

ORDINANCE NO. F-1517

**AN ORDINANCE GRANTING A REAR YARD SETBACK VARIATION ON A CERTAIN
PIECE OF PROPERTY COMMONLY KNOWN AS 1321 NORTH WEBSTER AVENUE –
KRZEMINSKI**

WHEREAS, written application has been made requesting a variation to Article 3.4A.6 of the Wheaton Zoning Ordinance to allow the continuation of an existing patio with a rear yard setback of 8.0 feet in lieu of the required 25.0 feet, on certain property legally described herein and commonly known as 1321 North Webster Avenue, Wheaton, Illinois 60187; 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 Planning and Zoning Board on September 14, 2010, to consider the variation request; and the Planning and Zoning Board has recommended approval of the zoning variation.

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: Pursuant to the Findings of Fact made and determined by the Wheaton Planning and Zoning Board, a rear yard setback of 8 feet in lieu of the required 25 feet is granted for an existing patio in full compliance with the Final Grading Survey dated August 9, 2010 that is on file in the Department of Planning and Economic Development, to allow the construction on the following-described real estate:

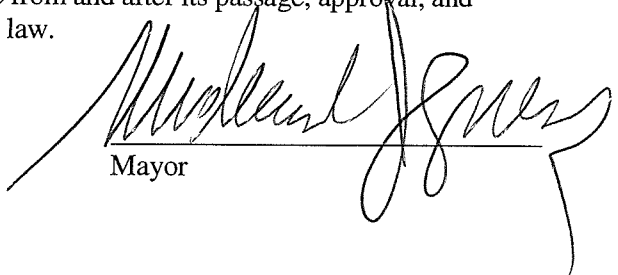
LOT 13 IN CADILLAC REALTY COMPANY'S SUBDIVISION OF PART OF THE
SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF
THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED
MAY 2, 1955, AS DOCUMENT 755134, IN DUPAGE COUNTY, ILLINOIS.

P.I.N.: 05-09-404-031

The subject property is commonly known as 1321 North Webster Avenue, Wheaton, Illinois 60187.

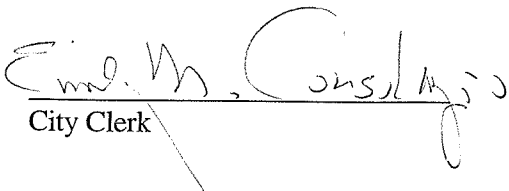
Section 2: All ordinances or parts of ordinances in conflict with these provisions are repealed.

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



Mayor

ATTEST:



City Clerk

Roll Call Vote

Ayes: Councilman Sues
Councilwoman Corry
Councilman Levine
Councilman Mouhelis
Mayor Gresk
Councilman Prendiville
Councilman Scalzo

Nays: None

Absent: None

Motion Carried Unanimously

Passed: October 4, 2010
Published: October 5, 2010

