

GETTY REALTY CORP /MD/  
Form 5  
February 13, 2017

# FORM 5

**UNITED STATES SECURITIES AND EXCHANGE COMMISSION**  
**Washington, D.C. 20549**

OMB APPROVAL

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Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).  
Form 3 Holdings Reported Form 4 Transactions Reported

**ANNUAL STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

1. Name and Address of Reporting Person \*  
LIEBOWITZ LEO

(Last) (First) (Middle)

TWO JERICHO PLAZA, WING C, STE 110

(Street)

JERICHO, NY 11753

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol  
GETTY REALTY CORP /MD/ [GTY]

3. Statement for Issuer's Fiscal Year Ended (Month/Day/Year)  
12/31/2016

4. If Amendment, Date Original Filed (Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

Director  10% Owner  
 Officer (give title below)  Other (specify below)

6. Individual or Joint/Group Reporting

(check applicable line)

Form Filed by One Reporting Person  
 Form Filed by More than One Reporting Person

**Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned**

| 1. Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | 2A. Deemed Execution Date, if any (Month/Day/Year) | 3. Transaction Code (Instr. 8) | 4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) | 5. Amount of Securities Beneficially Owned at end of Issuer's Fiscal Year (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|--|--|---|
| Common Stock                    | 10/24/2016                           | 10/24/2016   | J                              | 38,158 D  | \$ (2) 1,642,483 (1)   | D  | Â   |
| Common Stock                    | 10/24/2016                           | 10/24/2016   | J                              | 38,158 A  | \$ (2) 85,408  | I  | By Liebowitz 2015 Family Trust (3)                    |
| Common Stock                    | Â                                    | Â  | Â                              | Â Â Â   | 395  | I  | By 401(k)   |

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|              |   |   |   |   |   |   |                        |   |                               |
|--------------|---|---|---|---|---|---|------------------------|---|-------------------------------|
| Common Stock | Â | Â | Â | Â | Â | Â | 310,957                | I | By CLS <sup>(4)</sup>         |
| Common Stock | Â | Â | Â | Â | Â | Â | 0                      | I | By Liebowitz Family LLC       |
| Common Stock | Â | Â | Â | Â | Â | Â | 439,691 <sup>(5)</sup> | I | By Liebowitz Realty LLC       |
| Common Stock | Â | Â | Â | Â | Â | Â | 3,872 <sup>(6)</sup>   | I | By Spouse                     |
| Common Stock | Â | Â | Â | Â | Â | Â | 56,434                 | I | Held by Charitable Foundation |
| Common Stock | Â | Â | Â | Â | Â | Â | 607,652                | I | By Liebowitz Realty II LLC    |

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

**Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.**

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**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned**  
(e.g., puts, calls, warrants, options, convertible securities)

| 1. Title of Derivative Security (Instr. 3) | 2. Conversion or Exercise Price of Derivative Security | 3. Transaction Date (Month/Day/Year) | 3A. Deemed Execution Date, if any (Month/Day/Year) | 4. Transaction Code (Instr. 8) | 5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | 6. Date Exercisable and Expiration Date (Month/Day/Year) | 7. Title and Amount of Underlying Securities (Instr. 3 and 4) | 8. Price of Derivative Security (Instr. 5) | 9. of D Se B O E Is Fi (I  |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|----------------------------|
|  |  |                                      |  |                                |   | Date Exercisable   | Expiration Date   | Title                                      | Amount or Number of Shares |
|  |  |                                      |  |                                |   | (A)  | (D)   |  |                            |

## Reporting Owners

| Reporting Owner Name / Address                        | Relationships |           |         |       |
|---|---------------|-----------|---------|-------|
|   | Director      | 10% Owner | Officer | Other |
| LIEBOWITZ LEO<br>TWO JERICHO PLAZA<br>WING C, STE 110 | Â X           | Â         | Â       | Â     |

JERICHO, NY 11753

## Signatures

/s/ Leo  
Liebowitz

02/13/2017

\_\_Signature of  
Reporting Person

Date

## Explanation of Responses:

- \* If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. *See* 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) Share number reflects updated number of shares directly owned. See also footnotes 5 and 6 below.
- (2) Gift to Liebowitz 2015 Family Trust
- (3) Mr. Liebowitz is not a beneficiary of the Trust and his spouse is the sole trustee of the Trust.
- (4) An S-corporation in which the Reporting Person is a shareholder. Shares indicate Reporting Person's proportionate share.
- (5) Share number reflects updated number of shares. 13,569 shares were previously erroneously reported as indirectly owned when, in fact, they are directly owned.
- (6) Share number reflects updated number of shares. 303,623 shares were previously erroneously reported as indirectly owned when, in fact, they are directly owned.

Note: File three copies of this Form, one of which must be manually signed. If space provided is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.