



# Office of the City Clerk

City Hall  
121 N. LaSalle St.  
Room 107  
Chicago, IL 60602  
www.chicityclerk.com

## Legislation Text

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File #: O2014-8803, Version: 1

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### 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 M1-3 a limited manufacturing/business park District symbols and indications as shown on Map No. 2G in area bound by:

The alley next West and parallel to South Racine Avenue, West Monroe Street, South Racine Avenue, and a line 128 feet South and parallel to West Monroe Street.

to those of a B3-5 a community shopping District.

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

Common Address of Property: 100 S. Racine

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"WRITTEN NOTICE" FORM OF  
AFFIDAVIT (Section 17-13-0107)

November 5, 2014

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

The undersigned, Thomas S. Moore, being first duly sworn on oath,  
deposes and says the following:

That the undersigned certifies that he or she has complied with the requirements of Section 17-13-0107, of the Chicago Zoning Ordinance, by sending written notice to such 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 lines of the subject property, exclusive of public roads, street, 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 November 5, 2014.

The undersigned certifies that the applicant has made an 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.

|jA38JA!0RiO

## Anderson & Moore,

ATTORNEYS AT LAW

111 West Washington Street, Suite 1720 Chicago, Illinois 00002

Thomas S. Moore Jane V. Axukson

Telephone 312-251-1500 Facsimile 312-251-1509

November 5, 2014

To Property Owner:

In accordance with requirements for an Amendment to the Chicago Zoning Ordinance, specifically Section 17-13-0107, please be informed that on or about November 5, 2014, the undersigned will file an application for a change in zoning from M1-3 to B3-5 on behalf the applicant, Chicago Children's Theatre for the property located at 100 S Racine.

Applicant will construct a not-for-profit 31,240 square foot, three story medium size children's entertainment theater venue with a total of 448 seats of which 299 seats will be in the main theater and 149 seats will be in a performance space not to be used concurrently. The building consists of four floors above grade with one floor below grade and no dwelling units. There are 29 parking spaces plus 2 handicapped parking spaces. The height of the building is 55'.

The owner of the property is the City of Chicago. The applicant for the zoning change is Chicago Children's Theatre whose business address is 1464 N. Milwaukee, 2<sup>nd</sup> Floor, Chicago, IL 60622. The contact person for the applicant is Jacqueline Russell. You can reach Ms. Russell at 773-227-0180 if you have any questions.

I am the attorney for the applicant and can be reached at the above number if you have any questions.

Please note 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.

**NARRATIVE-100 S Racine MI-3 to B3-5**

Applicant will construct a not-for-profit 31,240 square foot, three story medium size children's entertainment theater venue with a total of 448 seats of which 299 seats will be in the main theater and 149 seats will be in a performance space not to be used concurrently. The building consists of four floors above grade with one floor below grade and no dwelling units. There are 29 parking spaces plus 2 handicapped parking spaces. The height of the building is 55'.

	Zoning
	B3-5
FAR	1.6
Lot Area	19,200 s.f.
Built Area First Floor and Above	31,240sf
Building Height	55' feet
North Setback	zero
South Setback	zero
East Setback	zero
West Setback	zero
Parking	29 Parking Spaces plus 2 Handicapped Parking Spaces for a total of 31 parking spaces
Bicycle Parking Spaces	Three
Loading	zero

Department of Planning and Development  
CITY OF CHICAGO

**CONFIRMATION OF AUTHORITY**

The undersigned, being the owner of the property located at 100 S. Racine Avenue, Chicago, Illinois, hereby confirms that The Chicago Children's Theater is authorized by the undersigned to file an Application for

Amendment to the Chicago Zoning Ordinance reclassifying the property located at 100 S. Racine Avenue, Chicago, Illinois from M1-3 Manufacturing District to B3-5 Business District, to permit a Children's Theater.

The undersigned states that it holds the property at 100 S. Racine Avenue, Chicago, Illinois for itself and no other person, association or shareholder.

By:

**Dated: October 7, 2014. The City of**

**Chicago**  
**/?**

<<

**PATRICIA SULEWSKI**

**OFFICIAL SEAL**

Notary Public - State of Illinois  
My Commission Expires  
May 07, 2016

Subscribed and sworn to before me this 7th day of October, 2014.

**NOTARY PUBLIC**

121 NORTH LASALLE STREET, ROOM 1000, CHICAGO, ILLINOIS 60602

**Officers**

Name/Title

Todd Leland Chair

David M. Saltiel President

Jacqueline Russell Artistic Director

Lynn Lockwood Murphy Vice Chair/Secretary

Jackie Tilton Vice Chair

David Chung Treasurer

Address

City

28 Springfield Road, St. Johns      London

Wood

70 W. Madison Street, Suite 1500      Chicago

1464 N. Milwaukee Ave., 2" Floor Chicago

1454 N. Dearborn Parkway

1500 N. Lake Shore Dr., Apt. #18C Chicago

2248 W. Belmont, #99

State      Zip or Postal Code

England NW80QN

IL

IL 60602

60622

IL 60610

IL 60610

IL 6061?

Name

Dana Arnett

William J. Bettman

Sharon Chand

David Chung

Elizabeth O'Connor Cole

Michael Donohue

Sunil Garg

Michael Gordon

Jeff Hughes

Eric C. King, M.D.

Michael Leavitt

Todd Leland

Lynn Lockwood Murphy Marie Lona Rita Mirman Eric Neveux {001S2718 DOCX/}

**Board of Directors**

Address	City
2230 N. Lister St.	Chicago
521 W. Stratford Place, Apt. 2	Chicago
111 S. Wacker Dr.	Chicago
2248 W. Belmont Ave., #99	Chicago
557 W. Arlington Place	Chicago
56 Cooke St.	Providence
2400 N. Lakeview, #2303	Chicago
1713 N. Fremont St.	Chicago
333 S. Wabash, 32 <sup>nd</sup> Floor	Chicago
4823 S. Kimbark Avenue	Chicago
225 W. Wacker Dr., Suite 2300	Chicago
28 Springfield Road, St. Johns Woods	London
1454 N. Dearborn Street	Chicago
1924 W. Potomac	Chicago
3433 N. Seeley Avenue	Chicago
71 S. Wacker Dr., Suite 500	Chicago

Zip Code

60614

60657

60606

60618

60614

02906

60614

60614

60604

60615

60606

IL IL IL IL

ENGLAND NWS 0QN

60610 60622 60618 60606

Thomas Nolan	10348 Woburn Ct.	Orland Park	IL	60562
Elizabeth D. Purvis	11 E. Adams, Suite 600	Chicago	IL	60606
Alyssa Quinlan	1712 W. Altgeld Street	Chicago	IL	60614
Jacqueline Russell	1464 N. Milwaukee, 2 <sup>nd</sup> Floor	Chicago	IL	60642
David M. Saltiel	70 W. Madison St., Suite 1500	Chicago	IL	60602
Jackie Tilton	1500 N. Lake Shore Dr., Apt. #18C	Chicago	IL	60610



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## UNITED SURVEY SERVICE, LLC

CONSTRUCTION AND LAND SURVEYORS 2100 N. 15th AVENUE, SUITE C, MELROSE PARK,  
IL 60160 TEL.: (847) 299 -1010 FAX : (847) 299 - 5887 E-MAIL: USURVEYc@USANDCS.COM  
<mailto:USURVEYc@USANDCS.COM>

# ! ALTA / ACSM I LAND TITLE SURVEY OF

I THE NORTH 48 FEET OF LOT 17 AND ALL OF LOT 18 IN CHANDLER'S SUBDIVISION ! OF BLOCK 11 IN CANAL TRUSTEES"  
SUBDIVISION OF THE WEST 1/2 OF THE NORTHEAST i 1/4 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD  
PRINCIPAL . MERIDIAN, IN COOK COUNTY, ILLINOIS.

KNOWN AS: 100 S. RACINE AVENUE, CHICAGO, ILLINOIS

j PERMANENT INDEX NUMBER: 17 -17 -109 - 025 - 0000. AREA = 19.200 SQ. FT. OR 0.440 ACRE

**NOTE:**

THE LEGAL DESCRIPTION DESCRIBES THE SAME PROPERTY AS INSURED IN THE TITLE COMMITMENT  
OR ANY EXCEPTIONS HAVE BEEN NOTED HEREIN.

### PARKING SPACE

#### TABLE

TYPE OF SPACE	TOTAL EXISTING
REGULAR	30
HANDICAP	0
TOTAL	30

ZONING DATA REFLECTS ALL ORDINANCES PASSED IN THE MOST RECENT CITY COUNCIL MEETING, CITY OF CHICAGO, ILLINOIS

#### ZONING REQUIREMENTS

17-5-0102

ZONIG: M1-3, LIMITED MANUFACTURING/BUSINESS PARK DISTRICT.

17-5-0404 FLOOR AREA RATIO.

MAXIMUM FLOOR AREA RATIO: 3.0

17-5-0405-A FRONT AND SIDE SETBACKS.

NO FRONT SETBACK OR SIDE SETBACK IS REQUIRED IN M1-3 DISTRICT.

SOUTH LINE OF LOT 17

DEVIATIONS

PON MANHOLE

m.ve vault

Le

ility pole

)MANHOLE SIGNAL LIGHT

5X

ORDERED BY: CHICAGO CHILDREN'S THEATRE

SCALE : 1"= 15"

DATE : JULY 22, 2014 FILE No.:

**2014-21705**

DATE REVISION

**S.RACINE AVENUE AND 20 FT. PUBLIC ALLEY.**

-THE SURVEY AND THE INFORMATION, COURSES AND DISTANCES SHOWN THEREON ARE CORRECT;

-THE TITLE LINES AND LINES OF ACTUAL POSSESSION ARE THE SAME;

-EXCEPT AS SHOWN ON THE SURVEY, THE SUBJECT PROPERTY DOES NOT SERVE ANY ADJOINING PROPERTY FOR DRAINAGE, UTILITIES, OR INGRESS OR EGRESS;

•ELECTRIC, GAS, TELEPHONE AND WATER UTILITY AND STORM AND SANITARY SEWER SYSTEMS ACCESS THE PROPERTY IN LEGALLY DEDICATED RIGHTS OF WAY THAT BENEFIT THE PROPERTY.

•ALL VISIBLE UTILITIES ARE PLOTTED.

•ALL SUBSTANTIAL FEATURES OBSERVED ON THE PROPERTY HAVE BEEN PLOTTED.

•THERE ARE NO VISIBLE EVIDENCE OF CEMETERIES, GRAVE SITES OR BURIAL GROUNDS LOCATED ON THE PROPERTY.

•**ITEM # 9 FROM TABLE A**

THERE ARE 30 STRIPED PARKING SPACES ON THE PROPERTY.

•**ITEM # 16 FROM TABLE A**

AT THE TIME OF THIS SURVEY, NO VISIBLE RECENT EARTH MOVING WORK, BUILDING CONSTRUCTION OR BUILDING ADDITIONS WITHIN RECENT MONTHS WERE NOTED.

•**ITEM # 17 FROM TABLE A**

AT THE TIME OF THIS SURVEY, THERE IS NO EVIDENCE OF CHANGES IN RIGHT OF WAY EITHER COMPLETED OR PROPOSED AND RECENT STREET OR SIDEWALK CONSTRUCTION OR REPAIRS.

•ITEM #18 FROM TABLE A

AT THE TIME OF THIS SURVEY, NO VISIBLE EVIDENCE OF SITE USE AS A SOLID WASTE DUMP OR SANITARY LANDFILL WERE NOTED.

■ nr-a^/Hvo-a itCAK'ae ■BACKS: \*\*\*\*\* ■ NO REAR SETBACK IS REQUIRED IN M1-3 DISTRICT.

CHICAGO TITLE INSURANCE COMPANY

COMMITMENT NO.: 1401 008963930 D2 EFFECTIVE DATE: JULY 15, 2014

ITEMS CORRESPONDING TO SCHEDULE B:

ITEMS 1-15.  
NOT SURVEY RELATED.

THERE ARE NO ITEMS TO PLOT ON SURVEY.

STATE OF ILLINOIS )  
                                  )SS  
COUNTY OF COOK )

I, ROY G. LAWNICZAK, A REGISTERED LAND SURVEYOR, LICENSE NO. 35-2290, IN AND FOR THE STATE OF ILLINOIS AND LEGALLY DOING BUSINESS IN COOK COUNTY, DOES HEREBY CERTIFY TO:

- CHICAGO CHILDREN'S THEATRE
- DEPARTMENT OF PLANNING AND DEVELOPMENT  
121 N. LA SALLE STREET, ROOM 1000 CHICAGO, IL 60602
- CITY OF CHICAGO. A MUNICIPAL CORPORATION
- CHICAGO TITLE INSURANCE COMPANY

AND TO THEIR SUCCESSORS AND ASSIGNS, THAT:

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH 2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA / ACSM LAND TITLE SURVEYS JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 2,3,4,6(b),7(a), 7(b)(1),7(c), 8, 9,11(b), 16,17 AND 18 OF TABLE A THEREOF.

THE FIELD WORK WAS COMPLETED ON JULY 22, 2014.

DATE OF PLAT: JULY 22, 2014.

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eyor: \*:

)hal \ ~ BY:  
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ROY G. L/WNICZAK, REGISTERED ILLINOIS LAND SURVEYOR NO. 35-2290  
LICENSE EXPIRES: NOVEMBER 30, 2014 PROFESSIONAL DESIGN FIRM LICENSE NO.: 184-004576  
LICENSE EXPIRES". APRIL 30, 2015

E DEDICATED r PURPOSES  
■10 PARI ING SPA( ES-

# -STREET

## LOCATION MAP

100 S. RACINE AVENUE CHICAGO, ILLINOIS 60607

**FLOOD STATEMENT:**

SAID DESCRIBED PROPERTY IS LOCATED WITHIN AN AREA HAVING A ZONE DESIGNATION "X" - AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN BY THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT, ON FLOOD INSURANCE RATE MAP 17031 C 0418 J, WITH A DATE OF IDENTIFICATION OF AUGUST 19, 2008, FOR COMMUNITY NUMBER 170074 0418 J, IN COOK COUNTY, STATE OF ILLINOIS, WHICH IS THE CURRENT FLOOD INSURANCE RATE MAP FOR THE COMMUNITY IN WHICH SAID PROPERTY IS SITUATED.

**NOTES:**

-THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DULY DEDICATED .ANAAQCEPJED PUBL1C.STREETS,KI^^

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CITY OF CHICAGO ||,o5,ZoN

APPLICATION FOR AN AMENDMENT TO THE  
CHICAGO ZONING ORDINANCE

1. ADDRESS of the property Applicant is seeking to rezone:

100 S. Racine

2. Ward Number that property is located in: 27th

3. APPLICANT Chicago Children's Theatre

ADDRESS 1464 N Milwaukee. 2<sup>nd</sup> Floor

CITY Chicago STATE IL ZIP CODE 60622

PHONE 773-227-0180 CONTACT PERSON Jacqueline Russell

4. Is the Applicant the owner of the property? YES NO X If the Applicant is not the owner of the property, please provide the following information regarding the owner and attach written authorization from the owner allowing the applicant to proceed.

OWNER CitvofChicago

ADDRESS 121 N LaSalle

CITY Chicago STATE IL ZIP CODE 60602

PHONE 312-744-5000 CONTACT PERSON Aarti Kotak

5. If the Applicant/Owner of the property has obtained a lawyer as their representative for the rezoning, please provide the following information:

ATTORNEY Thomas S. Moore

ADDRESS 111 W Washington Suite 1720

CITY Chicago STATE IL

PHONE 312-251-1500

CITY Chicago

.ZIP CODE 60602

FAX 312-251-1500

6. If the applicant is a legal entity (Corporation, LLC, Partnership, Etc.) please provide the names of all owners as disclosed on the Economic Disclosure Statements.

501(c)(3) Corporation -see attached list of Board of Directors

7. On what date did the owner acquire legal title to the subject property? Applicant is contract buyer and will obtain title after zoning change occurs.

8. Has the present owner previously rezoned this property? If Yes, when?

No

9. Present Zoning District M1-3 Proposed Zoning District B3-5

10. Lot size in square feet (or dimensions?) 150' x 128'

11. Current Use of the property Vacant police station

12. Reason for rezoning the subject property: Applicant will construct a not-for-profit 31,240 square foot, three story medium size children's entertainment theater venue with a total of 448 seats of which 299 seats will be in the main theater and 149 seats will be in a performance space not to be used concurrently. The building consists of four floors above grade with one floor below grade and no dwelling units. There are 29 parking spaces plus 2 handicapped parking spaces. The height of the building is 55'.

13. 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): Applicant will construct a not-for-profit 31,240 square foot, three story medium size children's entertainment theater venue with a total of 448 seats of which 299 seats will be in the main theater and 149 seats will be in a performance space not to be used concurrently. The building consists of four floors above grade with one floor below grade and no dwelling units. There are 29 parking spaces plus 2 handicapped parking spaces. The height of the building is 55'.

14. On May 14<sup>th</sup>, 2007, the Chicago City Council passed the affordable Requirements Ordinance (ARO) that requires on-site affordable housing units or a financial contribution if residential housing projects receive a zoning change under certain circumstances. Based on the lot size of the project in question and the proposed zoning classification, is this project subject to the Affordable Requirements Ordinance? (See Fact Sheet for more information).

NO                    X  
COUNTY                                    OF                                    COOK                                    STATE                                    OF  
ILLINOIS

David Saltiel, 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

Notary Public  
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**OFFICIAL SEAL 80NSGRESE HATCH Nownr weuc - state of iiwots**

MY COMMISSION EXP«ES:07/18/18

Date of Introduction: File Number:

Ward:

**HDTAH333R38M03**

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



**SECTION I -GENERAL INFORMATION**

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

A. Chicago Children's Theatre

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

Indicate whether Disclosing Party submitting this EDS is:

1.  the Applicant

OR

2.  a legal entity holding a direct or indirect interest in the Applicant. State the legal name of the

2. Applicant in which Disclosing Party holds an interest:

OR

3.  a specified legal entity with a right of control (see Section II.B.1.b) State the legal name of the

3. entity in which Disclosing Party holds a right of control:

B. Business address of Disclosing Party: 1464 N Milwaukee, 2<sup>nd</sup> Floor

Chicago. IL 60622

C. Telephone: 773-227-0180 Fax: 773-898-1852 Email [jrussell@chicagochildrenstheatre.org](mailto:jrussell@chicagochildrenstheatre.org)

D. Name of contact person: Jacqueline Russell

E. Federal Employer Identification No. (if you have one): \_

F. Brief description of contract, transition or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location of property, if applicable):

Zoning Change-100 S Racine

G. Which City agency or department is requesting this EDS? Department of Planning & Development  
Bureau of Zoning

If the Matter is a contract being handled by the City's Department of Procurement Services, please complete the following:

Specification #

and Contract #

**SECTION II - DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF DISCLOSING PARTY**

Limited liability company\*  Limited liability partnership\*  Joint venture\*  Not-for-profit corporation (Is the not-for-profit corporation also a 501(c)(3))?

Yes  No

Other (please specify)

1. Indicate the nature of the Disclosing Party  Person  
 Publicly registered business corporation  Privately held business corporation  Sole proprietorship  General partnership\*  Limited partnership\*  Trust

\*Note B.1.b below

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

Illinois

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 title 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

See attached list of Officers and Board of Directors

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
	N/A	

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

Has the Disclosing Party has 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 & 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: "hourlyrate" or "t.b.d." is not an acceptable response.
Anderson & Moore-Attorney	111 W Washington Ste 1720; Chicago, IL 60602		Estimated to be \$5.000.00
Golan & Christie. LLP	70 W Madison Ste 1500 Chicago. IL 60602	Attorney	Pro Bono Est. \$0.00

(Add sheets if necessary)

Check here if the Disclosing party has not retained, nor expects to retain, any such persons or entities.

**SECTION V -CERTIFICATIONS**

**A. COURT-ORDERED CHILD SUPPORT COMPLIANCE**

Under Municipal Code Section 2-92-415, substantial owners of business entities that contract with the City must remain in compliance with their child support obligations throughout the term of the contract.

Has any person who directly or indirectly owns 10% or more of the Disclosing Party been declared in arrearage on any child support obligations by any Illinois court of competent jurisdiction?

Yes                       No                       No person 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 the 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 indicated 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 certification 2 and 3 below.

Page 4 of 13

2. The Disclosing Party and, if the Disclosing Party is a legal entity, all of those persons or entities identified in Section II.B.I. 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 that 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 transaction (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 any persons or legal entities disclosed under Section IV, "Disclosure of Subcontractors and Other Retained Parties");
- any "Affiliated Entity" (meaning a person or entity that, directly or indirectly: controls the Disclosing Party, is controlled by the Disclosing Party, or is, with the Disclosing Party, under common control of another person or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity) with respect to 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 Lists, 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:

N/A

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Disclosing Party certified to the above statements.

8. To the best of the Disclosing Party's knowledge after reasonable inquiry, the following is a complete list of all current employees of the Disclosing Party who were, at any time during the 12-month period preceding the execution date of this EDS, an employee, or elected or appointed official, of the City of Chicago (if none, indicate with "N/A" or "none").

N/A

*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 non, indicate with a "N/A" or "none"). As to any gift listed below, please also list the name of the City recipient.*

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### C. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION

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

1.  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 of 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
	<u>Patricia Scudiero</u>	<u>121 N LaSalle St. Managing Deputy Commissioner/Zoning Administrator</u>

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.

X 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 provide 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 allowed 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 as necessary):

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

2. The Disclosing Party has not spent and will not expend any federally appropriated funds to pay any person or entity listed in Paragraph A. 1. above for his or her lobbying activities or to pay any person or entity to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

3. The Disclosing Party will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs A. 1. and A.2. above.

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 understand 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](http://www.cityofchicago.org/Ethics) <<http://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 INTELIGIBILITY 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 on 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.

Chicago Children's Theatre

(Print or type name of Disclosing Party)

(Sign here) David Saltiel

(Print or type name of person signing)

President

(Print or type title of person signing)

Page 12 of 13

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, by blood or adoption, to the mayor, any alderman, the city clerk, the city treasurer, or any city department head as parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister or half-brother or half-sister.

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

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

Yes                       No

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.