

Effective date: March 10, 2009

12/1/2008

**1-0-09**

**AN ORDINANCE**

**Amending the Zoning Map to Re-Zone  
the Properties at 912-946 Pitner Avenue  
from I2 Industrial District to  
MXE Mixed Use Employment District**

**WHEREAS**, pursuant to proper notice, the Zoning Committee of the Plan Commission held public hearings on, March 12, 2008, April 15, 2008, May 14, 2008, June 11, 2008, and July 9, 2008, in case no. ZPC 08-02-M, to consider an amendment to the Zoning Map, cited in Section 6-7-2 of Title 6 of the Evanston City Code of 1979, as amended, ("the Zoning Ordinance"), to re-zone the properties located at 912-946 Pitner Avenue, Evanston, Illinois (the "Subject Properties"), legally described in Exhibit A, which is attached hereto and incorporated herein by reference, received testimony, made a verbatim transcript, and recommended approval of the application for a map amendment to the Plan Commission; and

**WHEREAS**, pursuant to proper notice, the Plan Commission held a public hearing on October 15, 2008, received testimony, made a *verbatim* transcript, and made findings pursuant to Subsection 6-3-4-5 of the Zoning Ordinance that the proposed amendment met the applicable standards therein, and recommended that the City Council re-zone the Subject Properties from I2 Industrial District to MXE Mixed Use Employment District; and

**WHEREAS**, at its February 9, 2009 meeting, the Planning and Development Committee of the City Council adopted the findings and recommendation of the Plan Commission in case no. ZPC 08-02-M, and recommended City Council approval thereof; and

**WHEREAS**, at its February 23, 2009 meeting, the City Council considered and adopted the respective records and recommendations of the Plan Commission and the Planning and Development Committee,

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:**

**SECTION 1:** That the foregoing recitals are found as fact and incorporated herein by reference.

**SECTION 2:** That the City Council hereby amends the aforementioned Zoning Map to re-zone the Subject Properties from I2 Industrial District to MXE Mixed Use Employment District.

**SECTION 3:** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 4:** That, if any provision of this Ordinance or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

**SECTION 5:** That this Ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

Introduced: February 9, 2009

Approved:

Adopted: February 23, 2009

February 24, 2009

Lorraine H. Morton  
Lorraine H. Morton, Mayor

Attest:

Rodney Greene  
Rodney Greene, City Clerk

Approved as to form:

Elke Tober-Purze  
Elke Tober-Purze,  
Interim 1<sup>st</sup> Assistant Corp. Counsel

**EXHIBIT A****Legal Descriptions**

LOTS 8 THROUGH 15 BOTH INCLUSIVE AND THE NORTH HALF OF VACATED BRADLEY PLACE LYING WEST OF THE WEST LINE OF PITNER AVENUE AND EAST OF THE EAST LINE OF THE 16 FEET ALLEY LYING BETWEEN FOWLER AND PITNER AVENUES, IN BLOCK 5 OF THOMAS P. GREY'S MAIN STREET ADDITION TO EVANSTON, A SUBDIVISION OF THE WEST 1/3 OF THE SOUTH HALF OF THE NORTHWEST 1/4 OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

AND

LOTS 8 THROUGH 11 AND THE SOUTH 1/2 OF VACATED BRADLEY PLACE IN BLOCK 8 LYING WEST OF THE WEST LINE OF PITNER AVENUE AND EAST OF THE EAST LINE OF THE 16 FEET ALLEY LYING BETWEEN FOWLER AND PITNER AVENUES, IN BLOCK 8 OF THOMAS P. GREY'S MAIN STREET ADDITION TO EVANSTON, A SUBDIVISION OF THE WEST 1/3 OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

**PINs:** 10-24-120-008-0000  
10-24-120-009-0000  
10-24-120-010-0000  
10-24-120-011-0000  
10-24-118-032-1001  
10-24-118-032-1002  
10-24-118-032-1003  
10-24-118-032-1004  
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10-24-118-032-1011  
10-24-118-031-0000  
10-24-118-030-0000  
10-24-118-033-0000

**COMMONLY KNOWN AS:** 912-946 Pitner Avenue, Evanston, Illinois