

PIN:
08-07-308-018

ADDRESS:
127 E. OGDEN AVENUE
NAPERVILLE, IL 60653

PREPARED BY:
CITY OF NAPERVILLE
LEGAL DEPARTMENT
630/420-4170

RETURN TO:
CITY OF NAPERVILLE
CITY CLERK'S OFFICE
400 SOUTH EAGLE STREET
NAPERVILLE, IL 60540

PZC Case #17-1-053

ORDINANCE NO. 17 - _____

**AN ORDINANCE APPROVING THE PRELIMINARY/FINAL PLAT OF SUBDIVISION
FOR JEWEL OSCO SUBDIVISION**

WHEREAS, Jetco Properties is the owner of real property located at 127 E. Ogden Avenue (collectively hereinafter referred to as "Owner"); and

WHEREAS, Vequity LLC Series XXIV ("Petitioner") is the contract purchaser of the real property located at 127 E. Ogden Avenue, legally described on **Exhibit A** and depicted as Lot 2 in the Jewel Osco Subdivision on **Exhibit B** ("Subject Property"); and

WHEREAS, the Petitioner has petitioned the City of Naperville for approval of a preliminary/final plat of subdivision for Jewel Osco Subdivision in order to create 2 lots, where there was previously 1 lot, at the Subject Property; and

WHEREAS, the petitioner is purchasing Lot 2 of the Jewel Osco Subdivision in order to obtain additional land to accommodate a drive-through on the Petitioner's property located at 215-231 E. Ogden Avenue; and

WHEREAS, following purchase of Lot 2 of the Jewel Osco Subdivision, the petitioner will consolidate said lot with the property located at 127 E. Ogden Avenue; and

WHEREAS, the City Council of the City of Naperville has determined that the Preliminary/Final Plat of Subdivision for Jewel Osco Subdivision should be approved as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule powers, as follows:

SECTION 1: The foregoing recitals are incorporated as though fully set forth in this Section 1. All exhibits referenced in this Ordinance shall be deemed incorporated and made part hereof.

SECTION 2: The Preliminary/Final Plat of Subdivision for Jewel Osco Subdivision, attached to this Ordinance as **Exhibit B**, is hereby approved.

SECTION 3: This Ordinance is subject to all conditions and requirements set forth in the Naperville Municipal Code, as amended from time to time.

SECTION 4: The City Clerk is authorized and directed to record this Ordinance and the Preliminary/Final Plat of Subdivision for Jewel Osco Subdivision with the DuPage County Recorder.

SECTION 5: If any section, paragraph, or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision, shall not affect any of the remaining provisions of this Ordinance or any other City ordinance, resolution, or provision of the Naperville Municipal Code.

SECTION 6: This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this _____ day of _____, 2017.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____, 2017.

Steve Chirico
Mayor

ATTEST:

Pam Gallahue, Ph. D.
City Clerk