



3570 Calumet Street Philadelphia, Pennsylvania 19129 November 17, 2021

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Exhibit 1 Notice of Refusal



□ Refusal □ Referral Notice of:

Date of Refusal: **Application Number:** Zoning District(s): RSA5, RSA5, RSA5, CMX2.5 9/23/2021 ZP-2021-005390 Address/Location: Page Number 3570 CALUMET ST, Philadelphia, PA 19129-1602 Page 1 of 3 Parcel (PWD Record) **Applicant Address: Applicant Name:** 109 S. 13th St. Sean Suter DBA: CANNO 2nd Fl.

DESIGN LLC Philadelphia, PA 19107

USA

Application for:

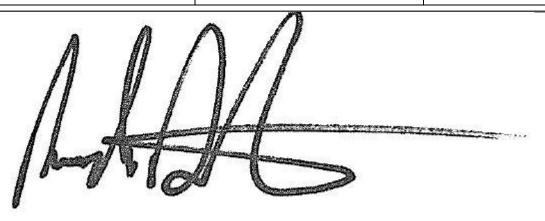
For the relocation of lot lines to create one lot (Premises F) from four deeded lots (3570, 3570R, 3572, and 3574 Calumet St).

For the erection of a semi-detached structure that includes interior parking garages and private roof deck with roof access structures. Size and location per plans.

For the use as Multi-Family Household Living (3 townhouse dwelling units).

The permit for the above location cannot be issued because the proposal does not comply with the following provisions of the Philadelphia Zoning Code. (Codes can be accessed at www.phila.gov.)

Code Section(s):	Code Section Title(s):	Reason for Refusal:	
Section 14-704(2)(b)(.2)	Steep Slope Protection	On those portions of the lot where the slope of land is twenty-five percent (25%) or greater, no site clearing or earth moving activity is permitted.	
		See plans for areas 25% or greater as indicated by the City Planning Commission.	
Section 14-803(1)(c)(.1)	Additional Parking Regulations for RSA-5, RM-1 and CMX-2.	In the RSA-5, RM-1, and CMX-2 districts, accessory parking for any single-family, two-family or multi-family use in an attached or semi-detached building shall be prohibited unless it can be accessed from a shared driveway, alley, or rear street on which no on-street parking is permitted on the side of the rear street directly abutting the lot.	





Notice of: \boxtimes Refusal \boxtimes Referral

Date of Refusal: **Application Number:** Zoning District(s): RSA5, RSA5, RSA5, CMX2.5 ZP-2021-005390 9/23/2021 Address/Location: Page Number 3570 CALUMET ST, Philadelphia, PA 19129-1602 Page 2 of 3 Parcel (PWD Record) Applicant Address: 109 S. 13th St. **Applicant Name:** Sean Suter DBA: CANNO 2nd Fl. **DESIGN LLC** Philadelphia, PA 19107 USA

		Whereas the proposed accessory and non-accessory parking is accessed from the primary street front.
Table 14-602-1	Uses Allowed in Residential Districts - Refusal	Whereas the proposed use, Multi- Family Household Living (3 dwelling units), is expressly prohibited in the RSA-5 residential zoning district.
Table 14-602-2	Uses Allowed in Commercial Districts - Referral	Whereas the proposed use, Non-Accessory Surface Parking, requires special exception approval from the Zoning Board of Adjustment in the CMX-2 commercial zoning district.
Table 14-701-1	Maximum Height	The maximum allowable height is 38 feet in the RSA-5 zoning district. Whereas the proposed height is 41'8".
Table 14-803-1	Minimum Aisle Width	The minimum drive aisle width for two- way traffic is 20 feet. Whereas, the proposed drive aisle width is 12 feet.

ONE (1) USE REFUSAL

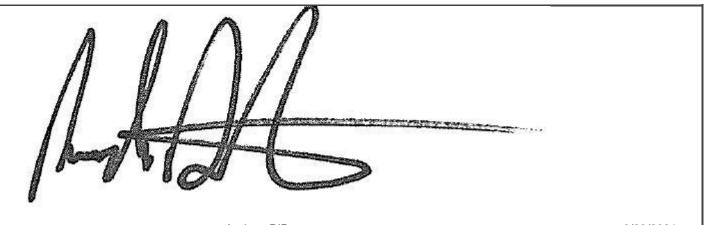
ONE (1) USE REFFERAL

FOUR (4) ZONING REFUSAL / REFERRAL

Fee to File Appeal: \$300.00

Parcel Owner:

3515 Midvale, LLC



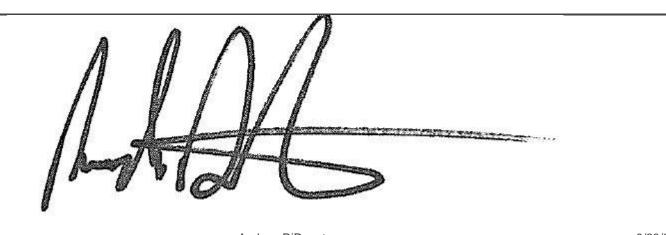
Andrew DiDonato
PLANS EXAMINER

<u>9/23/2021</u> DATE SIGNED



Notice of: ⊠ Refusal ⊠ Referral

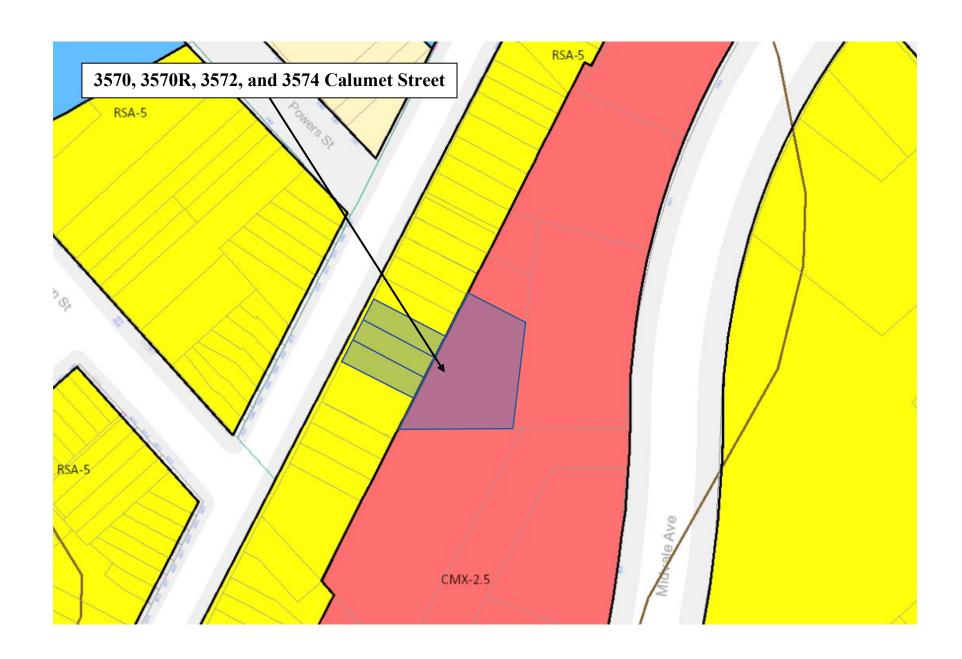
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Andrew DiDonato
PLANS EXAMINER

<u>9/23/2021</u> DATE SIGNED

Exhibit 2 Zoning Map, etc.



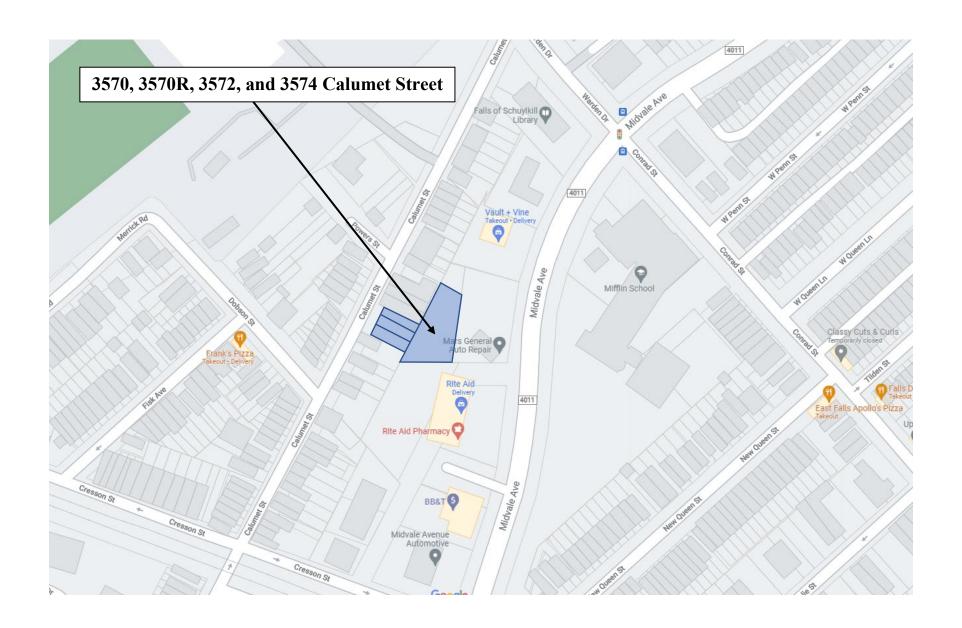


Exhibit 3 Photographs

5750-54 Calumet Street – Front of Property



Calumet Street – To Right of Property



Calumet Street – To Left of Property



5750-54 Calumet Street – Aerial View



Exhibit 4 Architectural Plans and Drawings



ARGO - CALUMET

3570-74 CALUMET ST., PHILADELPHIA, PA 19129

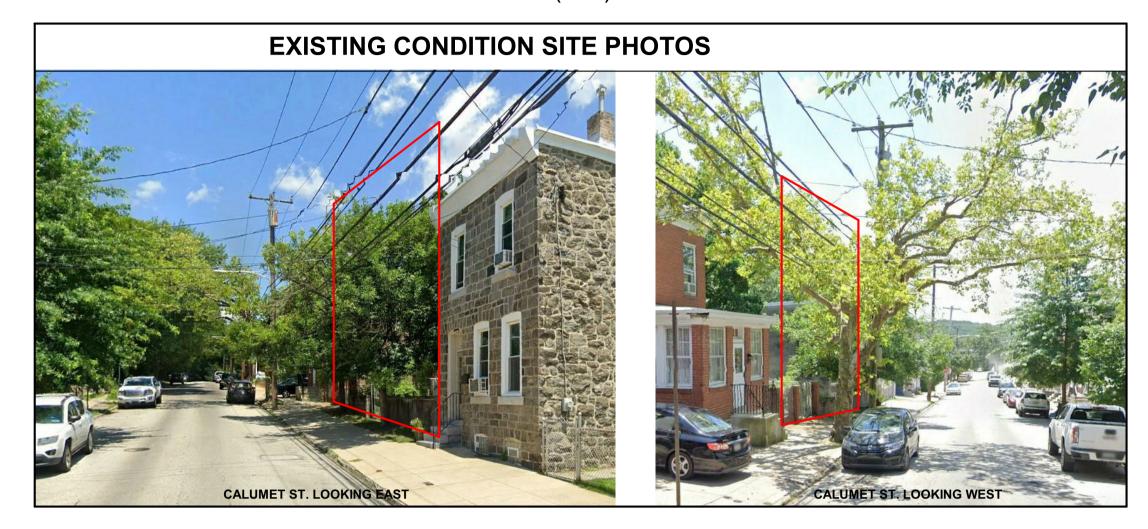
PROPOSED (3) SINGLE-FAMILY DWELLINGS WITH GARAGE PARKING AND SURFACE PARKING LOT

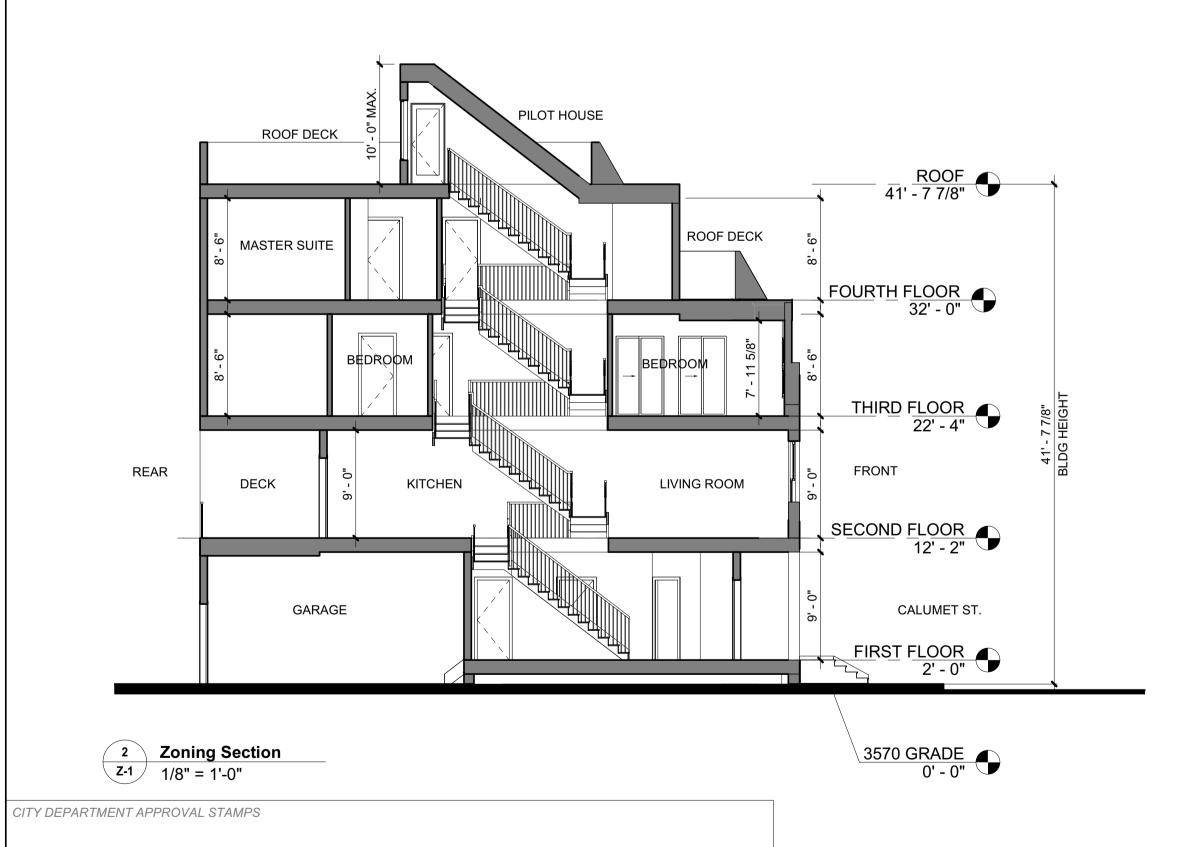
OWNER

3515 MIDVALE LLC 6024 RIDGE AVE., SUITE 116-404 PHILADELPHIA, PA 19128

ARCHITECT

CANNO DESIGN 109 S 13TH STREET 2ND FLOOR PHILADELPHIA, PA 19107 TEL: (215) 977-7075





OPEN AREA	%	25% MIN (2,929 SF)	25% MIN (2,929 SF)	79.5% (9,317 SF)	CONFORMING / CONFORMING	
FRONT YARD SETBACK	FT	0'	0'	0'	CONFORMING / CONFORMING	
SIDE YARD(S) SETBACK	FT	5', IF USED	5', IF USED	N/A	CONFORMING / CONFORMING	
REAR YARD SETBACK	FT	9'-0"	GREATER OF 9' OR 10% OF LOT DEPTH (11'-6")	74' 10 7/8"	CONFORMING/ CONFORMING	
BUILDING HEIGHT	FT	38'-0"	55'-0"	41'-8"	NON-CONFORMING/ CONFORMING	
CORNICE HEIGHT	FT	N/A	25'-0"	N/A	CONFORMING/ CONFORMING	
PARKING	#	0	SURFACE PARKING PROHIBITED	1 GARAGE STALL PER DWELLING 11 SURFACE PARKING SPOTS	CONFORMING/ NON-CONFORMING	
BICYCLE PARKING	#	0	0	0	CONFORMING	
3515 MIDVAL	AIR TO					95', o, P.
78'.	0"	17, 0, 8	DN			
18' - 0"	7	* [8' - 6'	8' - 6"	16'-	0"
	2' - 0"		9 STANDARD SPC	KING SPOTS DTS, 1 COMPACT SP DICAP SPACE)	50 201 44	7/8" P.L.
			12' - 0" MIN 1	5' - 8" 15' - 8"	15' - 8"	Ī

ZONING SUMMARY

CMX-2.5 DIMENSIONAL

STANDARD

(8,787 SF)

PROPOSED

11,716 SF

(2,399 SF)

DIMENSIONAL

STANDARD

1,440 SF

75% MAX

(8,787 SF)

OCCUPIED AREA

PILOT HOUSE, 91 SF 10 FT. HT MAX. (TYP.)—

RSA-5 CONFORMING / CMX-2.5 CONFORMING

CONFORMING / CONFORMING

CONFORMING / CONFORMING

GARAGE

PROPOSED 3' X 3' TREE WELL

EXISTING STREET TREE TO

BE REMOVED

3570-74 CALUMET ST. 4-STORY SINGLE FAMILY DWELLINGS

CALUMET ST. OPEN ON CITY PLAN

12'-26'-12'

PARKING

PARKING

60' - 0" P.L.

LIM. OF DISTURBANCE

12' - 0" PROPOSED CURB CUT

UTILITY POLE TO BE RELOCATED -

EXISTING STREET TREE TO BE REMOVED —

Site Plan - Zoning

Z-1 1/16" = 1'-0"

MAY 14, 2021 **OWNER** OPA #383073600, 383073800, 383073900, 383073700

MOUNTAIN ROCK LLC PO BOX 330 WHITE HALL, VA 22987 TEL: (310) 739-7870

ARCHITECT

CANNO DESIGN 109 S 13TH STREET 2ND FLOOR PHILADELPHIA, PA 19107 TEL: (215) 977-7075

SITE PLAN KEY

STEEP SLOPE AREA

PROPOSED USAGE OF STEEP SLOPE AREA (263 SF +/-)

PROPOSED DWELLINGS



Project Site Plan:

DATE

05/14/21 **ZONING PERMIT**

SUBMISSION/REVISION

ARGO - CALUMET

3570-74 CALUMET ST. PHILADELPHIA, PA 19129

CANNO design

109 S. 13TH STREET, 2ND FLOOR PHILADELPHIA, PA 19107

Drawing Title

Seal

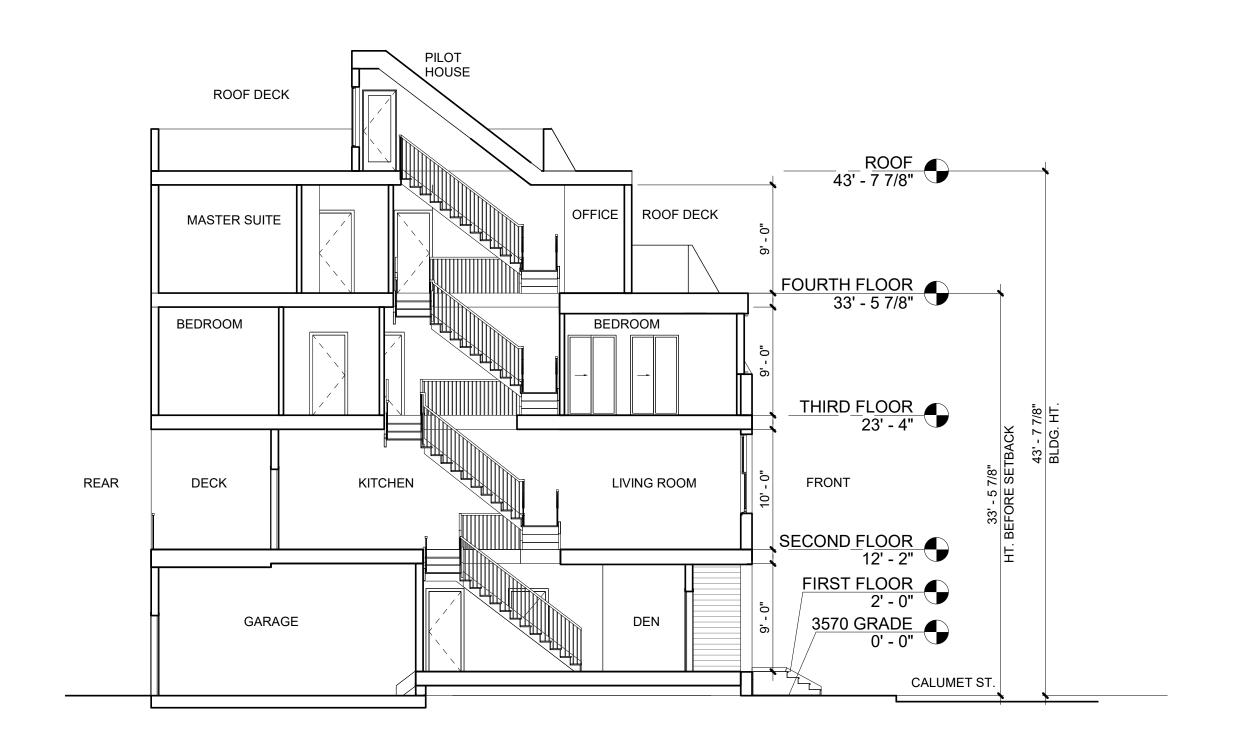
ZONING SITE PLAN & SUMMARY

APRIL 6, 2021 Date: SSS Drawn By: CJY

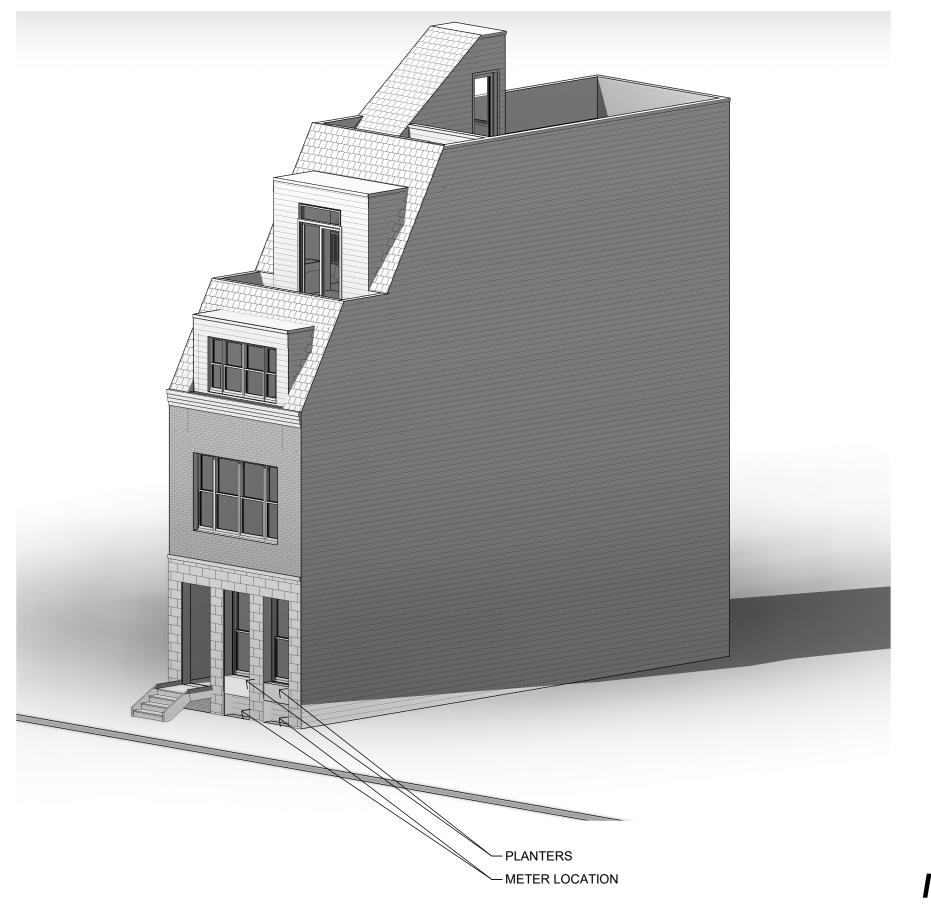
Checked By:

As indicated

Drawing No.



SECTION - 1/8" = 1'-0"ARGO - CALUMET
3570-74 CALUMET ST.
APRIL 2, 2021



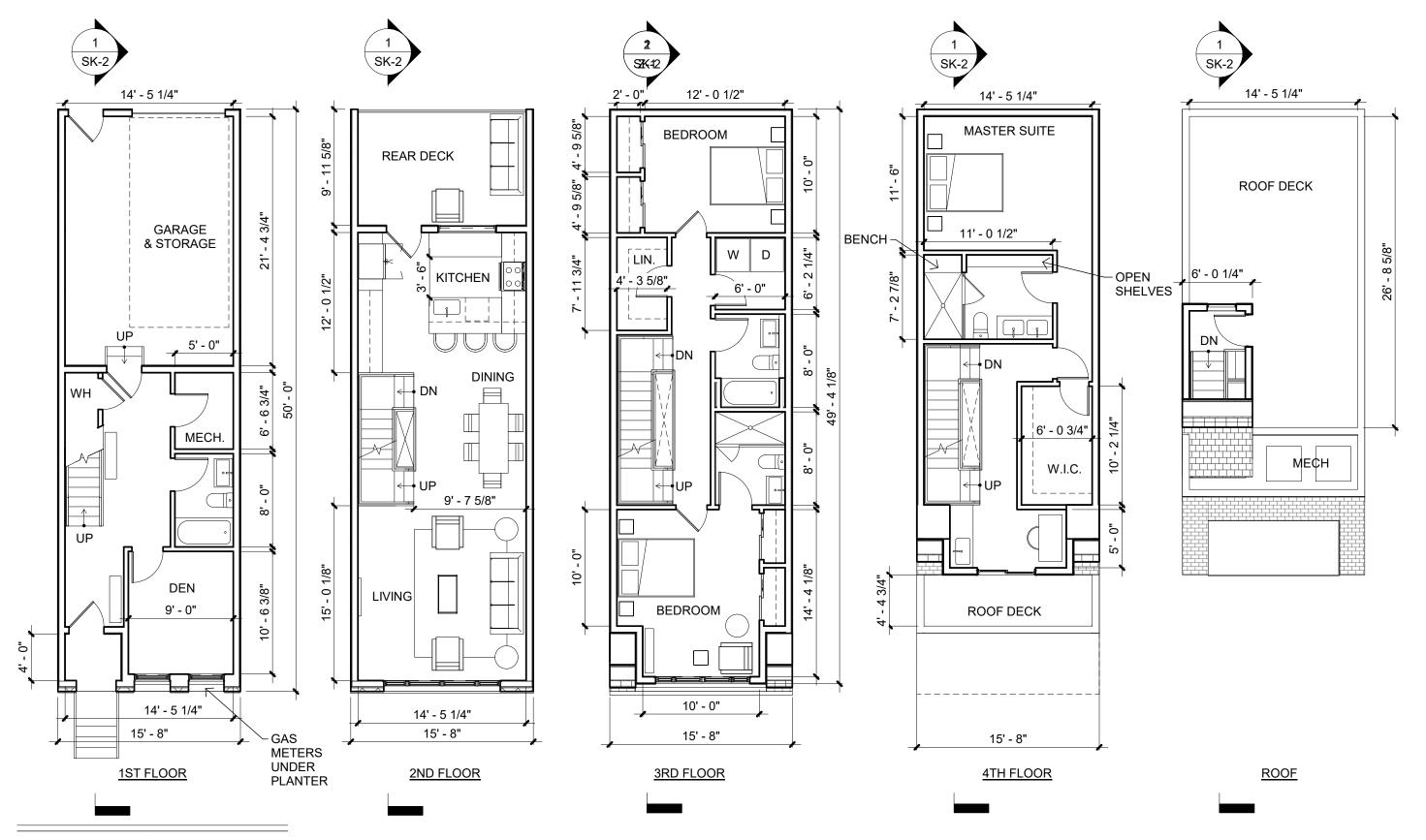


UPPER FACADE 3015 W. QUEEN ST.



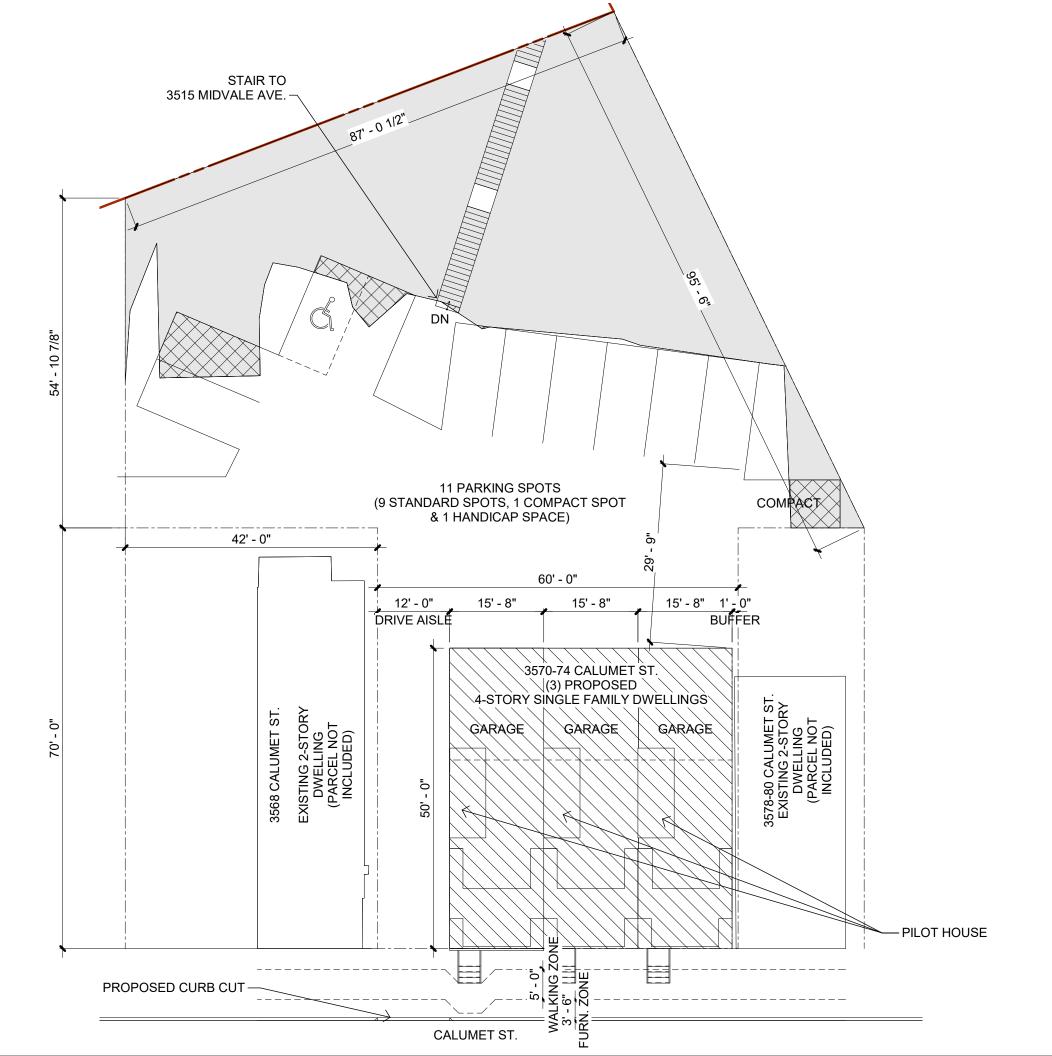
LOWER FACADE 3414 INDIAN QUEEN LN.

MASSING AXON & INSPIRATION
ARGO - CALUMET
3570-74 CALUMET ST.
APRIL 2, 2021



CALUMET ST.

FLOOR PLANS - 1/8" = 1'-0" ARGO - CALUMET 3570-74 CALUMET ST. APRIL 2, 2021



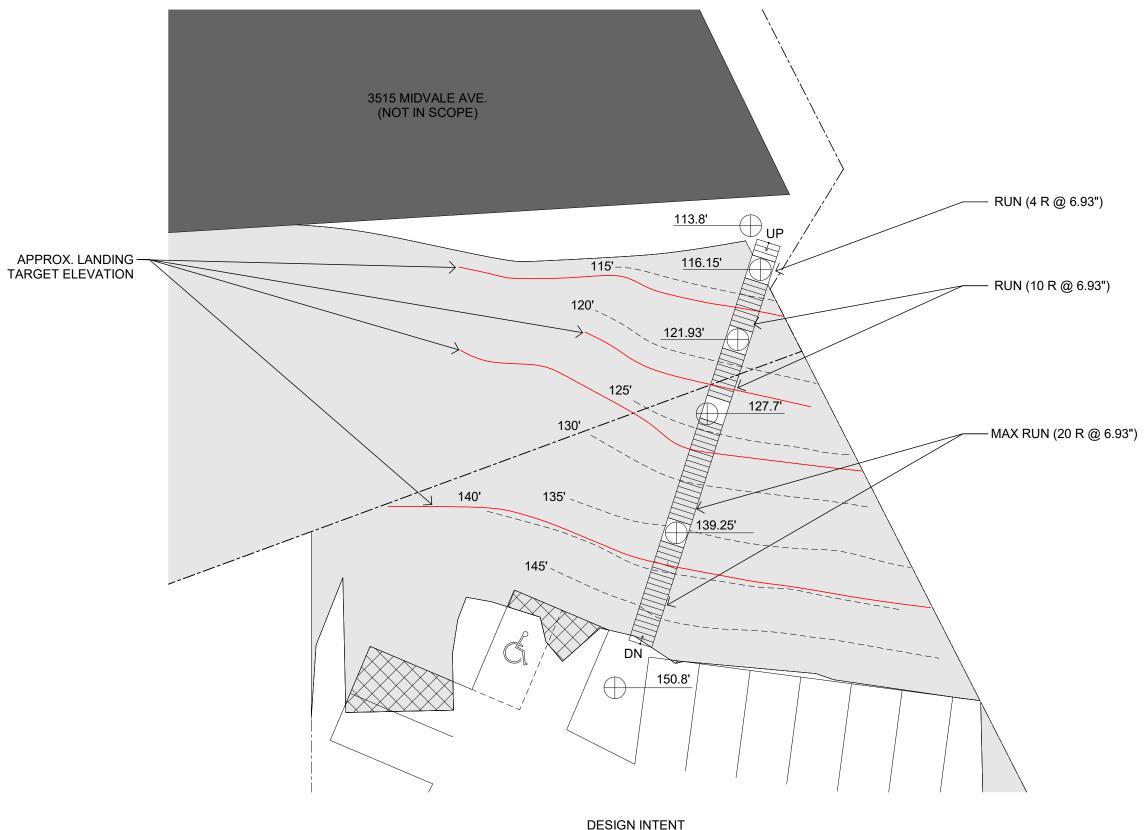
SITE PLAN KEY

STEEP SLOPE AREA

PROPOSED USAGE OF STEEP SLOPE AREA (267 SF +/-)

PROPOSED DWELLINGS

SITE PLAN - 1/16" = 1'-0" ARGO - CALUMET 3570-74 CALUMET ST. APRIL 2, 2021



DESIGN INTENT FOR STAIR ENGINEER

REAR STAIR PLAN - 1/16" = 1'-0" ARGO - CALUMET 3570-74 CALUMET ST. APRIL 2, 2021

ARGO - CALUMET

3570-74 CALUMET ST., PHILADELPHIA, PA 19129

PROPOSED (3) SINGLE-FAMILY DWELLINGS WITH GARAGE PARKING AND SURFACE PARKING LOT

OWNER

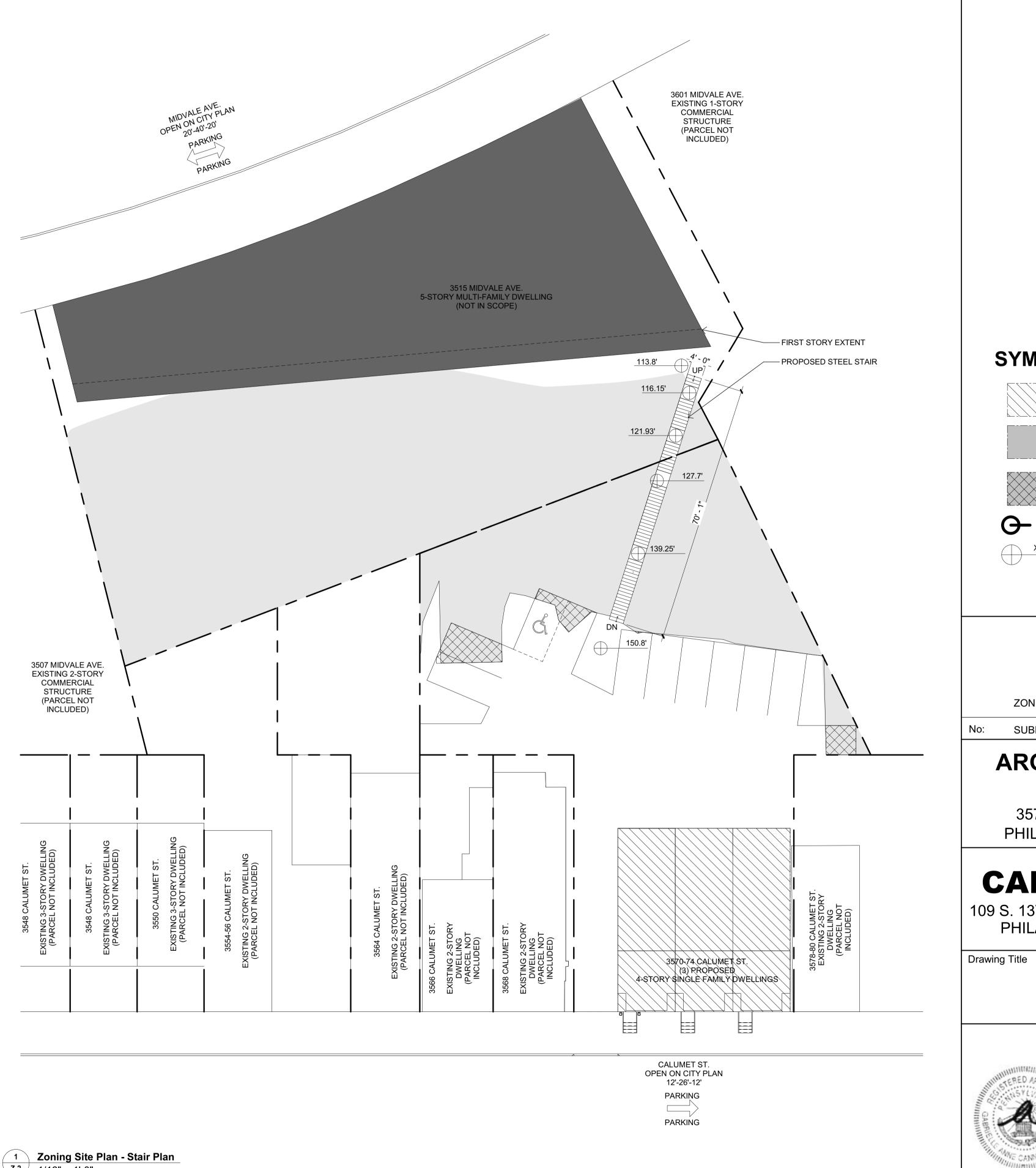
CITY DEPARTMENT APPROVAL STAMPS

3515 MIDVALE LLC 6024 RIDGE AVE., SUITE 116-404 PHILADELPHIA, PA 19128

ARCHITECT

CANNO DESIGN 109 S 13TH STREET 2ND FLOOR PHILADELPHIA, PA 19107 TEL: (215) 977-7075

CONSOLIDATION & NEW CONSTRUCTION



SYMBOL LEGEND

MAY 14, 2021

OPA #383073600, 383073800,

383073900, 383073700



SPOT ELEVATION

ZONING PERMIT 05/14/21

SUBMISSION/REVISION

ARGO - CALUMET

3570-74 CALUMET ST. PHILADELPHIA, PA 19129

CANNO design

109 S. 13TH STREET, 2ND FLOOR PHILADELPHIA, PA 19107

ZONING

Date:

Drawn By: Checked By:

As indicated

APRIL 6, 2021

Author

Checker

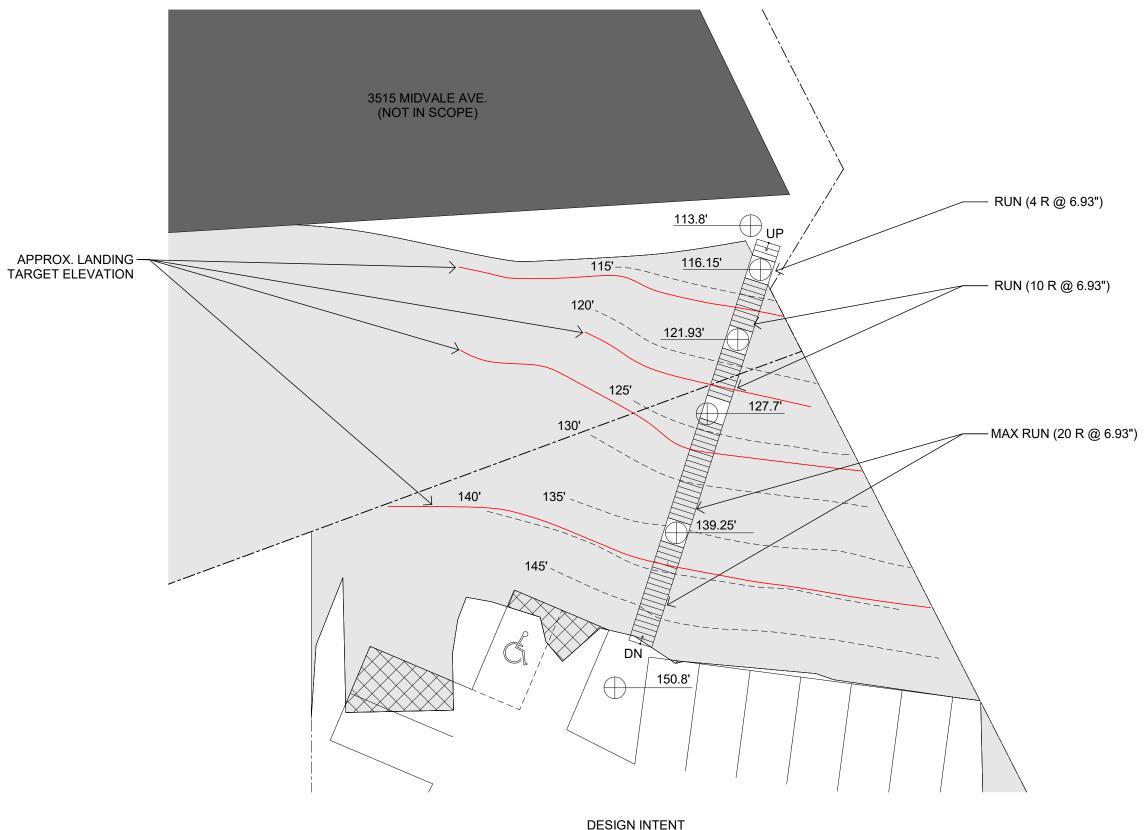
DATE

Drawing No.

Zoning Site Plan - Stair Plan

z-2

1/16" = 1'-0"



DESIGN INTENT FOR STAIR ENGINEER

REAR STAIR PLAN - 1/16" = 1'-0" ARGO - CALUMET 3570-74 CALUMET ST. APRIL 2, 2021

Exhibit 5 Application for Appeal

Exhibit 6
Indenture

Prepared by and Return to

First Matieum Absumb LLC 2414 Bristol Road Benselem, PA 19020 215-741-2004 10/19/2020 06/23 AM F Receipt#: 28-98172

Records @partment Doc Code: (2)

State R(17: \$5,500.00 Local R(1)(\$18.029.00

5 ile Na. 24193₌FPA

BRT# 38-3-0735-00, 38-3-0736-00, 38-3-0737-00 3%-3-0736-00, 38-3-0739-00

This Indentage, made by 7th days CC126ef...2020.

Belineen

MARGARET M. O'CONNOR AND KATHLEEN S. PRIED, CO-EXECUTRIXES THE ESTATE OF JOHN HARRITY, DECEASED, AND ROSEMARY HARRITY, BY HER ATTORNEYS IN FACT, MARGARET M. O'CONNOR AND KATHLEEN S. FRIEL, DULY APPOINTED BY POWER OF ATTORNEY DATED 5/6/20 AND TO BE PORTHWITH RECORDED

(heremafter called the Cirantogi of the one part, and

3515 MIDVALSE, LLC

(hereinalter calleg (for Grantee), of the other part,

Withit 59th that the said Crantor for and in consideration of the sum of Five Hundred Fifty Thomsond And 00000 Dullars (\$550,000,00) law of money of the chiled Stores of America, and it well and truly paid by the said Grantee, at or before the scaling and delivery hereof, the receipt whereof is hereby acknowledged, has granted, bargained and sold, released and continued, and by those presents does grant, bargain and soll, released and continued.

Street Address. 3568 Calomet Street, 3570 Calomet Street, 3570 R Calomet Street, 2570 R Calomet Street, 2600 PA.

PREMISES A & B: Premises A & B:

ALL THOSE TWO CERTAIN lots or pieces of ground with the buildings and Improvements thereon erected.

SITUATE in the Thirty-Eighth Went of the City of Philadelphia, being Lots No. 131 and 132 on the Plan of building lock prepared for John Debson, in March 1984, by Josigh Hibberd, Surveyor and Regulator of the Thirteenth District of Philadelphia, and decoraged ecoording the refer on follows, to wit:

SPILIATE on the Southwasterly aids of Calumet Street at the respective dialances of One Hundred Eighty feet and One Hundred Sixty feet Northesawardly from the Northeasterly side of Dockson (or Thirty-South) Street.

EACH Of CONTAINING in front of Breezh on the seid Celurate Stréet Twenty feet and extending of that width in length Streeth Southeesterly between perellet lines at right angles to the said Calumet Street, Seventy feet

BEING known as No. 3568-70 Calomet Street.

ŔRÒMRSES C∷

ALSO ALL 134A1 CBR TAIN meetion for on piece of ground with the buildings and unprovements erected thereon.

STUATE in the 38th Ward of the City of Pfilledelphia, and described in scoondance with a Survey & Plan of Property RB-No. 249A) made for frames M. Head by John M. Dowey, Assistant Surveyor & Regulator of the Ninth Survey District, dated Outober 6, 2511, revised Becomber 29, 2013:

BEGINNING at an interior point measured the following 2 courses and distances from the point of intersection of the Southwesterly side of Calumet Street (legally open / 50 feet Wide); (1) South 29 degrees (2 minutes 45 seconds West, along the said Southwesterly side of Calumet Street, the distance of 473-525 feet to a point; South 60 degrees 47 minutes 15 seconds East, the distance of 70,000 feet to the letter or point of beginning; THENCE extending North 29 degrees 12 minutes 15 seconds East the distance of 2,073 feet to a point; THENCE extending North (4) degrees 47 minutes 15 seconds East, the distance of 54,895 feet to a point; THENCE extending South 8 degrees 55 minutes 56 seconds West the distance of 87,065 feet to a point; THENCE extending North 17 degrees (5 minutes 39 seconds West the distance of 95,500 feet to point; THENCE extending North 19 degrees (5 minutes 39 seconds East the distance of (22,582 feet to point; THENCE extending North 19 degrees (5 minutes 45 seconds East the distance of (22,582 feet to the first mentioned interior point and place of beginning.

CONTAINING in area 7,561 Square Peel.

PREMUSES D:

ACCOUNTAIN Out of piece of ground located in the 18th Ward of the City of Philadelphia.

SiTUATE on the Southelestarly side of Calcinet Street of the distance of 140 feet Northeastwardly from the Northeastwardly side of Debag.

CONTAINMES in front or breadth on the said Calumet Street 20 feet and extending of that whith in length or depth Sturbeastwardly between grafallel lines at night angles to Salumet Street 70 feet.

BEING known as No. 3577 Celement Street

PREMISES E:

ALL THAT CERTARY into a piece of ground with the garages, huildings and improvements thereare proceed, which pertain later piece of ground benealing the 38th Ward of the City of Entradelphas.

SINUALE on the Southeasterly will of Celunct Street at the distance of 120 feet. Northeighwardly from the Northeighwardly add of Dubson-Singlet.

COPNITATIVING in front or breadth on the said Calumer Street 20 feet and extending of that width in length or depth Southenstwardly between parallel lines at right angles to the said Columnt Sheet 70 feet.

BBING known os No. 3574 Columet Street

Deing as to Premises A. D and C die same premises which Margard Warry Vision, walliw by Dead Anted 10/1/1968 and recogned 10/14/1968 in Philadelphia Causity in JRS 236 Page 146 Scaveyed unto John Harrigy and Resembly Harrity, his wife, in fee

Being as to Premises D and Eithe same premises which Joka S. Erlakson and Genevieve Evickson, his wife by Dood Accol 10/07/1980 and recorded 14/03/1980 in Philadelphia County in Dood Book 66 Page 598 conveyed onto John J. Hamity and Rosemary F. Harrity, his wife, m lies.

Being as to Premises Office same premises which Ohm Farrity and Resembly Remity, his wife by Deed dated 12/31/2012 and recorded 1/2/2013 in Philadelphia County as Document No. 52563312 conveyed unto John Harrity and Resomeny Hairity, his wife, in fee. (\$1.00 Deed)

Being as \$6 Premises A, B and C the same premises which John Burrity and Resembly Harrity Rushand and wife by Each dated 3/1/2020 and Georgied 5/19/2020 in Philadelphia County as Document Yo. 53667673 conveyed unto John Harrity, in fee (SNA) Deed)

AND the said John J. Herrity #30.5 Alter Joseph Harrity died on 6/19/2020 leaving a will registered and probated in Delaware County as Will No. 2320-1307 wherein he appointed Margaret M. O'Conner and Kathleen S. Filel Co-Executives to whom Letters Testsencutary were granted to on 8/11/2020

Concerned what we want the said granter as well at lew as in country of a rank to the same.

To have and to hold the and lot or piece of ground described above, with the buildings and improvements thereon exceed, heredimments and premises beachy granted, or mentioned and intended so to be, with the apportenances, muto the said Grantes, its successors and assigns, to and for the only proper which behand of the said Grantes, its successors and assigns, to and for the only proper which behand of the said Grantes, its successors and assigns, to are considered.

All the suit Granton, for itself, its successors and essions, does, by these presents, operature and and compare its successor and actions the sold Granton and its successor. agree, to and with the suid Grantee, its publishers and essions, that it has usid Granter, and its successors. and assigns, all and singular the hereditaments and premises hereig described and grapted, or mentioned and intended so to be, with the appurranences, unto the said Grantte, its successors and assigns, speinst it, the grid Grancot, and its processors and assigns, will WARRANT SPECIALLY and defend against the

ant ##(Citess 1996) The party of the first part just consent its emmen mid emprinte acs; to be utilized to these presents by the hand of its Personal Neapresentative, and the same to be duly areased by its Personal Representative Listed the day and year distributions written.

ATTRET

THE ESTATE OF JOHN HARRITY. DECEASED

By: Lydlen S. Fried Co. Executing

Katherine S. Friel, Cu-Esecutris KATK4 & IŞA√

[86AL]

Commonwealth of Poutry with } as County of PNI 1420 2014

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This record was acknowledged before mean _ 10-6-2-6

РАТИLE БА **Kathorin**e S. **Friel** re

Co-Excepted: , who represent that she is multiplical to not on behalf of The Exiate of John Harrity

december.

Commonwey F.: of French Prince of Parks Prince

Commonwelling (Septemberalia - Nicery Seal Alamach A. Bagistan TP, Entery Public Priladelphin County By Commission Explication 15, 2021 Caranasian Palado: 1107,750

ROSEMARY DARRETY

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Commonwealth of Pennsylvenia } 55 County of PRILABLE NIA

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16-8-20

₩**A**7/4L&&**A** By <u>Katherin</u>e 8. Friel

Attorney in Fact. for Kosemary Harrier

Compression of Recognisms — Hotery Social NA 14Cod & Compression To. Persony Public Printerpole Courary Any Compression Explass April 15, 2027 Compression Explass April 15, 2027

Noting Public

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Property Address: 2 3568 Calumet Strees	_BRT#: 38-3-0735-00 38-3-0735-00	Assessed Value \$ \$148.500.00 \$4,200.00	Fair Market Value \$157,410.00 \$4,452,60	
3570 Calumet Street 3670 R Calumet Street	\$8-3-0739-00 \$8-3-0737-00	\$4,200.00 \$4,200.00	\$4,452.60 \$10,578.00	
3570 Calumet Street 3670 Calumet Street 3672 Calumet Street 3674 Calumet Street	38-3-0735-00 \$8-3-0735-00 \$6-3-0737-00 38-3-0738-00 35-3-0738-00	\$14,000.00 \$14.000.00	\$4,452,00 \$10,478.00 \$14.840.00 \$14.840.00	