

ORDINANCE NO. F-1129

**AN ORDINANCE AMENDING THE WHEATON ZONING MAP
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS
26W575 EMBDEN LANE - SMITH**

WHEREAS, a written petition 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 located at 26W575 Embden Lane, Wheaton, Illinois; and

WHEREAS, the zoning application is being requested pursuant to the terms and conditions of a certain annexation agreement dated February 6, 2006, ("Annexation Agreement"), among the City and Catherine A. Smith ("Owner"); 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 January 9, 2006 to consider the requested zoning amendment.

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: 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 R-3 Single Family Residential Zoning District classification and in conformance with the Annexation Agreement:

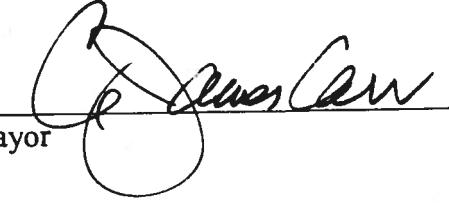
Lot #28 in Wiesbrook's Subdivision, being a Subdivision in Section 30, Township 39 North, Range 10 East of the Third Principal Meridian according to the plat thereof, recorded as Document # 793559 on March 21, 1956, in DuPage County, Illinois. P.I.N. 05-30-302-009

The subject property is commonly known 26W575 Embden Lane, Wheaton, IL 60187.

Section 2: The City Clerk is authorized and directed to record with the Office of the Recorder of Deeds, DuPage 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Section 3: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 4: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.



Mayor

ATTEST:

Emily M. Ann Arbor
City Clerk

Roll Call Vote

Ayes: Councilwoman Corry
Councilman Johnson
Mayor Carr
Councilman Levine
Councilman Mouhelis
Councilman Seuss
Councilman Bolds

Nays: None

Absent: None

Motion Carried Unanimously

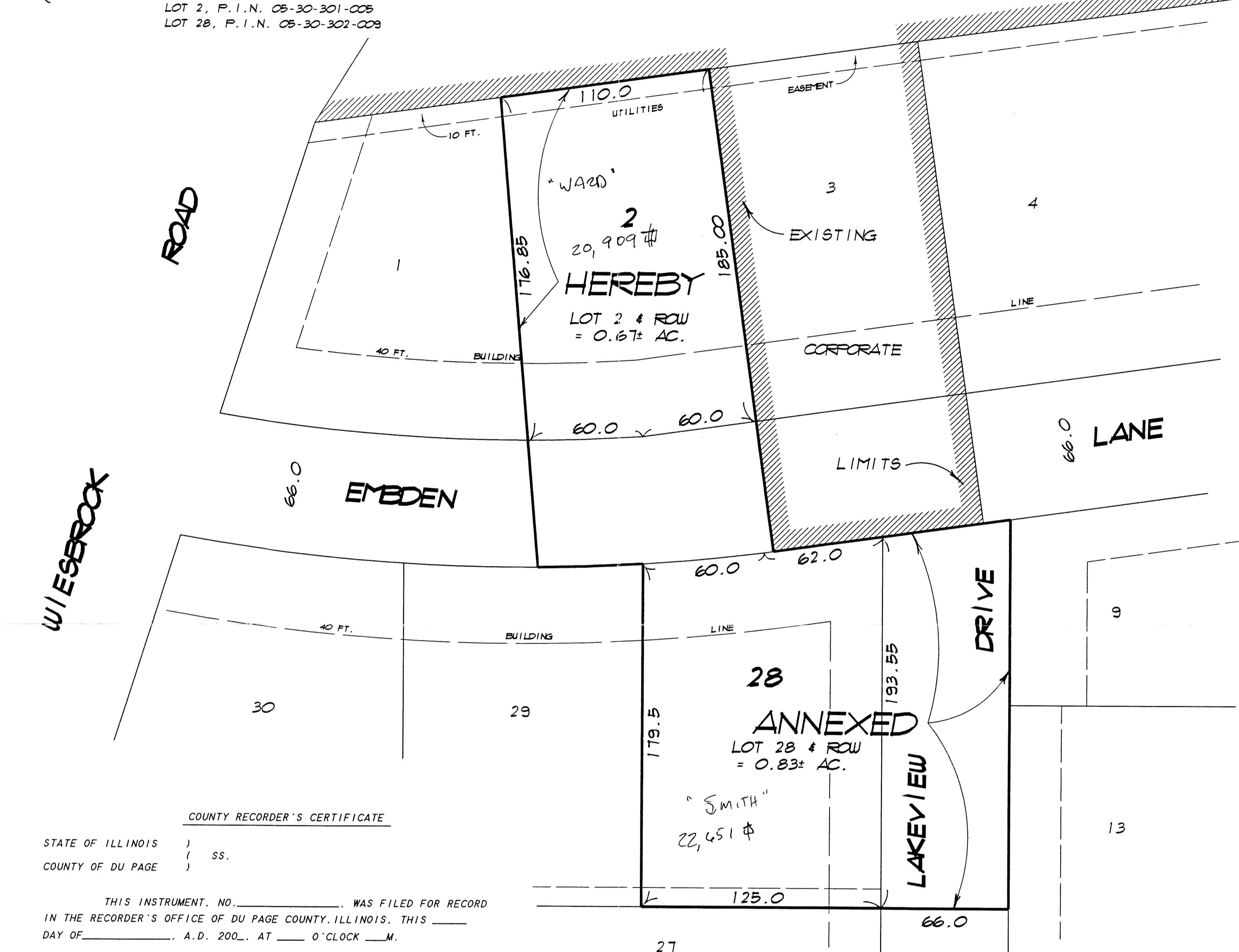
Passed: January 6, 2006
Published: January 7, 2006

PLAT OF ANNEXATION TO THE CITY OF WHEATON

LOT 2 AND THAT PORTION OF EMBDEN LANE LYING EAST OF THE WESTERLY LINE OF SAID LOT 2 AS EXTENDED SOUTH AND LYING WEST OF THE
EASTERLY LINE OF SAID LOT 2 AS EXTENDED SOUTH AND ALSO LOT 28 AND THAT PORTION OF LAKEVIEW DRIVE LYING NORTH OF THE SOUTH
LINE OF SAID LOT 28 AS EXTENDED EAST, ALL IN WEISBROOK'S SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHEAST QUARTER OF
SECTION 25, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND IN THE SOUTHWEST QUARTER OF SECTION 30,
TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 21, 1956
AS DOCUMENT 793559, IN DU PAGE COUNTY, ILLINOIS.

LOT 2, P.I.N. 05-30-301-005
LOT 28, P.I.N. 05-30-302-009

A map showing a river system with a scale bar and cardinal directions. The scale bar indicates a distance of 40 FEET. The cardinal directions N, S, E, and W are marked at the ends of the scale bar.



COUNTY RECORDER'S CERTIFICATE

STATE OF ILLINOIS)
() SS.
COUNTY OF DU PAGE)

THIS INSTRUMENT, NO. _____, WAS FILED FOR RECORD
IN THE RECORDER'S OFFICE OF DU PAGE COUNTY, ILLINOIS. THIS _____
DAY OF _____, A.D. 200 _____ AT _____ O'CLOCK _____ M

LOT 2 PROPERTY ADDRESS - 26W586 EMBDEN LANE, WHEATON, ILLINOIS.
LOT 28 PROPERTY ADDRESS - 26W575 EMBDEN LANE, WHEATON, ILLINOIS.

STATE OF ILLINOIS)
(SS.
COUNTY OF DU QUESNE)

SUBMITTED BY & RETURN TO
CITY OF WHEATON
303 W. WESLEY AVE.
WHEATON, IL. 60187

CITY OF WHEATON

STATE OF ILLINOIS)
(S.S.
COUNTY OF DU PAGE)

THIS IS TO CERTIFY THAT WE, STEINBRECHER LAND SURVEYORS, INC., PROFESSIONAL
ENGINEERING AND LAND SURVEYING DESIGN FIRM NO. 184-003126, HAVE PREPARED THE PLAT
DRAWN HEREON FOR THE PURPOSE OF ANNEXATION TO THE CITY OF WHEATON.

WEST CHICAGO, ILLINOIS NOVEMBER 23, 2005

Steinbrecher Land Surveyors, Inc.
Professional Engineering and Professional Land Surveying
Design Firm Corporation No. 184-003126



STEINBRECHER LAND SURVEYORS, INC. By:
Rich Steinbrenner
PROFESSIONAL LAND SURVEYOR 3583
LICENSE EXPIRES NOVEMBER 30, 2006.