

ORDINANCE NO. F-1162

**AN ORDINANCE AMENDING THE WHEATON ZONING MAP
ON CERTAIN PIECES OF PROPERTY COMMONLY KNOWN AS
26W595 EMBDEN LANE – NAHUMYK; 26W598 EMBDEN LANE – DINEEN;
27W005 EMBDEN LANE - KAUZLARICH**

WHEREAS, a written petition 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 properties legally described herein within the city limits of Wheaton, Illinois ("City"), and located at 26W595, 26W598 and 27W005 Embden Lane, Wheaton, Illinois; and

WHEREAS, an annexation agreement dated April 17, 2006, among the City and Robert & Judith Nahumyk; Earl & Judy Dineen; and Roy & Barbara Kauzlarich ("Owners") ("Annexation Agreement"), is the direct result of deliberations on the proposed Annexation Agreement pursuant to the public hearing and other meetings before the City Council and City Staff.

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 April 10, 2006 to consider the requested zoning 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 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 Single Family Residential Zoning District classification and in conformance with the Annexation Agreement:

Section 2: The following described territory is hereby annexed to the City:

LOT 1 IN WIESBROCK'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 30, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN AND PART OF SECTION 25, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT #793559 ON MARCH 21, 1956, IN DUPAGE COUNTY, ILLINOIS.

LOT 29 IN WIESBROCK'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 30, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN AND PART OF SECTION 25, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT #793559 ON MARCH 21, 1956, IN DUPAGE COUNTY, ILLINOIS.

LOT 30 IN WIESBROCK'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 30, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN AND PART OF SECTION 25, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT #793559 ON MARCH 21, 1956, IN DUPAGE COUNTY, ILLINOIS.

P.I.N. 05-30-301-004, 05-30-302-008, 04-25-404-001

The subject properties are commonly known as 26W595 Embden Lane, 26W598 Embden Lane, and 27W005 Embden Lane, Wheaton, IL 60187.

Section 2: The City Clerk is authorized and directed to record with the Office of the Recorder of Deeds, DuPage County, Illinois, and to file with the Office of the County Clerk, DuPage County, Illinois, a certified copy of this ordinance together with the accurate map of the subject property appended to this ordinance.

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 its passage, approval, and publication in pamphlet form in the manner prescribed by law.


Mayor

ATTEST:


City Clerk

Ayes:

Roll Call Vote

Councilman Seuss
Councilman Bolds
Councilwoman Corry
Councilman Johnson
Mayor Carr
Councilman Levine
Councilman Mouhelis

Nays:

None

Absent:

None

Motion Carried Unanimously

Passed: April 17, 2006

Published: April 18, 2006

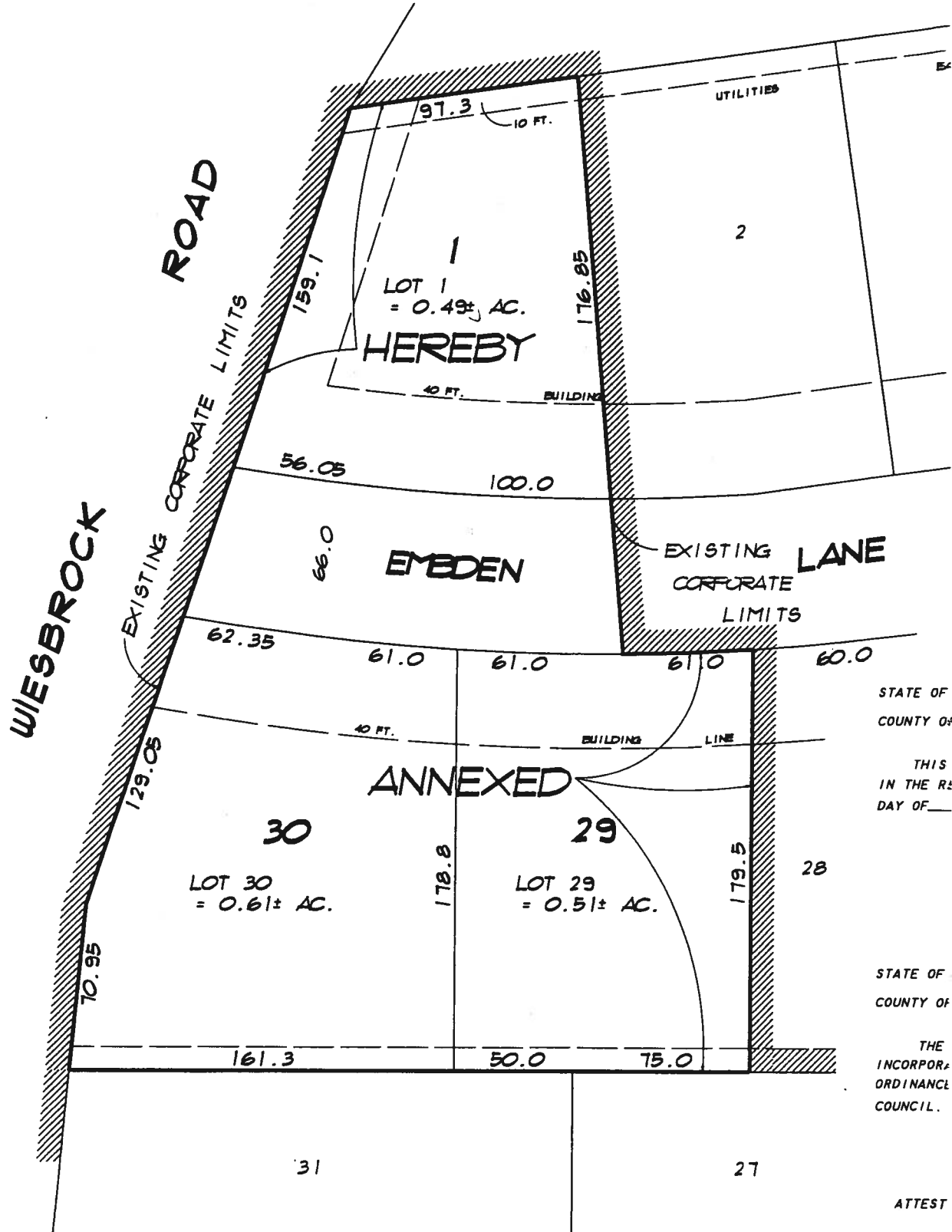
COMMONLY KNOWN AS 26W598 EMBDEN LANE, WHEATON, IL 60187 (PIN 05-30-301-004)

LOT 29 IN WIESBROCK'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 30, TOWNSHIP 39 NORTH, MERIDIAN AND PART OF SECTION 25, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN RECORDED AS DOCUMENT #793559 ON MARCH 21, 1956, IN DU PAGE COUNTY, ILLINOIS.

COMMONLY KNOWN AS 26W595 EMBDEN LANE, WHEATON, IL 60187 (PIN 05-30-302-008)

LOT 30 IN WIESBROCK'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 30, TOWNSHIP 39 NORTH, MERIDIAN AND PART OF SECTION 25, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN RECORDED AS DOCUMENT #793559 ON MARCH 21, 1956, IN DU PAGE COUNTY, ILLINOIS.

COMMONLY KNOWN AS 27W005 EMBDEN LANE, WHEATON, IL 60187 (PIN 04-25-404-001)



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THE
INCORPORATION
ORDINANCE
COUNCIL.

ATTEST

SUBMITTED BY & RETURN TO
CITY OF WHEATON

STATE OF ILLINOIS)
(
COUNTY OF DU PAGE)