

**ORDINANCE NO. F-0591****AN ORDINANCE AMENDING THE TEXT OF THE WHEATON ZONING  
ORDINANCE, ARTICLE II - GROUP CARE HOME DEFINITION**

WHEREAS, the Corporate Authorities of the City of Wheaton, have determined that it is in the best interests of the public health, safety and welfare that "Group Care Homes" occupied by six to fifteen special needs individuals continue to be subject to the issuance of a special use permit.

WHEREAS, the Corporate Authorities of the City of Wheaton, by prior Amendment to the Wheaton Zoning Code, have not intended to eliminate the special use permit requirement for Group Care Homes having six to fifteen special needs individuals, and adopt this Amendment as further clarification of the City's Group Care Ordinances.

NOW THEREFORE, be it ordained by the Mayor and City Council of the City of Wheaton, that the first paragraph only of the definition for "Group Care Homes" contained in Article II of the Wheaton Zoning Ordinance is hereby repealed and rescinded in its entirety and replaced with a new paragraph which shall read:

**1. Group Care Homes**

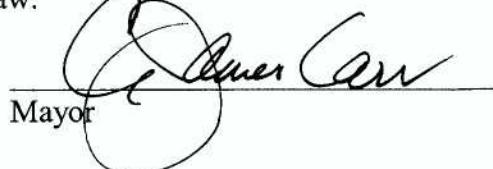
A residential dwelling, maintained as a single housekeeping unit, occupied by special needs individuals or a single multiple family building housing six to fifteen special needs individuals. For purposes of this definition the term "special needs individuals" includes, but is not limited to, developmentally disabled persons, alcoholics, the mentally ill, or other persons participating in counseling, respite, or rehabilitation programs. Group Care Homes shall provide a program structured to meet the social, rehabilitative, and respite needs of persons residing therein, in a residential community setting.

2. The remaining paragraphs contained in the definition of "group care homes" are hereby reaffirmed.

3. All ordinances or parts of ordinances in conflict with these provisions are repealed.

4. That if any part or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such invalidity shall not affect the remainder of this ordinance.

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

  
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Mayor

ATTEST:

Emily M. Connelley  
City Clerk

Ayes:

Roll Call Vote:  
Councilman Mork  
Councilman Mouhelis  
Councilman Eckhoff  
Councilman Gresk  
Councilman Johnson  
Mayor Carr  
Councilwoman Johnson

Nays:

None

Absent:

None

Motion Carried Unanimously

Passed: May 7, 2001

Published: May 8, 2001