

## ORDINANCE NO. F-0491

AN ORDINANCE AMENDING THE WHEATON ZONING ORDINANCE MAP  
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS  
0N726 GARY AVENUE, WHEATON, ILLINOIS/SUPERB CARPETS

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 0N726 Gary Avenue, Wheaton, Illinois; and

WHEREAS, the zoning application is being requested pursuant to the terms and conditions of a certain annexation agreement dated July 17, 2000, among the City and Michael Loewe and Jean Loewe ("Owners") ("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 December 20, 1999, 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 C-3 General Business District zoning classification:

LOTS 19, 20, 21, 26, 27 AND 28 IN BLOCK 1 IN GRANGE PARK ADDITION TO WHEATON, BEING A SUBDIVISION OF PART OF THE NORTHWEST 1/4 OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 20, 1926 AS DOCUMENT 223492, EXCEPT THAT PART OF LOTS 19, 20 AND 21 DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF LOT 21; THENCE ON AN ASSUMED BEARING OF SOUTH 90 DEGREES WEST ALONG THE SOUTH LINE OF SAID LOT 21 A DISTANCE OF 10.00 FEET TO A POINT ON A LINE PARALLEL WITH AND 10.00 FEET MEASURED PERPENDICULAR, WEST OF THE EAST LINE OF LOTS 19, 20 AND 21; THENCE NORTH 00 DEGREES 52 MINUTES 05 SECONDS EAST ALONG SAID 10.00 FOOT PARALLEL LINE 120.00 FEET TO THE NORTHLINE OF LOT 19; THENCE NORTH 90 DEGREES EAST 10.00 FEET TO THE NORTHEAST CORNER OF LOT 19; THENCE SOUTH 00 DEGREES 52 MINUTES 05 SECONDS WEST 120.00 FEET TO THE POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS

PIN NOS. 05-08-103-026; 05-08-103-027; 05-08-103-028; 05-08-103-033

This property is commonly known as 0N726 Gary Avenue, Wheaton, Illinois 60187.

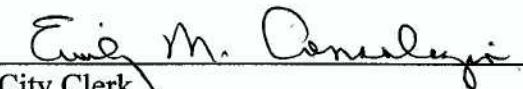
Section 2: The subject property shall be developed and improved in full compliance with the terms, provisions, and conditions of the Annexation Agreement; and the zoning granted herein is granted pursuant to the Annexation Agreement, which is on file in the Office of the City Clerk and incorporated into 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 the second anniversary of its passage, approval, and publication in pamphlet form in the manner prescribed by law.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Emily M. Donnelly  
City Clerk

Roll Call Vote:

Ayes:

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

Nays:

Absent:

None

Councilwoman Johnson

Motion Carried Unanimously

Passed: July 17, 2000

Published: July 18, 2000