



New York City Department Of Transportation
 Division Of Franchises, Concessions And Consents
 55 Water Street, 9th Floor
 New York, NY 10041
 (212) 839-6550

Petition Form For A New Revocable Consent

Date of Submission July 6, 2023

CONTACT INFORMATION

Petitioner Name OGDEN CODMAN LLC EIN # 82-383-1584

Address c/o Alfred J. Chianese
 65 East 55th Street
 24th Floor
 New York NY 10022 - 3365

Contact Person Brian J. Connolly Telephone (212) 807-8577
 e.g. attorney, engineer or architect Email B.Connolly@zivarch.com

Address Zivkovic Connolly Architects
 1133 Broadway, Suite 1330
 New York, NY 10010 Fax

Contract Manager Alfred J. Chianese Telephone (212) 603-5554
 person who will handle payments to the City. insurance and security deposit after the consent is granted Email AChianese@Raine.com

Address 65 East 55th Street
 24th Floor
 New York,
 NY 10022 - 3365 Fax

PETITION DETAILS

The Petitioner requests a revocable consent from DOT to construct, maintain and use

Proposed Walled-In Area, including planters in front of 1083 5th Ave. NY, NY, 10128

fill in structure(s) description and location(s). Use attachments if additional space is required.

Petitioner must submit photos of existing conditions for above ground structures whether subject structures are in place or not.

The Petitioner will use the requested structure for the following purpose
 A defined Entry Area made visually consistent with similar defined Entry Areas fronting other historic residential buildings in the Landmark-protected Historic District.

Additional information, if any

Proposed new work will be constructed entirely of non-combustible materials.



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PETITIONER INFORMATION

The Petitioner is

Check one. If Petitioner is a partnership or corporation, attach a copy of Certificate of Partnership or Certificate of Incorporation with appropriate seal.

- a domestic corporation incorporated in the State of New York
- a foreign corporation organized under the laws of the State of _____ and duly authorized to do business in the State of New York
- a general partnership
- an individual
- other, describe Limited Liability Company

Nature of Petitioner's Business Real Estate

PROPERTY INFORMATION

The premises affected by the proposed structure(s) are

Check one.

- Owned by the Petitioner
submit copy of deed
- Leased by the Petitioner
submit consent of owner, and copies of deed and lease

Primary property benefited		Secondary property benefited	
Address	<u>1083 5th Avenue New York NY 10128</u>	Address	<u>N.A.</u>
Block and lot	<u>Block 1501, Lot 4</u>	Block and lot	<u>N.A.</u>
Owner	<u>Ogden Codman, LLC</u>	Owner	<u>N.A.</u>

If only one property, indicate N/A for second property. If more than two, attach additional information.

Community Board Community Board 8
 City Council Member Keith Powers, District 4



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PETITIONER AGREES TO THE FOLLOWING TERMS OF PETITION ACCEPTANCE BY DOT

1. Petitioner covenants that the revocable consent, if granted, will be for the private use of the petitioner.
2. Petitioner warrants that all taxes, fees, levies, fines and other monies due to the City of New York have been fully paid.
3. Petitioner agrees to pay, within 30 days of its receipt, an invoice for advertising fees for two notices in each of two newspapers to inform the public of the hearing on agreement terms. Hearings are held pursuant to section 371 of the City Charter.
4. Upon notification by the Department that approvals have been secured from all agencies having jurisdiction, the petitioner will submit all necessary materials and make a presentation to the Public Design Commission. Petitioner agrees to comply with this requirement within 45 days after such notification by the Department. (Note: this requirement is for above-ground structures only).
5. Petitioner agrees to pay, within 30 days of its receipt, an invoice for advertising fees for two notices in each of two newspapers to inform the public of the hearing on agreement terms. Hearings are held pursuant to section 371 of the City Charter.
6. The petitioner agrees to execute (sign) the revocable consent agreement and return it to the Department within 15 days of its receipt. Failure to do so may result in denial of consent.
7. Petitioner acknowledges that the final agreement will include provisions for yearly compensation to the City, maintenance of a security deposit and filing of proper insurance documents. Petitioner agrees to submit a payment of security and a certificate of insurance within 30 days of notification by the Department that such items are due.

WHEREFORE,

Petitioner affirms that he/she will conform to the terms of petition acceptance listed above, or if not, he/she will before 10 days prior to any and all such due dates, request from the Department in writing, an extension of the due date(s). Reasons for the extension must be included. The petitioner understands that, if these terms and conditions are not met, the Department will, without further notice, void the petition. If a petition is voided, a new petition must be submitted along with the required petition fee. Petitioner acknowledges that the Department may, in its sole discretion, allow exceptions to the requirements contained in this paragraph.

WHEREFORE,

Petitioner respectfully requests that the revocable consent be granted as aforesaid.

By

Signature

Print Name of Signatory

Alfred J. Chianese

Print Title of Signatory

Authorized Signatory

Subscribed and sworn to before me this 06 day of July, 2023.

Notary Public

ALINE GRAZIEL SANTIAGO SCHEK
 NOTARY PUBLIC-STATE OF NEW YORK
 No. 01SA6186519
 Qualified in Westchester County
 My Commission Expires 05-05-2024

RC-1. Revised 05/27/10