

ORDINANCE NO. F-0566

AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF WHEATON, ILLINOIS
ON 515 GARY AVENUE/MUEHLFELT

WHEREAS, a written petition has been filed with the City Clerk of Wheaton, Illinois, requesting the annexation to the City of Wheaton, Illinois ("City"), of certain territory not contiguous to the boundaries of the City and not within the corporate boundaries of any other municipality, pursuant to a pre-annexation agreement which sets forth the terms and conditions under which annexation shall take place; and

WHEREAS, pursuant to notice, a public hearing was conducted by the City Council on April 12, 1999, to consider the terms and conditions of the proposed pre-annexation agreement; and

WHEREAS, a pre-annexation agreement dated April 19, 1999, among the City and Harold Muehlfelt ("Owner") ("Annexation Agreement"), is the direct result of deliberations on the proposed Annexation Agreement pursuant to the public hearing and other meetings before the City Council and City Staff; and

WHEREAS, the City adopted Ordinance No. F-0334, An Ordinance Authorizing the Signing of a Pre-Annexation Agreement, recorded with the Recorder of DuPage County on June 11, 1999, document number R1999131160.

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 following described territory is hereby annexed to the City:

Of that part of lot 2 of Muehlfelt's first subdivision of a part of the northeast quarter of section 8, township 39 north, range 10 east of the third principal meridian. According to the plat thereof recorded November 12, 1947 as Document 533909. Described by beginning at the southwest corner of said lot 2 in the center line of Gary Avenue and running thence north along the center line of Gary Avenue 121 feet: Thence east parallel

with the south line of said lot 2. 220 feet: Thence south parallel with the center line of Gary Avenue. 121 feet to the south line of said lot 2: Thence west along the south line of said lot 2. 220 feet to the place of beginning. Except that part described as follows: Beginning at the southwest corner of said lot 2 in the center line of Gary Avenue and running thence north 00 degrees 36 minutes 45 seconds west. Being an assumed bearing. Along the center line of said Gary Avenue. A distance of 121.0 feet: Thence north 88 degrees 22 minutes 49 seconds east. Parallel with the south line of said lot 2. A distance of 50.0 feet to the east right-of-way line of said Gary Avenue: Thence south 00 degrees 36 minutes 45 seconds east. On the east right-of-way line of said Gary Avenue. A distance of 71.59 feet: Thence south 46 degrees 06 minutes 58 seconds east. A distance of 22.99 feet: Thence north 88 degrees 22 minutes 49 seconds east. Parallel with the south line of said lot 2. A distance of 153.59 feet: Thence south 00 degrees 36 minutes 45 seconds east. Parallel with the center line of said Gary Avenue. A distance of 33.0 feet to the south line of said lot 2: Thence south 88 degrees 22 minutes 49 seconds west. On the south line of said lot 2. A distance of 220.0 feet to the point of beginning. All in DuPage County, Illinois.

PIN No. 05-08-200-027

This property is commonly known as 0N515 Gary Avenue, Wheaton, Illinois 60187.

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, DuPage 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 of its passage, approval, and publication in pamphlet form in the manner prescribed by law.

ATTEST:

Emily M. Consalvo
City Clerk

James Carr
Mayor

Ayes:

Roll Call Vote:
Councilwoman Davenport
Councilman Eckhoff

Mayor Carr
Councilman Johnson
Councilwoman Johnson
Councilman Mork

Nays: None
Absent: Councilman Gresk

Motion Carried Unanimously

Passed: March 5, 2001
Published: March 6, 2001