

504

**ORDINANCE NO. F-0175**

**AN ORDINANCE GRANTING A SIDE AND REAR YARD VARIATION  
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS  
1005 NORTH WEBSTER AVENUE - HENRY**

**WHEREAS**, written application has been made requesting a variation from the provisions of the City of Wheaton Zoning Ordinance in order to replace and construct a detached garage on a certain piece of property legally described herein and commonly known as 1005 North Webster Avenue.

**WHEREAS**, pursuant to notice as required by the Illinois Municipal Code and the Wheaton Zoning Ordinance, a public hearing was conducted by the Wheaton Board of Zoning Appeals on October 14, 1997, to consider the variation request and the Wheaton Board of Zoning Appeals has unanimously recommended approval of the zoning variation.

**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:** Pursuant to the Findings of Fact determined by the Wheaton Board of Zoning Appeals, a variation from Section 3.4A 8(a) of the Wheaton Zoning Ordinance is granted to permit a decrease in the side yard setback from three feet to 2.08 feet and a decrease in the rear yard setback from five feet to 2.33 feet in order to replace an existing detached garage with a new 20x22 detached garage in full compliance with the plans entitled "*Scott L. Henry 1005 N. Webster*" dated September 23, 1997.

The property that is subject of the variation is legally described as:

LOTS 45 AND 46 IN BLOCK 4 IN SUMMIT ADDITION TO WHEATON, BEING A SUBDIVISION OF PART OF THE SOUTHEAST QUARTER 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 11, 1874 AS DOCUMENT 18071, IN DUPAGE COUNTY, ILLINOIS.

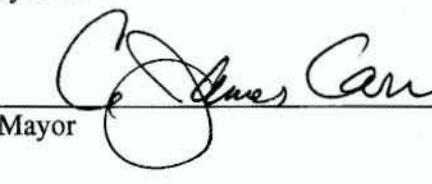
P.I.N. 05-09-424-003

The property is commonly known as 1005 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**Section 2:** All ordinances or parts of ordinances in conflict with these provisions are repealed.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.

ATTEST:

  
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Mayor

Emily M. Cerasi

City Clerk

### Roll Call Vote

Ayes: Councilman Gresk  
Councilman Johnson  
Councilwoman Johnson  
Councilman Mork  
Councilwoman Davenport  
Mayor Pro Tem Eckhoff

Nays: None

Absent: Mayor Carr

**Motion Carried Unanimously**

Passed: October 20, 1997  
Published: October 21, 1997