

use to rebuild and restore said chimney to its original condition; said bricks shall be removed on or before December 31, 1994, and said chimney shall be restored by December 31, 1995; and it is further

ORDERED, that the stone wall along Rutger Street and in the front of the Rutger Park area be repaired on or before August 31, 1994; and it is further

ORDERED, that a letter report be submitted by Petitioner, William F. Dowling, to the Department of Urban and Economic Development within sixty (60) days detailing the progress of the repairs and renovations, which said report may be made available to other interested persons or agencies; thereafter Petitioner, William F. Dowling, will submit semi-annual letter reports detailing further progress in repairs and/or renovations; and it is further

ORDERED, that within sixty (60) days, Petitioner, William F. Dowling, will meet with the Department of Urban and Economic Development to review any applicable Code violations at Nos. 1 and 3 Rutger Park, Utica, New York, and to develop a ^{MUTUALLY AGREEABLE STABILIZATION} plan and short term time-table for completion of economically viable repairs consistent with the properties' location in a Scenic and Historic Preservations Area, and to prevent further deterioration of the facilities located at Nos. 1 and 3 Rutger Park, Utica, New York. The parties shall further explore potential long term concepts for stabilization and development of the properties, and, as plans are obtained, develop a long term time-table for future use and

renovation. As conceptual plans are developed by the owners, the Department of Urban and Economic Development will be consulted and shall advise and provide assistance to the owners to insure that a long term, economically viable plan is expeditiously adopted which will be consistent with the properties' historic significance; and it is further

ORDERED, that Petitioner, William F. Dowling, agrees to make good faith attempts to apply for reasonably appropriate and applicable grants and/or low interest loans from the City of Utica, the Landmark Society, the New York State Office of Parks, Recreation and Historic Preservation, and other Governmental agencies, as requested by the City of Utica, for funding of the various renovation projects.

DATED: May 23rd, 1994
Utica, New York

Anthony F. Shaheen /s/
Hon. Anthony F. Shaheen,
Justice, Supreme Court