

ORDINANCE NO. F-0230

AN ORDINANCE AMENDING THE WHEATON ZONING MAP
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS
2S230 AND 2S242 SHAFFNER ROAD\LAVERY

WHEREAS, a written petition 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 2S230 and 2S242 Shaffner Road; and

WHEREAS, the zoning application is being requested pursuant to the terms and conditions of a certain annexation agreement dated April 6, 1998, among the City and Terrence J. Lavery d/b/a Terrence Lavery Builders, Inc., and Matthew P. Basiletti and John C. Basiletti ("Owners") ("Annexation Agreement"),

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 March 23, 1998 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 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 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-2 Single Family Residential Zoning District classification and in conformance with the Annexation Agreement.

Section 3: The City Clerk is authorized and directed to record with the Office of the Recorder of Deeds, Du Page County, Illinois, and to file with the Office of the County Clerk, Du Page County, Illinois, a certified copy of this ordinance together with the accurate map of the subject property appended to this ordinance.

Section 4: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 5: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.

ATTEST:

Emily M. Consalvo
City Clerk



Mayor

Roll Call Vote:

Ayes: Councilman Johnson
Councilwoman Johnson
Councilwoman Davenport
Councilman Eckhoff
Mayor Carr
Councilman Gresk

Nays: None

Absent: Councilman Mork

Motion Carried Unanimously

Passed: April 6, 1998
Published: April 7, 1998