

2010 C

ORDINANCE NO. F-0796

**AN ORDINANCE GRANTING A FRONT YARD VARIATION
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS
1612 KAY ROAD**

WHEREAS, written application has been made requesting a variation to Article 9.2.5 of the City of Wheaton Zoning Ordinance to allow the construction of an expanded entry foyer and roofed-over entry porch with a front yard setback of 27 feet in lieu of the required front yard setback of 43.15 feet; and

WHEREAS, pursuant to notice as required by the Illinois Municipal Code and the Wheaton Zoning Ordinance, a public hearing was convened by the Wheaton Planning & Zoning Board on March 11, 2003 to consider the variation request and the Wheaton Planning & Zoning Board has 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 Planning & Zoning Board, a variation is granted to Article 9.2.5 to allow the construction of an expanded entry foyer and roofed-over entry porch with a front yard setback of 27 feet in lieu of the required front yard setback of 43.15 feet in accordance with *the plans and testimony submitted at the public hearing held by the Wheaton Planning and Zoning Board on March 11, 2003*.

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

LOT 2 IN ROTH'S SUBDIVISION OF LOT 1 IN EVAN'S RESUBDIVISION OF LOT 4, EXCEPT THE EAST 28 FEET THEREOF, IN BLOCK 4 IN ARTHUR T. MCINTOSH AND COMPANY'S GLENTON ACRES, A SUBDIVISION OF PARTS OF SECTIONS 3 AND 10, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID ROTH'S SUBDIVISION RECORDED APRIL 28TH, 1972 AS DOCUMENT R72-21867, IN DUPAGE COUNTY, ILLINOIS. P.I.N. 05-10-201-028

The property is commonly known as 1612 Kay Road, 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Section 2: All ordinances or parts of ordinances in conflict with these provisions are repealed.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:

Cindy M. Connelly
City Clerk

Mayor


James Carr

Ayes:

Roll Call Vote
Councilman Mouhelis
Councilman Tamm
Councilman Gresk
Councilman Johnson
Councilwoman Johnson
Mayor Carr

Nays:

None

Absent:

Councilman Mork

Motion Carried Unanimously

Passed: March 17, 2003

Published: March 18, 2003