

**ORDINANCE NO. O-2020-33**

**AN ORDINANCE AUTHORIZING A PROTECTIVE FENCE  
ST. MICHAEL PARISH – 317 W. WILLOW AVENUE**

WHEREAS, St. Michael Parish (“the applicant”) is seeking to allow the construction of a protective fence on their property located at 317 W. Willow Avenue; and

WHEREAS, the applicant indicates that the installation of the protective fence will offer protection of the school children who use the playlot at 317 W. Willow Avenue for various purposes during the school year; and

WHEREAS, Section 22-163 of the Wheaton City Code allows any school, governmental entity, private utility or public utility to petition the City Council for a permit to construct a protective fence that would not conform to the requirements of the fence regulations; and

WHEREAS, the City Council finds that with certain conditions, the proposed protective fence would not alter the essential character of the area, would be in harmony with the general intent and purpose of the fence regulations, would not set any unfavorable precedent either to the locality or to the City as a whole and would not adversely affect the public safety and general welfare.

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 following legally described property has been, and continues to be zoned and classified in the C-4 Residential Zoning District Classification:

ST. MICHAEL’S PLAT OF CONSOLIDATION NO.2, BEING A SUBDIVISION IN THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 16, 2020 AS DOCUMENT NUMBER R2020-026188, IN DUPAGE COUNTY ILLINOIS

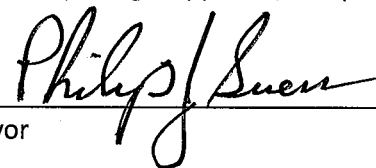
The Subject Property is commonly known as St. Michael Parish – 317 W. Willow Avenue, Wheaton, IL 60189.

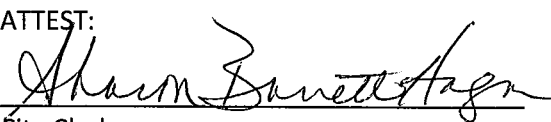
P.I.N. 05-16-313-009, 05-16-313-010, 05-16-313-011

Section 2: Pursuant to the Findings of Fact made and determined by the Wheaton City Council, a protective fence is hereby authorized in full compliance with the cover letter and plans from Fr. Dan Hoehn, Pastor, St. Michael Parish dated September 16, 2020 attached hereto as Exhibit “A”.

Section 3: All Ordinances and parts of Ordinances in conflict with these provisions are hereby repealed.

Section 4: This Ordinance shall become effective after its passage, approval, and publication in pamphlet form in the manner prescribed by law.

  
\_\_\_\_\_  
Mayor

ATTEST:  
  
\_\_\_\_\_  
City Clerk

Roll Call Vote  
Ayes: Councilman Rutledge  
Councilman Zaruba  
Councilman Barbier  
Councilwoman Bray-Parker  
Councilwoman Fitch  
Mayor Suess  
Councilwoman Robbins

Nays: None

Absent: None

Motion Carried Unanimously

Passed: October 5, 2020

Published: October 6, 2020

Exhibit "A"

**Protective fence approval, St. Michael, 317 W. Willow**

Office of the Pastor St. Michael <officeofthepastor@stmichaelcommunity.org>

Wed 9/16/2020 3:50 PM

To: Jim Kozik <JKozik@wheaton.il.us>

1 attachments (276 KB)

FenceSpec (1).pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Jim,

St. Michael Parish of 317 W. Willow Avenue requests approval of the City Council to erect a "Protective Fence" per Section 22-163(c) of the City Code.

The 4ft black aluminum fence will offer protection of the school children who use the playlot for various purposes during the school year.

The proposed fence is similar to the existing fences on the parish's other properties.

Please see the attached specs.

Thank you for your consideration.

Fr. Dan Hoehn,  
Pastor, St. Michael Parish

