

ORDINANCE NO. F-0673

AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF WHEATON, ILLINOIS
0N251 AND 0N259 GARY AVENUE/WHEATON PARK DISTRICT

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 contiguous to the boundaries of the City and not within the corporate boundaries of any other municipality, pursuant to a proposed 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 September 10, 2001, to consider the terms and conditions of the proposed annexation agreement; and

WHEREAS, an annexation agreement dated December 17, 2001, among the City and the Wheaton Park District ("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.

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:

PARCEL 1:

PART OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 8 AND RUNNING THENCE NORTH 0 DEGREES 52 MINUTES EAST ON THE EAST LINE OF SAID NORTHWEST QUARTER OF THE SOUTHEAST QUARTER 507 FEET; THENCE NORTH 89 DEGREES 44 MINUTES WEST, 388.5 FEET TO THE SOUTHEAST CORNER OF LAND DEEDED TO GEORGE VOELZ AND RECORDED AS DOCUMENT NUMBER 162259 IN BOOK 143 OF DEEDS, PAGE 230; THENCE NORTH 0 DEGREES 18

MINUTES EAST ALONG VOELZ EAST LINE 229.17 FEET FOR A PLACE OF BEGINNING; THENCE SOUTH 55 DEGREES 58 MINUTES WEST 569.01 FEET TO THE CENTER OF GARY AVENUE; THENCE NORTH 35 DEGREES 11 MINUTES WEST ON THE CENTER LINE OF GARY AVENUE, 72.92 FEET; THENCE NORTH 55 DEGREES 58 MINUTES EAST, 622.83 FEET; THENCE SOUTH 0 DEGREES 18 MINUTES WEST, 85.6 FEET TO THE PLACE OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2:

THAT PART OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 8; THENCE NORTH 0 DEGREES 52 MINUTES EAST ON THE EAST LINE OF SAID NORTHWEST OF THE SOUTHEAST QUARTER 507 FEET; THENCE NORTH 89 DEGREES 44 MINUTES WEST, 388.5 FEET TO THE SOUTHEAST CORNER OF LAND DEEDED TO GEORGE VOELZ AND RECORDED AS DOCUMENT 162259; THENCE NORTH 0 DEGREES 18 MINUTES EAST ON VOELZ EAST LINE 135 FEET TO VOELZ NORTHEAST CORNER FOR A PLACE OF BEGINNING; THENCE SOUTH 55 DEGREES 58 MINUTES WEST ON VOELZ NORTHERLY LINE 515.2 FEET TO THE CENTER LINE OF GARY AVENUE; THENCE NORTH 35 DEGREES 11 MINUTES WEST ON CENTER LINE OF GARY AVENUE 80.21 FEET; THENCE NORTH 55 DEGREES 58 MINUTES EAST, 569.01 FEET; THENCE SOUTH 0 DEGREES 18 MINUTES WEST, 94.17 FEET TO THE PLACE OF THE BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

PIN No.: 05-08-408-038

This property is commonly known as 0N251 and 0N259 Gary Avenue, Wheaton, Illinois.

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.

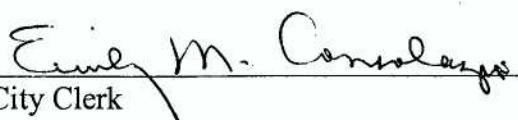
Section 4: All ordinances or parts of ordinances in conflict with these provisions are repealed.

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:



Mayor



Emily M. Consalvo
City Clerk

Roll Call Vote:

Ayes: Councilman Mork
Councilman Mouhelis
Councilman Eckhoff
Councilman Gresk
Mayor Carr
Councilwoman Johnson

Nays: None
Absent: Councilman Johnson

Motion Carried Unanimously

Passed: December 17, 2001

Published: December 18, 2001