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ORDINANCE NO. F-0115

AN ORDINANCE AMENDING THE WHEATON ZONING ORDINANCE MAP
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS
1415 GABLES BOULEVARD/LAUTZ

WHEREAS, a written application 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 commonly located at 1415 Gables Boulevard/Lautz; and

WHEREAS, the zoning application is being requested pursuant to the terms and conditions of a certain annexation agreement dated March 3, 1997, among the City and Chuck Henderson and Elizabeth Henderson ("Owners"), and R. Lautz Custom Homes, Inc. ("Developer") ("Annexation Agreement"); 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 February 24, 1997 to consider the requested zoning amendment.

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: 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 Residential District zoning classification and in conformance with the Annexation Agreement:

Lot 2 (also known as Tract 2), except the westerly 80.0 feet thereof, measured on the southerly line (being also the northerly line of Gables Boulevard), in 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 November 20, 1943 as Document 456070, in the Recorder's Office of DuPage County, Illinois.

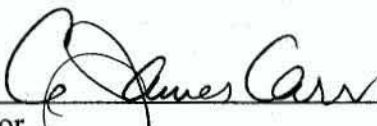
PIN 05-20-400-009

This property is commonly known as 1415 Gables Boulevard, Wheaton, Illinois 60187.

Section 2: The subject property shall be developed and improved in full compliance with the terms, provisions, and conditions of the Annexation Agreement; and the zoning granted herein is granted pursuant to the Annexation Agreement, which is on file in the Office of the City Clerk and incorporated into this ordinance by this reference as though fully set forth herein.

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 but in no event prior to April 2, 1997.



Mayor

ATTEST:



City Clerk

Ayes:

Roll Call Vote:

Councilwoman Davenport
Councilman Eckhoff
Mayor Carr
Councilman Gresk
Councilwoman Johnson
Councilman Gerig

Nays:

None

Absent:

Councilman Mork

Motion Carried Unanimously

Passed: March 3, 1997

Published: March 4, 1997