

ORDINANCE NO. F-0565

**AN ORDINANCE AMENDING THE TEXT OF THE
WHEATON ZONING ORDINANCE
ARTICLES XI, XII, XIII - GROUP CARE HOMES**

WHEREAS, the City of Wheaton, Illinois ("City"), has determined it to be in the best interests of the City and its residents to consider a certain amendment to the text of the City Zoning Ordinance; and

WHEREAS, pursuant to notice as required by the Illinois Municipal Code and the City Zoning Ordinance, a public hearing was conducted by the Wheaton Board of Zoning Appeals on February 27, 2001, and the Wheaton Board of Zoning Appeals has unanimously recommended approval of the amendment.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wheaton, DuPage County, Illinois, pursuant to its home rule powers, as follows:

Section 1: The text of Article XI "R-5 Residential District" of the Wheaton Zoning Ordinance text is amended by deleting 11.1.5 and 11.1.6 in their entirety and replacing it with the following:

"11.1 Permitted Uses

- 5. Group Care Homes, with no more than five (5) occupants, including staff persons, and not located within 300 feet of another Group Care Home. For multiple family buildings, the 300 foot distance requirement shall not apply to the units within a single multiple family building, but to the building itself and other group care homes.

Special Use Permit Required

- 6. Group Care Homes, with no more than five (5) occupants, including staff persons, and not located within 300 feet of another Group Care Home. For multiple family buildings, the 300 foot distance requirement shall not apply to the units within a single multiple family building, but to the building itself and other group care homes."

Section 2: The text of Article XII "R-6 Residential District" of the Wheaton Zoning Ordinance text is amended by deleting 12.1.5 and 12.1.10 in their entirety and replacing it with the following:

"12.1 Permitted Uses

- 5. Group Care Homes, with no more than five (5) occupants, including staff persons, and not located within 300 feet of another Group Care Home. For multiple family buildings, the 300 foot distance requirement shall not apply to the units within a single multiple family building, but to the building itself and other group care homes.

Special Use Permit Required

- 10. Group Care Homes, with no more than five (5) occupants, including staff persons, and not located within 300 feet of another Group Care Home. For multiple family buildings, the 300 foot distance requirement shall not apply to the units within a single multiple family building, but to the building itself and other group care homes."

Section 3: The text of Article XIII "R-7 Residential District" of the Wheaton Zoning Ordinance text is amended by deleting 13.1.4 and 13.1.14 in their entirety and replacing it with the following:

"13.1 Permitted Uses

4. Group Care Homes, with no more than five (5) occupants, including staff persons, and not located within 300 feet of another Group Care Home. For multiple family buildings, the 300 foot distance requirement shall not apply to the units within a single multiple family building, but to the building itself and other group care homes.

Special Use Permit Required

13. Group Care Homes, with no more than five (5) occupants, including staff persons, and not located within 300 feet of another Group Care Home. For multiple family buildings, the 300 foot distance requirement shall not apply to the units within a single multiple family building, but to the building itself and other group care homes."

Section 4: In all other respect the Wheaton Zoning Ordinance is ratified and remains in full force and effect.

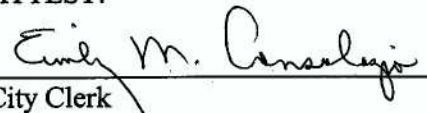
Section 5: All ordinances and parts of ordinances in conflict with these provisions are repealed.

Section 6: This ordinance shall become effective after its passage, approval, and publication in pamphlet form in the manner prescribed by law.



Mayor

ATTEST:



City Clerk

Roll Call Vote:

Ayes:	Councilwoman Davenport Councilman Eckhoff Mayor Carr Councilman Johnson Councilwoman Johnson Councilman Mork
Nays:	None
Absent:	Councilman Gresk

Motion Carried Unanimously

Passed: March 5, 2001
Published: March 6, 2001