

ORDINANCE NO. F-1492

**AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF WHEATON, ILLINOIS -
25W250 WARRENVILLE ROAD (AKA 25W250 PLAMONDON ROAD) -
VAN VOORHIS**

WHEREAS, a written petition has been filed with the City Clerk of Wheaton, Illinois, requesting the annexation to the City of Wheaton, Illinois ("City"), of certain territory contiguous to the boundaries of the City and not within the corporate boundaries of any other municipality, pursuant to a proposed annexation agreement which sets forth the terms and conditions under which annexation shall take place; and

WHEREAS, pursuant to notice, a public hearing was conducted by the City Council on May 10, 2010, to consider the terms and conditions of the proposed annexation agreement; and

WHEREAS, an annexation agreement dated May 17, 2010, among the City and Daniel T. Van Voorhis, Sr. ("Owner") ("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.

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 terms, conditions, provisions, and obligations contained in the Annexation Agreement are incorporated into this annexation ordinance by this reference as though fully set forth herein. A copy of the Annexation Agreement is on file in the Office of the City Clerk.

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

THAT PART OF THE SOUTHEAST ¼ OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT THE POINT OF INTERSECTION OF THE EAST LINE OF THE WEST ½ OF SECTION 20 WITH THE CENTER LINE OF THE PUBLIC HIGHWAY KNOWN AS WARRENVILLE ROAD, AND RUNNING THENCE NORTH 64 DEGREES EAST ALONG THE CENTER LINE OF SAID ROAD, 1,136.3 FEET TO AN ANGLE POINT IN SAID CENTER LINE; THENCE NORTH 62 DEGREES EAST ALONG THE CENTER LINE, 43.0 FEET; THENCE NORTH 41 DEGREES 58 MINUTES WEST 34 FEET TO AN IRON PIPE STAKE ON THE NORTHERLY LINE OF SAID WARRENVILLE ROAD FOR A PLACE OF BEGINNING; THENCE CONTINUING NORTH 41 DEGREES 58 MINUTES WEST 284.6 FEET TO AN IRON PIPE STAKE IN THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CHICAGO, AURORA AND ELGIN RAILWAY; THENCE NORTHEASTERLY ON A CURVE TO THE LEFT HAVING A RADIUS OF 1,533 FEET (AND ALONG SAID RIGHT OF WAY LINE) FOR A DISTANCE OF 248.9 FEET TO AN IRON PIPE STAKE IN SAID RIGHT OF WAY LINE; THENCE SOUTH 48 DEGREES 40 MINUTES EAST 367.75 FEET TO SAID NORTHERLY LINE OF WARRENVILLE ROAD; THENCE SOUTH 62 DEGREES 0 MINUTES WEST ALONG SAID LINE, 300.03 FEET TO THE PLACE OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

P.I.N. 05-20-403-005

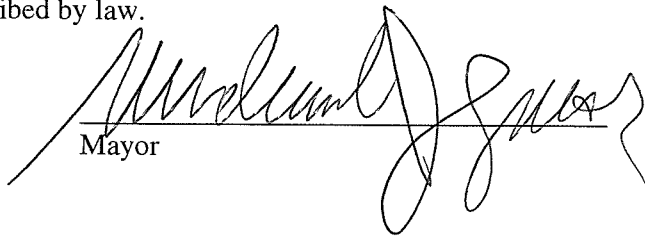
The subject property is commonly known as 25W250 Warrenville Road (AKA 25W250 Plamondon Road), Wheaton, IL 60189.

Section 3: 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.

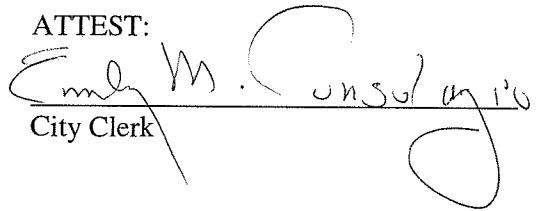
Section 4: The annexation approved in this ordinance shall be null and void and of no further effect, without further action by the City Council, if the Owner and Developer do not execute and return the Annexation Agreement to the City Clerk within sixty (60) days of the date this Ordinance was passed.

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

Section 6: 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 Levine
Councilman Mouhelis
Mayor Gresk
Councilman Prendiville
Councilman Scalzo
Councilman Suess

Nays: None

Absent: None

Motion Carried Unanimously

Passed: June 7, 2010
Published: June 8, 2010