

SAFENOWITZ HOWARD B
Form 5
February 14, 2013

FORM 5

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

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

OMB APPROVAL

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1. Name and Address of Reporting Person *
SAFENOWITZ HOWARD B

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

5. Relationship of Reporting Person(s) to
Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Statement of Issuer's Fiscal Year Ended
(Month/Day/Year)
12/31/2012

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

125 JERICHO TURNPIKE, SUITE
103

(Street)

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

6. Individual or Joint/Group Reporting

(check applicable line)

JERICHO, NY 11753

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

(City) (State) (Zip)

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	08/08/2012	08/08/2012	G	1,450 D \$ 0	175,248	D	As
Common Stock	08/08/2012	08/08/2012	G	1,450 A \$ 0	11,115	I	Custodian under Gift to Minors Act
Common Stock	As	As	As	As As As	27,230	I	By Footnote (1)

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Common Stock	Â	Â	Â	Â	Â	Â	320,540	I	As Trustee
Common Stock	Â	Â	Â	Â	Â	Â	1,837,894	I	By Ltd Partnership (2)
Common Stock	Â	Â	Â	Â	Â	Â	89,303	I	By Partnership
Common Stock	Â	Â	Â	Â	Â	Â	11,523	I	By Spouse (3)
Common Stock	Â	Â	Â	Â	Â	Â	515,000	I	By Footnote (4)

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

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(9-02)

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 or Value of Underlying Securities (Instr. 3 and 4)
					(A) (D)	Date Exercisable Expiration Date	Title	Amount or Number of Shares
Restricted Stock Unit	Â	Â	Â	Â	Â Â	Â (5) Â (5)	Common Stock	Â

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
SAFENOWITZ HOWARD B 125 JERICHO TURNPIKE, SUITE 103 JERICHO, NY 11753	Â X	Â	Â	Â

Signatures

/s/ Howard
Safenowitz

02/14/2013

__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) Owned by two adult children living in the reporting person's household. The reporting person disclaims beneficial ownership in these shares.

Shares held by the Safenowitz Partners, LP (the "Limited Partnership"). The reporting person is the president of Safenowitz Family Corp.,
(2) which is the General Partner of the Limited Partnership. The reporting person disclaims beneficial ownership of the shares held by the Limited Partnership, except to the extent of his pecuniary interest therein.
- (3) Owned by Spouse. The reporting person disclaims beneficial ownership in these shares.
- (4) As President of the General Partner of The Safenowitz Family Partnership, LP. The reporting person disclaims beneficial ownership of the shares held by the Partnership, except to the extent of his pecuniary interest herein.
- (5) N/A

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.