

PIN: 08-08-101-017

**ADDRESS:
719 CENTER ST.
NAPERVILLE, IL 60563**

**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 #21-1-121

ORDINANCE NO. 22 - ____

**AN ORDINANCE APPROVING THE PRELIMINARY/FINAL PLAT OF SUBDIVISION
FOR THIS IS NOT MY YARD SUBDIVISION (719 CENTER STREET)**

RECITALS

1. **WHEREAS**, Louis and Dara DeLorenzo, ("**Owners**" and "**Petitioners**"), are the owners of the property located at 719 Center Street, Naperville, Illinois, legally described on **Exhibit A** and depicted on **Exhibit B** ("**Subject Property**"); and
2. **WHEREAS**, the Owners and Petitioners have petitioned the City of Naperville for approval of a Preliminary/Final Plat of Subdivision for This Is Not My Yard Subdivision to allow for subdivision of the existing lot into two lots; and
3. **WHEREAS**, the Owners and Petitioners have additionally been granted approval of a temporary use per Ordinance 22-____ to allow an existing fence on Lot 2 of This Is Not My Yard Subdivision to remain for a period of eighteen (18) months; and

4. **WHEREAS**, the City Council of the City of Naperville has determined that the Preliminary/Final Plat of Subdivision for This Is Not My Yard 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 This Is Not My Yard 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 This Is Not My Yard Subdivision with the DuPage County Recorder. Subject to its approval by the City Council, the City Clerk is also authorized and directed to record the Ordinance Granting a Temporary Use for the Subject Property with the DuPage County Recorder subsequent to recordation of this Ordinance.

SECTION 5: If this Ordinance and the preliminary/final plat of subdivision it approves are not recorded with the office of the Recorder in which the Subject Property is located within one (1) year of their approval by the Naperville City Council, this Ordinance and the preliminary/final plat of subdivision shall be null and void without any further action by the City unless this Ordinance is amended by the City to extend such timeframe. The Owner and Developer shall defend, indemnify, and hold the City and its

officers, agents and employees harmless if recordation does not occur within the original, or any extended, timeframe.

SECTION 6: 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 7: This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this _____ day of _____, 2022.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____, 2022.

Steve Chirico
Mayor

ATTEST:

Pam Gallahue, Ph.D.
City Clerk