

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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In the Matter of the Application of

ELIZABETH STREET GARDEN, INC., RENEE GREEN,  
ELIZABETH STREET, INC., ELIZABETH FIREHOUSE  
LLC and ALLAN REIVER,

Index No. 152341/2019

Petitioners,

Hon. Debra A. James

For a Judgment Pursuant to Article 78 of the Civil Practice  
Law and Rules

-against-

**SECOND SUPPLEMENTAL  
AFFIDAVIT OF JOSEPH  
REIVER SUPPORT OF  
AMENDED VERIFIED  
PETITION**

THE CITY OF NEW YORK, THE DEPARTMENT OF  
HOUSING PRESERVATION AND DEVELOPMENT,  
MARIA TORRES-SPRINGER, in her capacity as  
Commissioner of the Department of Housing Preservation and  
Development, THE NEW YORK CITY COUNCIL, and THE  
NEW YORK CITY PLANNING COMMISSION,

Respondents.  
-----X

STATE OF NEW YORK     )  
                                  ) ss.:  
COUNTY OF NEW YORK    )

JOSEPH REIVER, having been duly sworn, deposes and says:

1. I am the Executive Director of Elizabeth Street Garden, Inc. (“ESG”).
2. ESG is a 501(c)(3) nonprofit, volunteer-based organization.
3. From April 2017 to November 2019, ESG has had approximately 150 core group volunteers. This core group has consistently contributed to keeping the Garden open to the public, garden maintenance, and facilitating public programs and events.
4. The core volunteers keep the Garden open seven days per week, all year long. They greet Garden visitors from the front table located near the Elizabeth Street entrance and

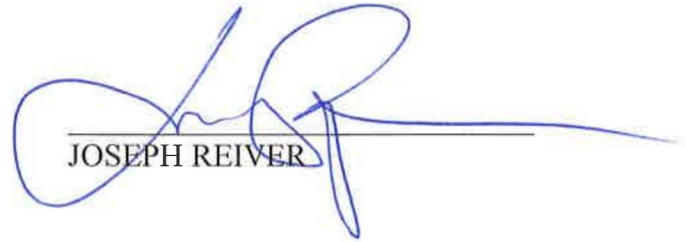
provide general supervision and information on the Garden, including, public programs, current events, ESG's efforts to save the space and how anyone who is interested can help.

5. Additionally, the core group of volunteers help to maintain the physical upkeep of the Garden through community gardening, planting fruits, vegetables, flowers and other greenery, as well as continuously cleaning the space, seasonal preparations (including lawn and tree maintenance), and keeping the Garden beautiful.

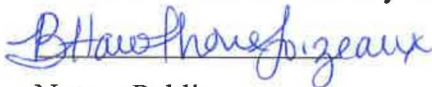
6. Finally, the core group of volunteers lead or help to facilitate ESG's free public programs and events including yoga, tai chi, qi gong, meditation, movie night, live music, community gardening, Garden fundraisers, art exhibitions, the annual Easter Egg hunt, the annual Harvest Festival and more.

7. In addition to the ESG core group, ESG frequently works with local businesses and corporate volunteer groups to clean-up and do seasonal preparation for the Garden. Businesses include Apple SoHo (located at 103 Prince St, New York, NY 10012), Everlane (located at 28 Prince St, New York, NY 10012) and Patagonia SoHo (located at 72 Greene St, New York, NY 10012).

8. The heartfelt dedication and enthusiasm of the core group of volunteers, which is made up of neighbors, community members, and businesses, reflects the immense importance of the Garden.

  
JOSEPH REIVER

Sworn to before me this day of November 4, 2019.



Notary Public

