

ORDINANCE NO. O-2019-51

**AN ORDINANCE ANNEXING A CERTAIN PROPERTY TO THE CITY OF WHEATON, ILLINOIS - 25W371
ARMBRUST AVENUE**

WHEREAS, a written petition has been filed with the City Clerk of Wheaton, Illinois, requesting annexation of 25W371 Armbrust Avenue ("Subject Property") to the City of Wheaton, Illinois ("City"), conditioned on the execution of a pre-annexation agreement.

WHEREAS, a pre-annexation agreement, between the City and the previous owners of the Subject Property which is binding against successor owners ("Owners"), was approved by the City of Wheaton on November 1, 1999 by City Ordinance No. F-0403; and

WHEREAS, Section 3 of the pre-annexation agreement states that once the Subject Property becomes contiguous to the City, the City, in its sole discretion, may initiate the appropriate public hearings and notices to require the Subject Property to be annexed to the City and thereafter enact and Ordinance annexing the Subject Property to the City; and

WHEREAS, the Subject Property has become contiguous to the City; and

WHEREAS, pursuant to notice, a public hearing was conducted by the City Council on October 14, 2019 to consider the terms and conditions of the pre-annexation agreement.

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 pre-annexation agreement are incorporated into this annexation ordinance by this reference as though fully set forth herein. A copy of the pre-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 7 IN BLOCK 8 IN PURNELL GARDENS, BEING A SUBDIVISION IN THE EAST 1/2 OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 7, 1925 AS DOCUMENT 197513, IN DUPAGE COUNTY, ILLINOIS.

P.I.N. 05-08-400-001

The subject property is commonly known as 25W371 Armbrust Avenue, Wheaton, IL 60187.

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 pre-annexation agreement approved in conjunction with the approval of this Annexation as in the manner prescribed by law.

Philip J. Suess
Mayor

ATTEST:

Alma Bennett Hagn
City Clerk

Roll Call Vote

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

Nays: None

Absent: None

Motion Carried Unanimously

Passed: October 21, 2019
Published: October 22, 2019