

ORDINANCE NO. F-1306

**AN ORDINANCE AMENDING THE WHEATON ZONING MAP
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS
1411 SOUTH GABLES BOULEVARD
TILLMAN**

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 property legally described herein within the city limits of Wheaton, Illinois ("City"), and located at 1411 South Gables Boulevard, Wheaton, IL; and

WHEREAS, the zoning application is being requested pursuant to the terms and conditions of a certain Annexation Agreement dated November 5, 2007 ("Annexation Agreement"), among the J. Robert Tillman ("Developer"); 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 October 22, 2007 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-2 Residential District with a Special Use Permit to allow the construction of a pool house and a swimming pool in conformance with the Annexation Agreement:

LOT 1 IN PROPERTY OWNER'S DIVISION OF LOT 1 OF HADLEY ESTATES, BEING A SUBDIVISION OF PART OF SECTION 20. TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED MAY 15TH, 1947, AS DOCUMENT 521041, ALSO THAT PART OF THE WESTERLY 80 FEET, AS MEASURED ON THE SOUTHERLY LINE AND PARALLEL THERETO, OF LOT 2 (ALSO CALLED TRACT 2) IN HADLEY ESTATES LYING NORTHERLY OF THE SOUTHERLY LINE OF LOT 1 IN SAID PROPERTY OWNER'S DIVISIONS EXTENDED EASTERLY, ACCORDING TO THE PLAT OF SAID HADLEY ESTATES RECORDED NOVEMBER 20, 1943, AS DOCUMENT 456070, IN THE RECORDER'S OFFICE OF DU PAGE COUNTY, ILLINOIS.

P.I.N. 05-20-400-001 AND 05-20-400-008

The subject property is commonly known as 1411 South Gables Boulevard, 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.

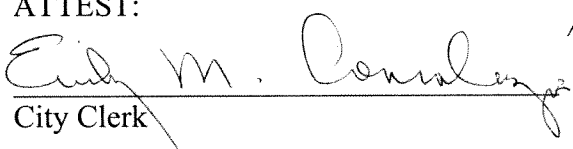
Section 3: All ordinances or parts of ordinances in conflict with these provisions are repealed.

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

Roll Call Vote

Ayes: Councilwoman Corry
Councilman Johnson
Councilman Levine
Mayor Gresk
Councilman Mouhelis
Councilman Prendiville
Councilman Suess

Nays: None

Absent: None

Motion Carried Unanimously

Passed: November 5, 2007
Published: November 6, 2007