

ORDINANCE NO. O-2019-33

**AN ORDINANCE ANNEXING A CERTAIN PROPERTY TO THE CITY OF WHEATON, ILLINOIS - 25W665
ELMWOOD DRIVE - RUSSELL**

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 ("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 July 22, 2019 to consider the terms and conditions of the proposed Annexation Agreement; and

WHEREAS, an Annexation Agreement dated August 5, 2019, between the City and Stuart H. Russell and Laurie F. Russell as Co-Trustees of the Russell Family 2006 Declarations of Trust dated March 16, 2006 ("Owner"), is the direct result of deliberations on the proposed annexation pursuant to the public hearing and other meetings before the City Council and City Staff; and

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 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:

LOT 1 IN BROWN'S ARROWHEAD ESTATES PLAT OF LOT 1, BEING A PART OF THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

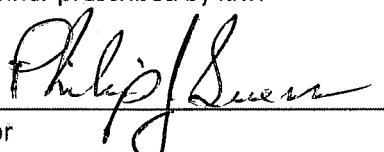
P.I.N. 05-29-110-002

The subject property is commonly known as 25W665 Elmwood Drive, Wheaton, IL 60189.

Section 3: The City Clerk is 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 4: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 5: This ordinance shall become effective from and after its passage, approval, publication in pamphlet form, and execution by all the parties to the Annexation Agreement approved in conjunction with the approval of this Annexation as in the manner prescribed by law.


Philip J. Russell
Mayor

ATTEST:


Shannanett Hagn
City Clerk

Roll Call Vote

Ayes: Councilman Barbier
Councilwoman Bray-Parker
Mayor Suess
Councilman Rutledge
Councilman Zaruba

Nays: None

Absent: Councilwoman Fitch

Motion Carried Unanimously

Passed: August 5, 2019
Published: August 6, 2019