PLANNING BOARD APPLICATION COVER SHEET

1. SITE INFORMATION

ADDRESS: see: Attached Schedule

PROJECT NAME/LOCATION REFERENCE: Yonkers Rising Development

APPLICATION FOR (CHECK ALL THAT APPLY):
☐ FORMAL SITE PLAN REVIEW
☐ PRELIMINARY SITE PLAN REVIEW
☐ FORMAL SPECIAL USE PERMIT
☐ PRELIMINARY SPECIAL USE PERMIT
☐ OTHER (EXPLAIN)

TOTAL LOT SQUARE FOOTAGE: 365,000 +/- s.f.

2. OWNER INFORMATION

OWNER: see: Attached Schedule

ADDRESS: c/o Rising Yonkers Development Co., LLC - 3261 Broadway

CITY: New York
STATE: NY
ZIP: 10027

PHONE: 212-368-1410

3. APPLICANT INFORMATION

APPLICANTS NAME: Rising Development - Yonkers LLC
RELATIONSHIP TO OWNER: Parent Entity

ADDRESS: c/o Rising Yonkers Development Co., LLC - 3261 Broadway

CITY: New York
STATE: NY
ZIP: 10027

PHONE: 212-368-1410

4. APPLICATION CONSULTANTS

APPLICATION PREPARER/CONSULTANT: Daniel D. Tartaglia, Esq. (Attorney for Applicant)

COMPANY: Daniel D. Tartaglia, LLC
EMAIL: danieldtartaglia@gmail.com

ADDRESS: 800 Westchester Avenue - Suite N307

CITY: Rye Brook
STATE: NY
ZIP: 10573

PHONE: 914-481-1880
FAX: 914-206-4858

5. REPRESENTATION TO THE BOARD

PRESENTER: Same as Above

PHONE: FAX:

6. PROJECT DESCRIPTION

DESCRIPTION OF BUSINESS AND NUMBER OF FULL AND PART TIME EMPLOYEES GENERATED FROM PROJECT [IF APPLICABLE]

24-story residential building with 233 studio, one and two bedroom rental units, in addition to 38,184 s.f. of first floor retail.

78,099 s.f. of office and 229,469 s.f. mechanized parking garage.

NUMBER OF NEW EMPLOYEES:
FULL TIME
PART TIME
Schedule
Site and Ownership Information

Tax Map Identification

<table>
<thead>
<tr>
<th>Block</th>
<th>Lot(s)</th>
<th>P.O. Address</th>
<th>Owner</th>
</tr>
</thead>
<tbody>
<tr>
<td>2002</td>
<td>1</td>
<td>16 Nepperhan Street</td>
<td>Rising Development – 16 Larkin, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>3</td>
<td>20 Nepperhan Street</td>
<td>Rising Development – 20 Larkin, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>6</td>
<td>22 Nepperhan Street</td>
<td>Rising Development - Nepperhan, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>12</td>
<td>41 Main Street</td>
<td>Rising Development at 41 Main Street, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>16</td>
<td>40 Nepperhan Street</td>
<td>Rising Development – 38 Larkin, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>19</td>
<td>7-25 Warburton Avenue</td>
<td>Rising Development – 25 Warburton, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>40</td>
<td>49-51 Main Street</td>
<td>Rising Development – 49 Main, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>41</td>
<td>49-51 Main Street</td>
<td>Rising Development – 49 Main, LLC</td>
</tr>
<tr>
<td>2002</td>
<td>10.54</td>
<td>49-51 Main Street</td>
<td>Rising Development – 49 Main, LLC</td>
</tr>
</tbody>
</table>
### Schedule
**Project Consultants**

<table>
<thead>
<tr>
<th>Name</th>
<th>Responsibility</th>
<th>Address</th>
<th>Contact</th>
<th>Phone</th>
<th>Email</th>
</tr>
</thead>
<tbody>
<tr>
<td>Daniel D. Tartaglia, LLC</td>
<td>Land Use Counsel</td>
<td>800 Westchester Avenue, Suite N307, Rye Brook, NY 10573</td>
<td>Daniel D. Tartaglia, Esq.</td>
<td>914-481-1880, Fax: 914-206-4858</td>
<td><a href="mailto:danieltartaglia@gmail.com">danieltartaglia@gmail.com</a></td>
</tr>
<tr>
<td>Perkins Eastman</td>
<td>Architect</td>
<td>422 Summer Street, Stamford, CT 06901</td>
<td>Stuart Lachs</td>
<td>203-251-7426</td>
<td><a href="mailto:s.lachs@perkinseastman.com">s.lachs@perkinseastman.com</a></td>
</tr>
<tr>
<td>McLaren Engineering Group</td>
<td>Civil Engineer</td>
<td>100 Snake Hill Road, West Nyack, NY 10994</td>
<td>Steven L. Grogg</td>
<td>845-353-6400 x 352</td>
<td><a href="mailto:sgrogg@mgmclaren.com">sgrogg@mgmclaren.com</a></td>
</tr>
<tr>
<td>Tim Miller Associates, Inc.</td>
<td>Environmental Planner</td>
<td>10 North Street, Cold Spring, NY 10516</td>
<td>Tim Miller and Fred Wells</td>
<td>845-265-4400</td>
<td><a href="mailto:fwells@timmillerassociates.com">fwells@timmillerassociates.com</a></td>
</tr>
<tr>
<td>Rising Development</td>
<td>Owner</td>
<td>3261 Broadway, New York, NY 10027</td>
<td>Nick Sprayregen and Tim Rutledge</td>
<td>212-368-1717</td>
<td><a href="mailto:trutledge@tuckitaway.com">trutledge@tuckitaway.com</a></td>
</tr>
</tbody>
</table>
Owner Authorization

ADDRESS: See: Attached Schedule

BLOCK: 

LOT(S): 

ZONING: 

PROJECT NAME/LOCATION REFERENCE: Yonkers Rising Development

OWNER: See: Attached Schedule

ADDRESS: c/o Rising Yonkers Development Co., LLC - 3261 Broadway

CITY: New York 

STATE: NY 

ZIP: 10027

PHONE: 

FAX: 

August ____, 2012

(date)

I am the owner of the property cited above. By signing below I authorize Daniel D. Tartaglia, Esq. 

__________________________ to apply for an/a Site Plan Approval

review and to make an application on my behalf to the City of Yonkers. I understand that any permission granted and any conditions imposed by the City of Yonkers will accrue to the above cited property and will be the responsibility of the property owner.

__________________________

Property Owner (signature)

Rising Development - Yonkers LLC  

(print name)

Sworn to before me this 

day of: 

__________________________

Notary Signature

Ramona Ramos 

Notary Public, State of New York No. 01RA8202075 Qualifed in Bronx County Commission Expires April 20th 2013
REQUEST FOR NEW VENDOR

VENDOR NO.__________________________

VENDOR NAME: Rising Development - Yonkers LLC TIN:__________________________

D/B/A: ________________________________ (Taxpayer ID #)

Mailing Address: c/o Rising Yonkers Development Co., LLC - 3261 Broadway
New York, NY 10027

______________________________

Remit Address: Same as Above

______________________________

Corporation
Limited Liability Company
Partnership
Individual

Contact Person: Nick Sprayregen

Telephone #: 212-368-1410

Fax #: ________________________________

Type of Service or Product Provided ________________________________

Due to the Internal Revenue Service (IRS) regulations, we are required to have on file a Taxpayer’s Identification Number (TIN) for any individual or business supplying us with various types of taxable services.

Please have vendor fill out and return (fax) the attached W-9 form to your office. Forward a copy of W-9 and a completed Vendor Request Form to Accounts Payable for processing. Thank you.

Dept/Person requesting vendor #: ________________________________ Extension: ________________________________
Rising Development - Yonkers, LLC

3261 Broadway

New York, NY 10027

212-926-4200

I, Nicholas Sprynegon, have submitted my $150.00 check to the Planning Bureau, and in return received a Planning Board public notice sign to place on the property known as ____________________________ Block: __________ Lot: __________

I agree to return the sign undamaged, within 10 business days of the completion of the Planning Board meeting, at which time the Planning Bureau will begin the process of cutting a refund check which will be mailed to me.

As per the City of Yonkers Zoning Ordinance 43-156 (c), "If said signs are not so returned, within 10 days of the close of the hearing the security deposit shall be forfeited by the applicant."

212-926-4200

Phone #

Name on Check & Check #: ____________________________

Sign #: ____________________________
Request for Taxpayer Identification Number and Certification

(ATTACHMENT 8)

Give form to the requester. Do not send to the IRS.

Name as shown on your income tax return
Rising Development - Yonkers, LLC

Business name, if different from above

Check appropriate box

\[ \square \text{Individual/ Sole Proprietor} \quad \square \text{Corporation} \quad \square \text{Partnership} \quad \square \text{Other} \quad \square \text{Exempt from backup withholding} \]

Address (number, street, and apt. or suite no.)
3261 Broadway, New York, New York 10027

City, state, and ZIP code

List account number(s) here (optional)

Requestor's name and address (optional)

Part I: Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see How to get a TIN on page 2.

Note: If the account is in more than one name, see the chart on page 3 for guidelines on whose number to enter.

Social security number

Employer identification number

Part II: Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. person (including a U.S. resident alien).

Certification Instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply.

For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally payments other than interest and dividends, you are not required to sign the Certification, but you may provide your correct TIN. (See the instructions on page 3.)

Sign Here

Signature of U.S. person

Date

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA. Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee.

Note: If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

For federal tax purposes you are considered a person if you are:

- An individual who is a citizen or resident of the United States,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- Any estate (other than a foreign estate) or trust. See Regulations sections 301.7701-6(a) and 7701-7(b) for additional information.

Foreign persons. If you are a foreign person, do not use Form W-9. Instead use the appropriate Form W-8 (see Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities).

Nonresident alien who becomes a resident alien. Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the recipient has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on a exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items:

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

Example. Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if he or she stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1994) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese