

**ORDINANCE NO. F-0905**

**AN ORDINANCE GRANTING A ZONING VARIATION  
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS  
723 E. EVERGREEN STREET - FIEWEGER**

**WHEREAS**, written application has been made requesting a variation to Article 3.4a.5b of the City of Wheaton Zoning Ordinance to allow the construction of a second-story addition to an existing one-story house with a side yard setback of 5.92 feet in lieu of the required 8.72 foot side yard setback; and

**WHEREAS**, pursuant to notice as required by the Illinois Municipal Code and the Wheaton Zoning Ordinance, a public hearing was conducted by the Planning and Zoning Board on April 13, 2004, to consider the variation request and the Planning and Zoning Board has unanimously recommended approval of the zoning variation.

**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: Pursuant to the Findings of Fact determined by the Planning and Zoning Board, a variation is granted to allow the construction of a second-story addition to an existing one-story home with a side yard setback of 5.92 feet in lieu of the required 8.72 feet in accordance with the plans entitled "*Proposed Residence Addition and Remodeling for Beth and Steve Fieweger, 723 E. Evergreen Street, Sheets G, H and J dated January 15, 2004*".

The property that is subject of the variation is legally described as:

THE WEST HALF OF THE SOUTH HALF OF LOT 12 IN SECOND LINCOLN HIGHWAY  
SUBDIVISION OF PART OF THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 39  
NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY,  
ILLINOIS. P.I.N. 05-16-421-019

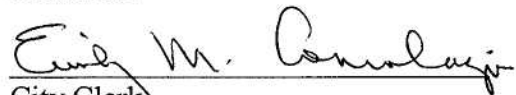
The subject property is commonly known as 723 E. Evergreen Street, Wheaton, IL 60187.

Section 2: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 3: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.

  
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Mayor

ATTEST:

  
City Clerk

Ayes: Roll Call Vote  
Councilman Mouhelis  
Councilman Bolds  
Councilwoman Corry  
Councilman Johnson  
Mayor Carr  
Councilwoman Johnson  
Councilman Mork

Nays: None

Absent: None

Motion Carried Unanimously

Passed: May 3, 2004  
Published: May 4, 2004