

ORDINANCE NO. F-1189

**AN ORDINANCE GRANTING A SIDE YARD SETBACK ABUTTING
KELLE COURT ON THE PROPERTY COMMONLY KNOWN AS
2219 KINGSTON DRIVE/GILBERT**

WHEREAS, written application has been made requesting a variation to Article 9.2.5 of the Wheaton Zoning Ordinance to allow the construction of a raised deck with a side yard setback abutting Kelle Court of 15 feet in lieu of the required 29.5 feet.; 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 Planning and Zoning Board on June 27, 2006 to consider the variation request; and the Board recommended approval of the zoning variation.

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: Pursuant to the Findings of Fact made and determined by the Wheaton Planning and Zoning Board, a side yard setback abutting Kelle Court of 15 feet in lieu of the required 29.5 feet to allow the construction of a raised deck is granted in full compliance with the plans submitted on May 24, 2006, on the following-described real estate:

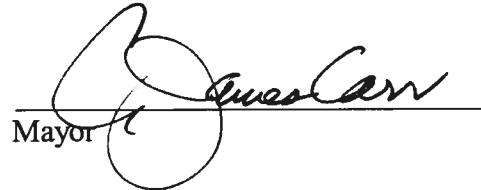
LOT 661 IN BRIARCLIFFE UNIT NUMBER THREE, BEING A SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 20, 1971, AS DOCUMENT R71-15555, IN DUPAGE COUNTY, ILLINOIS.

P.I.N. 05-34-109-019

This property is commonly known as 2219 Kingston Drive, Wheaton, IL 60187.

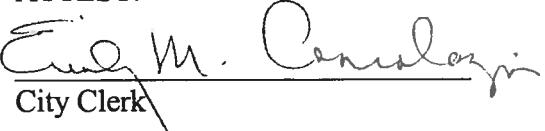
Section 2: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 3: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.



Mayor

ATTEST:



Cindy M. Connelly
City Clerk

Ayes:

Roll Call Vote
Councilman Mouhelis
Councilman Seuss
Councilman Bolds

R2006 - 186773

Councilwoman Corry
Councilman Johnson
Mayor Carr
Councilman Levine

Nays: None

Absent: None

Motion Carried Unanimously

Passed: July 17, 2006
Published: July 18, 2006

PLAT OF SURVEY

LEGEND
 3 Monumentation Found
 0 Monumentation Set
 (50') Record Dimension
 -X- Fence Line

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