

417

ORDINANCE NO. F-0484

**AN ORDINANCE GRANTING A SIDE YARD VARIATION  
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS  
328 E. HARRISON AVENUE - TRUTY**

**WHEREAS**, written application has been made requesting a variation from the Zoning Ordinance to allow the construction of a second floor addition over an existing one-story portion of a home with a side yard setback of 4.81 feet in lieu of the required 7.14 feet on a certain piece of property legally described herein and commonly known as 328 E. Harrison Avenue, Wheaton, IL 60187; 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 13, 2000, 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 is granted to allow the construction of a second floor addition over an existing one-story portion of a home with a side yard setback of 4.81 feet in lieu of the required 7.14 feet in full compliance with the plans entitled *"Truty Residence; Site Plan; Second Floor Plan, East Elevation; South Elevation; prepared by Ronald R. Creswell, 719 N. Scott Street, Wheaton, IL 60187"*.

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

LOT 7 IN ARTHUR W. GUILD'S ELM ADDITION TO WHEATON, IN THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 14, 1924 IN BOOK II OF PLATS, PAGE 74 AS DOCUMENT 181384, IN DUPAGE COUNTY, ILLINOIS.  
P.I.N. 05-16-104-011

The property is commonly known as 328 E. Harrison 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**Section 2:** All ordinances or parts of ordinances in conflict with these provisions are repealed.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:

  
Eileen M. Consalvo  
City Clerk

  
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Mayor

Roll Call Vote:

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

Nays: None

Absent: Mayor Carr

Motion Carried Unanimously

Passed: July 5, 2000  
Published: July 6, 2000