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ORDINANCE NO. F-0789

AN ORDINANCE AMENDING THE WHEATON ZONING ORDINANCE MAP
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS
26W568 EMBDEN LANE/GILL

WHEREAS, a written application has been made to amend the Zoning Map, which is attached to and forms a part of the Zoning Ordinance of Wheaton, Illinois, to rezone and reclassify certain property legally described herein within the city limits of Wheaton, Illinois ("City"), and commonly located at 26W568 Embden Lane; and

WHEREAS, the zoning application is being requested pursuant to the terms and conditions of a certain pre-annexation agreement dated July 6, 1999, among the City and Brian T. and Cathleen M. Gill ("Owner") ("Annexation Agreement"); and

WHEREAS, pursuant to notice as required by the Illinois Municipal Code and the Wheaton Zoning Ordinance, a public hearing was conducted by the Wheaton City Council, sitting as a special hearing body on June 28, 1999, to consider the requested zoning amendment.

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

Section 1: The Zoning map, which is attached to and forms a part of the Wheaton Zoning Ordinance, is amended by adding, including and classifying the following described property in the R-3 Residential District zoning classification:

LOT 3 IN WIESBROCK'S SUBDIVISION, BEING A SUBDIVISION OF PART OF THE WEISBROCK FARM, IN THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND IN THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 21, 1956 AS DOCUMENT 793559, IN DUPAGE COUNTY, ILLINOIS. P.I.N. 05-30-303-006

This property is commonly known as 26W568 Embden Lane, Wheaton, Illinois 60187.

Section 2: The subject property shall be developed and improved in full compliance with the terms, provisions, and conditions of the Annexation Agreement; and the zoning granted herein is granted pursuant to the Annexation Agreement, which is on file in the Office of the City Clerk and incorporated into this ordinance by this reference as though fully set forth herein.

Section 3: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 4: This ordinance shall become effective from and after the second anniversary of its passage, approval, and publication in pamphlet form in the manner prescribed by law.

ATTEST:

Emily M. Corraly
City Clerk

James Carr
Mayor

Ayes:

Roll Call Vote:

Councilman Mouhelis

Councilman Gresk

Councilman Johnson

Mayor Carr

Councilwoman Johnson

Councilman Mork

Nays:

None

Absent:

None

Motion Carried Unanimously

Passed: January 6, 2003

Published: January 7, 2003