

**ORDINANCE NO. F-1633**

**AN ORDINANCE GRANTING A REAR YARD SETBACK VARIATION ON A CERTAIN  
PIECE OF PROPERTY COMMONLY KNOWN AS 114 WEST FRANKLIN STREET -  
FRYE**

**WHEREAS**, written application has been made requesting a variation to Article 3.4A.6 of the Wheaton Zoning Ordinance to allow the construction of a patio with a rear yard setback of 5.0 feet in lieu of the required 25.0 feet, on certain property legally described herein and commonly known as 114 West Franklin Street, Wheaton, Illinois 60187; 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 March 27, 2012 to consider the variation request; and the Planning and Zoning Board has 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 rear yard setback of 5.0 feet in lieu of the required 25.0 feet is granted for a patio in full compliance with the site plan and drainage plan on file in the Department of Planning and Economic Development, to allow the construction on the following-described real estate:

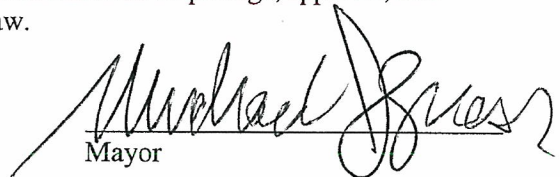
THE WEST 66.0 FEET OF THE NORTH 132.0 FEET OF THE EAST 198.0 FEET OF BLOCK 1 OF MALLORY'S ADDITION TO WHEATON IN THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

P.I.N.: 05-16-121-015

The subject property is commonly known as 114 West Franklin Street, 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**Section 2:** All ordinances or parts of ordinances in conflict with these provisions are repealed.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.

  
Mayor

ATTEST:

  
City Clerk

Roll Call Vote

Ayes: Councilman Suess  
Councilwoman Ives  
Councilman Mouhelis  
Councilman Rutledge  
Mayor Gresk  
Councilwoman Pacino Sanguinetti  
Councilman Scalzo

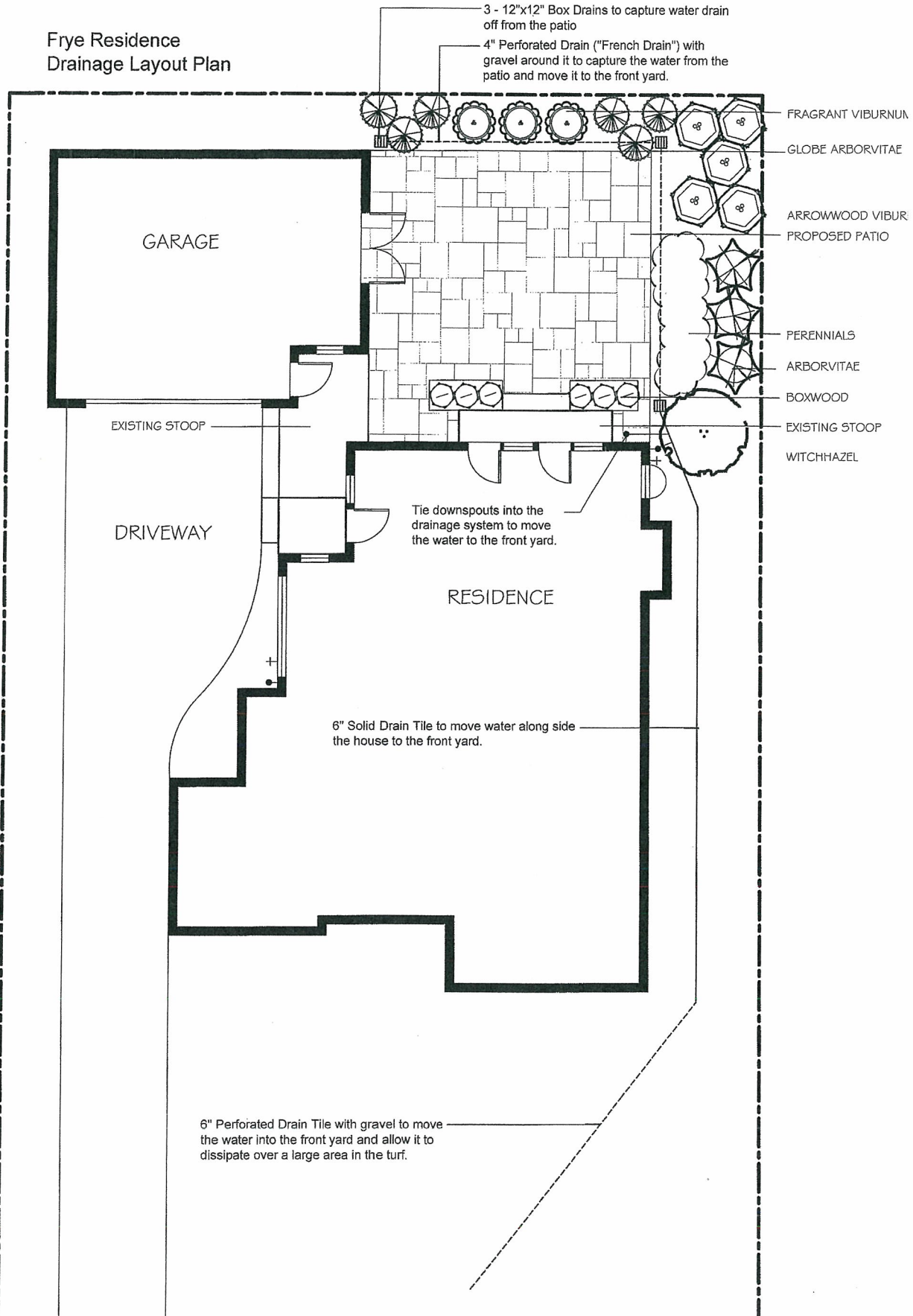
Nays: None

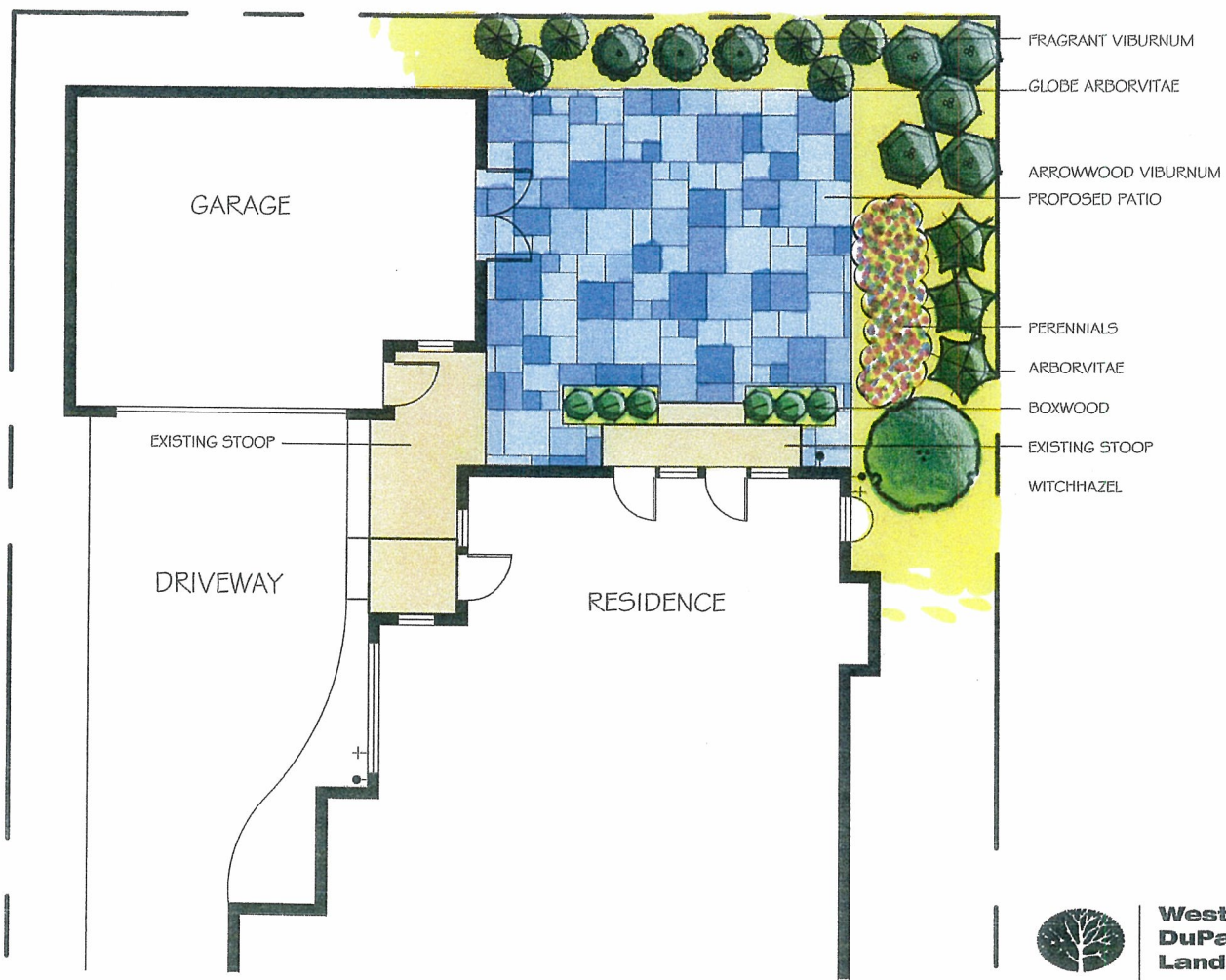
Absent: None

Motion Passed Unanimously

Passed: April 2, 2012  
Published: April 3, 2012

# Frye Residence Drainage Layout Plan





**Landscape  
Development Plan**

**FRYE  
RESIDENCE**

114 W. Franklin Street  
Wheaton, Illinois

sheet:  
date: 19 AUGUST 2011  
project no.:

drawn: TM  
checked: DM  
scale: 1/8" = 1'-0"



not to scale



**Western  
DuPage  
Landscaping, Inc.**

revisions: