

ORDINANCE NO. O-2022-38

**AN ORDINANCE AMENDING THE TEXT OF THE WHEATON ZONING ORDINANCE TO ESTABLISH A
"CERTIFIED PERSONAL TRAINING, WELLNESS, AND REHABILITATION BUSINESS" AS A SPECIAL USE IN
THE O-R ZONING DISTRICT**

WHEREAS, pursuant to notice as required by the Illinois Municipal Code and the City Zoning Ordinance, a public hearing was conducted by the Wheaton Planning and Zoning Board, acting as a hearing body on August 23, 2022 regarding an amendment to certain provisions of the Zoning Ordinance pertaining to a "Certified Personal Training, Wellness, and Rehabilitation Business"; and

WHEREAS, the Corporate Authorities of the City have determined that it is appropriate to amend certain provisions of the Zoning Ordinance to establish a zoning special use for "Certified Personal Training, Wellness, and Rehabilitation Business" in the O-R Zoning District.

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, Articles II and XV of the Wheaton Zoning Ordinance is amended by adding the following language:

- I. Article II of the Zoning Ordinance: add the following definition, "Certified Personal Training, Wellness, and Rehabilitation Business shall mean: A business providing personalized physical training and rehabilitation for individuals, families, teams, and small groups in which substantially all physical training is directly supervised by Certified Personal Trainers or Licensed Physical Therapists; and classes such as Yoga and Pilates are conducted by Certified Instructors. All physical training and rehabilitation, physical therapy and instruction are for members only by appointment. No open gym. Incidental sales of water, health beverages and merchandise are permitted but no sales of supplements".
- II. Article XV, Section 15.1 of the Zoning Ordinance to add the following to the schedule of Uses requiring a Special Use Permit in the O-R District: "Certified Personal Training, Wellness, and Rehabilitation Business".

Section 2: In all other respects, the Wheaton Zoning Ordinance is ratified and remains in full force and effect.

Section 3: All ordinances or parts of ordinances in conflict with these provisions are repealed.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.

ATTEST:

Andrea Rosedale
City Clerk

Philip J. Suess
Mayor

Roll Call Vote

Ayes: Councilwoman Bray-Parker
Mayor Suess
Councilwoman Fitch
Councilwoman Robbins

Nays: None

Absent: Councilman Barbier
Councilman Brown
Councilman Weller

Motion Carried Unanimously

Passed: September 6, 2022
Published: September 7, 2022