee Avenue – Zoning Amendment Application

The undersigned, Stephen R. Schuster of Burke, Warren, MacKay & Serritella, P.C., being first duly sworn 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 5351-5391 North Milwaukee Avenue, 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 on the date hereof.

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 January 18, 2017.

The undersigned certifies that the applicant has 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 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.

Very truly yours,

Stephen R. Schustei

Subscribed and sworn before me this

18th day of January, 2017.

•

NOTARY PUBLIC

OFFICIAL SEAL SARAH J ALLEN

HOTARY PUBLIC - STATE OF ILLINOIS

MARCOMMISSION EXPIRES:04/10/19

2377527.v1

#19102 INTRO. DATE: PION. 25, 2017

#### CITY OF CHICAGO

# APPLICATION FOR AN AMENDMENT TO THE CHICAGO ZONING ORDINANCE

Ward Number that pr	roperty is located in: 45th Ward	
APPLICANT Marino	Properties, LLC	
ADDRESS 5133 W. In	ving Park Rd.	CITY_Chicago
STATE_IL	ZIP CODE 60641	PHONE_ <sup>773-794-7965</sup>
EMAIL tonyrocco333@	@yahoo.com CONTACT PERS	ON
If the applicant is not regarding the owner a	wner of the property? YES X the owner of the property, please pand attach written authorization fro	provide the following information
If the applicant is not regarding the owner a proceed.  OWNER	the owner of the property, please pand attach written authorization fro	provide the following information the owner allowing the application application.
If the applicant is not regarding the owner a proceed.  OWNERADDRESS	the owner of the property, please pand attach written authorization fro	orovide the following information the owner allowing the application.
If the applicant is not regarding the owner a proceed.  OWNERADDRESSSTATE	the owner of the property, please pand attach written authorization fro	orovide the following information the owner allowing the application.  CITYPHONE
If the applicant is not regarding the owner a proceed.  OWNER  ADDRESS  STATE  EMAIL  If the Applicant/Own	the owner of the property, please pand attach written authorization fro	orovide the following information the owner allowing the application of the application o
If the applicant is not regarding the owner aproceed.  OWNER	the owner of the property, please pand attach written authorization fro  ZIP CODE CONTACT PERS  er of the property has obtained a la	CITYPHONEON

On what date did the owner acquire legal title to the subject property? See Exhibit "A" attached	
Has the present owner previously rezoned this property? If yes, when?	
NO	
Present Zoning District B3-1 Proposed Zoning District C2-1	
Lot size in square feet (or dimensions) The property Owner desires to redevelop is a combined 52,000 square	e feet.
Current Use of the property Vacant Land/Parking Lot	
Reason for rezoning the property The majority of the property is zoned C2-1, except two lots on the north end and two lots on the south end of the property, which are zoned B3-1. Owner desires the property have uniform C2-1 as in order to redevelop the property for two wards C2-1 zoning.	zoning
in order to redevelop the property for use under C2-1 zoning.	
Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and	
Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height of the proposed building. (BE SPECIFIC)	
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Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height of the proposed building. (BE SPECIFIC)  The sole member of Owner operates Uptown Motors, Inc. d/b/a Marino Chrysler Jeep Dodge automobile dealership (to "Operator"), and Owner and Operator desire to develop a new automobile sales and service facility along with outdood parking and inventory space for both new and pre-owned vehicles. The approximate number of parking spaces, square commercial building space and height of the building are to be determined after and if the zoning change ordinance is This is due the the process by which automobile manufacturers direct their dealers on what to develop for each individed location. An automobile manufacturer typically does start the negotiation process or development process with a dealer	or on-sare foot s appro dual ler unti
Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height of the proposed building. (BE SPECIFIC)  The sole member of Owner operates Uptown Motors, Inc. d/b/a Marino Chrysler Jeep Dodge automobile dealership (to "Operator"), and Owner and Operator desire to develop a new automobile sales and service facility along with outdood parking and inventory space for both new and pre-owned vehicles. The approximate number of parking spaces, square commercial building space and height of the building are to be determined after and if the zoning change ordinance is This is due the the process by which automobile manufacturers direct their dealers on what to develop for each individuation. An automobile manufacturer typically does start the negotiation process or development process with a dealer zoning is in place. Development plans, parking spaces, building square footage and height will be in compliance with the Affordable Requrements Ordinance (ARO) requires on-site affordable housing units and/or a financial contribution for residential housing projects with ten or more units that receive a zoning	or on-s are foot s appro dual ler unti code.
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Describe the proposed use of the property after the rezoning. Indicate the number of dwelling units; number of parking spaces; approximate square footage of any commercial space; and height of the proposed building. (BE SPECIFIC)  The sole member of Owner operates Uptown Motors, Inc. d/b/a Marino Chrysler Jeep Dodge automobile dealership (to "Operator"), and Owner and Operator desire to develop a new automobile sales and service facility along with outdood parking and inventory space for both new and pre-owned vehicles. The approximate number of parking spaces, square commercial building space and height of the building are to be determined after and if the zoning change ordinance is This is due the the process by which automobile manufacturers direct their dealers on what to develop for each individuation. An automobile manufacturer typically does start the negotiation process or development process with a dealer zoning is in place. Development plans, parking spaces, building square footage and height will be in compliance with the Affordable Requrements Ordinance (ARO) requires on-site affordable housing units and/or a financial contribution for residential housing projects with ten or more units that receive a zoning	or on-s are foot s appro dual ler unti code.

COUNTY OF COOK STATE OF ILLINOIS	
statements and the statements contained in the document	aly sworn on oath, states that all of the above s submitted herewith are true and correct.  MARTHO PROPERTIES UCC
Sign	ature of Applicant
Subscribed and Sworn to before me this	OFFICIAL SEAL LISA HOUMAN NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:10/26/17
Notary Public	· · · · · · · · · · · · · · · · · · ·
For Office Use	Only
Date of Introduction:	
File Number:	
Ward:	<u>.</u>

### 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:  MARTIO PROBLES LC
Check ONE of the following three boxes:
Indicate whether the Disclosing Party submitting this EDS is:  1. [V] 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 the Disclosing Party holds an interest:  OR
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: S133 W. IRVINGRARK (A)  CHICAGO, IL 60641
C. Telephone: (773) 7947965 Fax: (773) 205-9345 Email: AMARINO MARINOCSA. COM
D. Name of contact person: ANTHONY MPRITUO
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):
ZONTAG AMENDMENT APPLICATION - 5351-5391 N. MILWAUKZE AVE.
G. Which City agency or department is requesting this EDS? PLANNING & 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

Name  GREGORY F	MARINO	MANAGER
Name		
		Title
NOTE: Each legal	entity listed below must su	ibmit an EDS on its own behalf.
•		trols the day-to-day management of the Disclosing Party.
	<del>-</del>	ne and title of each general partner, managing member,
the legal titleholder	• •	d partnership, limited liability company, limited liability
there are no such m	embers, write "no member	s." For trusts, estates or other similar entities, list below
		all executive officers and all directors of the entity.  ist below all members, if any, which are legal entities. If
1	he full names and titles of	all avacutive officers and all directors of the antity
B. IF THE DISCLO	OSING PARTY IS A LEG	AL ENTITY:
[]Yes	[ ] No	N/A
		_
	tities not organized in the S e of Illinois as a foreign en	State of Illinois: Has the organization registered to do tity?
2 5 1 1	status maa suus steed teed to deed	Next of Illinois, Illoytha apportunition or sixteen day do
IUI	NOTS	- <del></del>
2. For-legal ent	tities, the state (or foreign of	country) of incorporation or organization, if applicable:
[] Trust		[] Other (please specify)
[] Limited partners	-	[] Yes [] No
[] General partners	=	(Is the not-for-profit corporation also a 501(c)(3))?
[] Privately held b	-	[] Joint venture [] Not-for-profit corporation
• • <del>-</del>	red business corporation	[] Limited liability partnership
[ ] Publicly register	11 1	

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	Percentag Disclosing	e Interest in the g Party
GREGORY	PARTNO SIJZW. IDVING	PARK RD.	100%
	CHICAGO, AGE	641	
SECTION III :	BUSINESS RELATIONSHIPS W	ITH CITY ELEC	CTED OFFICIALS
	sing Party had a "business relationsh ty elected official in the 12 months		
[]Yes	[1No		
If yes, please iden relationship(s):	tify below the name(s) of such City	elected official(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 unpaid basis, or (2) himself. "Lobbyist" also means any person or entity any part of whose duties as an employee of another includes undertaking to influence any legislative or administrative action.

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

Name (indicate whether retained or anticipated to be retained)

Business Address Relationship to Disclosing Party (subcontractor, attorney, lobbyist, etc.)

Fees (indicate whether paid or estimated.) **NOTE:** "hourly rate" or "t.b.d." is not an acceptable response.

Burke, Wa	RREN, McKAY (RETAL	SORREGULA 330 N. WARASH 215 FLE CHELAGO, II LOW I	\$5000 (ESITMA
(Add sheets if n	ecessary)		
[] Check here in	f the Disclosing	g Party has not retained, nor expects to retain, any such	persons or entities
SECTION V	CERTIFICA	TIONS	
A. COURT-OR	DERED CHIL	D SUPPORT COMPLIANCE	
		ion 2-92-415, substantial owners of business entities the lance with their child support obligations throughout the	
• •	•	r indirectly owns 10% or more of the Disclosing Party lobligations by any Illinois court of competent jurisdict	
[]Yes	M No	[] No person directly or indirectly owns 10% or m Disclosing Party.	ore of the
•	•	d into a court-approved agreement for payment of all st	upport owed and
[]Yes	[] No	_	
B. FURTHER	CERTIFICATI	ONS	

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 i	must explain below:	
	<b>△</b>	
	<u>                                     </u>	
<b>'</b>		

presumed that the Disclosing Party certified to the above statements.
8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").
Nove
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.
None
C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION  1. The Disclosing Party certifies that the Disclosing Party (check one)
[] is [V 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):
NIA

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively

	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.			
conclusively presum	ed that the Disclosing Party Certi	ried to the above statements.		
D. CERTIFICATIO	N REGARDING INTEREST IN	CITY BUSINESS		
Any words or terms meanings when used		of the Municipal Code have the same		
	nancial interest in his or her own	Municipal Code: Does any official or employee name or in the name of any other person or		
NOTE: If you check Item D.1., proceed to		to Items D.2. and D.3. If you checked "No" to		
elected official or er any other person or e for taxes or assessm "City Property Sale"	nployee shall have a financial int entity in the purchase of any propents, 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 perty 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 uning of this Part D.		
Does the Matter inve	olve a City Property Sale?			
[] Yes	MNo			
•	ed "Yes" to Item D.1., provide the es 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

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 applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of 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 su negotiations.	bmit the following information with their bids or in writing at the outset of
Is the Disclosing Pa	rty the Applicant?
[] Yes	[ ] No
If "Yes," answer the	three questions below:
•	veloped and do you have on file affirmative action programs pursuant to applicable (See 41 CFR Part 60-2.)
[]Yes	[ ] No
Contract Compliand	ed with the Joint Reporting Committee, the Director of the Office of Federal e Programs, or the Equal Employment Opportunity Commission all reports due filing requirements?  [] No
3. Have you parequal opportunity cl	ticipated in any previous contracts or subcontracts subject to the ause?
[] 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 www.cityofchicago.org/Ethics, and may also be obtained from the City's Board of Ethics, 740 N.

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

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

The Disclosing Party represents and warrants that:

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

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

#### CERTIFICATION

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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.

MARTINO MOPERTIES LLC		
(Print or type name of Disclosing Party)		
By: MAN (Sign here)		
ANTHON I MALTWO (Print or type name of person signing)		
(Print or type title of person signing)		
at COOK County, IllINOIS (s	State).  OFFICIAL SEAL	<b>~~</b> 3
Commission expires: 10 26 17	Notary Public.  NOTARY PUBLIC - STATE OF ILLINOI MY COMMISSION EXPIRES. 10/26/17	S

-77 5 N , si PLO (RATION) :

# 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.

	Party or any "Applicable Panship" with an elected city o	arty" or any Spouse or Domestic Partner thereof currently fficial or department head?
[ ] Yes	[√No	
such person is connecte	ed; (3) the name and title of t	le of such person, (2) the name of the legal entity to which the elected city official or department head to whom such se nature of such familial relationship.

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

#### BUILDING CODE SCOFFLAW/PROBLEM LANDLORD CERTIFICATION

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 (an "Owner"). It is not to be completed by any legal entity which has only an indirect ownership interest in the Applicant.

1.	_		te Applicant or any Owner identified as a at to Section 2-92-416 of the Municipal	
	[ ] Yes	[ No		
2.		ding code scofflaw	ny exchange, is any officer or director of or problem landlord pursuant to Section	
	[ ] Yes	[ ] No	[ ] Not Applicable	
3.	If yes to (1) or (2) above, please identify below the name of the person or legal entity identified as a building code scofflaw or problem landlord and the address of the building or buildings to which the pertinent code violations apply.			

FILLING OUT THIS APPENDIX B CONSTITUTES ACKNOWLEDGMENT AND AGREEMENT THAT THIS APPENDIX B IS INCORPORATED BY REFERENCE INTO, AND MADE A PART OF, THE ASSOCIATED EDS, AND THAT THE REPRESENTATIONS MADE IN THIS APPENDIX B ARE SUBJECT TO THE CERTIFICATION MADE UNDER PENALTY OF PERJURY ON PAGE 12 OF THE ASSOCIATED EDS.