

ORDINANCE NO. F-0257

**AN ORDINANCE GRANTING A REAR YARD VARIATION ON A CERTAIN
PIECE OF PROPERTY COMMONLY KNOWN AS
1800 SCHILLERSTROM COURT - HARRELL**

WHEREAS, written application has been made requesting a variation from the provisions of the City of Wheaton Zoning Ordinance, in order to reduce the rear yard setback from 25 feet to 10 feet to allow the construction of a patio, spa and gazebo onto the rear of an existing home on a certain piece of property legally described herein and commonly known as 1800 Schillerstrom Court, Wheaton, Illinois; 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 Board of Zoning Appeals on June 23, 1998, 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 Article 24.4(5) of the Wheaton Zoning Ordinance is granted to permit the construction of a patio, spa and gazebo in compliance with the plans entitled "*Proposed patio and retaining walls, dated 5/22/98 and revised 5/28/98*".

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

LOT 177 IN DANADA FARMS EAST UNIT 3, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27 AND PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 16, 1987 AS DOCUMENT NUMBER R87-163492, AND CERTIFICATE OF CORRECTION RECORDED MARCH 11, 1988 AS DOCUMENT NUMBER R88-024167 AND CERTIFICATE OF CORRECTION RECORDED JANUARY 31, 1989 AS DOCUMENT NUMBER R89-012256 IN DUPAGE COUNTY, ILLINOIS. P.I.N. 05-27-110-006

The property is commonly known as 1800 Schillerstrom Court, 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Section 2: All ordinances or parts of ordinances in conflict with these provisions are repealed.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:

Emily M. Anselmo
City Clerk

Roll Call Vote

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

Nays: None

Absent: Mayor Carr
Councilwoman Davenport

Motion Carried unanimously

Passed: July 6, 1998
Published: July 7, 1998